



CITY OF SEATTLE

City Council

Agenda

Tuesday, February 7, 2023

2:00 PM

**Council Chamber, City Hall
600 4th Avenue
Seattle, WA 98104**

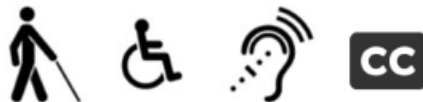
**Debora Juarez, Council President
Lisa Herbold, Member
Andrew J. Lewis, Member
Tammy J. Morales, Member
Teresa Mosqueda, Member
Sara Nelson, Member
Alex Pedersen, Member
Kshama Sawant, Member
Dan Strauss, Member**

Chair Info: 206-684-8805; Debora.Juarez@seattle.gov

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<http://seattle.gov/cityclerk/accommodations>.**



CITY OF SEATTLE

City Council Agenda

February 7, 2023 - 2:00 PM

Meeting Location:

Council Chamber, City Hall, 600 4th Avenue, Seattle, WA 98104

Committee Website:

<http://www.seattle.gov/council>

Members of the public may register for remote or in-person Public Comment to address the Council. Details on how to provide Public Comment are listed below:

Remote Public Comment - Register online to speak during the Public Comment period at

<http://www.seattle.gov/council/committees/public-comment>. Online registration to speak will begin two hours before the meeting start time, and registration will end at the conclusion of the Public Comment period during the meeting. Speakers must be registered in order to be recognized by the Chair.

In-Person Public Comment - Register to speak on the Public Comment sign-up sheet located inside Council Chambers at least 15 minutes prior to the meeting start time. Registration will end at the conclusion of the Public Comment period during the meeting. Speakers must be registered in order to be recognized by the Chair.

Submit written comments to all Councilmembers at
Council@seattle.gov

A. CALL TO ORDER

B. ROLL CALL

C. PRESENTATIONS

D. PUBLIC COMMENT

Members of the public may sign up to address the Council for up to 2 minutes on matters on this agenda; total time allotted to public comment at this meeting is 20 minutes.

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR:

Introduction and referral to Council committees of Council Bills (CB), Resolutions (Res), Appointments (Appt), and Clerk Files (CF) for committee recommendation.

[IRC 379](#)

February 7, 2023

Attachments: [Introduction and Referral Calendar](#)

F. APPROVAL OF THE AGENDA**G. APPROVAL OF CONSENT CALENDAR**

The Consent Calendar consists of routine items. A Councilmember may request that an item be removed from the Consent Calendar and placed on the regular agenda.

Journal:

1. [Min 412](#) January 31, 2023

Attachments: [Minutes](#)

Bills:

2. [CB 120508](#) AN ORDINANCE appropriating money to pay certain claims for the week of January 23, 2023 through January 27, 2023 and ordering the payment thereof; and ratifying and confirming certain prior acts.

Appointments:

NEIGHBORHOODS, EDUCATION, CIVIL RIGHTS, AND CULTURE COMMITTEE:

3. [Appt 02441](#) Appointment of Ezra Alem as member, Seattle Human Rights Commission, for a term to July 22, 2023.

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

In Favor: 4 - Morales, Lewis, Nelson, Strauss

Opposed: None

Supporting

Documents: [Appointment Packet](#)

H. COMMITTEE REPORTS

Discussion and vote on Council Bills (CB), Resolutions (Res), Appointments (Appt), and Clerk Files (CF).

CITY COUNCIL:

1. [CB 120505](#) AN ORDINANCE relating to City employment; authorizing a Memorandum of Understanding between The City of Seattle and PROTEC17; amending Ordinance 126725, which adopted the 2023 budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Attachments: [Att 1 - Memorandum of Understanding Re Police Data Technician](#)
[Att 1 Ex A - Addendum to Memorandum of Understanding](#)

Supporting

Documents: [Summary and Fiscal Note](#)

NEIGHBORHOODS, EDUCATION, CIVIL RIGHTS, AND CULTURE COMMITTEE:

2. [CB 120456](#) AN ORDINANCE relating to historic preservation review procedures; amending and making permanent certain temporary procedures; amending Sections 23.66.030, 25.12.320, 25.12.720, 25.16.100, 25.20.090, 25.21.110, 25.22.110, 25.24.070, and 25.30.090 of the Seattle Municipal Code.

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

In Favor: 4 - Morales, Lewis, Nelson, Strauss

Opposed: None

Supporting

Documents:

[Summary and Fiscal Note](#)

[Summary Att 1 - Map of the City of Seattle's Historic Districts](#)

I. ITEMS REMOVED FROM CONSENT CALENDAR

J. ADOPTION OF OTHER RESOLUTIONS

K. OTHER BUSINESS

L. ADJOURNMENT



Legislation Text

File #: IRC 379, **Version:** 1

February 7, 2023



Introduction and Referral Calendar

List of proposed Council Bills (CB), Resolutions (Res), Appointments (Appt) and Clerk Files (CF) to be introduced and referred to a City Council committee

Record No.	Title	Committee Referral
<u>By: Mosqueda</u>		
1. CB 120508	AN ORDINANCE appropriating money to pay certain claims for the week of January 23, 2023 through January 27, 2023 and ordering the payment thereof; and ratifying and confirming certain prior acts.	City Council
<u>By: Mosqueda</u>		
2. Res 32081	A RESOLUTION providing an honorary designation of Union St between 21st and 22nd Streets as "D'Vonne Pickett Jr. Way."	City Council
<u>By: Strauss</u>		
3. CB 120509	AN ORDINANCE relating to land use and urban forestry; amending requirements for registered tree service providers; amending Sections 25.09.040, 25.11.020, 25.11.030, and 25.11.095 of the Seattle Municipal Code.	Land Use Committee
<u>By: No Sponsor Required</u>		
4. CF 314513	Application of Andrew Kluess to rezone a parcel of land located at 1000 NE Northgate Way from Neighborhood Commercial 3 with a 55-foot height limit and Mandatory Housing Affordability suffix (NC3-55' (M)) to a Neighborhood Commercial 3 with a 65-foot height limit and Mandatory Housing Affordability suffix (NC3-65' (M1)) (Project No. 3039050-LU; Type IV).	Land Use Committee
<u>By: Morales</u>		
5. Appt 02450	Appointment of Jessica Lo as member, Seattle Disability Commission, for a term to April 30, 2024.	Neighborhoods, Education, Civil Rights, and Culture Committee
<u>By: Morales</u>		
6. Appt 02451	Reappointment of Dawn Dailey as member, Seattle Disability Commission, for a term to October 31, 2024.	Neighborhoods, Education, Civil Rights, and Culture Committee

By: Morales

- | | | |
|-------------------------------|--|--|
| 7. Appt 02452 | Reappointment of Kaitlin Skilton as member, Seattle Disability Commission, for a term to October 31, 2024. | Neighborhoods,
Education, Civil
Rights, and
Culture Committee |
|-------------------------------|--|--|

By: Morales

- | | | |
|-------------------------------|---|--|
| 8. Appt 02453 | Reappointment of Taylor Woods as member, Seattle Disability Commission, for a term to October 31, 2024. | Neighborhoods,
Education, Civil
Rights, and
Culture Committee |
|-------------------------------|---|--|

By: Morales

- | | | |
|-------------------------------|--|--|
| 9. Appt 02454 | Appointment of Christina Pizaña as member, Seattle LGBTQ Commission, for a term to October 31, 2023. | Neighborhoods,
Education, Civil
Rights, and
Culture Committee |
|-------------------------------|--|--|

By: Morales

- | | | |
|--------------------------------|---|--|
| 10. Appt 02455 | Appointment of Atif Osmani as member, Seattle LGBTQ Commission, for a term to October 31, 2024. | Neighborhoods,
Education, Civil
Rights, and
Culture Committee |
|--------------------------------|---|--|

By: Morales

- | | | |
|--------------------------------|--|--|
| 11. Appt 02456 | Appointment of Chelsey Wright as member, Seattle LGBTQ Commission, for a term to April 30, 2024. | Neighborhoods,
Education, Civil
Rights, and
Culture Committee |
|--------------------------------|--|--|

By: Lewis

- | | | |
|--------------------------------|--|--|
| 12. Appt 02457 | Reappointment of Pasqual Contreras as member, Board of Parks and Recreation Commissioners, for a term to March 31, 2026. | Public Assets and
Homelessness
Committee |
|--------------------------------|--|--|



Legislation Text

File #: Min 412, **Version:** 1

January 31, 2023

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Tuesday, January 31, 2023

2:00 PM

Council Chamber, City Hall

600 4th Avenue

Seattle, WA 98104

City Council

Debora Juarez, Council President

Lisa Herbold, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Sara Nelson, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

Chair Info: 206-684-8805; Debora.Juarez@seattle.gov

A. CALL TO ORDER

The City Council of The City of Seattle met in the Council Chamber in Seattle, Washington, on January 31, 2023, pursuant to the provisions of the City Charter. The meeting was called to order at 2:01 p.m., with Council President Juarez presiding.

B. ROLL CALL

Present: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Excused: 2 - Nelson, Sawant

C. PRESENTATIONS

Councilmember Morales presented a Proclamation proclaiming January 1, 2023 to December 31, 2023 to be the Year of Community Gardening. The Council Rules were suspended to allow Councilmember Morales to present the Proclamation, and to allow Kenya Freddie from the Department of Neighborhoods, to address the Council.

D. PUBLIC COMMENT

The following individuals addressed the Council:

Alex Tsimmrman
Howard Gale
Anil Kambli
John Doe
Sandeep Kumar
Thangasamy Arumugan
Amit Moon
Shahira K.
Gautam Nagraire
Sri A.

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR:

[IRC 378](#)

January 31, 2023

Motion was made, duly seconded and carried, to adopt the Introduction & Referral Calendar (IRC) by the following vote:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: None

F. APPROVAL OF THE AGENDA

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

G. APPROVAL OF CONSENT CALENDAR

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

Journal:

1. [Min 409](#) January 10, 2023

The item was adopted on the Consent Calendar by the following vote, and the President signed the Minutes:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: None

2. [Min 411](#) January 24, 2023

The item was adopted on the Consent Calendar by the following vote, and the President signed the Minutes:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: None

Bills:

3. [CB 120498](#) **AN ORDINANCE appropriating money to pay certain claims for the week of January 16, 2023 through January 20, 2023 and ordering the payment thereof; and ratifying and confirming certain prior acts.**

The item was passed on the Consent Calendar by the following vote, and the President signed the Council Bill:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda,
Pedersen, Strauss

Opposed: None

Appointments:

PUBLIC SAFETY AND HUMAN SERVICES COMMITTEE:

4. [Appt 02436](#) **Reappointment of Andrea Scheele as Executive Director of the Civil Service Commission and of the Public Safety Civil Service Commission, for a term to January 21, 2026.**

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

In Favor: 4 - Herbold, Lewis, Nelson, Pedersen

Opposed: None

The item was confirmed on the Consent Calendar by the following vote:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda,
Pedersen, Strauss

Opposed: None

5. [Appt 02437](#) **Appointment of Martine Pierre-Louis as member, Pacific Hospital Preservation and Development Authority Governing Council, for a term to December 31, 2025.**

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

In Favor: 4 - Herbold, Lewis, Nelson, Pedersen

Opposed: None

The item was confirmed on the Consent Calendar by the following vote:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda,
Pedersen, Strauss

Opposed: None

6. [Appt 02438](#) Reappointment of AyeNay A. Abye as member, Pacific Hospital Preservation and Development Authority Governing Council, for a term to December 31, 2025.

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

In Favor: 4 - Herbold, Lewis, Nelson, Pedersen

Opposed: None

The item was confirmed on the Consent Calendar by the following vote:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: None

7. [Appt 02439](#) Reappointment of Susan Taoka as member, Pacific Hospital Preservation and Development Authority Governing Council, for a term to December 31, 2025.

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

In Favor: 4 - Herbold, Lewis, Nelson, Pedersen

Opposed: None

The item was confirmed on the Consent Calendar by the following vote:

In Favor: 7 - Juarez, Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: None

H. COMMITTEE REPORTS

Committee Reports were not presented at this meeting.

I. ITEMS REMOVED FROM CONSENT CALENDAR

There were 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 2:31 p.m.

Linda Barron, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on February 7, 2023.

Debora Juarez, Council President of the City Council

Elizabeth M. Adkisson, Interim City Clerk



Legislation Text

File #: CB 120508, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE appropriating money to pay certain claims for the week of January 23, 2023 through January 27, 2023 and ordering the payment thereof; and ratifying and confirming certain prior acts.
BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Payment of the sum of \$ 30,520,734.23 on PeopleSoft 9.2 mechanical warrants numbered 4100657009 - 4100658916 plus manual or cancellation issues for claims, e-payables of \$58,154.54 on PeopleSoft 9.2 9100012954 - 9100012977 and electronic financial transactions (EFT) in the amount of \$99,841,849.50 are presented to the City Council under RCW 42.24.180 and approved consistent with remaining appropriations in the current Budget as amended.

Section 2. RCW 35.32A.090(1) states, “There shall be no orders, authorizations, allowances, contracts or payments made or attempted to be made in excess of the expenditure allowances authorized in the final budget as adopted or modified as provided in this chapter, and any such attempted excess expenditure shall be void and shall never be the foundation of a claim against the city.”

Section 3. Any act consistent with the authority of this ordinance taken prior to its effective date is ratified and confirmed.

Section 4. 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 the City Council the 7th day of February, 2023, and signed by me in open session in authentication of its passage this 7th day of February, 2023.

President _____ of the City Council

Approved / returned unsigned / vetoed this ____ day of _____, 2023.

Bruce A. Harrell, Mayor

Filed by me this _____ day of _____, 2023.

Elizabeth M. Adkisson, Interim City Clerk

(Seal)



Legislation Text


File #: Appt 02441, **Version:** 1

Appointment of Ezra Alem as member, Seattle Human Rights Commission, for a term to July 22, 2023.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Ezra Alem		
Board/Commission Name: Seattle Human Rights Commission		Position Title: Member
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed:	Term of Position: * 7/23/2021 to 7/22/2023 <input checked="" type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: First Hill	Zip Code: 98122	Contact Phone No.:
Background: <p>After moving to America, Ezra experienced the loss of his mother, separation from siblings, in and out of foster care and went through the pressure of the criminal justice and educational systems, and from that, experienced a great deal of trauma after trauma with little to no support from people who had the opportunity to help him with the difficulties that came his way as a young person and lost. Not only was childhood hard to navigate without a trusting or supporting adult, but he also grew up left to come to terms with his past, now an adult, has been challenging with lack of housing, a job and independent living skills, no sense of community to grow up with was difficult, especially when he was learning, growing, and making mistakes without any clear direction to follow, and trying to overcome many obstacles that could have been prevented. Having these personal experiences and the ability to continue to attempt a better life for himself, Ezra has been involved in non-profit organizations, spoke to legislators, to help change and create new and better options for those who are still involved with the child welfare system. He is one of those who you would like to have on the commission because he brings his lived experience, and he knows what it is like to be in most people's situations and tries to speak for those who cannot. Though still dealing with his past that still causes complications for him, he is willing to go above and beyond to make someone else's day a little bit better than yesterday. He would like to bring his lived experience to the commission, and he feels that he can make positive contributions to the commission. He knows that he has many things to offer, and the commission would give him the opportunity to learn, grow and make an impact in the world in a positive way for all people.</p> <p>Ezra worked hard to turn his life around and is currently in college at Seattle University and expected graduation in 2024. Ezra is proud of his accomplishments and always striving to do better.</p>		
Authorizing Signature (original signature):  Date: 10/6/2022		Appointing Signatory: Bruce A. Harrell Mayor

*Term begins and end date is fixed and tied to the position and not the appointment date.

Ezra Alem

SUMMARY

Strong team builder, motivated self-starter, passionate about customers. Strengths include; maintaining high morale, problem-solving, and a great work ethic.

EDUCATION

GED May 2016

Interdisciplinary Liberal Studies Program

Liberal Arts

Seattle University, Seattle, Washington

Expected Graduation: June 2024

Employment History

Bok a Bok

cashier

Seattle, WA May 2022- Current

- In charge of processing and receiving payments,
- Maintained the cleanliness and organization of the store,
- Greeting customers and supporting them with their orders.

**Albertsons
2019**

Seattle, WA

February 2019- August

Night Crew/ cashier

- Provided excellent customer service by assisting customers with their shopping needs, answering customer inquiries, and resolving customer complaints,
- Engaged with customers in a friendly and efficient manner while completing customer transactions on the cash register,
- Maintained the cleanliness and organization of the store,
- Ensure the proper identification is produced when selling alcohol, tobacco, and lottery tickets, if applicable,
- Ability to work a flexible schedule to meet the needs of the business.

The Mockingbird Society

Seattle, WA June 2017- January 2018

Network Representative

- Assisted with annual events including Advocacy Day, Foster Youth Leadership Summit, and Luncheon,
- Presented at conferences, workshops, community forums, and other events,
- Provided information to the public regarding the experiences of youth in foster care and homelessness,
- Facilitated workshops for youth experiencing homelessness to advocate for themselves

**Term begins and end date is fixed and tied to the position and not the appointment date.*

The Buzz Café**Seattle, WA January - April 2018***Barista*

- Maintain inventories by replenishing coffee beans and general supplies
- Maintain safe and healthy work environment by following organization standards and sanitation regulation,
- Prepared and sold coffee drinks by following prescribed recipes and preparation techniques,
- Greeted customers entering establishments and received payment and issued receipts

Barista Training Educational Program Seattle, WA October-December 2017*Barista*

- Prepared and served hot or cold beverages and food according to health standard,
- Cleaned and sanitize work areas, utensils, equipment, and service and seating areas,
- Properly stored food items at appropriate temperatures,
-

McDonalds**Seattle, WA December 2015 - July 2016***Crew Member*

- Maintained a fast speed of service, especially during rush times,
- Took orders from customers and input their selections into the restaurant's computer systems,
- Assembled orders on trays or in bags, always following all restaurant safety and security procedures


Seattle Human Rights Commission

September 2022

21 Members: Pursuant to [SMC 3.14.920](#), all members subject to City Council confirmation, 2-year terms:

- 8 City Council-appointed
- 9 Mayor-appointed (includes 1 Get-engaged Mayor position)
- 4 Other Appointing Authority-appointed: Commission-appointed

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By				
	F		1.	Member	Jo Bechtold	7/23/21	7/22/23	1	City Council				
	M		2.	Member	Ezra Alem	7/23/21	7/22/23	1	Mayor				
	M		3.	Member	Tyrone Grandison	7/23/21	7/22/23	2	City Council				
	M		4.	Member	Jeff Abdullah	7/23/21	7/22/23	1	Mayor				
	F		5.	Member	Guneeta Chanda	7/23/21	7/22/23	1	City Council				
	F		6.	Member	VACANT	1/23/21	1/22/23	1	Mayor				
	M		7.	Member	Allan Nyaribo	1/23/22	1/22/24	1	City Council				
	F		8.	Member	Julia Ismael	1/23/22	1/22/24	1	Commission				
	F		9.	Member	Andrea Dailey-Michaux	7/23/22	7/22/24	1	Mayor				
	M		10.	Member	Mark Rogers	7/23/22	7/22/24	1	City Council				
			11.	Member	Vacant	7/23/22	7/22/24	1	Mayor				
	M		12.	Member	Matthew Mitnick	7/23/22	7/22/24	1	City Council				
			13.	Member	Vacant	1/23/21	1/22/23	1	Mayor				
			14.	Member	Vacant	1/23/21	1/22/23	1	City Council				
			15.	Member	Vacant	1/23/21	1/22/23	1	Mayor				
			16.	Get Engaged	Vacant	9/1/22	8/31/23	1	Mayor				
	F		17.	Member	Natasha Bennett	7/23/22	7/22/24	1	City Council				
	F		18.	Member	Tricia Diamond	1/23/22	1/22/24	1	Mayor				
			19.	Member	Vacant	7/23/22	7/22/24	1	Commission				
			20.	Member	Vacant	1/23/22	1/22/24	1	Commission				
			21.	Member	Vacant	7/23/22	7/22/24	1	Commission				
SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	2	2											
Council	4	3											
Comm		1											
 tal	6	6											

Key: *D List the corresponding Diversity Chart number (1 through 9)

**G List gender, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



*Term begins and end date is fixed and tied to the position and not the appointment date.



Legislation Text

File #: CB 120505, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to City employment; authorizing a Memorandum of Understanding between The City of Seattle and PROTEC17; amending Ordinance 126725, which adopted the 2023 budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

WHEREAS, Police Data Technicians provide a critical function to The City of Seattle (“the City”) processing data for Seattle Police Department planning and operations; and

WHEREAS, the City has identified a challenge with recruiting and retaining Police Data Technicians in recent years; and

WHEREAS, the City and PROTEC17 entered into negotiations and came to an agreement on changes to the rate of pay for Police Data Technicians; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. As requested by the Seattle Human Resources Director and recommended by the Mayor, the Mayor is authorized on the behalf of The City of Seattle to execute a memorandum of understanding with PROTEC17, substantially in the form attached to this ordinance as Attachment 1 and identified as “Memorandum of Understanding Re: Retroactive Wages for Police Data Technician Job Series.”

Section 2. In order to pay for necessary costs and expenses in 2023, but for which insufficient appropriations were made due to causes that could not reasonably have been foreseen at the time of the making of the 2023 Budget, appropriations for the following items in the 2023 Budget are increased from the funds shown, as follows:

Item	Fund	Department	Budget Summary Level	Amount
2.1	General Fund (00100)	Seattle Police Department	Leadership & Administration (BO-SP-P1600)	\$882,176
Total				\$882,176

Section 3. Any act consistent with the authority of this ordinance taken prior to its effective date is ratified and confirmed.

Section 4. 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 3/4 of the members of the City Council the _____ day of _____, 2023, and signed by me in open session in authentication of its passage this _____ day of _____, 2023.

President _____ of the City Council

Approved / returned unsigned / vetoed this ____ day of _____, 2023.

Bruce A. Harrell, Mayor

Filed by me this _____ day of _____, 2023.

Elizabeth M. Adkisson, Interim City Clerk

(Seal)

Attachments:

Attachment 1 - Memorandum of Understanding Re: Retroactive Wages for Police Data Technician Job Series:
City of Seattle and PROTEC17

Exhibit A - Addendum to Memorandum of Understanding between The City of Seattle and PROTEC17

MEMORANDUM OF UNDERSTANDING

RE: RETROACTIVE WAGES FOR POLICE DATA TECHNICIAN JOB SERIES

City of Seattle and PROTEC17

In response to PROTEC17's ("Union") Demand to Bargain dated December 19, 2019 requesting to bargain the impacts of the decision of the Seattle Police Department ("SPD") to revise the duties of the Police Data Technician series, the City of Seattle ("City") and the Union (collectively, the "Parties") bargained in good faith over the impacts and hereby enter into the following Agreement:

- A. The City agrees to adjust the wage tables for the Police Data Technician series to provide a one-time 23.13% wage adjustment, retroactive to January 5, 2022, as reflected in the attached wage table. This adjustment is made in acknowledgment of both the increase in duties performed by the series and the hiring and retention issues within the unit.
- B. Retroactive wage payments reflecting the 23.13% wage adjustment shall be made only to current employees of the City of Seattle who are employed on the Effective Date of this Agreement as defined below. Individuals who are not City of Seattle employees on the Effective Date of this Agreement will not receive or be entitled to any retroactive wage payments pursuant to this Agreement.
- C. The "Effective Date of this Agreement" is the date indicated next to each signature below. If the dates are different, then the latest date will be used as the "Effective Date of this Agreement." However, if the all the signatures have not been completed by December 5, 2022 that date will serve as the "Effective Date of the Agreement."
- D. The Parties agree:
 - 1. They have fulfilled their bargaining obligations with respect to the Union's Demand to Bargain dated December 19, 2019, and the terms and conditions provided in this MOU reflect the Parties' agreement reached during bargaining.
 - 2. To permanently relinquish the right to pursue the Demand to Bargain any further about the subject of retroactive wages for Police Data Technicians.
 - 3. To waive and release all legal and equitable claims or potential claims that the Union have or may have had against the City, its officers, agents, and employees arising out of or relating in any way to the issues raised in this Demand to Bargain.

E. The City and the Union agree:

1. This Agreement and the terms agreed to herein set no precedence or practice by the City, or between the City and its employees, and/or the Union. Neither party will attempt to rely upon this Agreement or any term set forth herein as establishing any precedent or practice, or evidencing any past practice, between the Parties.
2. This agreement represents the full and entire agreement between the City and the Union. There are no written or oral representations, understandings, promises, or agreements directly or indirectly related to this Agreement that are not incorporated herein.
3. In the event of any dispute over the application, interpretation, or enforceability of this Agreement, the Parties agree to discuss the dispute and attempt to reach resolution in good faith. If such a resolution cannot be reached, the dispute shall be subject to the exclusive remedy of the grievance procedure set forth in the Parties' collective bargaining agreement.

For the City of Seattle:



Bruce Harrell, Mayor 11/17/2022
Date



Danielle Malcolm, Negotiator 11/18/2022
Date

For PROTEC17:



Mark Watson, Business Rep. 11/15/2022
Date

For the Seattle Police Department:



Adrian Diaz, Chief of Police 11/15/2022
Date

ADDENDUM TO MEMORANDUM OF UNDERSTANDING

BETWEEN THE CITY OF SEATTLE AND PROTEC17

Negotiated Hourly Wage Rates for the Police Data Technician Class Series

Current Rates					
Title	Step 1	Step 2	Step 3	Step 4	Step 5
Pol Data Tech Trne		24.55	25.46	26.52	27.46
Pol Data Tech		28.90	30.01	31.11	32.23
Pol Data Tech,Sr		30.58	31.65	32.92	34.14
Pol Data Tech Supv		34.14	35.50	36.93	38.31

New Rates (effective January 5, 2022)					
	Step 1	Step 2	Step 3	Step 4	Step 5
Pol Data Tech Trne		30.23	31.35	32.65	33.81
Pol Data Tech		35.58	36.95	38.31	39.68
Pol Data Tech,Sr		37.65	38.97	40.53	42.04
Pol Data Tech Supv		42.04	43.71	45.47	47.17

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact	CBO Contact
Seattle Department of Human Resources	Shaun Van Eyk Danielle Malcolm	Kailani DeVille

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to City employment; authorizing a Memorandum of Understanding between The City of Seattle and PROTEC17; amending Ordinance 126725, which adopted the 2023 budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Summary and Background of the Legislation:

This legislation authorizes a memorandum of understanding (“MOU”) between the City of Seattle (“the City”) and PROTEC17 providing for a pay increase for the Police Data Technician class series.

The City and PROTEC17 entered into negotiations following an identified need to adjust pay to recruit and retain employees in the Police Data Technician series. The Police Data Technicians provide data processing functions that are critical to the planning and operations of the Seattle Police Department (“SPD”). The MOU memorializes an agreement between the City and PROTEC17 providing for a 23.13 percent wage increase to the Police Data Technician series, which shall be effective retroactively to January 5, 2022. The MOU impacts approximately 30 regularly appointed City employees at SPD.

The bill also appropriates \$882,176, which represents the amount SPD will need to fulfill the terms of the MOU in 2023. This cost includes \$441,088 of increased pay for employees in 2022 and \$441,088 of increased pay for employees in 2023. The increased labor costs will be included in the SPD base budget in future years. Funds supporting this appropriations increase were held in the City’s unbudgeted labor planning reserves.

2. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget?

 X Yes No

Appropriation change (\$):	General Fund \$		Other \$	
	2023	2024	2023	2024
	\$882,176			
Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2023	2024	2023	2024

Positions affected:	No. of Positions		Total FTE Change	
	2023	2024	2023	2024

Does the legislation have other financial impacts to The City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

The financial impacts are outlined in the summary of the legislation. The increased labor costs beyond what is provided in this bill will be included in the SPD base budget in future years. Funds supporting this appropriations increase were held in the City's unbudgeted labor planning reserves.

Are there financial costs or other impacts of *not* implementing the legislation?

Not implementing the legislation could result in the continued attrition of Police Data Technicians from SPD, impacting the department's ability to access the data it needs for planning and operational purposes.

X This legislation adds, changes, or deletes appropriations.

Fund Name and Number	Dept	Budget Control Level Name/Number*	2023 Appropriation Change	2024 Estimated Appropriation Change
General Fund 00100	SPD	Leadership and Administration (BO-SP-P1600)	\$882,176	\$441,088
TOTAL				

**See budget book to obtain the appropriate Budget Control Level for your department.*

3. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

The MOU being legislated impacts SPD's staffing and operations.

b. Is a public hearing required for this legislation?

No.

c. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No.

d. Does this legislation affect a piece of property?

No.

- e. **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?**
Not applicable.
- f. **Climate Change Implications**
1. **Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
Not applicable.
 2. **Resiliency: Will the action(s) proposed by this legislation increase or decrease Seattle's resiliency (or ability to adapt) to climate change in a material way? If so, explain. If it is likely to decrease resiliency in a material way, describe what will or could be done to mitigate the effects.**
Not applicable.
- g. **If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s)?**
Not applicable.



Legislation Text

File #: CB 120456, **Version:** 2

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to historic preservation review procedures; amending and making permanent certain temporary procedures; amending Sections 23.66.030, 25.12.320, 25.12.720, 25.16.100, 25.20.090, 25.21.110, 25.22.110, 25.24.070, and 25.30.090 of the Seattle Municipal Code.

WHEREAS, on March 3, 2020, Mayor Durkan issued a Proclamation of Civil Emergency for the City of

Seattle based on the confirmed spread of COVID-19 in King County and resulting deaths; and

WHEREAS, on April 27, 2020, the Seattle City Council adopted Ordinance 126072, which allowed certain

land use applications related to historic properties to be handled administratively and approved by the

City's Historic Preservation Officer; and

WHEREAS, Ordinance 126072 was effective for a limited time; and

WHEREAS, on October 5, 2020, the Seattle City Council adopted Ordinance 126188, which extended many of

the provisions established in Ordinance 126072 until 60 days after the termination of the Proclamation

of Civil Emergency issued by Mayor Durkan; and

WHEREAS, due to the termination of the Proclamation of the Civil Emergency, Ordinance 126188 will not be

effective when this ordinance becomes effective; and

WHEREAS, in October 2021, the Department of Neighborhoods hired Broadview Planning to collect and

assess local community responses to the temporary administrative review provisions that apply to the

City's Historic Preservation Program; and

WHEREAS, Broadview Planning's findings generally indicated strong support for allowing many of the

temporary administrative review provisions to become permanent; and

WHEREAS, the community responses collected by Broadview Planning also revealed support for taking a more refined approach to the application of administrative review within the City's historic districts, which vary in scale and are each subject to a unique regulatory framework; and

WHEREAS, the Department of Neighborhoods now proposes to amend and make permanent many of the temporary administrative review provisions that apply to the City's Historic Preservation Program;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 23.66.030 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

23.66.030 Certificates of approval-Application, review and appeals

* * *

D. Review

1. Review when no special review board is established

a. When there is no special review board, the Department of Neighborhoods Director shall, within 30 days of a determination that an application for a certificate of approval is complete, determine whether the proposed action is consistent with the use and development standards for the district and shall, within 15 additional days, issue, issue with conditions, or deny the requested certificate of approval.

b. A copy of the Department of Neighborhoods Director's decision shall be sent to the Director and mailed to the owner and the applicant at the addresses provided in the application. Notice of the Director's decision also shall be provided to any person who, prior to the rendering of the decision, made a written request to receive notice of the decision or submitted written substantive comments on the application.

2. Review when special review board is established

a. When a special review board has been established, the board shall hold a public meeting to receive comments on certificate of approval applications.

b. Notice of the board's public meeting shall be posted in two prominent locations in the district at least three days prior to the meeting.

c. The board, after reviewing the application and considering the information received at the public meeting, shall make a written recommendation to the Department of Neighborhoods Director to grant, grant with conditions, or deny the certificate of approval application based upon the consistency of the proposed action with the requirements of this Chapter 23.66, the district use and development standards, and the purposes for creating the district. The board shall make its recommendation within 30 days of the receipt of a completed application by the board staff, except that the applicant may waive the deadlines in writing for the special review board to make a recommendation or the Director of the Department of Neighborhoods to make a decision, if the applicant also waives any deadlines on the review or issuance of related permits that are under review by the Seattle Department of Construction and Inspections.

d. The Department of Neighborhoods Director shall, within 15 days of receiving the board's recommendation, issue or deny a certificate of approval or issue an approval with conditions.

e. A copy of the decision shall be sent to the Director and mailed to the owner and the applicant at the addresses provided in the application. Notice of the decision shall be provided to any person who, prior to the rendering of the decision, made a written request for notice of the decision, or submitted substantive written comments on the application.

3. Notwithstanding any contrary provision of Section 23.66.020 or Title 23, applications for certificates of approval for the following items shall be subject to the process in subsection 23.66.030.D.1 rather than the process in subsection 23.66.030.D.2:

a. The installation, removal, or alteration of: fire escapes, ducts, conduits, HVAC vents, grilles, pipes, panels (including photovoltaic panels), weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical, or telecommunication elements necessary for the normal operation of the site, building, or structure.

b. Installation, alteration, or removal of minor communication utility equipment on rooftops or streetlight poles, when the location does not have impacts on other historic resources and otherwise complies with the City Design Guidelines for minor communication utilities.

c. Installation, removal, or alteration of exterior light fixtures, exterior security lighting, and security system equipment.

d. Installation, removal, or alteration of exterior or interior signage.

e. Installation, removal, or alteration of awnings or canopies.

f. Installation, alteration, or removal of window treatments, including but not limited to blinds, curtains, shades, or window film.

g. Alterations to storefront systems, if the proposed alterations are sympathetic to and do not destroy historic building materials.

h. Alteration to exterior paint colors and other finishes when painting a previously painted or otherwise finished material.

i. Installation, removal, or alteration of the following landscape elements: shrubs; perennials; annuals; and similar low-lying plantings.

j. Installation, removal, or alteration of the following site furnishings: benches; movable tables and seating; movable planters; movable water features; trash/recycling receptacles; and bike racks.

k. Installation, removal, or alteration of fences, gates, and barriers.

l. Right-of-way alterations, including but not limited to alterations to sidewalks, curbs, and the roadway.

m. Repaving and restriping of existing asphalt paved areas not within public rights-of-way.

n. Installation of improvements for accessibility compliance.

o. Installation, removal, or alteration of fire and life safety equipment.

p. Temporary emergency alterations, if the proposed replacement material used is compatible with the historic building fabric.

q. Change of use, establishment of a new use, or expansion of use, if use is a preferred use per Chapter 23.66 or applicable district rules.

r. Replacement of non-original doors and windows within original openings, when the design intent is consistent with the Secretary of the Interior's Standards for Rehabilitation.

s. Revisions to a previously approved Certificate of Approval, where the design revisions are sympathetic to and do not destroy historic building materials.

t. Alterations or changes to accommodate seismic improvements.

4. A decision denying a certificate of approval shall state the specific reasons for the denial and explain why the proposed changes are inconsistent with the requirements of this Subchapter I and adopted use and development standards for the district.

* * *

Section 2. Section 25.12.320 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

25.12.320 Staff-Historic Preservation Officer

The Director of the Department of Neighborhoods shall provide adequate staff support to the Landmarks Preservation Board and shall assign a member of the Department's staff to act as Historic Preservation Officer. Under the direction of the Board, the Historic Preservation Officer shall be the custodian of the Board's records, conduct official correspondence, assist in organizing and supervising the Landmarks Preservation Board, and organize and supervise the Board staff and the clerical and technical work of the Board to the extent required to administer this Chapter 25.12. In addition, the Historic Preservation Officer shall:

* * *

L. Be responsible for review and approval of applications for certificates of approval for certain items as

set forth in Title 25.

Section 3. Section 25.12.720 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

25.12.720 Board meeting on certificate of approval((:))

A. Within ((thirty (30))) 30 days after an application for a certificate of approval is determined to be complete, the Board shall hold a meeting thereon and shall serve notice of the meeting on the owner and the applicant not less than five (((5))) days before the date of the meeting. The absence of the owner or the applicant from the meeting shall not impair the Board's authority to make a decision on the application.

B. Notwithstanding any contrary provision in subsection 25.12.720.A or this Title 25, applications for certificates of approval for the following items shall be subject to administrative review and approval by the City Historic Preservation Officer, without the need for action of the Board or a public meeting but otherwise subject to the same approval criteria and procedures as would apply to such an application if it were subject to Board review and approval:

1. The installation, removal, or alteration of: fire escapes, ducts, conduits, HVAC vents, grilles, pipes, panels (including photovoltaic panels), weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical or telecommunication elements necessary for the normal operation of the site, building, or structure.

2. Installation, alteration, or removal of minor communication utility equipment on rooftops or streetlight poles, when the location does not have impacts on other historic resources and otherwise complies with the City Design Guidelines for minor communication utilities.

3. Installation, removal, or alteration of exterior light fixtures, exterior security lighting, and security system equipment.

4. Installation, removal, or alteration of exterior or interior signage.

5. Installation, removal, or alteration of awnings or canopies.

6. Installation, alteration, or removal of window treatments, including but not limited to blinds, curtains, shades, or window film.

7. Alterations to storefront systems, if the proposed alterations are sympathetic to and do not destroy historic building materials.

8. Alteration to interior or exterior paint colors and other finishes when painting a previously painted or otherwise finished material.

9. Interior alterations or changes when the design intent is consistent with the Secretary of the Interior's Standards for Rehabilitation.

10. Installation, alteration, or removal of art on public or private property, if the work does not adversely impact designated or historic features.

11. Installation, removal, or alteration of the following landscape elements: shrubs; perennials; annuals; and similar low-lying plantings.

12. Removal of trees when identified as a hazard or high-risk by an International Society of Arboriculture (ISA) Certified Arborist, both on private property and within public rights-of-way.

13. Installation, removal, or alteration of the following site furnishings: benches; movable tables and seating; movable planters; movable water features; trash/recycling receptacles; and bike racks.

14. Installation, removal, or alteration of fences, gates, and barriers.

15. Minor alterations to site grading, soil retention, drainage, or paving.

16. Rights-of-way alterations, including but not limited to alterations to sidewalks, curbs, and the roadway.

17. Repaving and restriping of existing asphalt paved areas not within public rights-of-way.

18. Installation, removal, or alteration of curbs, bollards, or wheel stops in parking areas not within the public rights-of-way.

19. Installation of improvements for accessibility compliance.

20. Installation, removal, or alteration of fire and life safety equipment.

21. Temporary emergency alterations, if the proposed replacement material used is compatible with the historic building fabric.

22. Replacement of non-original doors and windows within original openings, when the design intent is consistent with the Secretary of the Interior's Standards for Rehabilitation.

23. Installation, alteration, or removal of small ancillary structures (including but not limited to garden sheds, chicken coops/runs, or Little Free Library structures).

24. Revisions to a previously approved Certificate of Approval, where the design revisions are sympathetic to and do not destroy historic building materials.

25. Installation, alteration, or removal of single-story portable classrooms or storage sheds at Seattle Public Schools, when located behind the school building and not impacting designated features of the landmark.

26. Installation, removal, or alteration of learning gardens, play areas, play equipment or pavement markings in outdoor play areas at Seattle Public Schools properties, including expansion of existing areas.

27. Alterations or changes to accommodate seismic improvements.

Section 4. Section 25.16.100 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

25.16.100 Certificate of approval-Issuance or denial((:))

* * *

D. Notwithstanding any contrary provision in subsection 25.16.100.A or this Title 25, applications for certificates of approval for the following items shall be subject to administrative review and approval by the City Historic Preservation Officer, without the need for action of the Board or a public meeting but otherwise subject to the same approval criteria and procedures as would apply to such an application if it were subject to

Board review and approval:

1. The installation, removal, or alteration of: fire escapes, ducts, conduits, HVAC vents, grilles, pipes, panels (including photovoltaic panels), weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical or telecommunication elements necessary for the normal operation of the site, building, or structure.

2. Installation, alteration, or removal of minor communication utility equipment on rooftops or streetlight poles, when the location does not have impacts on other historic resources and otherwise complies with the City Design Guidelines for minor communication utilities.

3. Installation, removal, or alteration of the following landscape elements: shrubs; perennials; annuals; and similar low-lying plantings.

4. Installation of improvements for accessibility compliance.

5. Installation, removal, or alteration of fire and life safety equipment.

6. Temporary emergency alterations, if the proposed replacement material used is compatible with the historic building fabric.

7. Revisions to a previously approved Certificate of Approval, where the design revisions are sympathetic to and do not destroy historic building materials.

8. Alterations or changes to accommodate seismic improvements.

Section 5. Section 25.20.090 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

25.20.090 Board meeting on certificate of approval((-))

* * *

C. Notwithstanding any contrary provision in subsection 25.20.090.A or this Title 25, applications for certificates of approval for the following items shall be subject to administrative review and approval by the City Historic Preservation Officer, without the need for action of the Board or a public meeting but otherwise

subject to the same approval criteria and procedures as would apply to such an application if it were subject to Board review and approval:

1. The installation, removal, or alteration of: fire escapes, ducts, conduits, HVAC vents, grilles, pipes, panels (including photovoltaic panels), weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical or telecommunication elements necessary for the normal operation of the site, building, or structure.

2. Installation, alteration, or removal of minor communication utility equipment on rooftops or streetlight poles, when the location does not have impacts on other historic resources and otherwise complies with the City Design Guidelines for minor communication utilities.

3. Installation, removal, or alteration of exterior light fixtures, exterior security lighting, and security system equipment.

4. Installation, removal, or alteration of exterior or interior signage.

5. Installation, removal, or alteration of awnings or canopies.

6. Alterations to storefront systems, if the proposed alterations are sympathetic to and do not destroy historic building materials.

7. Alteration to interior or exterior paint colors and other finishes when painting a previously painted or otherwise finished material.

8. Installation, removal, or alteration of the following landscape elements: shrubs; perennials; annuals; and similar low-lying plantings.

9. Installation, removal, or alteration of the following site furnishings: benches; movable tables and seating; movable planters; movable water features; trash/recycling receptacles; and bike racks.

10. Installation, alteration, or removal of art on public or private property, if the work does not adversely impact designated or historic features.

11. Installation, alteration, or removal of small ancillary structures (including but not limited to

garden sheds, chicken coops/runs, or Little Free Library structures).

12. Rights-of-way alterations, including but not limited to alterations to sidewalks, curbs, and the roadway.

13. Installation of improvements for accessibility compliance.

14. Installation, removal, or alteration of fire and life safety equipment.

15. Temporary emergency alterations, if the proposed replacement material used is compatible with the historic building fabric.

16. Replacement of non-original doors and windows within original openings, when the design intent is consistent with the Secretary of the Interior's Standards for Rehabilitation.

17. Revisions to a previously approved Certificate of Approval, where the design revisions are sympathetic to and do not destroy historic building materials.

18. Alterations or changes to accommodate seismic improvements.

Section 6. Section 25.21.110 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

25.21.110 Board meeting on certificate of approval((-))

* * *

C. Notwithstanding any contrary provision in subsection 25.21.110.A or this Title 25, applications for certificates of approval for the following items shall be subject to administrative review and approval by the City Historic Preservation Officer, without the need for action of the Board or a public meeting but otherwise subject to the same approval criteria and procedures as would apply to such an application if it were subject to Board review and approval:

1. The installation, removal, or alteration of: fire escapes, ducts, conduits, HVAC vents, grilles, pipes, panels (including photovoltaic panels), weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical or telecommunication elements necessary for the normal

operation of the site, building, or structure.

2. Installation, alteration, or removal of minor communication utility equipment on rooftops or streetlight poles, when the location does not have impacts on other historic resources and otherwise complies with the City Design Guidelines for minor communication utilities.

3. Installation, removal, or alteration of exterior light fixtures, exterior security lighting, and security system equipment.

4. Installation, removal, or alteration of exterior or interior signage.

5. Installation, removal, or alteration of awnings or canopies.

6. Alterations to storefront systems, if the proposed alterations are sympathetic to and do not destroy historic building materials.

7. Alteration to interior or exterior paint colors and other finishes when painting a previously painted or otherwise finished material.

8. Installation, removal, or alteration of the following landscape elements: shrubs; perennials; annuals; and similar low-lying plantings.

9. Installation, removal, or alteration of the following site furnishings: benches; movable tables and seating; movable planters; movable water features; trash/recycling receptacles; and bike racks.

10. Rights-of-way alterations, including but not limited to alterations to sidewalks, curbs, and the roadway.

11. Installation, alteration, or removal of art on public or private property, if the work does not adversely impact designated or historic features.

12. Installation of improvements for accessibility compliance.

13. Installation, removal, or alteration of fire and life safety equipment.

14. Temporary emergency alterations, if the proposed replacement material used is compatible with the historic building fabric.

15. Replacement of non-original doors and windows within original openings, when the design intent is consistent with the Secretary of the Interior's Standards for Rehabilitation.

16. Revisions to a previously approved Certificate of Approval, where the design revisions are sympathetic to and do not destroy historic building materials.

17. Alterations or changes to accommodate seismic improvements.

Section 7. Section 25.22.110 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

25.22.110 Board meeting on certificate of approval((-))

* * *

C. Notwithstanding any contrary provision in subsection 25.22.110.A or this Title 25, applications for certificates of approval for the following items shall be subject to administrative review and approval by the City Historic Preservation Officer, without the need for action of the Board or a public meeting but otherwise subject to the same approval criteria and procedures as would apply to such an application if it were subject to Board review and approval:

1. The installation, removal, or alteration of: fire escapes, ducts, conduits, HVAC vents, grilles, pipes, panels (including photovoltaic panels), weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical or telecommunication elements necessary for the normal operation of the site, building, or structure.

2. Installation, removal, or alteration of exterior light fixtures, exterior security lighting, and security system equipment.

3. Installation, removal, or alteration of exterior or interior signage.

4. Installation, removal, or alteration of awnings or canopies.

5. Alterations to storefront systems, if the proposed alterations are sympathetic to and do not destroy historic building materials.

6. Alteration to interior or exterior paint colors and other finishes when painting a previously painted or otherwise finished material.

7. Installation, removal, or alteration of the following landscape elements: shrubs; perennials; annuals; and similar low-lying plantings.

8. Installation, removal, or alteration of the following site furnishings: benches; movable tables and seating; movable planters; movable water features; trash/recycling receptacles; and bike racks.

9. Rights-of-way alterations, including but not limited to alterations to sidewalks, curbs, and the roadway.

10. Installation of improvements for accessibility compliance.

11. Installation, removal, or alteration of fire and life safety equipment.

12. Temporary emergency alterations, if the proposed replacement material used is compatible with the historic building fabric.

13. Replacement of non-original doors and windows within original openings, when the design intent is consistent with the Secretary of the Interior's Standards for Rehabilitation.

14. Revisions to a previously approved Certificate of Approval, where the design revisions are sympathetic to and do not destroy historic building materials.

15. Alterations or changes to accommodate seismic improvements.

Section 8. Section 25.30.090 of the Seattle Municipal Code, last amended by Ordinance 126188, is amended as follows:

25.30.090 Board meeting on certificate of approval

* * *

C. Notwithstanding any contrary provision in subsection 25.30.090.A or this Title 25, applications for certificates of approval for the following items shall be subject to administrative review and approval by the City Historic Preservation Officer, without the need for action of the Board or a public meeting but otherwise

subject to the same approval criteria and procedures as would apply to such an application if it were subject to Board review and approval:

1. The installation, removal, or alteration of: weatherheads, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical or telecommunication elements necessary for the normal operation of the site, building, or structure.

2. Installation, alteration, or removal of minor communication utility equipment on rooftops or streetlight poles, when the location does not have impacts on other historic resources and otherwise complies with the City Design Guidelines for minor communication utilities.

3. Installation, removal, or alteration of exterior light fixtures, unless otherwise excluded from review under subsection 25.30.070.B.11.

4. Installation, removal, or alteration of exterior signage, unless otherwise excluded from review under subsection 25.30.070.B.8.

5. Alterations to storefront systems, if the proposed alterations are sympathetic to and do not destroy historic building materials.

6. Installation, removal, or alteration of the following site furnishings: benches; movable planters; movable water features; and bike racks unless otherwise excluded from review under subsection 25.30.070.B.5.

7. Installation, alteration, or removal of art on public or private property, if the work does not adversely impact designated or historic features, unless otherwise excluded from review under subsection 25.30.070.B.14.

8. Rights-of-way alterations, including but not limited to alterations to sidewalks, curbs, and the roadway.

9. Installation, removal, or alteration of fire and life safety equipment.

10. Temporary emergency alterations, if the proposed replacement material used is compatible

with the historic building fabric.

11. Replacement of non-original doors and windows within original openings, when the design intent is consistent with the Secretary of the Interior's Standards for Rehabilitation.

12. Revisions to a previously approved Certificate of Approval, where the design revisions are sympathetic to and do not destroy historic building materials.

13. Alterations or changes to accommodate seismic improvements.

Section 9. 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 the City Council the _____ day of _____, 2023, and signed by me in open session in authentication of its passage this _____ day of _____, 2023.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2023.

Bruce A. Harrell, Mayor

Filed by me this _____ day of _____, 2023.

Elizabeth M. Adkisson, Interim City Clerk

(Seal)

Attachments:

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Department of Neighborhoods (DON)	Sara Belz/276.0036 Sarah Sodt/615.1786	Miguel Jimenez/450.8216

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE relating to historic preservation review procedures; amending and making permanent certain temporary procedures; amending Sections 23.66.030, 25.12.320, 25.12.720, 25.16.100, 25.20.090, 25.21.110, 25.22.110, 25.24.070, and 25.30.090 of the Seattle Municipal Code.

Summary and Background of the Legislation:

In March 2020, Mayor Durkan issued a Proclamation of Civil Emergency for the City of Seattle due to the confirmed spread of COVID-19 in King County. In April 2020, the Seattle City Council passed Ordinance 126072, which temporarily allowed smaller-scale land use applications related to historic properties to be handled administratively by Department of Neighborhoods (DON) staff and approved by the City's Historic Preservation Officer. Such applications were previously reviewed by the City's historic preservation boards. The temporary provisions included in Ordinance 126072 were later extended by Ordinance 126188 and part of a larger City effort to expedite permits, respond to economic challenges, and address urgent housing needs during the COVID-19 pandemic. Absent further legislative action by ordinance, the temporary provisions will expire 60 days after Mayor Harrell lifts the City's COVID-19 emergency order.

Examples of minor alterations temporarily eligible for administrative review include the installation of signage and awnings, storefront renovations, and building mechanical systems upgrades. New construction, demolition, and major redevelopment proposals are not eligible for administrative review.

In late 2021, DON hired Broadview Planning to collect community feedback on the Historic Preservation Program's temporary administrative review procedures. Broadview Planning's data and analysis generally indicated strong support for allowing many of the temporary administrative review provisions to become permanent. However, the collected responses also revealed support for taking a more refined approach to the application of administrative review within the City's historic districts, which vary in scale and are each subject to a unique regulatory framework.

The proposed legislation would more permanently codify many of the temporary administrative review provisions in place for the Historic Preservation Program, while also amending some of the provisions that apply within individual historic districts to better reflect their unique architectural, cultural, and community features.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ☐ Yes ☒ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ☐ Yes ☒ No

Does the legislation have other financial impacts to The City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?
No.

Are there financial costs or other impacts of *not* implementing the legislation?
No.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?
No.
- b. Is a public hearing required for this legislation?
Yes, a City Council public hearing is required with 30 days advance notice of said hearing provided to the public.
- c. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?
Notice of the required public hearing shall be published in *The Daily Journal of Commerce* and the City's *Land Use Information Bulletin*.
- d. Does this legislation affect a piece of property?
The Department of Neighborhoods' Historic Preservation Program oversees the preservation of eight historic districts and more than 450 individual landmarks. Landmark sites and structures are located in neighborhoods across Seattle. A map of the City's historic districts is attached to this fiscal note.
- e. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?
In addition to enabling members of the City's all-volunteer historic preservation boards to focus their limited time and resources on larger-scale applications and projects, the utilization of administrative review also simplifies the review process for permit applicants, many of whom are small business owners. The share of small businesses located in Seattle's older, historic neighborhoods that are BIPOC- or woman-owned also generally exceeds the citywide percentage.

f. Climate Change Implications

1. Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?

No.

2. Resiliency: Will the action(s) proposed by this legislation increase or decrease Seattle's resiliency (or ability to adapt) to climate change in a material way? If so, explain. If it is likely to decrease resiliency in a material way, describe what will or could be done to mitigate the effects.

No.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s)?

This legislation would not advance a new initiative or major programmatic expansion. Rather, it would more permanently codify many of the temporary administrative review processes that have been in place for the Historic Preservation Program since April 2020. The temporary provisions have been found to simplify the permitting process for many historic property owners, including small business owners, residential owner/occupants, and nonprofit organizations.

Summary Attachments:

Summary Attachment 1 – Map of the City of Seattle's Historic Districts

City of Seattle

Historic Districts

