



SEATTLE CITY COUNCIL

Legislative Summary

CB 119024

Record No.: CB 119024

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125365

In Control: City Clerk

File Created: 07/03/2017

Final Action: 08/02/2017

Title: AN ORDINANCE relating to funding for housing and community development programs; adopting The City of Seattle 2017 Annual Action Plan to the 2014 - 2017 Consolidated Plan for Housing and Community Development and authorizing its submission to the United States Department of Housing and Urban Development; authorizing acceptance of grant funds from that department for programs and activities included in the Annual Action Plan; amending Ordinance 125207, which adopted the 2017 Budget, by modifying appropriations to various departments and budget control levels in the 2017 Adopted Budget; and lifting a proviso; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Notes:

Date
Filed with City Clerk: 8/2/2017

Mayor's Signature: 7/26/2017

Sponsors: Burgess

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att A - 2017 Annual Action Plan v2

Drafter: adam.schaefer@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	07/03/2017	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	07/05/2017	sent for review	Council President's Office			
1	Council President's Office	07/06/2017	sent for review	Affordable Housing, Neighborhoods, and Finance Committee			

Action Text: The Council Bill (CB) was sent for review. to the Affordable Housing, Neighborhoods, and Finance Committee

Notes:

- | | | | | | |
|---|--|------------|-----------------|--|------|
| 1 | Full Council | 07/10/2017 | referred | Affordable
Housing,
Neighborhoods,
and Finance
Committee | |
| 1 | Affordable Housing,
Neighborhoods, and
Finance Committee | 07/19/2017 | pass as amended | | Pass |

Action Text: The Committee recommends that Full Council pass as amended the Council Bill (CB).
In Favor: 3 Chair Burgess, Vice Chair Herbold, Member Johnson
Opposed: 0

- | | | | | | |
|---|--------------|------------|--------|--|------|
| 1 | Full Council | 07/24/2017 | passed | | Pass |
|---|--------------|------------|--------|--|------|

Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:

Notes:

In Favor: 7 Councilmember Bagshaw, Councilmember Burgess, Councilmember González , Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Sawant
Opposed: 0

- | | | | | | |
|---|------------|------------|------------------------------------|------------|--|
| 1 | City Clerk | 07/25/2017 | submitted for
Mayor's signature | Mayor | |
| 1 | Mayor | 07/28/2017 | Signed | | |
| 1 | Mayor | 08/02/2017 | returned | City Clerk | |
| 1 | City Clerk | 08/02/2017 | attested by City
Clerk | | |

Action Text: The Ordinance (Ord) was attested by City Clerk.

Notes:

CITY OF SEATTLE

ORDINANCE 125365

COUNCIL BILL 119024

AN ORDINANCE relating to funding for housing and community development programs; adopting The City of Seattle 2017 Annual Action Plan to the 2014 – 2017 Consolidated Plan for Housing and Community Development and authorizing its submission to the United States Department of Housing and Urban Development; authorizing acceptance of grant funds from that department for programs and activities included in the Annual Action Plan; amending Ordinance 125207, which adopted the 2017 Budget, by modifying appropriations to various departments and budget control levels in the 2017 Adopted Budget; and lifting a proviso; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

WHEREAS, the United States Department of Housing and Urban Development (HUD) has required each local jurisdiction seeking certain federal assistance to provide an annual action plan for its current Consolidated Plan for Housing and Community Development, which guides the allocation of funds from the Community Development Block Grant (CDBG) Program, HOME Investment Partnerships (HOME) Program, Emergency Solutions Grant (ESG) Program, and Housing Opportunities for Persons with AIDS (HOPWA) Program; and

WHEREAS, Ordinance 124496 adopted the City's 2014 – 2017 Consolidated Plan for Housing and Community Development ("the Consolidated Plan"); and

WHEREAS, the Mayor has proposed a 2017 Annual Action Plan (AAP) to the Consolidated Plan; and

WHEREAS, a draft version of the AAP was released for public view and comment in November 2016; and

1 WHEREAS, the AAP was developed with input from a number of publicly vetted needs
2 assessments and policy documents, and the AAP will be available for public review and
3 comment for 15 days prior to the passage of this ordinance; and

4 WHEREAS, the City Council placed a proviso on \$362,500 in the 2017 Adopted Budget for the
5 King Street Station activation (the "Project"), as part of The Mayor's Commercial
6 Affordability Action Plan, and the money may be spent for no other purpose except to
7 support the Office of Economic Development showing how it will work with community
8 leaders in Chinatown-International District (CID) and Pioneer Square on advancing the
9 Project; and

10 WHEREAS, the Office of Economic Development has determined that more time is needed to
11 complete additional feasibility assessments; therefore the Project will not be able to
12 proceed in 2017, as originally anticipated, without jeopardizing compliance with HUD's
13 Expenditure Timeliness requirements; and

14 WHEREAS, the Office of Economic Development will continue to work closely with
15 community leaders in the CID and Pioneer Square to define the project scope, identifying
16 the different ways in which the Project will involve the adjacent communities in
17 development, provide commercial affordability opportunities to food and retail small
18 businesses, including low-income immigrant and refugee entrepreneurs, and provide area
19 benefits to CID and Pioneer Square, including cross-cultural interactions; and

20 WHEREAS, the Office of Economic Development will use community input to define the
21 Project in a Request for Proposal; and

22 WHEREAS, the Office of Economic Development is committed to including community leaders
23 on the panel for selecting a project partner; and

1 WHEREAS, Ordinance 125207 adopted the City's 2017 Annual Budget based upon assumptions
2 about CDBG, HOME, ESG, and HOPWA grant amounts from HUD; and

3 WHEREAS, the actual grant amounts from HUD differ from those assumptions; NOW,

4 THEREFORE,

5 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

6 Section 1. The Seattle City Council adopts the 2017 Annual Action Plan to the 2014 –
7 2017 Consolidated Plan for Housing and Community Development (AAP), attached to this
8 ordinance as Attachment 1.

9 Section 2. The Mayor and the Director of Human Services (Director) or their designees
10 are authorized to submit the adopted AAP, together with any necessary supplementary material,
11 to the United States Department of Housing and Urban Development (HUD) as the application
12 by the City for financial assistance under certain HUD programs; to represent the City in seeking
13 HUD approval of the AAP; to make and submit to HUD such modifications to the AAP as HUD
14 may require, provided that no substantial policy changes are involved; and to sign and deliver on
15 behalf of the City such assurances and certifications as may be necessary to obtain HUD
16 approval. The Director or Director's designee is further authorized to make such technical and
17 conforming changes to the AAP as may be deemed reasonably necessary, and to amend the
18 AAP, if necessary or appropriate under federal regulations, to reflect funding of specific
19 activities, final appropriations in any Adopted Budget or amendments to an Adopted Budget, or
20 changes in activities that are consistent with the policies and priorities established in the City's
21 2014 – 2017 Consolidated Plan for Housing and Community Development (Consolidated Plan).
22 Any substantial amendment as defined by the Citizen Participation Plan of the Consolidated Plan
23 shall require approval by the Council by ordinance or resolution.

Section 3. The restrictions imposed by the following budget proviso are removed and they are no longer restrictions for any purpose of Ordinance 125207.

Department	2017 Green Sheet	Proviso	Budget Control Level
Executive	171-1-A-3	Of the appropriation in the 2017 budget for the Office of Economic Development's (OED) CDBG - Office of Economic Development BCL, \$362,500 is appropriated for the King Street Station activation described in the Mayor's Commercial Affordability Action Plan and may be spent for no other purpose. None of the money appropriated for this purpose may be spent except to support the work OED is to report on as enumerated below, until OED files with the City Clerk a report showing that: (1) OED has worked closely with community leaders in Chinatown-International District (CID) and Pioneer Square to define the project scope, identifying the different ways in which the project will involve the adjacent communities in development, provide commercial affordability opportunities to food and retail small businesses, including low-income immigrant and refugee entrepreneurs, and provide area benefits to CID and Pioneer Square, including cross-cultural interactions; (2) used this community input to define the project in the Request for Proposal; and (3) committed to including community leaders on the panel for selecting a project partner. OED should provide a courtesy copy of the report to the chair of the Council's Committee on Civil Rights, Utilities, Economic Development & Arts.	CDBG – Office of Economic Development (17810-6XD10)

Section 4. The allocations set forth in the AAP do not constitute appropriations and are not final decisions to undertake any project or to award any subgrant or contract. The authority

of the respective City departments and offices to implement the activities set forth in the AAP is subject to sufficient appropriations in the City of Seattle 2017 Adopted Budget, as amended by this ordinance or in any separate ordinance. Implementation of any specific project or program is also subject to a final determination by the appropriate office or department after completion of any necessary review under environmental and related laws. No part of the AAP is intended to confer any legal rights or entitlements on any persons, groups, or entities.

Section 5. The Mayor or the Mayor's designee is authorized to execute, deliver, and perform for and on behalf of The City of Seattle such agreements as are reasonably necessary to accept financial assistance from HUD for the following grant programs up to the maximum amounts listed below:

Community Development Block Grant (CDBG)	\$8,848,381
HOME Investment Partnership (HOME)	\$2,397,161
Housing Opportunities for Persons with AIDS (HOPWA)	\$2,032,386
Emergency Solutions Grant (ESG)	\$808,890

CDBG funds, when received, shall be deposited into the CDBG Main Fund (17810). HOME funds, when received, shall be deposited into the HOME Subfund (16490) of the Low-Income Housing Fund (16400). HOPWA and ESG funds, when received, shall be deposited into the Human Services Operating Fund (16200). The Mayor or the Mayor's designee is further authorized to execute and deliver such other documents relating to the agreements as may be required.

Section 6. The appropriations for the following items in the 2017 Adopted Budget are decreased for the funds shown, as follows:

Item	Fund Name and Number	Department	Budget Control Level	Amount
6.1	Low Income Housing Fund / HOME Subfund (16400)	Executive	Low-Income Housing Fund 16400 (16400-XZ-R1)	(\$91,310)
6.2	Community Development Block Grant (17810)	Executive	CDBG – Office of Economic Development (17810-6XD10)	(\$352,822)

Section 7. The appropriations for the following items in the 2017 Adopted Budget are increased for the funds shown, as follows:

Item	Fund Name and Number	Department	Budget Control Level	Amount
7.1	Community Development Block Grant (17810)	Executive	CDBG – Office of Housing (17810-6XZ10)	\$201,485
7.2	Community Development Block Grant (17810)	Human Services Department	CDBG – Human Services Department (17810-6HSD10)	\$752,960
7.3	Human Services Operating Fund (16200)	Human Services Department	Division of Homeless Strategy and Investment (16200-H30ET)	\$237,800
7.4	Community Development Block Grant (17810)	Department of Parks and Recreation	Parks Infrastructure (17810-CIP) (17810-K72441)	\$214,390

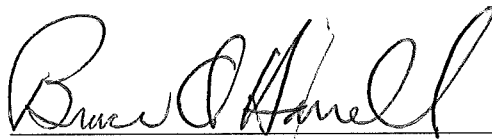
Section 8. Unspent funds appropriated in this ordinance shall carry forward to subsequent fiscal years until they are exhausted or abandoned by ordinance. In accordance with RCW 35.32A.060, the foregoing appropriations are made to meet actual necessary expenditures of the

1 City for which insufficient appropriations have been made due to causes which could not
2 reasonably have been foreseen at the time of the making of the 2017 Budget.

3 Section 9. Execution of the agreements authorized in Section 5 of this ordinance, and
4 other acts pursuant to the authority and prior to the effective date of this ordinance, are ratified
5 and confirmed.

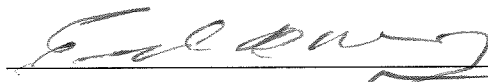
Section 10. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by a 3/4 vote of all the members of the City Council the 24th day of July, 2017, and signed by me in open session in authentication of its passage this 24th day of July, 2017.



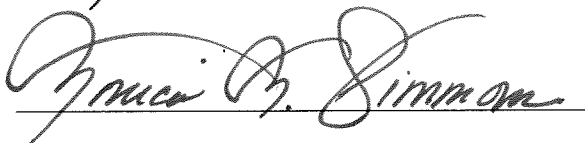
President _____ of the City Council

Approved by me this 28 day of July, 2017.



Edward B. Murray, Mayor

Filed by me this 2nd day of AUGUST, 2017.



Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment A – 2017 Annual Action Plan to the 2014 – 2017 Consolidated Plan for Housing and Community Development

STATE OF WASHINGTON -- KING COUNTY

--SS.

352754

No.

CITY OF SEATTLE, CLERKS OFFICE

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

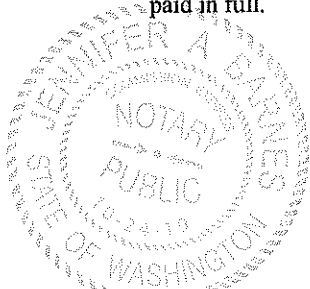
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:125357,359-125370

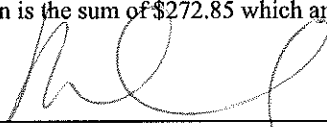
was published on

08/10/17

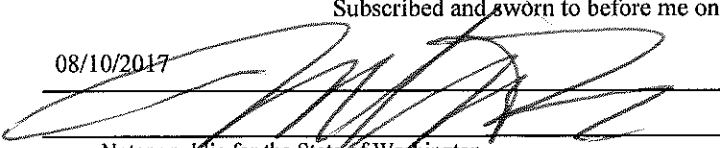
The amount of the fee charged for the foregoing publication is the sum of \$272.85 which amount has been paid in full.



Affidavit of Publication


Subscribed and sworn to before me on

08/10/2017


Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, approved by the City Council on July 24, 2017, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125357

Council Bill 119028

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at page 113 of the Official Land Use Map to rezone property located at 2320 E Union Street from Neighborhood Commercial 2 with a Pedestrian Overlay and 40-foot height limit (NC2P-40) and Neighborhood Commercial 2 with a 40-foot height limit (NC2-40) to Neighborhood Commercial 2 with a Pedestrian Overlay and a 65-foot height limit (NC2P-65), and accepting a Property Use and Development Agreement as a condition of rezoning approval. (Petition by Capitol Hill Housing, C.F. 814349, SDCI Project 3018178)

Ordinance 125359

Council Bill 118981

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at pages 112 and 113 of the Official Land Use Map to rezone land in the 23rd and Cherry node of the 23rd & Union-Jackson Residential Urban Village; and amending Sections 23.45.510, 23.45.512, 23.45.514, and 23.45.517 of the Seattle Municipal Code to implement Mandatory Housing Affordability (MHA).

Ordinance 125360

Council Bill 118982

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at pages 112 and 113 of the Official Land Use Map to rezone land in the 23rd and Union node of the 23rd & Union-Jackson Residential Urban Village; amending Section 23.47A.009 of the Seattle Municipal Code to adopt development standards for certain properties in the 23rd & Union-Jackson Residential Urban Village; and amending Sections 23.58C.040 and 23.58C.060 of the Seattle Municipal Code to implement Mandatory Housing Affordability (MHA).

Ordinance 125361

Council Bill 118983

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at pages 118 and 119 of the Official Land Use Map to rezone land in the 23rd and Jackson node of the 23rd & Union-Jackson Residential Urban Village to support community vision and implement Mandatory Housing Affordability (MHA); and amending Section 23.47A.009 of the Seattle Municipal Code to adopt development standards for certain properties in the 23rd & Union-Jackson Residential Urban Village.

Ordinance 125362

Council Bill 118980

AN ORDINANCE relating to land use and zoning; amending Section 23.41.010 of the Seattle Municipal Code to update the list of approved neighborhood design guidelines; approving and adopting the new Mount Baker Town Center Design Guidelines; and approving and adopting augmented Pike/Pine Design Guidelines.

Ordinance 125363

Council Bill 119004

AN ORDINANCE relating to land use and zoning; amending Map A for Section 23.68B.060 of the Seattle Municipal Code (SMC); and amending the Official Land Use

Map (Chapter 23.82 of the SMC) to make typographical corrections related to Exhibit A to Ordinance 125291 that rezoned certain land in Downtown, South Lake Union, and adjacent IC zones.

Ordinance 125364

Council Bill 119021

AN ORDINANCE relating to the reconstruction of Alaskan Way and the construction of Elliott Way surface street improvements necessary as part of the State of Washington's State Route 99 Alaskan Way Viaduct Replacement Program; authorizing the Mayor or the Mayor's designee to execute an Agreement with the State of Washington whereby the State will fund the construction of those improvements by The City of Seattle; and ratifying and confirming certain prior acts.

Ordinance 125365

Council Bill 119024

AN ORDINANCE relating to funding for housing and community development programs; adopting The City of Seattle 2017 Annual Action Plan to the 2014 - 2017 Consolidated Plan for Housing and Community Development and authorizing its submission to the United States Department of Housing and Urban Development; authorizing acceptance of grant funds from that department for programs and activities included in the Annual Action Plan; amending Ordinance 125207, which adopted the 2017 Budget, by modifying appropriations to various departments and budget control levels in the 2017 Adopted Budget; and lifting a proviso; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Ordinance 125366

Council Bill 119026

AN ORDINANCE relating to property at Sand Point; authorizing the Housing Director to execute an amendment to and partial termination of the lease of City of Seattle land authorized by Ordinance 122459, as amended pursuant to Ordinance 123196, to remove two parcels from that lease; authorizing a new lease of the removed parcels to SPH Two LLLP; authorizing deeds to buildings on those parcels; authorizing related documents and actions; and ratifying and confirming certain prior acts.

Ordinance 125367

Council Bill 119031

AN ORDINANCE amending Ordinance 125205, which conditioned the Seattle Department of Transportation's 2017 grant applications and repealed Ordinance 118719.

Ordinance 125368

Council Bill 119032

AN ORDINANCE related to City public works and the priority hire program; amending Sections 20.37.010, 20.37.020, 20.37.040, and 20.37.050 of the Seattle Municipal Code to change references to "project labor agreement" to "community workforce agreement," to make certain technical corrections, and to change the number of core workers open-shop contractors may bring to a project.

Ordinance 125369

Council Bill 119033

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Ordinance 125370

Council Bill 118984

AN ORDINANCE relating to the Seattle Office for Civil Rights; amending Section 3.14.920 of the Seattle Municipal Code to increase the membership of the Seattle Human Rights Commission, the Seattle Lesbian, Gay, Bisexual, Transgender, Queer (LGBTQ) Commission, and the Seattle Commission for People with Disabilities and change the appointment authority for these and the Seattle Women's Commission.

Date of publication in the Seattle Daily Journal of Commerce, August 10, 2017.

8/10(362754)