

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, July 30, 2018

2:00 PM

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

City Council

Bruce Harrell, Council President

Sally Bagshaw

M. Lorena González

Lisa Herbold

Rob Johnson

Debora Juarez

Teresa Mosqueda

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 July 30, 2018, 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: 7 - Bagshaw, Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Excused: 1 - González

Late Arrival: 1 - Mosqueda

C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 170](#) **July 30, 2018**

ACTION 1:

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

ACTION 2:

Motion was made by Councilmember Harrell, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by removing Item 1, Council Bill 119218.

Council Bill 119218, AN ORDINANCE relating to surveillance technology implementation; amending Ordinance 125376 and Chapter 14.18 of the Seattle Municipal Code.

ACTION 3:

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, Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

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

D. APPROVAL OF THE AGENDA

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

E. APPROVAL OF THE JOURNAL

[Min 190](#) **July 16, 2018**

Motion was made, duly seconded and carried, to adopt the proposed Minutes by the following vote, and the President signed the Minutes:

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

F. PRESENTATIONS

Councilmember Mosqueda presented a Proclamation in commemoration and celebration of Elaine Phelps. By unanimous consent, the Council Rules were suspended to allow Councilmember Mosqueda to present the Proclamation and to allow Senator Maralyn Chase, District 32, Marcee Bloom, Executive Director of Aradia Women's Health Center, and Carin Chase, President of the Washington Federation of Democratic Women, to address the Council.

G. PUBLIC COMMENT

Alex Tsimmerman addressed the Council regarding Agenda item 6, Council Bill 119316.

Mary Fleck addressed the Council regarding Agenda item 7, Council Bill 119314.

Marci Carpenter addressed the Council regarding Agenda item 3, Resolution 31926.

Deborah Crawley addressed the Council regarding Agenda item 3, Resolution 31926.

Jessica Lo addressed the Council regarding Agenda item 3, Resolution 31926.

Nick Quijas addressed the Council regarding Agenda item 3, Resolution 31926.

Jake Ostrow addressed the Council regarding Agenda item 3, Resolution 31926.

Lynn Domingo addressed the Council regarding Agenda item 3, Resolution 31926.

Rachael Ludwick addressed the Council regarding Agenda item 8, Resolution 31829.

Larry Shannon addressed the Council regarding Agenda item 3, Resolution 31926.

Genevieve Metzger addressed the Council regarding Agenda item 3, Resolution 31926.

Phyllis Porter addressed the Council regarding Agenda item 3, Resolution 31926.

Ziyi Liu addressed the Council regarding Agenda item 3, Resolution 31926.

Angela Compton addressed the Council regarding Agenda item 2, Council Bill 119306.

Richard Adle addressed the Council regarding Agenda item 3, Resolution 31926.

By unanimous consent, the Council Rules were suspended to extend the Public Comment period to allow the remaining speakers to address the Council.

Aden Nadone addressed the Council regarding Agenda item 8, Resolution 31829.

Andrew Kidde addressed the Council regarding Agenda item 3, Resolution 31926.

Marguerite Richard addressed the Council regarding a non-Agenda item.

Ellen Butler addressed the Council regarding Agenda item 3, Resolution 31926.

Michael Forzano addressed the Council regarding Agenda item 3, Resolution 31926.

Logan Bowers addressed the Council regarding Agenda item 3, Resolution 31926.

Vicky Clarke addressed the Council regarding Agenda item 3, Resolution 31926.

Gordon Padelford addressed the Council regarding Agenda item 2, Council Bill 119306.

Brock Howell addressed the Council regarding Agenda item 3, Resolution 31926.

Doug MacDonald addressed the Council regarding Agenda item 2, Council Bill 119306.

H. PAYMENT OF BILLS

[CB 119320](#) **AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 119320.

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

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

I. COMMITTEE REPORTS

SUSTAINABILITY AND TRANSPORTATION COMMITTEE:

1. [CB 119305](#) **AN ORDINANCE relating to street and sidewalk use fees; adopting a Free-Floating Bike Share Program Fee Schedule; and amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475), by increasing appropriations to the Seattle Department of Transportation; all by a 3/4 vote of the City Council.**

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

In Favor: 4 - O'Brien, Johnson, Sawant, Herbold

Opposed: None

ACTION 1:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119305, by substituting version 3 for version 2.

Councilmember Juarez left the Council Chamber at 3:11 p.m.

Councilmember Juarez entered the Council Chamber at 3:13 p.m.

ACTION 2:

Motion was made by Councilmember O'Brien, duly seconded and carried, to amend Council Bill 119305, by adding a new Section 4, and renumbering the remaining section numbers accordingly, as shown in the underlined language below:

Section 4. No more than \$500,000 of the funds appropriated in this ordinance for the Mobility Operations Budget Control Level in the 2018 Budget may be spent on implementing the free-floating bike share program until the Chair of the Sustainability and Transportation Committee files a certification with the City Clerk that the Department of Transportation has provided a plan for direct enforcement of bike-share parking requirements and management of the right-of-way to accommodate disabled pedestrians by creating a parking enforcement program or identifying use of a parking enforcement strategy currently implemented by the City of Seattle.

ACTION 3:

Motion was made and duly seconded to pass Council Bill 119305 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, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

2. [CB 119306](#) **AN ORDINANCE relating to appropriations for the Seattle Department of Transportation's Delridge Multimodal Corridor Project; amending Ordinance 125475, which adopted the 2018 Budget; and lifting a proviso.**

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

In Favor: 4 - O'Brien, Johnson, Sawant, Herbold

Opposed: None

ACTION 1:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119306, by adding a new Section 2, and renumbering the remaining sections accordingly, as shown in the underlined language below:

Section 2. No more than \$3.4 million of the funds appropriated in the Mobility-Capital Budget Control Level in the 2018 Budget may be expended for the Delridge Multimodal Corridor Project (TC367810) (adopted in the 2018-2023 Capital Improvement Program), until authorized by future ordinance. It is anticipated that such authorization will not be granted until the Seattle Department of Transportation reports to the Sustainability & Transportation Committee, or its successor committee, on the 30% design baseline package, including a clear definition of the sidewalk and bicycle infrastructure improvements in the project scope. City Council anticipates that the 30% design baseline package will reflect continued community engagement and input in the project development.

ACTION 2:

Motion was made and duly seconded to pass Council Bill 119306 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, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

3. [Res 31826](#) **A RESOLUTION relating to the Seattle Center City Bike Network; establishing an implementation schedule for Seattle Department of Transportation delivery of capital projects that are elements of the Center City Bike Network; and requesting quarterly status updates to the Chair of the Sustainability and Transportation Committee through 2019.**

The Committee recommends that City Council adopt the Resolution (Res).

In Favor: 5 - O'Brien, Johnson, Sawant, Bagshaw, González

Opposed: None

ACTION 1:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Resolution 31826, by substituting version 3 for version 1d, which includes a new Attachment B.

ACTION 2:

Motion was made and duly seconded to adopt Resolution 31826 as amended.

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

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

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

4. [CB 119298](#) **AN ORDINANCE relating to the Municipal Art Fund; amending Section 20.32.030 of the Seattle Municipal Code to remove the timing limitation on the use of funding.**

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

In Favor: 2 - Herbold, Sawant

Opposed: None

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

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

5. [CB 119309](#) **AN ORDINANCE related to appropriations for the Office for Civil Rights; amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475); and lifting a proviso imposed on the Office for Civil Rights for funding a comprehensive community-based youth diversion program by Green Sheet 97-1-B-1.**

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

In Favor: 2 - Herbold, Sawant

Opposed: None

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

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

6. [CB 119316](#) **AN ORDINANCE relating to the Human Rights Code; adding Section 8 or other subsidy program administrator to the definition of person; clarifying the difference between reasonable accommodation and reasonable modification; broadening coverage of unfair practices related to reasonable accommodations and reasonable modifications to any person; and amending Sections 14.08.020 and 14.08.040 of the Seattle Municipal Code.**

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

In Favor: 2 - Herbold, Sawant

Opposed: None

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

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

7. [CB 119314](#) **AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights to be surplus to the needs of Seattle Public Utilities; and authorizing the General Manager and CEO of Seattle Public Utilities to grant a water utility easement to the Ryan-GHC Two, LLC, a limited liability company of the state of Delaware to use certain City of Seattle property in the Northeast Quarter of Section 25, Township 23 North, Range 4 East, W.M., in King County, Washington for the purpose of constructing, operating, and maintaining a storm drain pipeline crossing the City of Seattle's Bow Lake Pipeline right-of-way.**

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

In Favor: 2 - Herbold, Sawant

Opposed: None

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

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

HOUSING, HEALTH, ENERGY, AND WORKERS' RIGHTS COMMITTEE:

- 8. [Res 31829](#) **A RESOLUTION related to the City Light Department ("City Light"); adopting revised procedures for the disposition of surplus properties under the jurisdiction of City Light.**

The Committee recommends that City Council adopt as amended the Resolution (Res).

In Favor: 2 - Mosqueda, Bagshaw

Opposed: None

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

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

PLANNING, LAND USE, AND ZONING COMMITTEE:

- 9. [CF 314311](#) **Application of 5201 Rainier LLC for approval of a contract rezone of an approximately 24,000 sf site located at 5201 Rainier Avenue South from Neighborhood Commercial 2 with 40 foot height limit (NC2-40) to Neighborhood Commercial 3 with a 65 foot height limit and a MHA suffix (NC3-65 (M1)) (Project No. 3018378; Type IV).**

The Committee recommends that City Council grant the Application as amended.

In Favor: 3 - Johnson, O'Brien, Herbold

Opposed: None

The Application was granted by the following vote, and the President signed the Findings, Conclusions, and Decision of the City Council:

In Favor: 8 - Bagshaw, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

10. [CB 119303](#) **AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at page 159 of the Official Land Use Map to rezone property located at 5201 Rainier Avenue South from Neighborhood Commercial 2 with 40-foot height limit (NC2-40) to Neighborhood Commercial 3 with a 65-foot height limit and a M1 suffix (NC3-65(M1)), and accepting a Property Use and Development Agreement as a condition of rezone approval. (Petition by Hugh Schaeffer, S+H Works, LLC, C.F. 314311, SDCI Project 3018378)**

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

In Favor: 3 - Johnson, O'Brien, Herbold

Opposed: None

ACTION 1:

Motion was made by Councilmember Johnson, duly seconded and carried, to amend Council Bill 119303, Exhibit B, by substituting an executed Property Use and Development Agreement for the unexecuted Property Use and Development Agreement.

ACTION 2:

Motion was made and duly seconded to pass Council Bill 119303 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, Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

J. ADOPTION OF OTHER RESOLUTIONS

There were none.

K. OTHER BUSINESS

There was none.

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 4:01 p.m.

Emilia M. Sanchez, Senior Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on August 13, 2018.

Bruce Harrell, President of the City Council

Monica Martinez Simmons, City Clerk

[Prepared by: J. Schwinn]