

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, August 15, 2016

2:00 PM

Council Chamber, City Hall
600 Fourth Avenue
Seattle, WA 98104

Full Council

Bruce Harrell, Council President

Sally Bagshaw

Tim Burgess

M. Lorena González

Lisa Herbold

Rob Johnson

Debora Juarez

Mike O'Brien

Kshama Sawant

Chair Info: 206-684-8804; bruce.harrell@seattle.gov

A. CALL TO ORDER

The City Council of The City of Seattle met in the Council Chamber in City Hall in Seattle, Washington, on August 15, 2016, pursuant to the provisions of the City Charter. The meeting was called to order at 2:02 p.m., with Council President Harrell presiding.

B. ROLL CALL

Present: 6 - Bagshaw, Burgess, Harrell, Herbold, Johnson, O'Brien

Excused: 2 - González , Sawant

Late Arrival: 1 - Juarez

C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 76](#)**August 15, 2016**ACTION 1:

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

ACTION 2:

Motion was made by Councilmember Burgess, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by introducing Resolution 31698, and by referring it to Full Council for adoption at today's meeting.

Resolution 31698, A RESOLUTION relating to Council direction on budget and other matters related to the North Precinct capital project (A1PS107).

Councilmember Juarez entered the Council Chamber at 2:04 p.m.

ACTION 3:

Motion was by Councilmember Herbold, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by introducing Council Bill 118765, and by referring it to the Civil Rights, Utilities, Economic Development, and Arts Committee.

Council Bill 118765, AN ORDINANCE relating to employment in Seattle; adding a new Chapter 14.22 to the Seattle Municipal Code; establishing secure scheduling requirements for covered retail and food services establishments; prescribing remedies and enforcement procedures; amending Section 14.20.025 of the Seattle Municipal Code to add good faith estimates of work schedules to notice of employment information; amending Section 6.208.020 of the Seattle Municipal Code to condition business license registration on compliance with secure scheduling requirements; and amending Section 3.14.945 of the Seattle Municipal Code to add Chapter 14.22 to the list of ordinances administered and enforced by the Office of Labor Standards Municipal Code to add Chapter 14.22 to the list of ordinances administered and enforced by the Office of Labor Standards.

ACTION 4:

Motion was made by Councilmember Harrell, duly seconded and

carried, to amend the proposed Introduction and Referral Calendar by introducing Council Bill 118764, and by referring it to the Education, Equity, and Governance Committee.

Council Bill 118764, AN ORDINANCE relating to the Technology Matching Fund Program; making allocations and authorizing implementation of certain Technology Matching Fund projects in 2016; providing that 2016 appropriations for the Technology Matching Fund from the Cable Television Franchise Subfund and from the Information Technology Fund shall automatically carry forward into the 2017 fiscal year; allowing that any unspent funds from an individual project may be applied to another project that meets the goals of the Digital Equity Initiative; and ratifying and confirming certain prior acts.

ACTION 5:

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

The Motion carried and the Introduction & Referral Calendar (IRC) was adopted as amended by the following vote:

In Favor: 7 - Bagshaw, Burgess, Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

D. APPROVAL OF THE AGENDA

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

E. APPROVAL OF THE JOURNAL

There were no Minutes presented for approval.

F. PRESENTATIONS

There were none.

G. PUBLIC COMMENT

Ramy Khalil addressed the Council regarding Agenda item 14, Resolution 31698.

Nikkita Oliver addressed the Council regarding Agenda item 14, Resolution 31698.

Hodan Hassan addressed the Council regarding Agenda item 14, Resolution 31698.

Palea Shibale addressed the Council regarding Agenda item 14, Resolution 31698.

Komal Preet addressed the Council regarding Agenda item 14, Resolution 31698.

Ubax Gardheere addressed the Council regarding Agenda item 14, Resolution 31698.

Sasha Somar addressed the Council regarding Agenda item 14, Resolution 31698.

Lynn Domingo addressed the Council regarding Agenda item 3, Council Bill 118736.

Cynthia Lidet addressed the Council regarding Agenda item 14, Resolution 31698.

Kristina Maldonato addressed the Council regarding Agenda item 14, Resolution 31698.

Emily MacArthur addressed the Council regarding Agenda item 14, Resolution 31698.

Briana Barrett addressed the Council regarding Agenda item 14, Resolution 31698.

Feanette Black Bear addressed the Council regarding Agenda item 14, Resolution 31698.

George Artem addressed the Council regarding Agenda item 14, Resolution 31698.

Flora Ybarra addressed the Council regarding Agenda item 14, Resolution 31698.

By polar addressed the Council regarding Agenda item 14, Resolution 31698.

By unanimous consent, the Council Rules were suspended to extend the Public Comment period for an additional 20 minutes.

Catherine Dowling addressed the Council regarding Agenda item 14, Resolution 31698.

Ed Lambert addressed the Council regarding Agenda item 14, Resolution 31698.

T. Doug Nielson addressed the Council regarding Agenda item 14, Resolution 31698.

Linda Jansen addressed the Council regarding Agenda item 14, Resolution 31698.

David Golightly addressed the Council regarding Agenda item 14, Resolution 31698.

Steven Pillen addressed the Council regarding Agenda item 14, Resolution 31698.

Laurie Torres addressed the Council regarding Agenda item 14, Resolution 31698.

Jody Grage addressed the Council regarding Agenda item 14, Resolution 31698.

Margaret Babayan addressed the Council regarding Agenda item 14, Resolution 31698.

Katherine Grubbs addressed the Council regarding Agenda item 14, Resolution 31698.

Lee Colleton addressed the Council regarding Agenda item 14, Resolution 31698.

Jessa Lewis addressed the Council regarding Agenda item 14, Resolution 31698.

Xochiti Maykovich addressed the Council regarding Agenda item 14, Resolution 31698.

By unanimous consent, the Council Rules were suspended to extend the Public Comment period for an additional 20 minutes.

Yin Yu addressed the Council regarding Agenda item 14, Resolution 31698.

Tachini Pete addressed the Council regarding Agenda item 14, Resolution 31698.

Gerald Hankerson addressed the Council regarding Agenda item 14, Resolution 31698.

Rose Harriett addressed the Council regarding Agenda item 14, Resolution 31698.

Gina Owens addressed the Council regarding Agenda item 14, Resolution 31698.

Alex Broner addressed the Council regarding Agenda item 14, Resolution 31698.

Councilmember Gonzalez entered the Council Chamber at 2:57 p.m.

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

Katherine Bellows addressed the Council regarding Agenda item 14, Resolution 31698.

Gary Kaufman addressed the Council regarding Agenda item 14, Resolution 31698.

Galaxy Marshall addressed the Council regarding Agenda item 14, Resolution 31698.

Eric Warwick addressed the Council regarding Agenda item 14, Resolution 31698.

Ed Mast addressed the Council regarding Agenda item 14, Resolution 31698.

Mason Taylor addressed the Council regarding Agenda item 14, Resolution 31698.

Don Cave addressed the Council regarding Agenda item 3, Council Bill 118736.

Nancy Bocek addressed the Council regarding Agenda item 3, Council Bill 118736.

Mike McCormick addressed the Council regarding Agenda item 14, Resolution 31698.

Kaya Axelsson addressed the Council regarding Agenda item 14, Resolution 31698.

At 3:10 p.m. the Full Council meeting recessed for 10 minutes.

The Full Council was called back to order at 3:23 p.m., and the Council proceeded with Public Comment.

Tom Barnyard addressed the Council regarding Agenda item 14, Resolution 31698.

Rebecca Landa addressed the Council regarding Agenda item 14, Resolution 31698.

Bonnie Williams addressed the Council regarding Agenda item 3, Council Bill 118736.

Carl Slater addressed the Council regarding Agenda item 3, Council Bill 118736.

Steve Leigh addressed the Council regarding Agenda item 14, Resolution 31698.

Michael Munroe addressed the Council regarding Agenda item 14, Resolution 31698.

Robert Zverina addressed the Council regarding Agenda item 14, Resolution 31698.

Toby Thaler addressed the Council regarding Agenda item 3, Council Bill 118736.

Zama addressed the Council regarding Agenda item 14, Resolution 31698.

Greg addressed the Council regarding Agenda item 14, Resolution 31698.

Amy Madden addressed the Council regarding Agenda item 14, Resolution 31698.

Jaci Leavitt addressed the Council regarding Agenda item 14, Resolution 31698.

Mark Taylor-Canfield addressed the Council regarding Agenda item 14, Resolution 31698.

Helen Gribble addressed the Council regarding Agenda item 14, Resolution 31698.

Mason Taylor addressed the Council regarding a non-Agenda item.

Councilmember Gonzalez entered the Council Chamber at 2:57 p.m.

Present: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Excused: 1 - Sawant

H. PAYMENT OF BILLS

[CB 118758](#) **AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 118758.

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

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

I. COMMITTEE REPORTS

FULL COUNCIL*

1. [Res 31695](#) **A RESOLUTION supporting City of Seattle Initiative Measure 124 and urging Seattle voters to vote “Yes” on Initiative 124 on the November 8, 2016 general election ballot.**

ACTION 1:

Motion was made and duly seconded to adopt Resolution 31695.

ACTION 2:

Motion was made by Councilmember Harrell, duly seconded and carried, to amend Resolution 31695, by substituting the fourth, sixth, and eleventh recitals, as shown in the strike through and underlined language below:

WHEREAS, hotel employers and hotel employees are vital contributors to the Seattle community, fueling an industry that contributes over \$6 billion to the local economy; and

WHEREAS, the Seattle hospitality industry also receives significant public support through public investments like the \$1.6 billion dollar expansion of the Washington State Convention Center; and

WHEREAS, the hospitality industry is a crucial source of accessible employment for women, immigrants, and people of color in Seattle, as more than 80% of hotel housekeepers are women and a majority of hotel housekeepers are immigrants; and

WHEREAS, ~~a recent survey of Seattle hotel workers showed that 53% of hotel housekeepers had experienced sexual harassment and 47% had seen a naked guest at least once in her career~~ providing housekeeping services can be difficult, labor-intensive work that can potentially lead to physical ailments or in some cases even

injuries for housekeepers; and

WHEREAS, housekeepers face cultural, language, and other barriers to reporting harassment and assault committed by guests; and

WHEREAS, ~~96% of Seattle hotel housekeepers surveyed had experienced pain as a result of their work and 40% of housekeepers have had to take time off of work as a result of injury~~ hotel workers cleaning rooms and providing other services are often alone and potentially in a vulnerable position; and

WHEREAS, hospitality workers have the lowest rate of access to employer offered health insurance in the state of Washington; and

WHEREAS, Initiative 124 would prevent sexual harassment and assault in hotels by requiring guest notification of employee protections, providing workers with panic buttons, standardizing hotels' responses to accusations against guests, and banning known harassers from hotels; and

WHEREAS, Initiative 124 would reduce workplace injury and pain for hotel housekeepers by reducing housekeeping workloads for employees of large hotels; and

WHEREAS, Initiative 124 would improve access to affordable family medical coverage to workers at large hotels who earn at or below 400% of the federal poverty line; and

WHEREAS, Initiative 124 would ~~make our hospitality industry more~~

~~reflective of~~ be a significant step forward in advancing Seattle's values of equity, inclusion, and gender and racial justice; and WHEREAS, after notice in accordance with RCW 42.17A.555 and Seattle Municipal Code Section 2.04.300, persons in favor of Initiative 124 and those opposed to it have been given an equal opportunity to share their views in an open public meeting, NOW, THEREFORE,

PUBLIC COMMENT ON RESOLUTION 31695

In accordance with Revised Code of Washington 42.17A.555, and Seattle Municipal Code 2.04.300, Council President Harrell provided the public an opportunity to speak in favor of or in opposition to Resolution 31695.

Carina Barragan addressed the Council in support of Resolution 31695.

Monica Nu addressed the Council in support of Resolution 31695.

Leonard Smith addressed the Council in support of Resolution 31695.

Elena Perez addressed the Council in support of Resolution 31695.

Morgan Hinkel addressed the Council in opposition of Resolution 31695.

Howard Greenwich addressed the Council in support of Resolution 31695.

Mr. Walkins addressed the Council in opposition of Resolution 31695.

Ermalyn Magtuba addressed the Council in support of Resolution 31695.

Laurie Rocello Tume addressed the Council in support of Resolution 31695.

Public Comment on Resolution 31695 was closed.

ACTION 3:

Motion was made and duly seconded to adopt Resolution 31695 as amended.

The Motion carried, the Resolution (Res) was adopted as amended by the following vote, and the President signed the Resolution:

In Favor: 7 - Bagshaw, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: 1 - Burgess

2. [CB 118754](#) **AN ORDINANCE relating to international affairs and the Seattle Sister Cities program, amending Sections 3.14.440, 3.14.450, 3.14.460, and 3.14.470 of the Seattle Municipal Code.**

The Committee recommends that Full Council pass the Council Bill (CB).

In Favor: 3 - Harrell, González , Juarez

Opposed: None

Absent(NV): 1 - O'Brien

ACTION 1:

Motion was made by Councilmember Harrell, duly seconded and carried, to amend Council Bill 118754, by substituting version 4 for version 3a.

ACTION 2:

Motion was made and duly seconded to pass Council Bill 118754 as amended.

The Motion carried, the Council Bill (CB) was passed as amended by the following vote, and the President signed the Bill:

In Favor: 7 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez

Opposed: None

Absent(NV): 1 - O'Brien

PLANNING, LAND USE, AND ZONING COMMITTEE:

3. [CB 118736](#) **AN ORDINANCE relating to land use and zoning; adding a new Chapter 23.58C of the Seattle Municipal Code (SMC) to establish the framework for mandatory housing affordability for residential development; and amending Section 23.34.004, subsections 23.40.020.A, 23.76.006.B, and 23.76.032.B, Sections 23.90.002 and 23.90.015, and subsection 23.90.018.C of the SMC.**

The Committee recommends that Full Council pass as amended the Council Bill (CB).

**In Favor: 5 - Johnson, O'Brien, Herbold, González , Burgess
Opposed: None**

ACTION 1:

Motion was made by Councilmember O'Brien, duly seconded and carried, to amend Council Bill 118736, Seattle Municipal Code Section 23.58.C, 1.B, as shown in the strike through and underlined language below:

B. Amendment of payment and performance amounts

1. Ongoing review. The Council directs that, during the first six months of 2018 and annually after July 1, 2018, the Director of the Seattle Department of Construction and Inspections (SDCI) and Director of Housing shall report on the performance of the mandatory affordable housing program provided in Chapter 23.58C, including the amount of payments collected under the payment option, the number of units produced with such payments, and the number of units constructed through the performance option. The July 1, 2018 report shall compare changes in the Consumer Price Index, All Urban Consumers, Seattle-Tacoma-Bremerton, WA, All Items (1982-1984 = 100), with changes in multifamily residential rents and other housing market

variables used to determine initial payment amounts since passage of the Ordinance introduced as Council Bill 118736. If the Consumer Price Index has lagged or exceeded rents or other housing market variables, the Director of Housing shall propose an alternative measure or index upon which to base changes in program requirements. The July 1, 2019 report should include an assessment of past and anticipated program performance, including an assessment of whether a developer building outside of the Downtown and South Lake Union Urban Centers would be economically indifferent between performance and payment given market conditions at that time. If the Council determines that ~~adopted in-lieu fee payments for developers of projects~~, other than smaller projects and projects ~~outside~~ inside of the Downtown and South Lake Union Urban Centers, favor the payment option, the Council will consider raising payment amounts to avoid a bias towards payment, consistent with statutory authority. Units produced under the mandatory housing affordability program provided in Chapter 23.58C shall be measured as net new units. Existing rent- and income-restricted affordable units demolished for development subject to the program are subtracted from the target production.

ACTION 3:

Motion was made by Councilmember Johnson, duly seconded and carried, to amend Council Bill 118736, by adding a new Section 1 and Attachment A, as shown in the underlined language below, and by renumbering the remaining sections accordingly:

Section 1. The City Council hereby makes the Findings of Fact in Attachment A to this ordinance.

ACTION 4:

Motion was made and duly seconded to pass Council Bill 118736 as amended.

The Motion carried, the Council Bill (CB) was passed as amended by the following vote, and the President signed the Bill:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

HUMAN SERVICES AND PUBLIC HEALTH COMMITTEE:

4. [Appt 00443](#) **Appointment of Michael E. Hammond as member, Pike Place Market Historical Commission, for a term to December 1, 2017.**

The Committee recommends that Full Council confirm the Appointment (Appt).

In Favor: 3 - Bagshaw, Harrell, Burgess

Opposed: None

The Appointment (Appt) was confirmed by the following vote:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

5. [Appt 00444](#) **Appointment of Patricia Julio as member, Pike Place Market Historical Commission, for a term to December 1, 2017.**

The Committee recommends that Full Council confirm the Appointment (Appt).

In Favor: 3 - Bagshaw, Harrell, Burgess

Opposed: None

The Appointment (Appt) was confirmed by the following vote:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

CIVIL RIGHTS, UTILITIES, ECONOMIC DEVELOPMENT, AND ARTS COMMITTEE:

6. [CB 118739](#) **AN ORDINANCE increasing the fee or tax on persons engaged in or carrying on the business of the collection of garbage, rubbish, trash, CDL waste, and other solid waste; amending Seattle Municipal Code Section 5.48.055; and providing a special referendum opportunity as required by state law.**

The Committee recommends that Full Council pass the Council Bill (CB).

In Favor: 2 - Herbold, O'Brien

Opposed: None

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

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

7. [CB 118740](#) **AN ORDINANCE 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 recommends that Full Council pass the Council Bill (CB).

In Favor: 2 - Herbold, O'Brien

Opposed: None

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

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

8. [CB 118745](#) **AN ORDINANCE relating to grant funds from non-City sources; authorizing the Director of Seattle Public Utilities to accept specified grants and execute related agreements for and on behalf of the City; and amending Ordinance 124927, which adopted the 2016 Budget, to increase appropriations to Seattle Public Utilities.**

The Committee recommends that Full Council pass the Council Bill (CB).

In Favor: 2 - Herbold, O'Brien

Opposed: None

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

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

9. [Appt 00474](#) **Appointment of Aaron Bunnell as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 2018.**

The Committee recommends that Full Council confirm the Appointment (Appt).

In Favor: 2 - Herbold, O'Brien

Opposed: None

The Appointment (Appt) was confirmed by the following vote:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

10. [Appt 00481](#) **Reappointment of Steven Mark Lewis as member, Seattle Commission for People with Disabilities, for a term to April 30, 2018.**

**The Committee recommends that Full Council confirm the Appointment (Appt).
In Favor: 2 - Herbold, O'Brien
Opposed: None**

The Appointment (Appt) was confirmed by the following vote:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

11. [Appt 00487](#) **Reappointment of Karen P. Thomas as member, Seattle Music Commission, for a term to August 31, 2019.**

**The Committee recommends that Full Council confirm the Appointment (Appt).
In Favor: 2 - Herbold, O'Brien
Opposed: None**

The Appointment (Appt) was confirmed by the following vote:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

J. ADOPTION OF OTHER RESOLUTIONS

12. [Res 31694](#) **A RESOLUTION relating to Seattle Public Utilities; establishing a Customer Review Panel to provide input to the 2018-2023 Strategic Business Plan Update.**

Motion was made and duly seconded to adopt Resolution 31694.

The Motion carried, the Resolution (Res) was adopted by the following vote, and the President signed the Resolution:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

13. [Res 31697](#) **A RESOLUTION setting the public hearing on the petition of SCD 2U LLC for the vacation of a portion of the alley in Block 6, A.A. Denny’s Second Addition to the City of Seattle in the Seattle Downtown Urban Center, according to Chapter 35.79 of the Revised Code of Washington, Chapter 15.62 of the Seattle Municipal Code, and Clerk File 314320.**

Motion was made and duly seconded to adopt Resolution 31697.

The Motion carried, the Resolution (Res) was adopted by the following vote, and the President signed the Resolution:

In Favor: 8 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

14. [Res 31698](#) **A RESOLUTION relating to Council direction on budget and other matters related to the North Precinct capital project (A1PS107).**

ACTION 1:

Motion was made and duly seconded to adopt Resolution 31698.

ACTION 2:

Motion was made by Councilmember O'Brien and duly seconded to hold Resolution 31698 until September 12, 2016.

The Motion failed by the following vote:

In Favor: Harrell, O'Brien - 2

Opposed: Bagshaw, Burgess, González, Herbold, Johnson, Juarez - 6

The Motion carried, the Resolution (Res) was adopted by the following vote, and the President signed the Resolution:

In Favor: 7 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez

Opposed: 1 - O'Brien

K. OTHER BUSINESS

There was none.

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 5:03 p.m.

Jodee Schwinn, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on September 6, 2016.

Bruce Harrell, President of the City Council

Monica Martinez Simmons, City Clerk