



SEATTLE CITY COUNCIL

Transportation and Seattle Public Utilities

Agenda

Tuesday, June 21, 2022

9:30 AM

Public Hearing

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

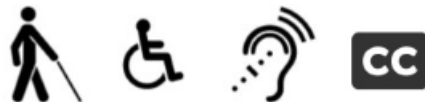
Alex Pedersen, Chair
Dan Strauss, Vice-Chair
Lisa Herbold, Member
Tammy J. Morales, Member
Kshama Sawant, Member

Chair Info: 206-684-8804; Alex.Pedersen@seattle.gov

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SEATTLE CITY COUNCIL
Transportation and Seattle Public Utilities
Agenda
June 21, 2022 - 9:30 AM
Public Hearing

Meeting Location:

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

Committee Website:

<https://www.seattle.gov/council/committees/transportation-and-seattle-public-utilities>

This meeting also constitutes a meeting of the City Council, provided that the meeting shall be conducted as a committee meeting under the Council Rules and Procedures, and Council action shall be limited to committee business.

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

Remote Public Comment and/or Public Hearing- Register online to speak during the Public Comment period or at the Public Hearing 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 and Public Hearing periods during the meeting. Speakers must be registered in order to be recognized by the Chair.

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

Submit written comments to Councilmember Pedersen at Alex.Pedersen@seattle.gov

Please Note: Times listed are estimated

A. Call To Order

B. Approval of the Agenda

C. Public Comment

D. Items of Business

1. [CB 120345](#) **AN ORDINANCE vacating a portion of 29th Avenue Southwest and Southwest City View Street, in West Seattle, and accepting a Property Use and Development Agreement, on the petition of NWB/CSPP West Seattle LLC (Clerk File 314357).**

Attachments: [Ex 1 - Property Use and Development Agreement](#)

Supporting

Documents: [Summary and Fiscal Note](#)
 [Summary Att A - 29th Ave SW Vacation Area Map](#)
 [Central Staff Memo \(6/21/22\)](#)
 [Presentation](#)

Briefing, Discussion, and Possible Vote (10 minutes)

Presenters: Beverly Barnett, Seattle Department of Transportation;
Steve Tangney, West Coast Storage

2. [CB 120346](#) **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 Chief Executive Officer of Seattle Public Utilities to grant a subsurface utility easement and temporary construction easement to King County for the purpose of installing, constructing, owning, operating, maintaining, and repairing a trunk sewer line crossing The City of Seattle's East Side Supply Line right-of-way.**

Attachments: [Att 1 - Subsurface Utility Easement Agreement](#)
 [Att 2 - Temporary Construction Easement Agreement](#)

Supporting
Documents: [Summary and Fiscal Note](#)
 [Summary Ex A - Permanent Easement Area](#)
 [Summary Ex B - Temporary Construction Easement Area](#)
 [Presentation](#)

Public Hearing, Briefing, Discussion, and Possible Vote (10 minutes)

Presenters: Judith Cross and Bryan Solemsaas, Seattle Public Utilities.

3. [Appt 02194](#) **Appointment of Andrew Lee as General Manager and Chief Executive Officer of Seattle Public Utilities, for a term to December 31, 2025.**

Attachments: [Appointment Packet](#)
 [Confirmation Questions and Answers](#)

Briefing, Discussion, and Possible Vote (25 minutes)

Presenter: Marco Lowe, Chief Operations Officer, Mayor's Office

4. Vision Zero Update

Supporting
Documents: [Presentation](#)

Briefing and Discussion (45 minutes)

Presenters: Kristen Simpson, Jim Curtin, and Allison Schwartz, Seattle
Department of Transportation

E. Adjournment



Legislation Text

File #: CB 120345, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE vacating a portion of 29th Avenue Southwest and Southwest City View Street, in West Seattle, and accepting a Property Use and Development Agreement, on the petition of NWB/CSPP West Seattle LLC (Clerk File 314357).

WHEREAS, Ed Richter for West Coast Self-Storage, filed a petition under Clerk File 314357 to vacate a portion of 29th Avenue Southwest and Southwest City View Street; and

WHEREAS, NWB/CSPP West Seattle (“Petitioner”) is the successor in interest and the current Petitioner; and

WHEREAS, following an August 15, 2017, public hearing on the petition, the Seattle City Council (“City Council”) conditionally granted the petition on September 5, 2017; and

WHEREAS, a Property Use and Development Agreement recorded on February 25, 2022, with the King County Recorder’s Office under Recording No. 20220225001247 commits the Petitioner and their successors to fulfill on going public-benefit obligations required as part of the vacation; and

WHEREAS, as provided for in RCW 35.79.030 and Seattle Municipal Code Chapter 15.62. the Petitioner has paid the City a vacation fee of \$1,090,000 on October 22, 2018, which is the full appraised value of the property; and

WHEREAS, the Petitioner has met all conditions imposed by the City Council in connection with the vacation petition; and

WHEREAS, vacating a portion of 29th Avenue Southwest and Southwest City View Street is in the public interest; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. A portion of 29th Avenue Southwest and Southwest City View Street, described below, is vacated:

That portion of City View Street within the north half of the Northwest Quarter of Section 13, Township 24 North, Range 3 East, W.M., lying southerly of the south line of Lot 11 in Block 1, Read's First Addition to the City of Seattle as recorded under recording No. 548455 in Volume 16 of Plats, page 88 in King County, Washington and lying northerly of the north line of Lot 1 in Block 1, Plat of Steel Works Addition to West Seattle as recorded in Volume 12 of Plats, page 5, in King County Washington; except that portion lying westerly of the easterly margin of Harbor Avenue Southwest; also except that portion lying easterly of the northerly line prolongation of said Lot 1 in Block 1, Plat of Steel Works Addition to West Seattle; and

That portion of 29th Avenue Southwest as shown on Seattle Tide Lands, according to the maps on file in the Office of the Commissioner of Public Lands in Olympia, Washington, within the Northeast Quarter of the Northwest Quarter of Section 13, Township 24 North, Range 3 East, W.M., lying southerly of the easterly prolongation of the north line of Lot 10 in Block 1, Read's First Addition to the City of Seattle as recorded under Recording No. 548455 in Volume 16 of Plats, page 88, in King County, Washington and lying northerly of the easterly prolongation of the south line of Lot 5 in Block, 1, Plat of Steel Works Addition to West Seattle as recorded in Volume 12 of Plats, page 5, in King County, Washington. (Clerk File 314357).

Section 2. The Property Use and Development Agreement, King County Recording No.

20220225001247, attached as Exhibit 1 to this ordinance is accepted.

Section 3. 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 _____, 2022, and signed by me in open session in authentication of its passage this _____ day of _____, 2022.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2022.

Bruce A. Harrell, Mayor

Filed by me this _____ day of _____, 2022.

Monica Martinez Simmons, City Clerk

(Seal)

Exhibits:

Exhibit 1 - Property Use and Development Agreement

Record Date:2/25/2022 3:00 PM
Electronically Recorded King County, WA

Return Address
Christine M McKay
McKay Huffington PLLC
701 5th Avenue – Suite 4400
Seattle, WA 98104

PROPERTY USE AND DEVELOPMENT AGREEMENT

Grantor:	NWB/CSPP West Seattle, LLC, a Washington limited liability company
Grantee:	City of Seattle
<input type="checkbox"/> Additional on page	
Legal Description (abbreviated):	A portion of Southwest City View Street within the north half of the Northwest Quarter of Section 13, Township 24 North, Range 3 East, W.M; portion of 29 th Avenue Southwest as shown on Seattle Tide Land
Additional legal on page 8 of document	
Assessor's Tax Parcel ID #:	
Reference Nos. of Documents Released or Assigned:	None

PROPERTY USE AND DEVELOPMENT AGREEMENT

THIS AGREEMENT is executed this date in favor of the City of Seattle, a municipal corporation ("City"), NWB/CSPP West Seattle LLC, a Washington limited liability company ("NWB/CSPP" or "Petitioner").

WHEREAS, West Coast Self-Storage LLC (a predecessor in interest to NWB/CSPP) and Nucor, filed a petition in Clerk File 314357 for the vacation of South West City View Street and portions of 29th Avenue Southwest, and includes a total of approximately 27,204 square feet of right-of-way. ("ROW Vacation Petition") The Southwest City View Street ("City View") right-of-way includes approximately 2,029 square feet, and the 29th Avenue Southwest ("29th") right-of-way includes approximately 25,175 square feet. All as further described on the attached Exhibit A.

The ROW Vacation Petition was considered under Chapter 35.79 of the Revised Code of Washington and Chapter 15.62 of the Seattle Municipal Code; and

WHEREAS, on August 15, 2017, the Transportation Committee of the Seattle City Council held a public hearing on the ROW Vacation Petition; and

WHEREAS, on September 5, 2017, the Seattle City Council granted preliminary approval of the ROW Vacation Petition, subject to conditions ("ROW Vacation Approval"); and

WHEREAS, the Petitioner completed development activity authorized under the ROW Vacation Approval on August 30, 2020; and

WHEREAS, executing this Property Use and Development Agreement (the "Agreement" or "PUDA") is desired to ensure compliance with any on-going conditions of the vacation approval subsequent to passage of the vacation ordinance; and

NOW, THEREFORE, the NWB/CSPP, on behalf of the Owners, covenants, bargains, and agrees on behalf of themselves, their successors, and assigns as follows:

Section 1. The conditions passed by the City Council on September 5, 2017, specified the following conditions of approval:

- A. The vacation is granted to allow the NWB/CSP Petitioner to build a project substantially in conformance with the project presented to the City Council and for no other purpose. The project must be substantially in conformance with the proposal reviewed by the Sustainability & Transportation Committee in August of 2017, except for changes to improve sight lines to the Alki Trail discussed below under #6.

B. All street improvements were designed to City standards, as modified by these conditions to implement the Public Benefit requirements and be reviewed and approved by SDOT. Elements of the street improvement plan and required street improvements to be reviewed include:

- Alki Trail work, including new planting strip;
- Street trees locations; and
- Reconstruction at frontage to widen the Alki Trail and adjust alignment at power poles.

This PUDA provides for the installation and maintenance of the following public benefit features:

OPEN SPACE							
	Public Benefit	Qty.	Location/Description	Code Req.	Public Benefit	Total	Estimated Value
A	Relocated power poles	2	Two power poles are within the trail. relocate both to the planting strip.	None	Relocated Power Poles	2 poles	\$100,000
B	Landscape buffer trees	26	Trees provided around building.	None	26 Trees	26 Trees	\$20,800
C	Alki Trail reconstruction and widen		New asphalt for trail reconstruction and widening from 8 feet to 12 feet.	None	2,680 SF	2,680 SF	\$35,000
D	Remove off-site bollards on Alki Trail	3	Trail upgrades remove bollards in trail at Salty's Restaurant.	None	Bollards	3 Bollards	\$5,000
E	Art panels	6	6' x12' metal panels that will be backlit.	None	432 SF [6 panels)	432 SF [6 panels]	\$50,000
F	Pedestrian lighting	13	13 bollard light posts along east side of Alki trail.	None	Bollard Light Posts	13 Lights	\$15,000
G	Concrete cross traffic delineation	3	Concrete cross traffic materials delineating the trail from driveways and pedestrian oaths.	None	584- SF (3 locations)	584 SF	\$4,000
H	Reduced curb cuts along frontage	2	Close two curb cuts to minimize cross traffic across trail from 4 to 2 locations.	None	2	2	\$18,000
SUB-TOTAL							\$247,800
SET BACKS							
	Public Benefit	Qty.	Location/Description	Code Req.	Public Benefit	Total	Estimated Value
I	Harbor Ave Building Setback (West)	2,357 SF	Provide a landscape buffer. Varies from 3'-7" nearest the property line to 13'-5" furthest from the property line.	None	2,357 SF	2,357 SF	\$26,500

J	North Building Setback	802 SF	Provide landscape buffer 9'-2" along north property line,	None	802 SF	802 SF	\$8,000
K	South Building Setback	758 SF	Provide landscape buffer of 9'-11" from the south property line.	None	758 SF	758 SF	\$7,500
L	East Building Setback	1,579 SF	Provide landscape buffer. Width varies from 3'-1" to 18'-6"	None	1,579 SF	1,579 SF	\$15,800
SUB-TOTAL							\$57,800
TOTAL ESTIMATED VALUE OF PUBLIC BENEFIT:							\$305,600

Section 2. The development project on the NWB/CSPP site (the "Project"), as implemented by Master Use Permit Number 3026341-LU as amended and building permits 6617721-CN and 327341 (SIP Permit) and 3027431-LU (Lot Boundary Adjustment), has constructed the "Public Benefits" outlined in Section 1 in the following manner:

- A. Power Pole relocation from trail. The two power poles located within the trail were both relocated to the planting strip. Petitioner has no ongoing responsibilities for the Power Poles.
- B. Landscape buffer trees. Twenty-Six (26) Trees were provided around the Project building. NWB/CSPP Petitioner shall provide ongoing maintenance of the trees on its Property.
- C. Alki Trail reconstruction and widen. The Alki trail was widened from 8 to 12 feet and new asphalt placed on the trail in front of the Project. Petitioner has no ongoing responsibility with respect to the Alki Trail.
- D. Remove off-site bollards on Alki Trail. Three (3) Bollards were removed from the Alki Trail in front of Salty's Restaurant. Petitioner has no ongoing responsibilities for this matter.
- E. Art Panels. Six 6 x12' metal art panels were installed on the Project building façade and backlit. NWB/CSPP Petitioner shall maintain and repair the public art on its building façade.
- F. Pedestrian lighting. Thirteen (13) bollard light posts were installed along the east side of the Alki Trail. Petitioner has no ongoing responsibilities relating to the bollard light posts.
- G. Concrete cross traffic delineation. Three concrete cross traffic materials were installed delineating the Alki trail from the driveways and pedestrian paths. NWB/CSPP Petitioner shall maintain and repair the concrete cross traffic materials.

- H. Reduced curb cuts along frontage. Two curb cuts were closed to minimize cross traffic across the trail – from 4 to 2 locations along the front of the Project. Petitioner has no further obligations relating to the curb cut removal.
- I. Harbor Avenue Building Setback. A landscape buffer was installed varying from 3'-7" nearest the property line to 13'5" furthest from the Project west property line along Harbor Avenue.
- J. North Building Setback. A landscape buffer was installed 9'2" feet along the Project north property line.
- K. South Building Setback. A landscape buffer of 9'11" was installed along the Project's south property line.
- L. East Building Setback. A landscape buffer varying from 3'1" to 18'6" was installed along the Project east property line.

Section 3. This Agreement may be amended or modified by agreement between the Petitioner and the City; provided any such amendment shall be subject to approval by the City Council by ordinance. Nothing in this Agreement shall be construed as a surrender of the City's governmental powers.

Section 4. The Petitioner reserves the right to use the Public Benefits for any purpose which does not interfere with the public's use rights established hereunder, including but not limited to the right to use the areas as described in this Agreement for the Petitioner's purposes, and the right to grant easement, provided the easements are consistent with the public's use rights established hereunder.

Section 5. Nothing in this Agreement shall constitute a public dedication of any portion of the Property.

Section 6. The legal description of the Property is set forth in Exhibit A to this Agreement, which is incorporated to this Agreement. An executed copy of this Agreement shall be recorded in the records of King County and the covenants contained herein shall attach to and run with the Property.

Section 7. This PUDA is made for the benefit of the City and the public. The City may institute and prosecute any proceeding at law or in equity to enforce this PUDA.

Section 8. If any covenant, condition, or restriction in this instrument or any portion is invalidated or voided, the invalidity or voidness shall in no way affect any other covenant, condition, or restriction.

Section 9. The Petitioner covenants and agrees to defend, indemnify, and hold harmless the City of Seattle, its officials, officers, employees, and agents from all liabilities, claims, causes of action, judgments, or expenses, including reasonable attorney fees and necessary litigation expenses, resulting from any actual or alleged bodily injury including death

or actual or alleged damage to property arising out of or in connection with Petitioner's failure to perform its obligations hereunder during the term of its ownership. Upon any transfer of ownership, this obligation shall be binding on all successors and assigns. The indemnification obligations under this Agreement do not apply to any liabilities, claims, causes of action, judgments or expenses, resulting from bodily injury or property damage caused by the negligence or intentional acts of the public or the City, or the City's officers, employees, elected officials, agents, or subcontractors.

Section 10. This Agreement shall be binding on the Petitioner's successors and assigns.

DATED Effective this 23rd day of February ~~January~~ 2022.

NWB/CSPP WEST SEATTLE LLC,
a Washington limited liability company

BY: NWB/CSPP Development LLC,
a Washington limited liability company
its sole member

BY: CSP Storage Properties LLC,
a Washington limited liability company
its Manager

Signature: 

Name: Dave Grant

Title: Manager

[NOTARY ON FOLLOWING PAGE]

STATE OF WASHINGTON)
) ss
COUNTY OF KING)

I certify that I know or have satisfactory evidence that Dave Grant is the person who appeared before me, and said person acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute the instrument and acknowledged it as the Manager of CSP Storage Properties LLC, a Washington limited liability company, as the Manager of NWB/CSPP Development LLC, a Washington limited liability company, the sole member of NWB/CSPP West Seattle LLC, a Washington limited liability company, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

WITNESS my hand and official seal the day and year in this certificate first
above written.

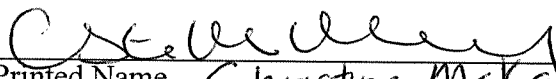

Printed Name Christine McKay
Notary Public in and for the State of Washington,
residing at Seattle
My Commission Expires: 12-05-23



EXHIBIT A

Legal Description of the Property

That portion of Southwest City View Street within the north half of the Northwest Quarter of Section 13, Township 24 North, Range 3 East, W.M., lying southerly of the south line of Lot 11 in Block 1, Read's First Addition to the City of Seattle as recorded under Recording No. 548455 in Volume 16 of Plats, page 88 in King County, Washington and lying northerly of the north line of Lot 1 in Block 1, Plat of Steel Works Addition to West Seattle as recorded in Volume 12 of Plats, page 5, in King County Washington; except that portion lying westerly of the easterly margin of Harbor Avenue Southwest; also except that portion lying easterly of the northerly line prolongation of said Lot 1 in Block 1, Plat of Steel Works Addition to West Seattle; and

That portion of 29th Avenue Southwest as shown on Seattle Tide Lands, according to the maps on file in the Office of the Commissioner of Public Lands in Olympia, Washington, within the Northeast Quarter of the Northwest Quarter of Section 13, Township 24 North, Range 3 East, W.M., lying southerly of the easterly prolongation of the north line of Lot 10 in Block 1, Read's First Addition to the City of Seattle as recorded under Recording No. 548455 in Volume 16 of Plats, page 88, in King County, Washington and lying northerly of the easterly prolongation of the south line of Lot 5 in Block, 1, Plat of Steel Works Addition to West Seattle as recorded in Volume 12 of Plats, page 5, in King County, Washington.

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Department of Transportation	Amy Gray/206-386-4638	Christie Parker/206-684-5211

** 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 vacating a portion of 29th Avenue Southwest and Southwest City View Street, in West Seattle, and accepting a Property Use and Development Agreement, on the petition of NWB/CSPP West Seattle LLC (Clerk File 314357).

Summary and Background of the Legislation:

This Council Bill completes the vacation process for the portion of 29th Avenue Southwest and Southwest City View Street, in West Seattle, on the petition of NWB/CSPP West Seattle LLC.

The Petitioner sought the vacation for the development of a new storage facility. Following an August 15, 2017, public hearing on the petition, the City Council conditionally granted the petition.

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?

The petitioner paid a vacation fee of \$1,090,000 on October 22, 2018.

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

This legislation will complete the vacation process. The Petitioner has met all the conditions imposed by the City Council. By not implementing this legislation, the City could be in violation of its obligations, which could have financial implications.

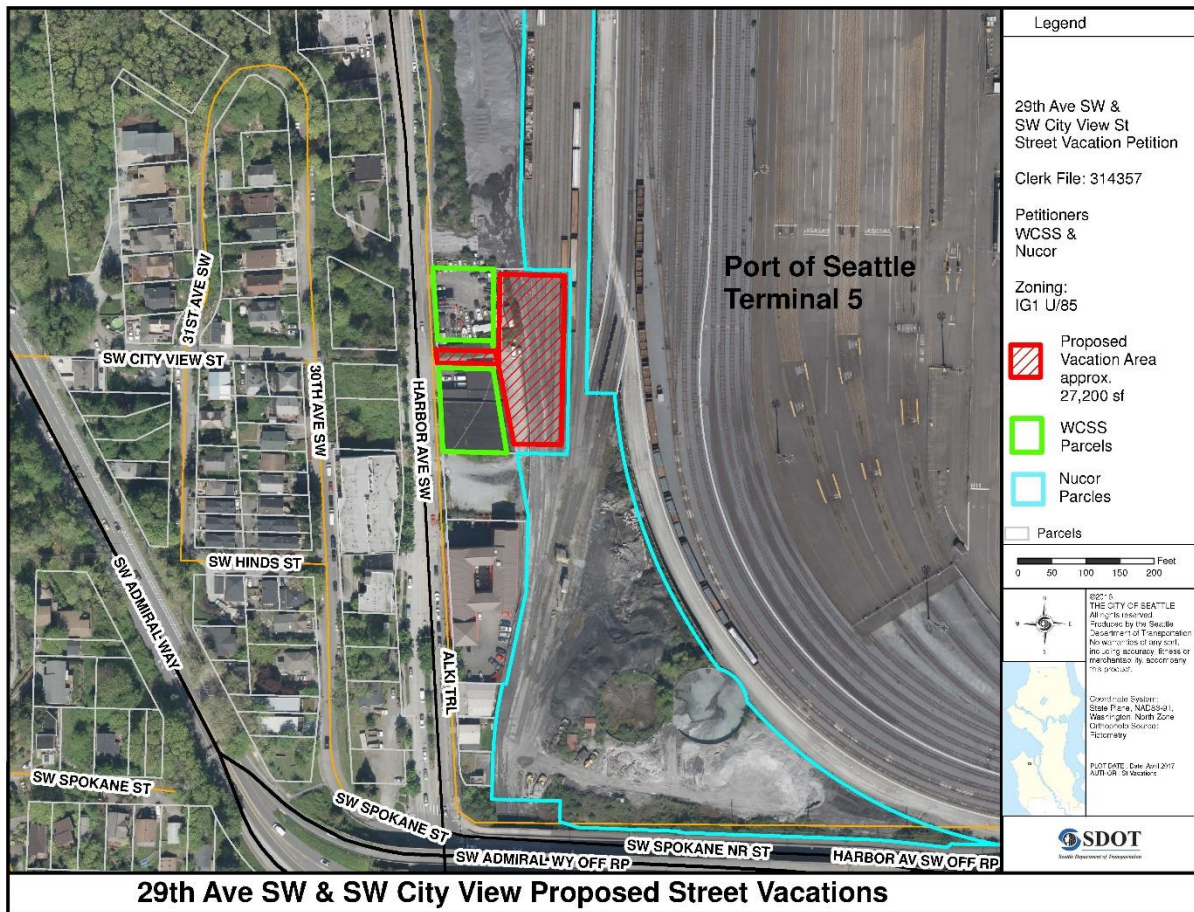
4. OTHER IMPLICATIONS

- a. **Does this legislation affect any departments besides the originating department?**
No.
- 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?**
Yes, it completes the vacation of a portion of 29th Avenue Southwest and Southwest City View Street.
- 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?**
SDOT has not identified any Race and Social Justice Initiative implications related to the legislation.
- f. **Climate Change Implications**
1. **Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
N/A
 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.**
N/A
- 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)?**
N/A

Summary Attachments:

Summary Attachment A – 29th Avenue Southwest Vacation Area Map

29th Avenue Southwest Vacation Area Map



June 14, 2022

MEMORANDUM

To: Transportation & Seattle Public Utilities Committee
From: Lish Whitson, Analyst
Subject: Council Bill 120345: 29th and City View Vacation

On June 21, 2022, the Transportation & Seattle Public Utilities Committee (Committee) will receive a briefing on [Council Bill \(CB\) 120345](#), which would grant final approval for the vacation of portions of 29th Avenue SW and SW City View Street (Council District 1). Council conditional approval of the vacation was granted on September 5, 2017, through [Clerk File \(CF\) 314357](#). Approval of the vacation facilitated the development of West Coast Self Storage's West Seattle facility, a four-story self-storage facility. The project is located on the east side of Harbor Avenue SW, north of the West Seattle Bridge.

The Council's decision at this point is to determine whether the project has satisfied the conditions of CF 314357. If those conditions have been met, the Council should approve the bill. This memorandum discusses the street vacation process and the vacation conditions.

Street Vacation Process

In 2018, the City Council updated the City's Street Vacation Policies. The vacation of 29th Avenue SW and SW City View Street was approved under the Council's earlier vacation policies. Under those policies, there were two steps in the Council's reviews of a vacation petition. The first step occurred after City departments, the Seattle Design Commission, and other interested parties reviewed a petition to vacate a street or alley and provided recommendations to the Seattle Department of Transportation (SDOT), which compiled and transmitted a recommendation to the City Council. When the Council received this recommendation, it held a public hearing and reviewed the petition, determining (1) whether to grant the petition, and (2) what conditions to impose on the vacation. This conditional approval allowed the petitioner to build in the right-of-way and to complete their project.

Under the current and previous policies, once the project is complete, SDOT confirms that the conditions have been met and transmits a bill to finalize the vacation to Council. During the Council's second review of a street vacation, the Council's role is to determine that the conditions have been met. Passage of the bill allows for the official transfer of ownership of the right-of-way to the petitioner.

Review of Vacation Conditions

CF 314357 included six conditions. These conditions require that:

1. The project be built substantially as presented to the Council, with improved sight lines along Alki Trail;
2. Street improvements must be designed to City standards and reviewed by SDOT;
3. Utilities adjacent to the site and on the site must be protected;
4. Development should begin within two years of approval and be completed within five years of approval;
5. Additional review and conditioning would be required under the State Environmental Policy Act (SEPA) and City codes and regulations;
6. The project must provide and maintain the following public benefit features for the life of the building:

Table 1: Public Benefits

	Public Benefit	Qty	Location/Description	Public Benefit	Total	Est. Value
OPEN SPACE						
A	Relocated power poles	2	Two power poles are within the trail. Relocate both to the planting strip.	Relocated Power Poles	2 poles	\$100,000
B	Landscape buffer trees	26	Trees provided around building.	26 Trees	26 Trees	\$20,800
C	Alki Trail reconstruction and widen		New asphalt for trail reconstruction and widening from 8 feet to 12 feet.	2,680 SF	2,680 SF	\$35,000
D	Remove off-site bollards on Alki Trail	3	Trail upgrades: remove bollards in trail at Salty's Restaurant.	Removed Bollards	3 Bollards	\$5,000
E	Art panels	6	6 ft x 12 ft metal panels that will be backlit.	432 SF (6 panels)	432 SF (6 panels)	\$50,000
F	Pedestrian lighting	13	13 bollard light posts along east side of Alki trail.	Bollard Light Posts	13 Lights	\$15,000
G	Concrete cross traffic delineation	3	Concrete cross traffic materials delineating the trail from driveways and pedestrian paths.	584 SF (3 locations)	584 SF	\$4,000
H	Reduced curb cuts along frontage	2	Close two curb cuts to minimize cross traffic across trail from 4 to 2 locations.	Fewer Curb Cuts	2 Curb Cuts	\$18,000
OPEN SPACE SUBTOTAL						\$247,800

	Public Benefit	Qty	Location/Description	Public Benefit	Total	Est. Value
SETBACKS						
I	Harbor Ave Building Setback (West)	2,357 SF	Provide a landscape buffer. Varies from 3 feet 7 inches nearest the property line to 13 feet 5 inches furthest from the property line.	2,357 SF	2,357 SF	\$26,500
J	North Building Setback	802 SF	Provide landscape buffer 9 feet 2 inches along north property line.	802 SF	802 SF	\$8,000
K	South Building Setback	758 SF	Provide landscape buffer of 9 feet 11 inches from the south property line.	758 SF	758 SF	\$7,500
L	East Building Setback	1,579 SF	Provide landscape buffer. Width varies from 3 feet 1 inch to 18 feet 6 inches	1,579 SF	1,579 SF	\$15,800
SETBACK SUBTOTAL						\$57,800
TOTAL ESTIMATED VALUE OF PUBLIC BENEFIT						\$305,600

SDOT has reviewed the project as built and the [Property Use and Development Agreement](#) (PUDA) that has been recorded to ensure ongoing provision of the public benefit features and has determined that the project substantively meets all vacation conditions and recommends approval of the bill.

Next Steps

The Committee is anticipated to consider and may vote on the proposed bill at its June 21 meeting. If recommended for approval on June 21, the bill could be considered by the City Council as early as June 28.

cc: Esther Handy, Director
Yolanda Ho, Lead Analyst

City View and 29th Ave Street Vacation – CB 120345

West Coast Self Storage and Nucor Steel joint petition

Transportation and SPU Committee June 21, 2022

Completed Project



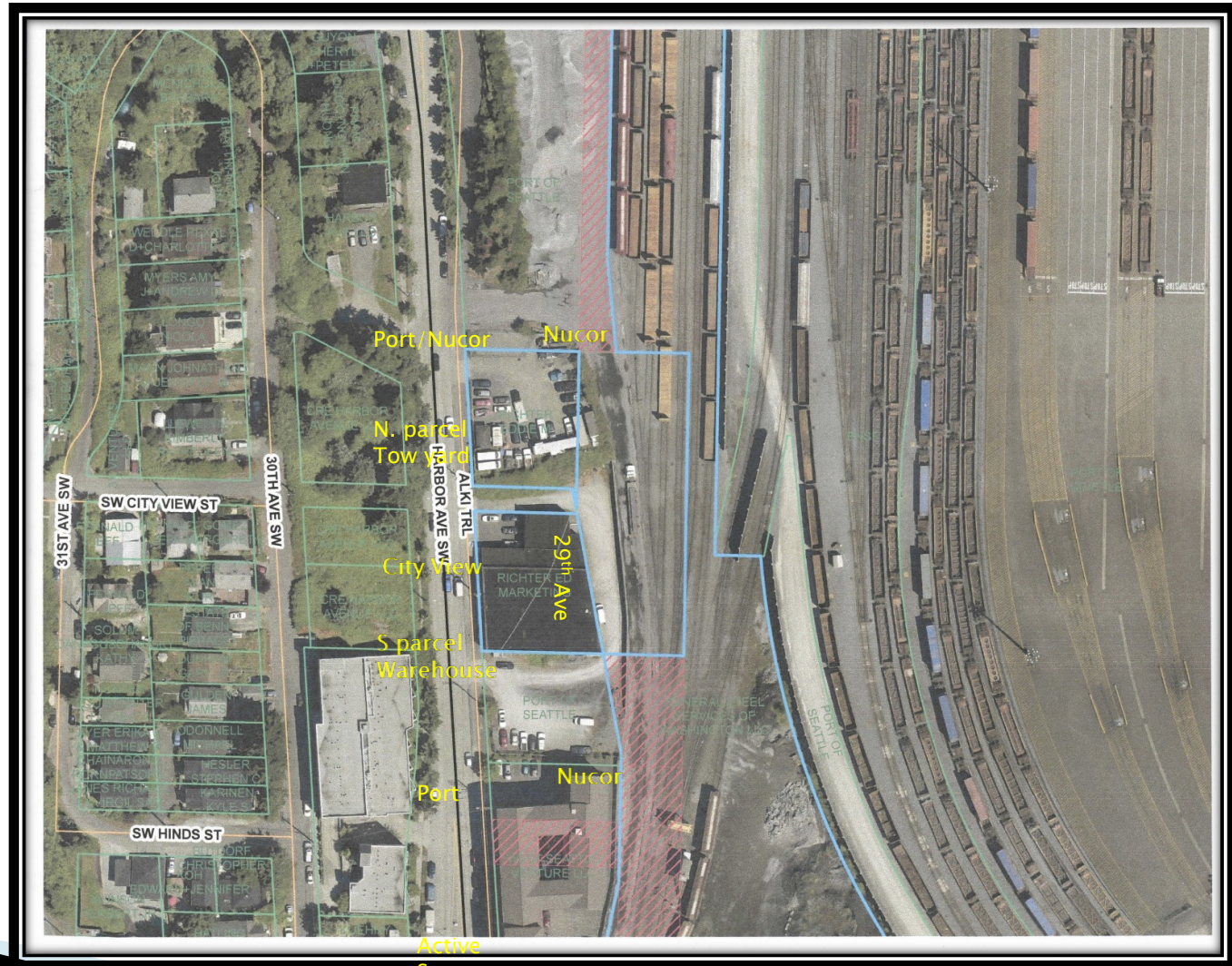
Summary

- ▶ Streets Vacated: Portions of 29th Ave and City View street vacations
 - West Coast Self Storage proposed the vacation to develop a new self-storage facility
 - Nucor Steel proposed the vacation to support its use of the site for existing rail lines and material storage
- ▶ City Council approved petition under Clerk File 314357, Sept 5th, 2017, with conditions
- ▶ Construction is complete and conditions have been met and fees paid
- ▶ Applicants are seeking final City Council approval and project closeout

3300 and 3252 Harbor Ave SW West Seattle

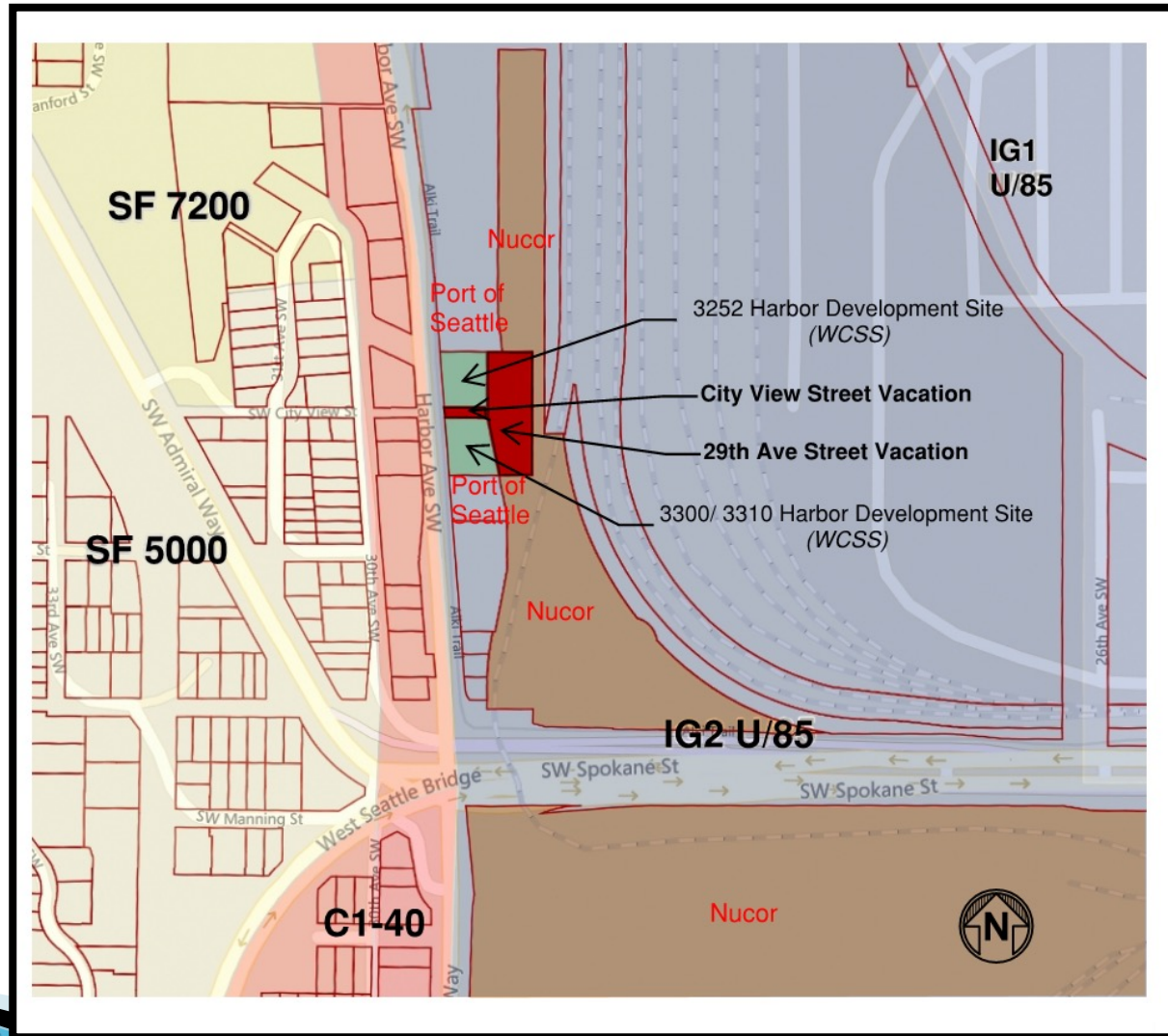


Original Conditions

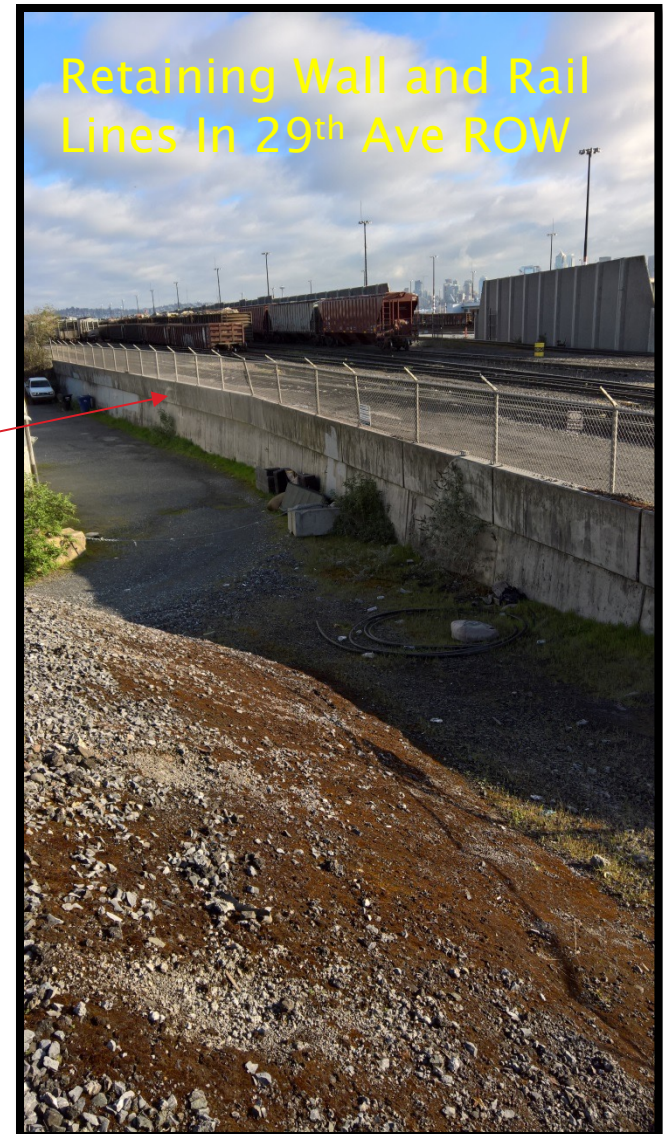
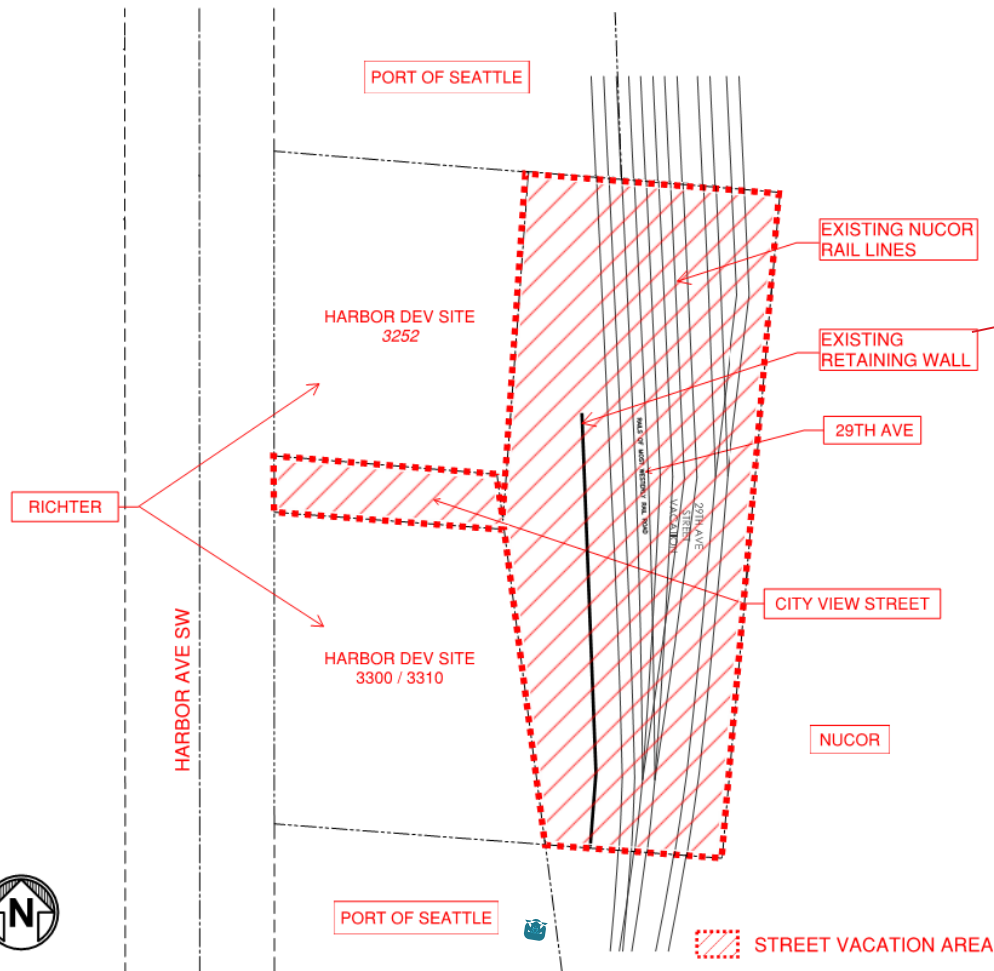


Parcels Before Vacation

IG2 Zoning



Site Conditions prior to vacation

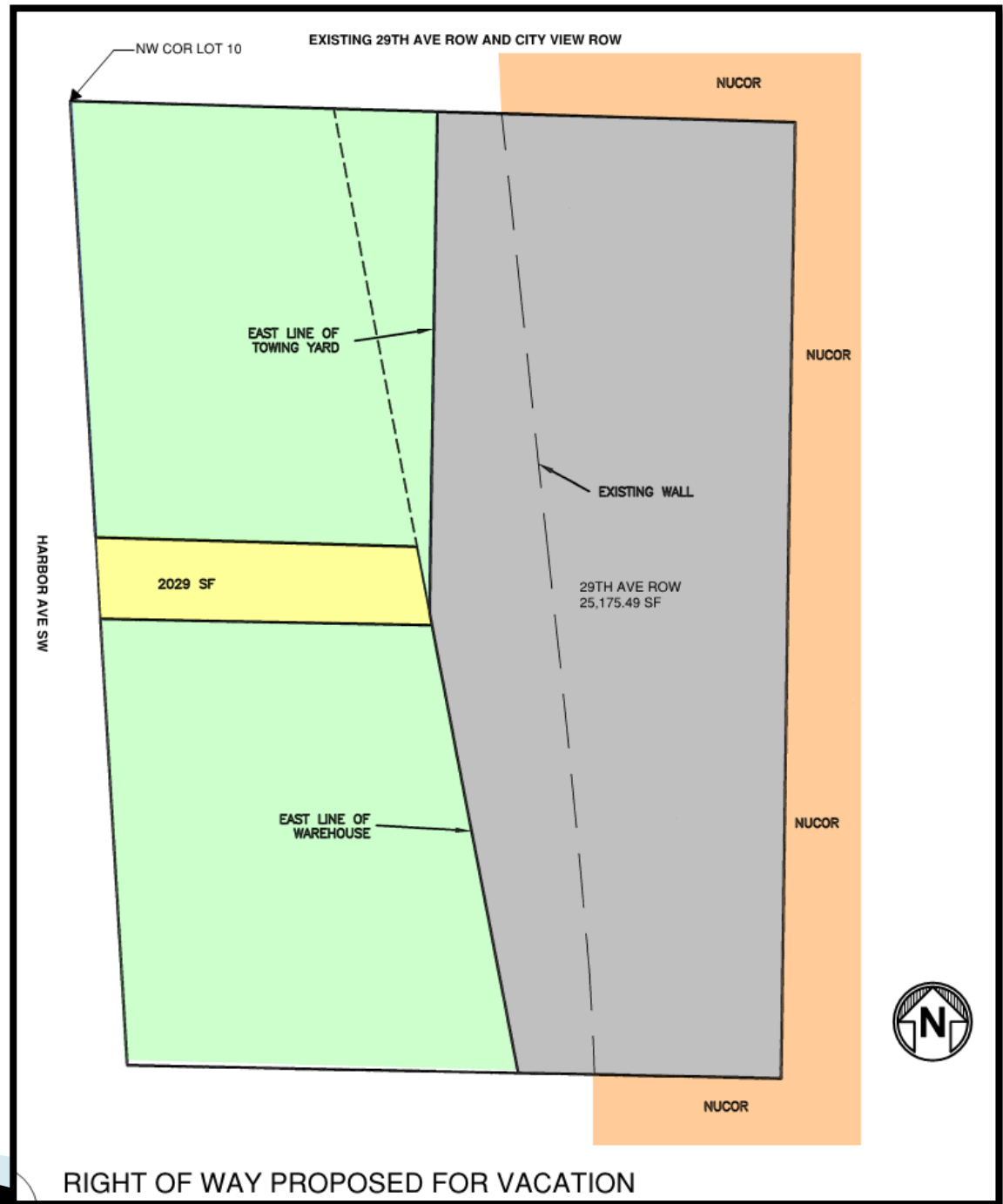


Before Vacation

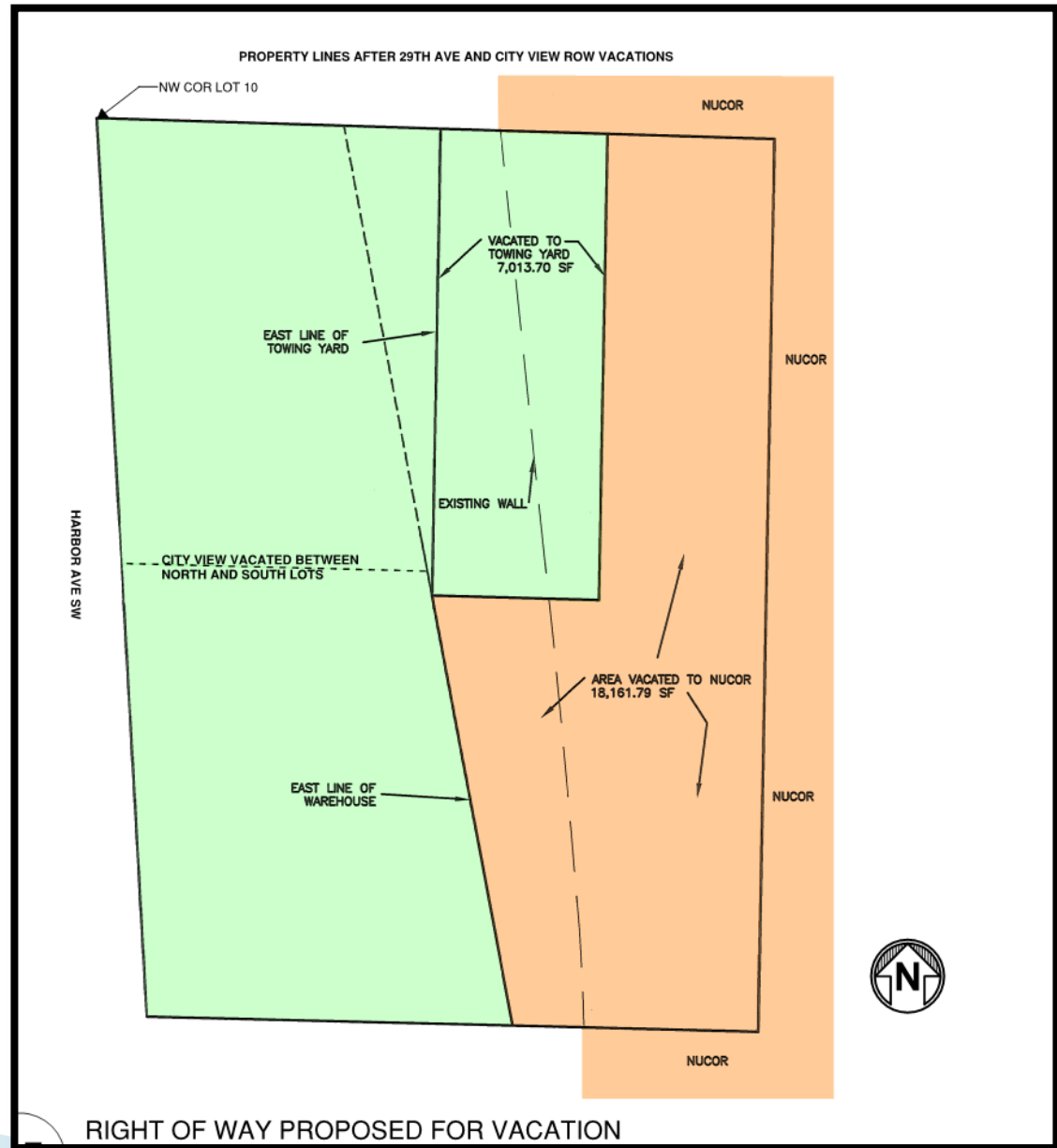
29th Ave = 25,175 sf

City View St = 2,029 sf

Combined = 27,204 sf



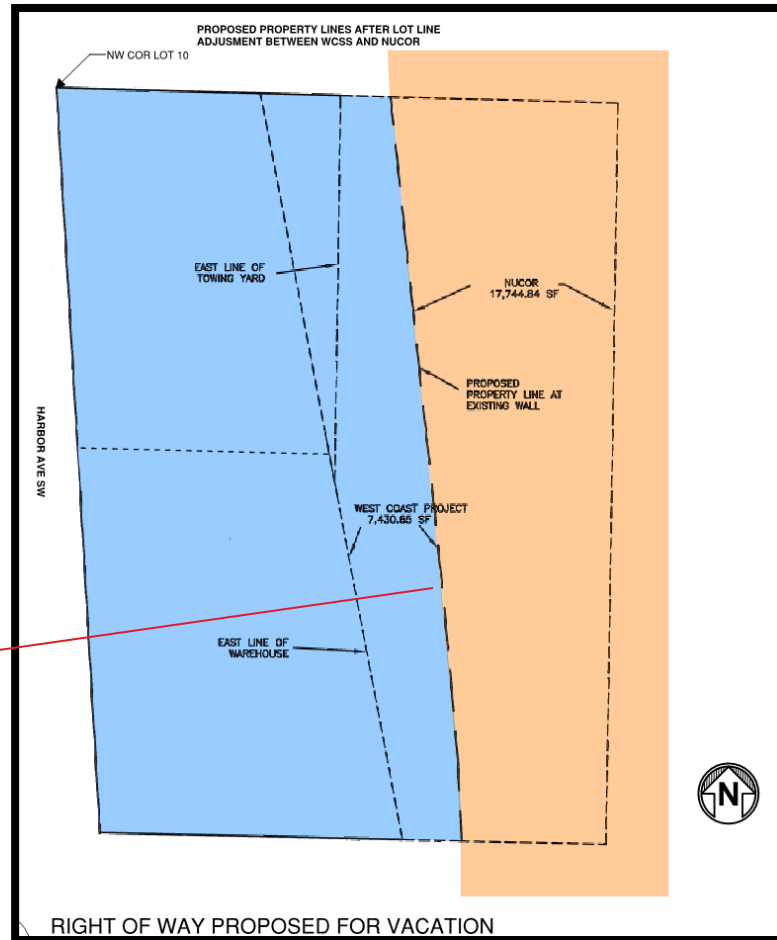
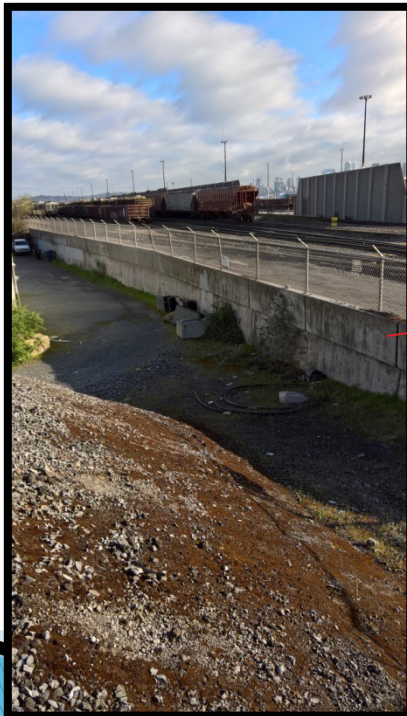
Post Vacation Configuration



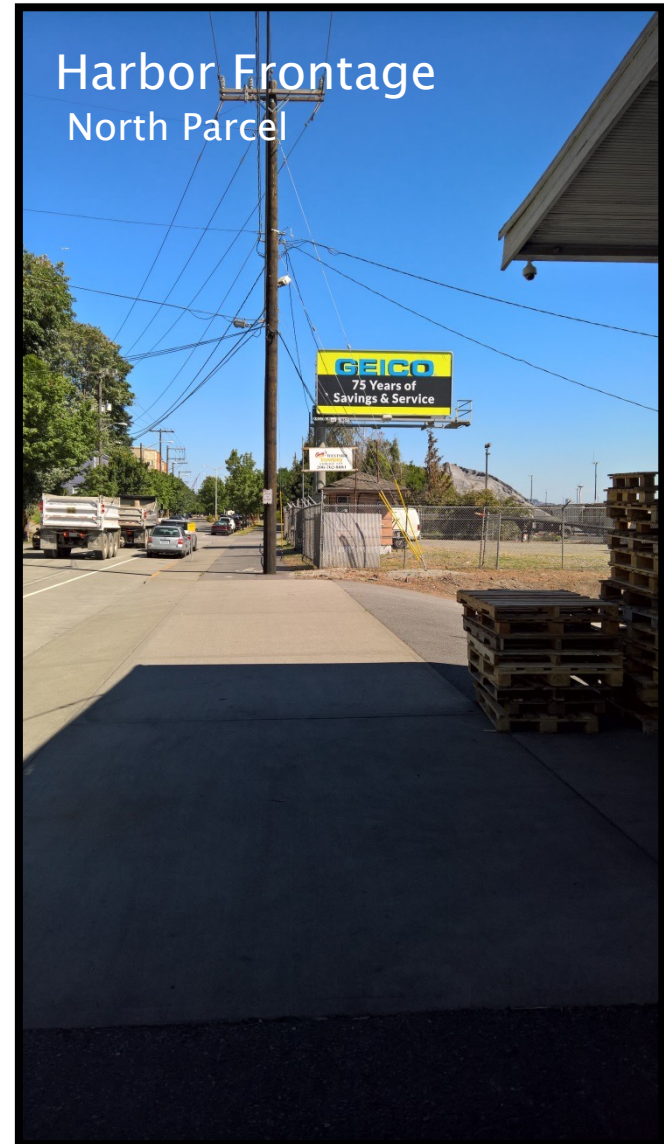
After Lot Boundary Adjustment

Nucor and West Coast have adjusted the boundaries by LBA.

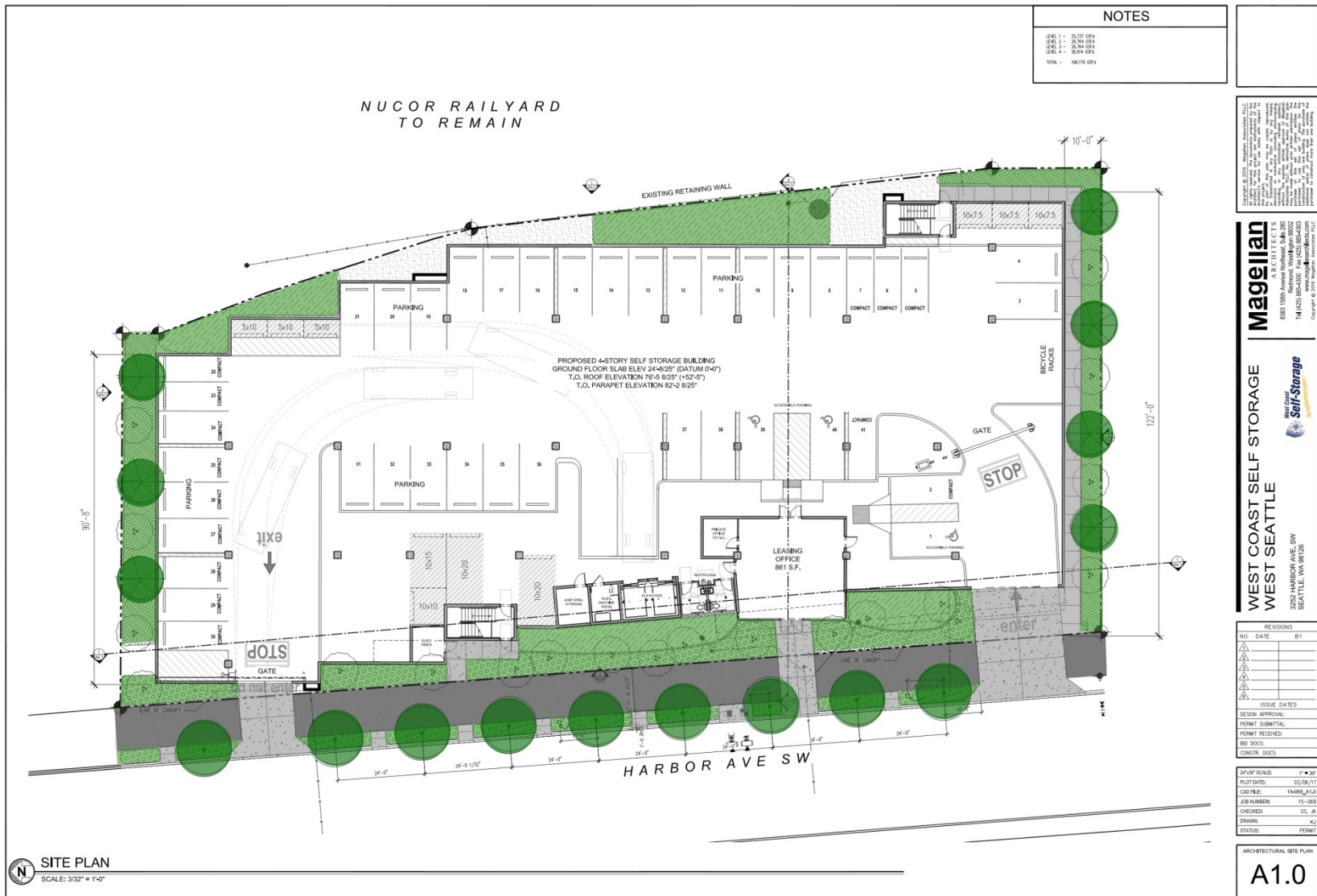
New boundary follows the existing functional boundary which is the existing retaining wall and fence.



Conditions Prior – along frontage



Site Plan



Public Benefit

Condition Items A – K

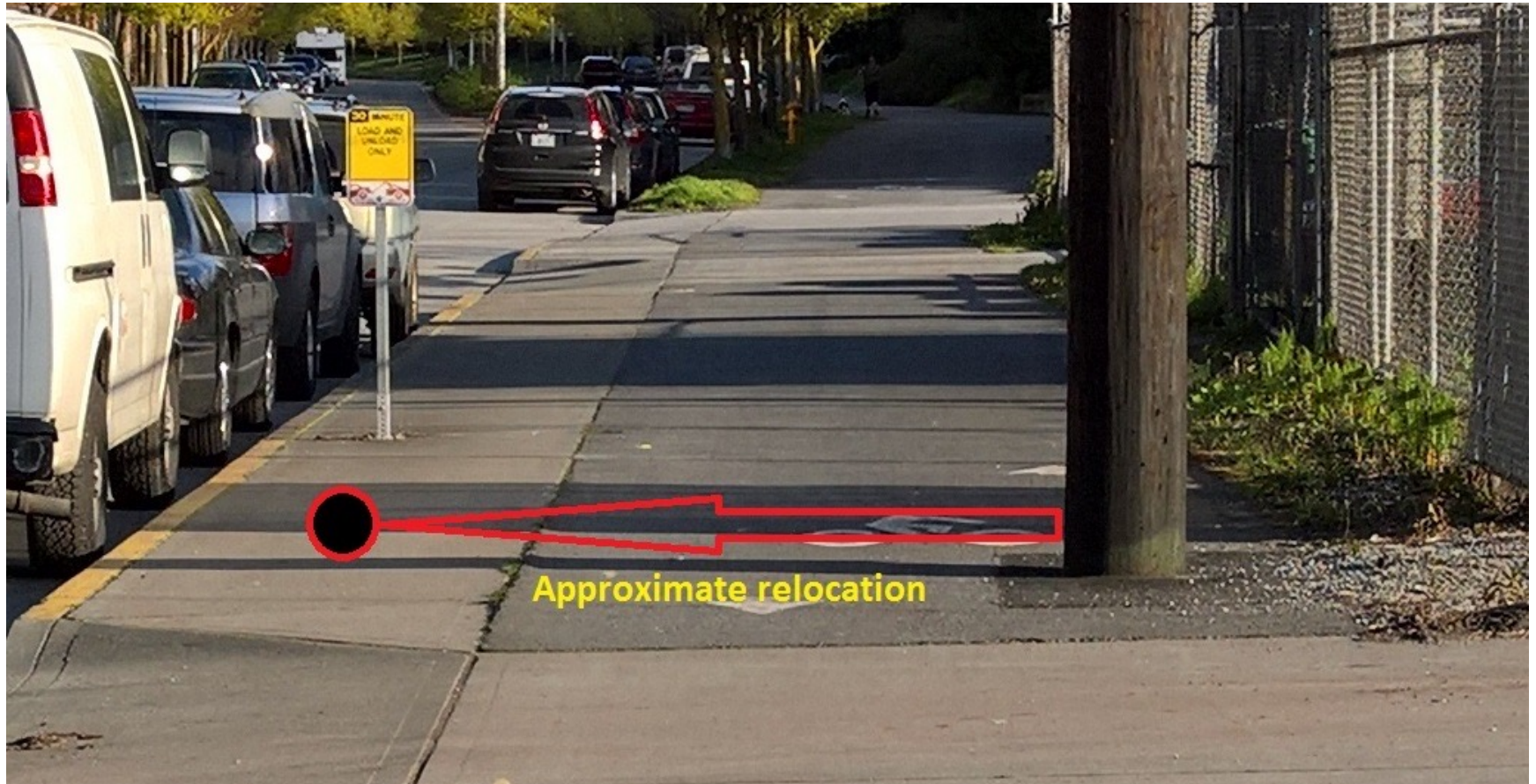
Item A: 2 Power Poles to be Relocated out of Alki Trail

Southern Pole



Item A: Northern Pole

Northern Pole



Item A Completed

Power Poles
relocated out of
Alki Trail

Trail widened and
reconstructed

Landscaped both
sides



Landscape: Items I, J, K, L

Item L
East



PROJECT
NO. 100

Item J
North

Landscape
all sides

Item K
South



MATERIALS AND FINISH

SYMBOL	DESCRIPTION
	SAND/CAST IN PLACE
	LIGHT PAVEMENT
	SCORING PAVEMENT
	ASPHALT BIKE PATH
	ART PANEL, REF. CIVIL
	ROOT BARRIER, REF. CIVIL
	MULCH ONLY, REF. CIVIL
	GRAVEL SURFACE, REF. CIVIL
	DECOMPOSED, REF. CIVIL

NOTES

- ALL PLANTING AREAS TO RECEIVE 2" OF MULCH.
- AT GRADE LANDSCAPING AREAS SHALL CONTAIN AT LEAST EIGHT INCHES OF TOPSOIL AT FINISH GRADE. PLANTING SOIL TO BE AMENDED PER COS 2017 STANDARD PLAN #14.
- SHRUBS WITHIN ROW SHALL BE 30" HT. MAX, 24" MAX HT WITHIN 30' FROM INTERSECTION.
- ALL NEW PLANTING AREAS TO INCLUDE IN-GROUND AUTOMATIC IRRIGATION SYSTEM.
- STREET TREES TO BE INSTALLED PER COS STD PLAN 100A.

PHINUS NIGRA / AUSTRALIAN PINE

HARBOR AVE SW

*INDICATES DROUGHT TOLERANT OR NATIVE

SIZE/COND./SPACING

605 SP MEETING NOTES 1/19/17

2" CAL / BAB/PER PLAN

MULTISTEM, MIN 3 STEMS, 6 HT / BAB/ PER PLAN, FIELD COLLECTED

1.5" CAL / BAB/PER PLAN

1.5" CAL / BAB/PER PLAN

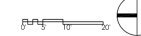
1.5" CAL / BAB/PER PLAN

1.5" CAL / BAB/PER PLAN

1.5" CAL / BAB/PER PLAN

1.5" CAL / BAB/PER PLAN

SYMBOL	BOTANICAL NAME / COMMON NAME	SIZE/COND./SPACING
	VIBURNUM X BODNANTENSE 'DAWN' / BODNANT VIBURNUM	5 GAL / CONT / AS SHOWN
	LONICERA PILEATA / BOXLEAF HONEYSUCKLE *	1 GAL / CONT / 30" O.C.
	SPIRAEA X BUMALDA 'DENTAR' / SUPERSTAR SPIREA *	1 GAL / CONT / 24" O.C.
	VIBURNUM DAVIDII / DAVID'S VIBURNUM *	2 GAL / CONT / 36" O.C.
	MISCANTHUS SINENSIS 'GRACILINUS' / MAIDEN GRASS	5 GAL / CONT / AS SHOWN
	BUXUS MICROPHYLLA 'WINTER GEM' / JAPANESE BOXWOOD	1 GAL / CONT / 24" O.C.
	FRAGARIA CHILOENSIS / COASTAL STRAWBERRY *	1 GAL / CONT / 18" O.C.
	MAHONIA NERVOSA / LOW OREGON GRAPE (335)	1 GAL / CONT / 24" O.C.
	POLYTRICHUM ALPINUM / SWOORD FERN (335)	1 GAL / CONT / 24" O.C.
	GAULTHERIA SHALLON (SALAL) (335)	1 GAL / CONT / 24" O.C.
	POLYTRICHUM ALPINUM / SWOORD FERN (335)	1 GAL / CONT / 24" O.C.
	FRAGARIA CHILOENSIS / COASTAL STRAWBERRY *	1 GAL / CONT / 18" O.C.
	JUNIPERUS HORIZONTALIS / COMMON HORIZ. JUNE	1 GAL / CONT / 24" O.C.
	CAREX OBOVATA / SLOUGH SEDGE (425)	1 GAL / CONT / 24" O.C.
	RISES SIBIRIACUM / SIBERIAN RIB (105)	1 GAL / CONT / 24" O.C.
	CORNUS STOLONIFERA 'FARROW' / ARCTIC FIRE REDTONG DOGWOOD	2 GAL / CONT / 24" O.C.
	SALIX PURPUREA NANA / DWARF ARCTIC WILLOW	5 GAL / CONT / 18" O.C.



WEST COAST SELF-STORAGE
WEST SEATTLE

SEATTLE, WASHINGTON 98148

REVISIONS

NO. DATE BY

1. 1/27/18

2. 1/27/18

3. 1/27/18

4. 1/27/18

5. 1/27/18

6. 1/27/18

7. 1/27/18

8. 1/27/18

9. 1/27/18

10. 1/27/18

11. 1/27/18

12. 1/27/18

13. 1/27/18

14. 1/27/18

15. 1/27/18

16. 1/27/18

17. 1/27/18

LANDSCAPE PLAN

L1.0

Item B, C and G

Item B: Trees; Include trees in the landscape design. 26 trees were included

Item C: Reconstruct and widen Alki Trail

Item G: Show cross traffic delineation (3 locations) using different materials



Item D

Remove 6 bollards
from Alki Trail near
Salty's Restaurant



Item E Incorporate Public Art – Relates to active trail use

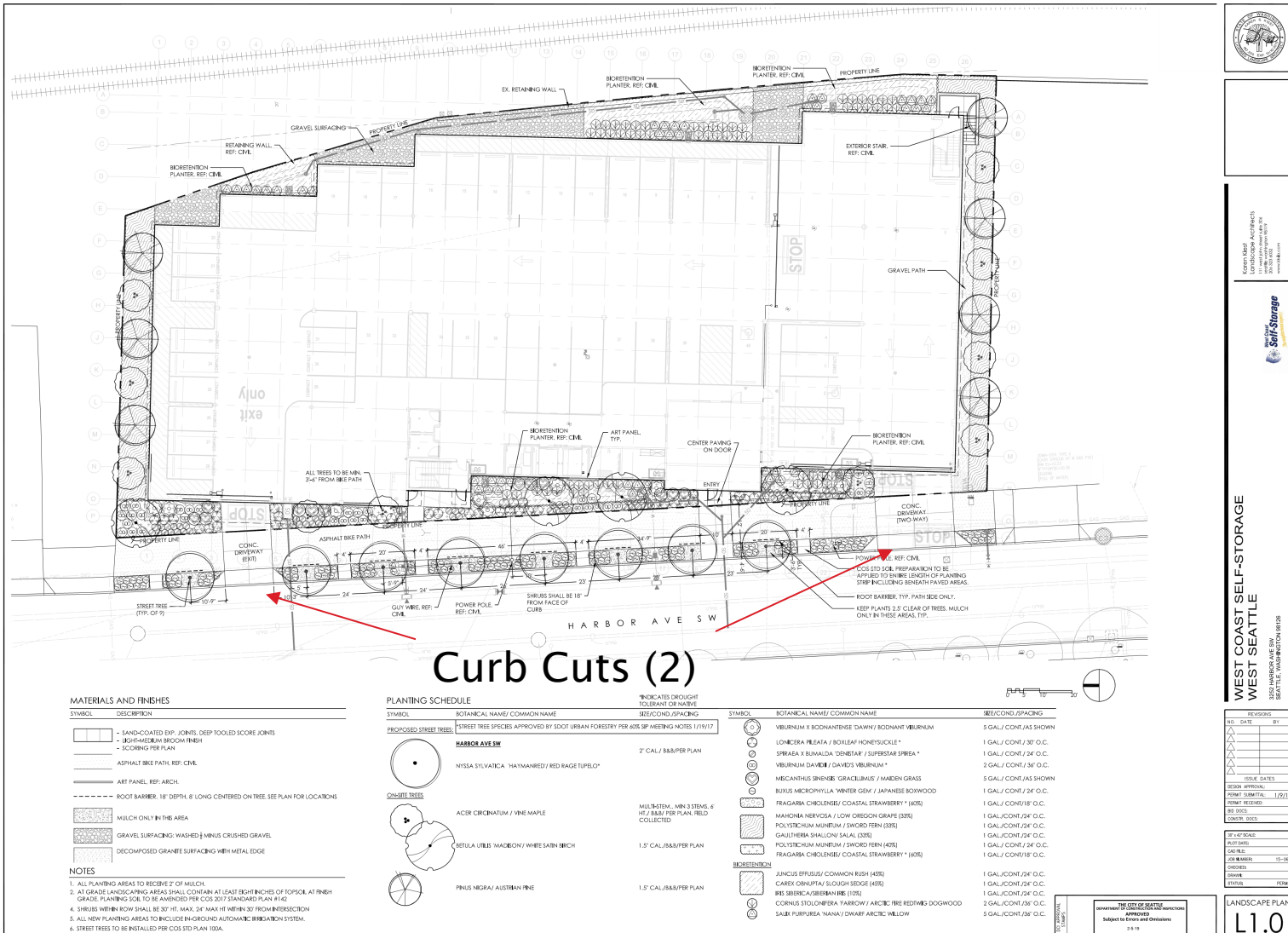


Item F

Provide bollard
lighting along Alki
Trail



Item H Reduce curb cuts from 4 to 2



Thank You



Legislation Text

File #: CB 120346, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

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 Chief Executive Officer of Seattle Public Utilities to grant a subsurface utility easement and temporary construction easement to King County for the purpose of installing, constructing, owning, operating, maintaining, and repairing a trunk sewer line crossing The City of Seattle's East Side Supply Line right-of-way.

WHEREAS, King County provides regional wastewater transmission, treatment, and disposal services in King County and in portions of Snohomish and Pierce Counties; and

WHEREAS, the wastewater and/or reclaimed water needs to be conveyed across The City of Seattle's East Side Supply Line right-of-way; and

WHEREAS, King County requested from Seattle Public Utilities a subsurface utility easement and temporary construction easement to construct and maintain an underground sewer pipeline across The City of Seattle's East Side Supply Line right-of-way; and

WHEREAS, Seattle Public Utilities desires to grant King County its request for both easements; NOW,
THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. After a public hearing and pursuant to the provisions of RCW 35.94.040, certain real property rights in King County, Washington, legally described and depicted in Attachment 1, Exhibits A, B, and B-1, and Attachment 2, Exhibits A, A-1, B, B-1, C, and C-1, attached to this ordinance, are declared to be surplus to the City's needs.

Section 2. Upon receipt of payment in the amount of \$2,500 for the Subsurface Utility Easement and

\$370,019.82 for the Temporary Construction Easement, the General Manager and Chief Executive Officer (CEO) of Seattle Public Utilities, or designee, is authorized to execute and grant to King County, for and on behalf of The City of Seattle, a non-exclusive subsurface utility easement agreement, substantially in the form of Attachment 1 to this ordinance, and a non-exclusive temporary construction easement agreement, substantially in the form of Attachment 2 to this ordinance, for the purpose of installing, constructing, owning, operating, maintaining, and repairing an underground trunk sewer pipeline, and access thereto, across, under, and upon City property as legally described and depicted in Attachment 1, Exhibits A, B, and B-1, and Attachment 2, Exhibits A, A-1, B, B-1, C, and C-1, attached to this ordinance.

Section 3. 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 _____, 2022, and signed by me in open session in authentication of its passage this _____ day of _____, 2022.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2022.

Bruce A. Harrell, Mayor

Filed by me this _____ day of _____, 2022.

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment 1 - Subsurface Utility Easement Agreement

Attachment 2 - Temporary Construction Easement Agreement

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:
KING COUNTY
WASTEWATER TREATMENT DIVISION
201 SOUTH JACKSON STREET, SUITE 0505
SEATTLE, WA 98104-3855

Document Title:	Subsurface Utility Easement
Grantor(s):	The City of Seattle
Grantee:	King County
Abbreviated Legal Description:	Ptn. Sec 16, Twp 24N, Rng 5E, W.M.
Additional Legal Description is on Page:	Page 7 Exhibit "A"
Assessor's Tax Parcel Number(s):	162405-9156

SUBSURFACE UTILITY EASEMENT

WHEREAS, Grantee provides regional wastewater transmission, treatment, and disposal services in King County and in portions of Snohomish and Pierce counties. As part of the Coal Creek Trunk Project, (the "Project") Grantee is repairing, replacing, and reconstructing pipelines and facilities of the regional wastewater system.

WHEREAS, The City of Seattle, a municipal corporation, ("Grantor") is the owner of certain real property more particularly described in Exhibit "A," attached hereto and by this reference incorporated herein (the "Property"); and

WHEREAS, in connection with the Project Grantee would like to acquire a perpetual, non-exclusive subsurface easement granting Grantee and its successors and assigns the right to install, construct, own, operate, maintain, and repair underground pipeline(s) and related equipment, appurtenances, utilities and facilities to provide for the conveyance of wastewater and/or reclaimed water.

NOW, THEREFORE, in consideration of the mutual covenants and agreement hereinafter set forth and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. **Grant of Subsurface Utility Easement.** Grantor, for and in consideration of TWO-THOUSAND FIVE HUNDRED Dollars (\$2,500.00) and other valuable consideration in hand paid, grants and conveys to King County, its successors and assigns, a non-exclusive, permanent, subsurface easement across the width of the Grantor's property starting at elevation 131.52 feet (NAVD 88 datum) and extending to the lower boundary of legal limits of ownership and through that portion of the Property more particularly described in Exhibit "B" and depicted in "Exhibit B-1" attached hereto and by this reference incorporated herein (the "Easement Area").

This Easement is for the Grantee's wastewater pipeline, together with any and all related appurtenances.

The purchase price for this Easement which is being granted and conveyed by Grantor to Grantee under threat of condemnation will be paid by Grantee from the King County Water Quality Fund.

2. **Purpose of Easement.** Grantee shall have the right to use the Easement Area for all purposes necessary or incidental to Grantee's ownership, use, operation, maintenance, inspection, repair, replacement, renovation, improvement, removal and enhancement of the underground wastewater pipe and

its necessary related facilities (collectively, the “Easement Improvements”), within the Easement Area, pending Seattle Public Utilities’ review and written approval of any subsequent improvements within the Easement Area. The rights granted hereunder shall at all times be subject to and secondary to a Grantor’s East Side Supply Line, and Grantor’s adjacent facilities, including the operation and maintenance of the same. All Easement Improvements of any kind shall be and shall at all times remain the property of Grantee.

3. **Access to Easement Area.** Access to the Easement Area by Grantee shall be by way of lateral underground means from adjacent properties only, and, except for the rights granted pursuant to Paragraph 5 (and only for the limited purposes mentioned therein), Grantee is granted no rights to use or access any portion of the Property lying over or above the Easement Area, including but not limited to the surface.

4. **Grantor Approval of Grantee’s Construction Plans and Specifications Required.** Grantor has reviewed Grantee’s plan and profile design drawing numbers CCT900-C-10013 and CCT900-C-10014 dated June 2020 and draft Geotechnical Design Memorandum dated April 2019. Before advertisement for bids, Grantee shall provide the final bid set documents to Grantor for review and written approval, which shall not be unreasonably withheld.

Grantee shall provide Grantor with construction plans for the installation of any subsequent Easement Improvements of Grantee’s facilities as described in Section 2 above. Grantee shall give each comment and suggested revision full and fair consideration and shall act reasonably to integrate those comments and suggested revisions into Grantee’s plans.

5. **Settlement and Vibration Monitoring Program and Inspections.** Grantor also hereby grants Grantee a right of entry onto the surface of the Property prior to, during, and after the installation of the Easement Improvements for the sole purpose of implementing, at Grantee’s expense, a settlement and vibration monitoring program (the “Program”). The Program may include, but is not limited to, land surveying activities, visual inspections, leak detection, installation of settlement monitoring and vibration monitoring equipment (on structures, improvements and within landscaped areas), and other appurtenances as required to implement the Program. Grantor acceptance of the Program activities, monitoring frequency, and duration shall be a condition of Grantor’s approval of final construction plans for the Project. Grantee shall stop work, and Grantor shall repair or replace the affected portion(s) of the SPU water pipeline at Grantee’s expense as provided in more detail below:

- **Leak Detection:** If there is settlement of the Grantor’s water pipeline near the ground surface or the utility settlement points within 50 feet of the pipeline, measured horizontally, that exceeds 0.25 inches relative to established baseline readings, or vibrations exceeding 1.5 inches/second peak particle velocity as measured over the water pipeline, the Grantee shall be required to perform leak detection. If leaks are detected then Grantee shall not restart construction until leak repairs of water pipeline are completed by Grantor at Grantee’s expense, or until otherwise directed by Grantor.
- **Water Pipeline Repair/Replacement:** If there is settlement of the Grantor’s water pipeline near the ground surface or utility settlements points within 50 feet of the pipeline, measured horizontally, that exceeds 0.5 inches relative to established baseline readings, Grantor shall inspect the water pipeline for damage and perform repairs on the portion(s) of pipeline damaged by settlement. If the water pipeline cannot be reasonably repaired as determined by the Grantor in consultation with the Grantee, then Grantor shall replace the portion(s) of pipeline damaged by settlement at Grantee expense.

Grantee shall deliver the Project final geotechnical report to Grantor for review in conformance with the Program. At the conclusion of the Program, Grantee shall remove settlement monitoring equipment from the Property and Easement Improvements. The right of entry shall expire at the completion of the Project and the Program shall not extend past 1 year after the completion of the Project unless continued, post-construction settlement is detected, in which case the Program shall be extended as requested by the Grantor.

6. **Indemnity.** Grantee agrees to defend, indemnify, and hold harmless Grantor, its successors, and assigns, from any claims, actions, costs, damages or expense for injuries, sickness or death of persons, or any damage to property, caused by the negligent acts or omissions of Grantee, its assigns, agents, contractors, or employees. Provided, however, that this defense and indemnification obligation does not include such claims, actions, costs, damages or expenses which may be caused by the sole negligence or willful misconduct of the Grantor, its successors, assigns, agents or employees and provided further that if the claims, actions, costs, damages or expenses are caused by or result from the concurrent negligence of (a) the Grantor, its successors or assigns and/or their agents or employees and (b) the Grantee, its agents or employees, or involves those actions covered by RCW 4.24.115, then this indemnity provision shall be valid and enforceable only to the extent of the negligence of the Grantee, its agents or employees. For purposes of this indemnity only, Grantee specifically and expressly waives any immunity that it may be granted under the Washington State Industrial Insurance Act, Title 51 RCW.

7. **Notices.** Any notices required or permitted under this Easement shall be personally delivered, emailed, or sent by certified mail, return receipt requested and shall be deemed given three (3) days following the date when mailed or one (1) business day following personal delivery. All notices shall be sent to the following addresses:

To Grantee:

King County
Wastewater Treatment Division
Supervisor, Permitting and Right of Way Section
201 South Jackson Street, Suite 505
Seattle, WA 98104-3855
Email: Bill.Wilbert@KingCounty.gov

To Grantor:

The City of Seattle
700 5th Ave, STE 4900-Real Property Services
PO Box 34018
Seattle, WA 98124

The City of Seattle
700 5th Ave., STE 4900
Supervisor, Project Delivery & Engineering Plan Review
PO Box 34018
Seattle, WA 98124

Either party may change the address to which notice is sent by notice to the other party.

9. **Miscellaneous Provisions.**

(a) **Representations.** Grantor represents that it is the lawful owner of the Property and has the legal authority to grant and convey this Easement to Grantee.

(b) **Binding Effect.** This Easement is appurtenant to and shall run with the land.

(c) **Construction.** All the recitals set forth above are incorporated into this Easement as though fully set forth herein. The headings contained in this Easement are for convenience of reference purposes only and shall not in any way affect the meaning or interpretation hereof, nor serve as evidence of the intention of the parties hereto. Whenever the context hereof shall so require the singular shall include the plural.

(d) **Entire Agreement.** This Easement sets forth the entire agreement of the parties as to the subject matter hereof and supersedes all prior discussions and understandings between them. This Easement

may not be amended, except by an instrument in writing signed by a duly authorized officer or representative of each party hereto.

(e) **Waiver.** No waiver of any right under this Easement shall be effective unless contained in a writing signed by a duly authorized officer or representative of the party sought to be charged with the waiver and no waiver of any right arising from any breach or failure to perform shall be deemed to be a waiver of any future right or any other right arising under this Easement.

(f) **Governing Law.** This Easement shall be governed by and construed and enforced in accordance with the laws of the State of Washington.

(g) **Authority.** Each individual signing this Easement warrants that he or she has the authority to enter into this Easement on behalf of the party for which that individual signs.

SIGNATURES APPEAR ON NEXT PAGE

Dated this ____ day of _____, 2022.

Grantor: The City of Seattle

By: _____
Andrew Lee, Interim GM/CEO

Its: _____
Interim General Manager/CEO
Seattle Public Utilities

Grantee: King County

By: _____

Its: _____

NOTARY BLOCKS APPEAR ON NEXT PAGE

STATE OF WASHINGTON)
) ss.
COUNTY OF _____)

On this day personally appeared before me _____
to me known to be the _____ of **Seattle Public Utilities**,
the corporation that executed the within and foregoing instrument, and acknowledged the said instrument to
be the free and voluntary act and deed of the said corporation, for the uses and purposes therein mentioned,
and on oath stated that he/she was authorized to execute the said instrument.

Dated: _____.



(Use this space for notarial stamp/seal)

Notary Public

Print Name _____

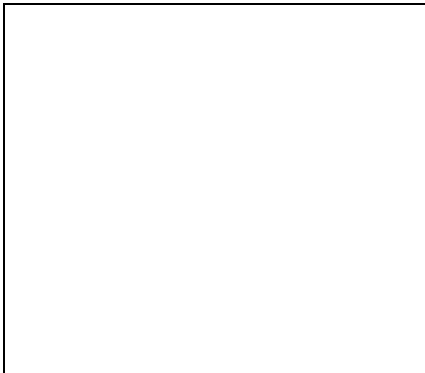
My commission expires _____

Residing at _____

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On this day personally appeared before me _____
to me known to be the _____ of **King County**, the political subdivision
of the State of Washington that executed the within and foregoing instrument, and acknowledged the said
instrument to be the free and voluntary act and deed of the said entity, for the uses and purposes therein
mentioned, and on oath stated that he/she was authorized to execute the said instrument.

Dated: _____.



(Use this space for notarial stamp/seal)

Notary Public

Print Name _____

My commission expires _____

Residing at _____

Exhibit A
LEGAL DESCRIPTION OF GRANTOR'S PROPERTIES

The Property (Coal Creek Trunk Upgrade Parcel No. 24) - Tax Parcel No. 162405-9156

The West 60 feet of the East Half of the Southeast Quarter;
Less County Road;
And the West 60 feet of that portion of the Southwest Quarter of the Northeast Quarter, lying southerly of Newport Road, all in Section 16, Township 24 North, Range 5 East, W.M., records of King County, Washington;

Situate in the County of King, State of Washington.

Exhibit B
LEGAL DESCRIPTION OF SUBSURFACE UTILITY EASEMENT

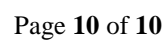
Coal Creek Trunk Upgrade Parcel No. 24 – Tax Parcel No. 162405-9156

Permanent Subsurface Easement Area, as described below and depicted on the attached Exhibit B-1

That portion of a 25.00 foot wide strip of land, through the real property (the “Property” described on attached Exhibit A) the centerline of which is described as follows:

Commencing at the Center of Section 16, Township 24 North, Range 5 East, W.M.; thence along the north-south centerline of said section, South 01°34'22" West 573.25 feet to a point on a non-tangent curve concave southwesterly and having a radius of 3200.00 feet and the Beginning of the described centerline, a radial line of said curve from said point bears South 23°05'36" West; thence along said curve southeasterly 2952.32 feet through a central angle of 52°51'40" to a point on the south line of said section and the terminus of said easement, said point being North 85°21'00" West 677.64 feet from the southeast corner of said section.

The easement area within said Property has the upper boundary elevation of 228 feet, Metro Vertical Datum, which is approximately 86 feet below the present surface elevation of said Property; and the lower boundary of which extends to the legal limits of ownership under the surface of and through the Property. To convert Metro Vertical Datum to NAVD 88 subtract 96.48 feet.



RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:
KING COUNTY
WASTEWATER TREATMENT DIVISION
MS KSC-NR-0505
201 SOUTH JACKSON STREET
SEATTLE, WA 98104-3855

Document Title:	TEMPORARY CONSTRUCTION EASEMENT
Grantor(s):	CITY OF SEATTLE
Grantee:	KING COUNTY
Abbreviated Legal Description:	Ptn NW1/4, SE1/4, Sec 16, Twp 24N, Rge 5E
Additional Legal Description is on Page:	EXHIBIT "A" AND EXHIBIT "A-1"
Assessor's Tax Parcel Number(s):	162405-9156, 212405-9018
Project Parcel ID:	6, 24

ATTACHMENT 2 - TEMPORARY CONSTRUCTION EASEMENT

WHEREAS, **King County** ("Grantee") is a home-rule charter county and a political subdivision of the State of Washington and is authorized by Chapter 8.12 RCW, RCW 35.58.320, 35.58.200 and 36.56.010, K.C.C. 28.01.030 and 28.81.010 to acquire and condemn real property for public use for sewage treatment and water pollution abatement facilities; and

WHEREAS, Grantee provides regional wastewater transmission, treatment and disposal services in King County and in portions of Snohomish and Pierce counties. As part of the Coal Creek Trunk Project, (the "Project") Grantee is repairing, replacing, and reconstructing pipelines and facilities of the regional wastewater system; and

WHEREAS, **The City of Seattle, a municipal corporation**, of the State of Washington ("Grantor") is the owner of certain real property more particularly described in Exhibit "A" and Exhibit "A-1", attached hereto and by this reference incorporated herein (the "Property"); and

WHEREAS, it is necessary for Grantee to acquire a temporary construction easement over, across, in, upon, through, and on a portion of the Property in order to construct the Project.

NOW, THEREFORE, in consideration of the mutual covenants and agreement hereinafter set forth and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. **Grant of Temporary Construction Easement.** Grantor for and in consideration of THREE-HUNDRED SEVENTY-THOUSAND AND NINETEEN Dollars AND 82/100 (\$370,019.82) and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, grants and conveys to King County its successors and assigns, (collectively, the "Grantee") the following:

A. A temporary construction easement (the "TCE") over, across, in, upon, through, and on the portion of the Properties legally described in Exhibit B and Exhibit C and depicted in Exhibit B-1 and Exhibit C-1 (collectively, the "TCE Area") to facilitate Grantee's installation and construction of the Project, together with a right of access in, on and over the Property for ingress and egress to and from the TCE Area for personnel, vehicles and equipment as reasonably necessary or incidental to Grantee's construction and

installation of the Project. The rights granted hereunder shall at all times be subject to and secondary to the Grantor's East Side Supply Line, and Grantor's adjacent facilities, including the operation and maintenance of the same.

2. **Term.** Grantee shall pay Grantor the sum of THREE-HUNDRED SEVENTY-THOUSAND AND NINETEEN Dollars AND 82/100 (\$370,019.82) as consideration for four years (48 months) of use and occupancy commencing on the date (the "Commencement Date") specified by Grantee in a written notice (email is acceptable) to Grantor (the "Initial Term").

Grantee may, at its option, extend this TCE beyond the Initial Term by providing Grantor with written notice indicating that Grantee intends to continue use and occupancy of the TCE Area for additional time on a month-to-month basis. Grantee shall pay Grantor the sum of SEVEN-THOUSAND FOUR-HUNDRED AND TWENTY-FIVE Dollars AND 62/100 (\$7,425.62) for each such month of additional use beyond the Initial Term. Any partial months of additional use and occupancy shall be paid on a pro rata basis.

The consideration for this TCE has been paid by Grantee from the King County Water Quality Fund.

3. **Purpose of Easement.** Grantee, its contractors, agents and permittees may use the TCE Area as shown on sheets 1 through 5 of Exhibit C-1 for all purposes necessary or incidental to Grantee's installation and construction of the Project, including, without limitation, mobilization, site preparation, lighting, ventilation, equipment maintenance, storage of equipment and construction materials, stockpiling materials, storm water handling, loading and unloading of trucks, together with the right of ingress and egress through the Property by personnel, vehicles and equipment and utility services reasonably necessary to facilitate the construction and installation of the Project and together with all restoration requirements hereunder (collectively the "TCE Activities"). Loading from stockpile of excavated/backfill materials, and use/storage of machinery exceeding street legal limits may be subject to limitation of use of the TCE area and shall require review and approval by the Grantor. Prior to approval, Grantee may be required to provide stamped structural calculations for Grantor review and implement proposed mitigation measures necessary to protect Grantor's facilities from the aforementioned loading conditions.

4. **Parking.** Grantee shall only use the portions of the TCE Area depicted in Exhibit B-1 and on sheet 6 of Exhibit C-1 (page 17 of this TCE) for parking of personnel vehicles and standard sized pickup trucks, unless otherwise agreed to in writing (email is acceptable) by Grantor and Grantee.

5. **Fencing.** Grantee shall install a temporary fence (or other mutually agreeable physical barrier) along the length of the western boundary of the TCE Area legally described in Exhibit C and depicted in Exhibit C-1. At a minimum, the fence shall consist of 1 ½ inch diameter steel fence posts firmly embedded into the ground and spaced every 10-linear feet with a top height at least 5-feet above ground surface. Orange plastic construction fence material will be affixed to the steel posts and shall run continuously along the entire western boundary of said TCE Area.

4. **Grantee's Restoration of Property.** Grantee shall, upon completion of the Project, remove any construction debris and restore the driving and parking areas with 1-1/4 inch minus crushed gravel compacted by roller to 2-inch thickness, and re-seed surface of any portion of the Property disturbed by Grantee's use of the TCE Area to the reasonably approximate condition in which it existed at the commencement of Grantee's TCE Activities. Driving areas are generally within sheets 1 through 5 of Exhibit C-1 and shall be restored to a minimum 12 feet wide, continuous graveled path.

5. **Grantor's Use of Property.** Grantor represents that it is the owner of the Property and has the authority to enter into and perform its obligations under this TCE. Grantor reserves all other rights to use the Property.

Grantor shall remove all personal property from the TCE Area before the Commencement Date. If Grantor fails to remove all personal property from the TCE Area within this deadline, then Grantee may remove said property at Grantor's expense, and Grantee shall have a right of offset and set off.

6. **Indemnity.** Grantee agrees to defend, indemnify, and hold harmless Grantor, its successors and assigns, from all claims, actions, costs, damages or expense for injuries, sickness or death of persons, or any damage to property, caused by the negligent acts or omissions of Grantee, its assigns, agents, contractors or employees, in its use of or occupancy under this TCE. Provided, however, that this defense and indemnification obligation does not include such claims, actions, costs, damages or expenses which may be caused by the negligence or willful misconduct of the Grantor, its successors, assigns, agents or employees and provided further that if the claims, actions, costs, damages or expenses are caused by or result from the concurrent negligence of (a) the Grantor, its successors or assigns and/or their agents or employees and (b) the Grantee, its agents or employees, or involves those actions covered by RCW 4.24.115, then this indemnity provision shall be valid and enforceable only to the extent of the negligence of the Grantee, its agents or employees. For purposes of this indemnity only, Grantee specifically and expressly waives any immunity that it may be granted under the Washington State Industrial Insurance Act, Title 51 RCW.

7. **Notices.** Any notices required or permitted under this TCE shall be deemed to have been duly given if personally delivered, sent by nationally recognized overnight delivery service, emailed, or if mailed or deposited in the United States mail and sent registered or certified mail, email, postage prepaid to the address listed below or to such other address as either party may from time to time designate in writing and deliver in a like manner. All notices that are mailed shall be deemed received three business days after mailing. All other notices shall be deemed complete upon receipt or refusal to accept delivery. Notices shall be sent to the following addresses:

To Grantor:
City of Seattle
700 5th Ave. STE 4900-RPS
PO Box 34018
Seattle, WA 98124
Bryan.Solemsaas@seattle.gov

To Grantee:
King County
Wastewater Treatment Division
Supervisor,
Regulatory Permitting and Property Acquisition
201 South Jackson Street, Suite 0505
Seattle, WA 98104-3855
Email: Bill.Wilbert@KingCounty.gov

8. **Binding Effect.** This TCE shall run with the land, shall burden the TCE Area and shall be binding upon the parties and their respective successors and assigns.

9. **Miscellaneous Provisions**

(a) **No Waiver.** No failure by any parties to this TCE to insist upon the strict performance of any term or condition of this TCE, or to exercise any right or remedy upon a breach of this TCE, shall constitute a waiver of any such breach or any subsequent breach.

(b) **Construction.** All of the recitals set forth above are incorporated into this TCE as though fully set forth herein. The headings contained in this TCE are for convenience of reference purposes only and shall not in any way affect the meaning or interpretation hereof, nor serve as evidence of the intention of the parties hereto. Whenever the context hereof shall so require the singular shall include the plural.

(c) **Entire Agreement.** This TCE sets forth the entire agreement of the parties as to the subject matter hereof and supersedes all prior discussions and understandings between them. This TCE may not be modified, except by an instrument in writing signed by a duly authorized officer or representative of each party hereto.

(d) **Governing Law.** This TCE shall be governed by and construed and enforced in accordance with the laws of the State of Washington.

(e) **Condemnation.** This TCE is granted under the threat of condemnation.

(f) **No Third-Party Beneficiaries.** This TCE is solely for the benefit of the parties hereto and their permitted successors and assigns and shall not benefit or be enforceable by any other party.

(g) **Authority.** Each individual signing this TCE warrants that he or she has the authority to enter into this TCE on behalf of the party for which that individual signs.

[SIGNATURES APPEAR ON NEXT PAGES]

Dated this ____ day of _____, 20____.

GRANTOR:

By: _____

Name: _____

Title: _____

GRANTEE:

By: _____.

Name: Kamuron Gurol_____.

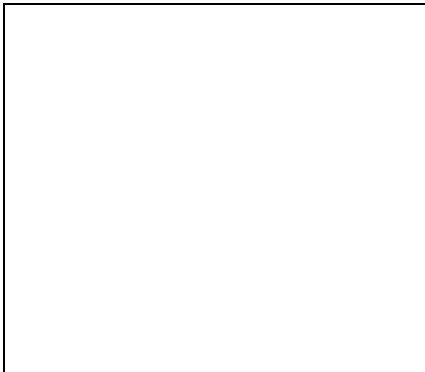
Title: Director of the Wastewater Treatment Division

[NOTARIES APPEAR ON NEXT PAGES]

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On this day personally appeared before me **Kamuron Gurol** to me known to be the **Director of the Wastewater Treatment Division** of King County, the political subdivision of the State of Washington that executed the within and foregoing instrument and acknowledged the said instrument to be the free and voluntary act and deed of the said entity, for the uses and purposes therein mentioned, and on oath stated that he/she was authorized to execute the said instrument.

Dated: _____.



(Use this space for notarial stamp/seal)

Notary Public

Print Name _____

My commission expires _____

Residing at _____

EXHIBIT A
Legal Description of Property

The Property (Coal Creek Trunk Upgrade Parcel No. 6) – Tax Parcel No. 212405-9018

That portion of Mercer Island Pipeline right-of-way lying within Section 21, Township 24 North, Range 5 East, W.M., in King County, Washington.

Situate in the County of King, State of Washington.

EXHIBIT A-1
Legal Description of Property

The Property (Coal Creek Trunk Upgrade Parcel No. 24) - Tax Parcel No. 162405-9156

The West 60 feet of the East Half of the Southeast Quarter;

And the West 60 feet of that portion of the Southeast Quarter of the Northeast Quarter, lying southerly of Newport Road, all in Section 16, Township 24 North, Range 5 East, W.M., records of King County, Washington;

Situate in the County of King, State of Washington.

EXHIBIT B
Legal Description of Temporary Construction Easement Area

Coal Creek Trunk Upgrade Parcel No. 6 – Tax Parcel No. 212405-9018

Temporary Construction Easement Area, as described below and depicted on the attached Exhibit B-1

That portion of the real property (the “Property” described on attached Exhibit A) described as follows:

Beginning at the intersection of the north line of Section 21, Township 24 North, Range 5 East, W.M. with the west line of the East Half of the Northeast Quarter of said section; thence along said north line, South 85°21'00” East 44.25 feet;
thence South 02°15'42” East 25.18 feet;
thence South 18°58'27” West 30.98 feet;
thence South 00°47'27” West 30.84 feet;
thence North 84°46'46” West 37.26 feet to said west line;
thence along said west line, North 01°40'43” East 85.53 feet to the Point of Beginning.

Containing: 3501 square feet, more or less.



EXHIBIT B-1
Depiction of Temporary Construction Easement Area

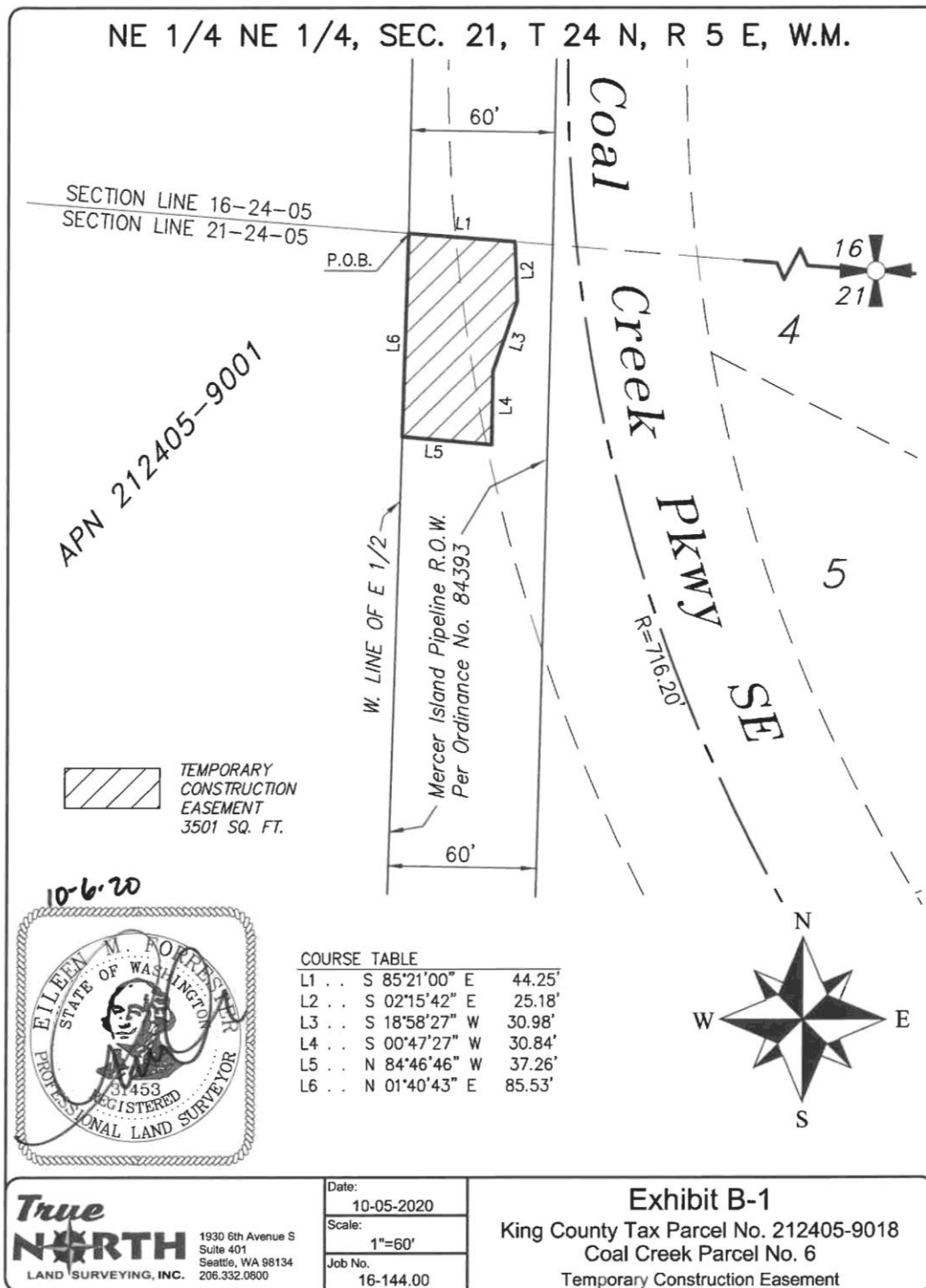


EXHIBIT C
Legal Description of Temporary Construction Easement Area

Coal Creek Trunk Upgrade Parcel No. 24 – Tax Parcel No. 162405-9156

Temporary Construction Easement Area, as described below and depicted on the attached Exhibit B-1

That portion of the real property (the “Property” described on attached Exhibit A) described as follows:

Commencing at the intersection of the East-West Centerline of Section 16, Township 24 North, Range 5 East, W.M. with the west line of the East Half of the Northeast Quarter of said Section 16; thence along said west line, North 00°55'37" East 72.78 feet to the southeasterly right-of-way line of SE Newport Way and a point on a non-tangent curve concave southeasterly and having a radius of 1116.28 feet, a radial line of said curve from said point bears South 56°39'56" East; thence along said curve and right-of-way line northeasterly 40.10 feet through a central angle of 2°03'29" to the True Point of Beginning; thence continuing along said curve and right-of-way line, northeasterly 39.26 feet through a central angle of 2°00'55"; thence non-tangent from said curve, South 1°15'11" West 374.30 feet; thence South 01°12'05" West 1464.85 feet; thence South 05°17'44" East 48.81 feet to the northeasterly right-of-way line of Coal Creek Parkway SE and a point on a non-tangent curve concave southwesterly, having a radius of 766.20 feet, a radial line of said curve from said point bears South 65°32'44" West; thence along said right-of-way line and curve southeasterly 47.41 feet through a central angle of 03°32'44" to the east line of the West 60 feet of said East Half; thence along said east line, South 00°55'37" West 62.95 feet; thence North 15°55'03" 76.46 feet; thence North 23°09'53" West 67.50 feet; thence North 85°53'48" East 9.78 feet; thence North 00°55'38" East 1719.44 feet to said East-West Centerline of Section 16; thence North 02°01'19" East 106.98 feet to the True Point of Beginning;

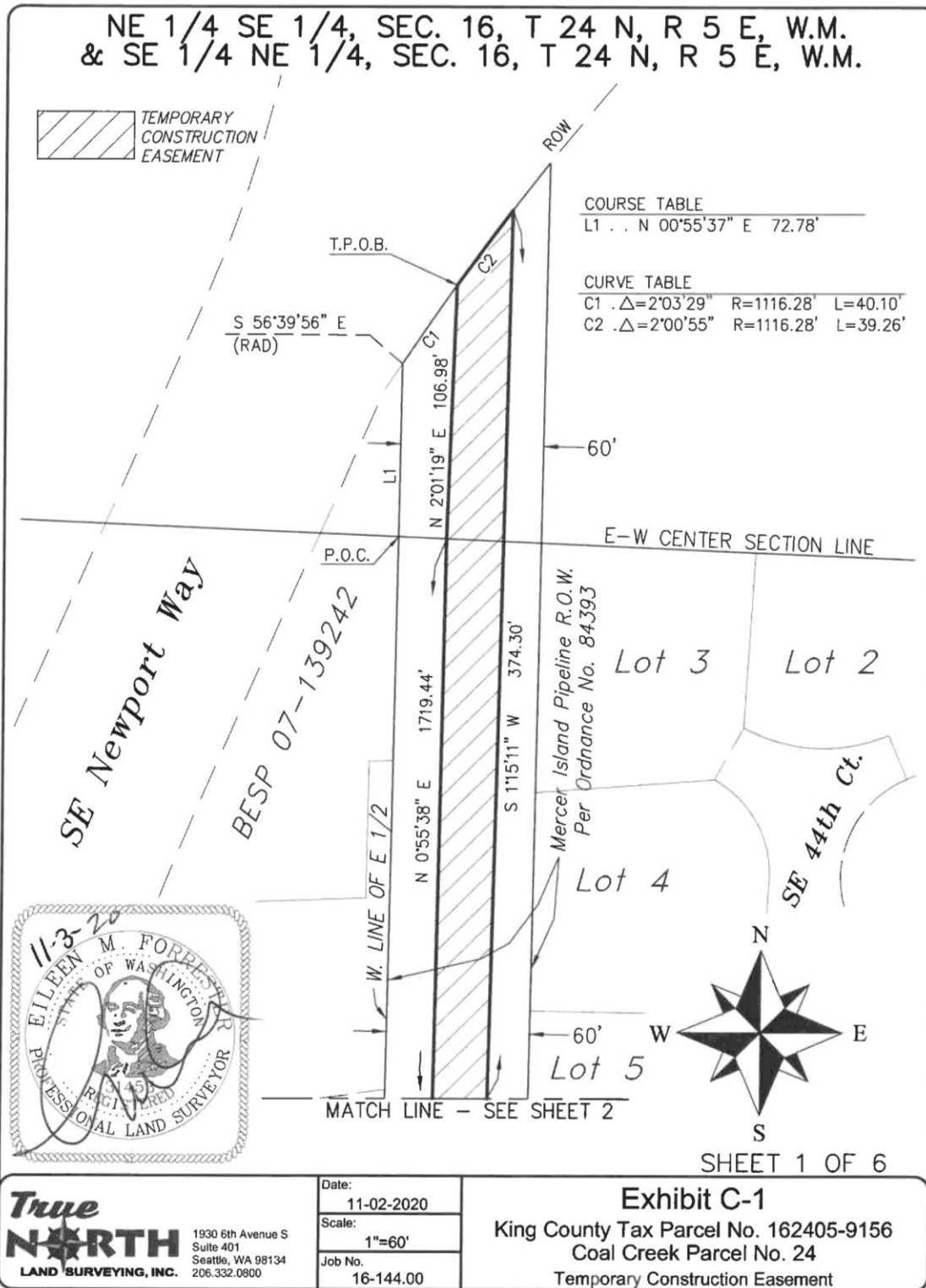
Together with that portion described as follows:

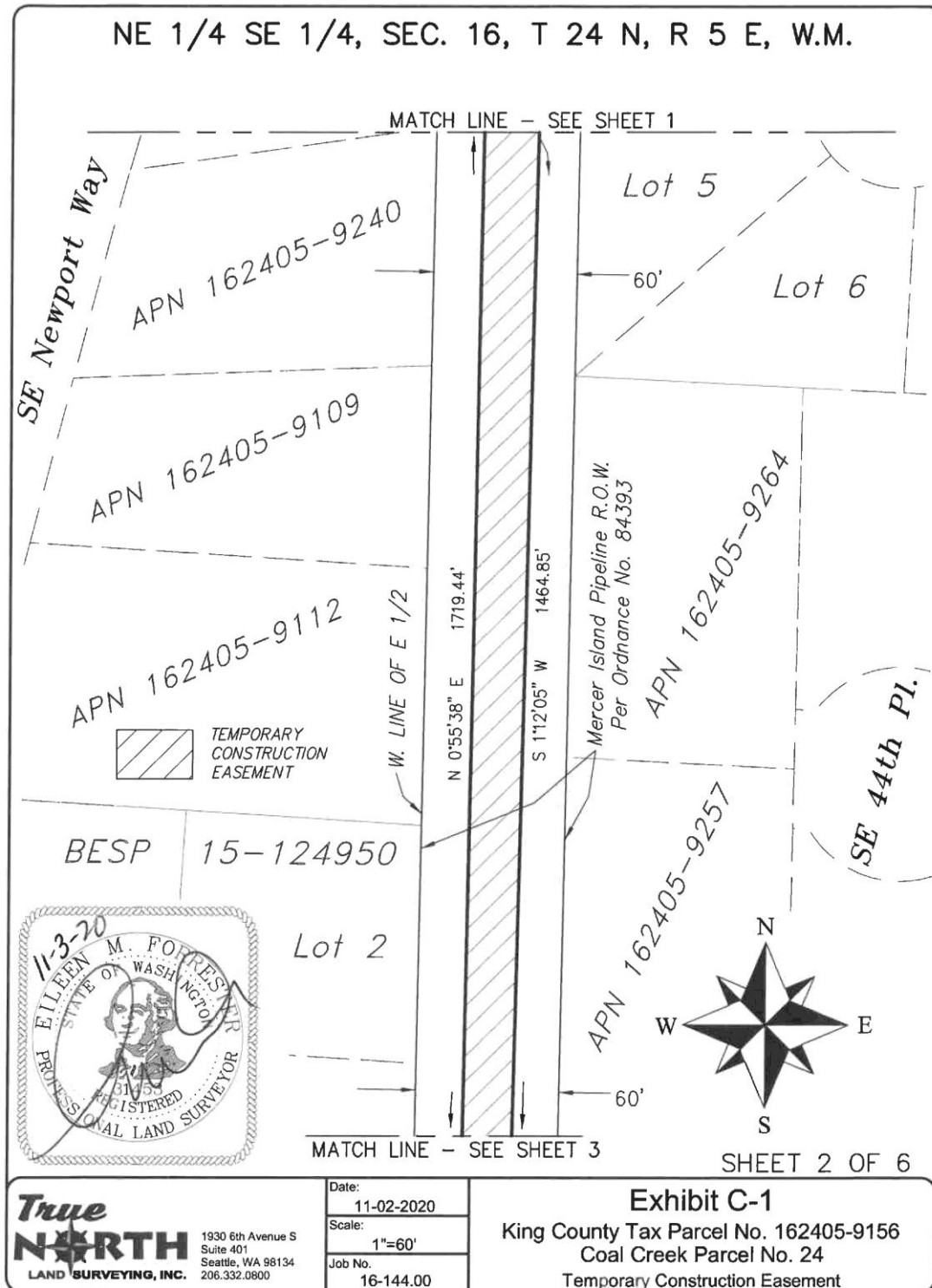
Beginning at the intersection of the south line of said Section 16 with the west line of the East Half of the Southeast Quarter of said section; thence along said west line, North 00°55'36" East 55.07 feet; thence North 80°30'40" East 41.19 feet; thence South 02°15'42" East 65.49 feet to said south line of Section 16; thence along said south line, North 85°21'00" West 44.25 feet to the Point of Beginning.

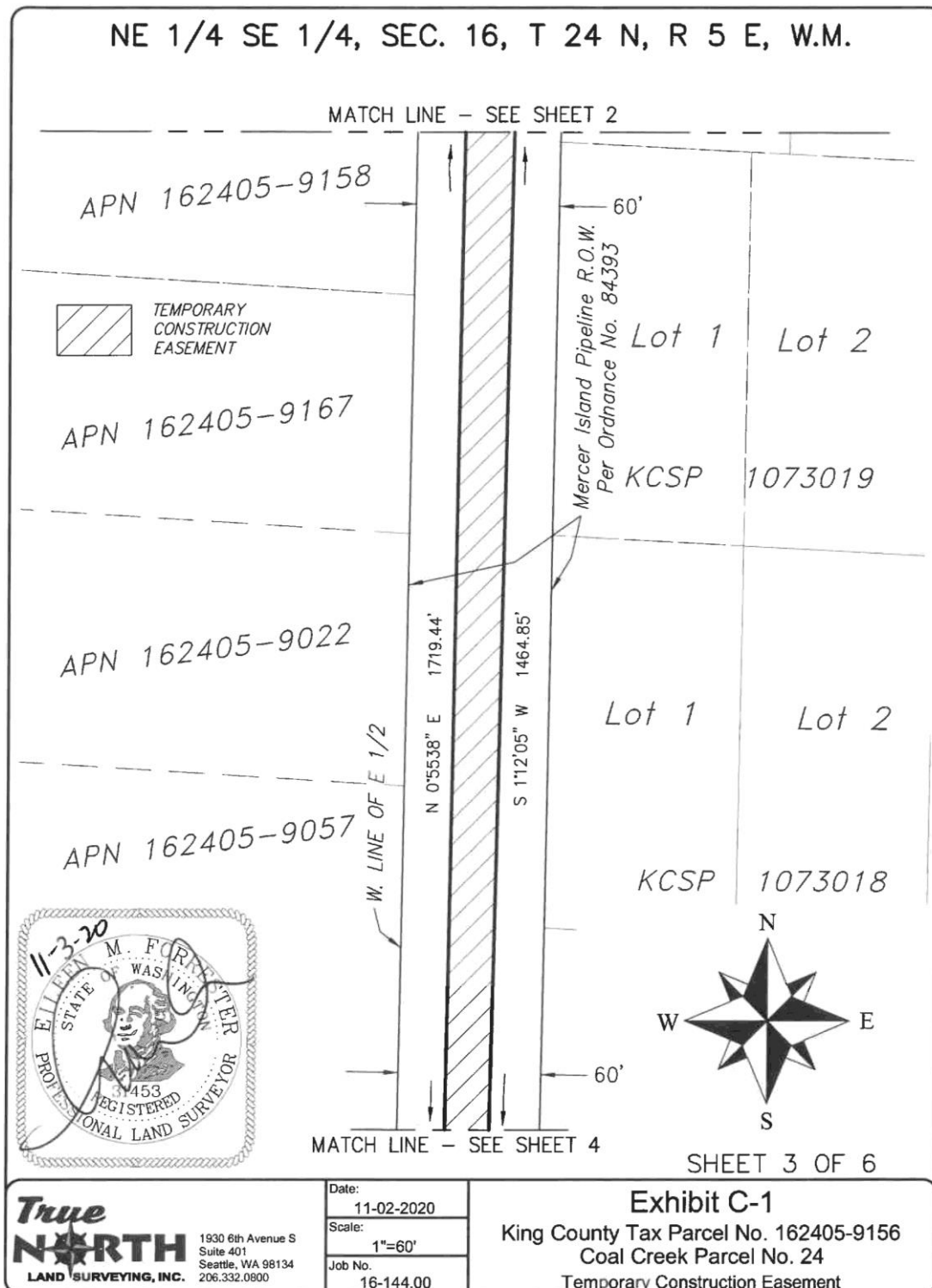
Containing: 41,412 square feet, more or less.

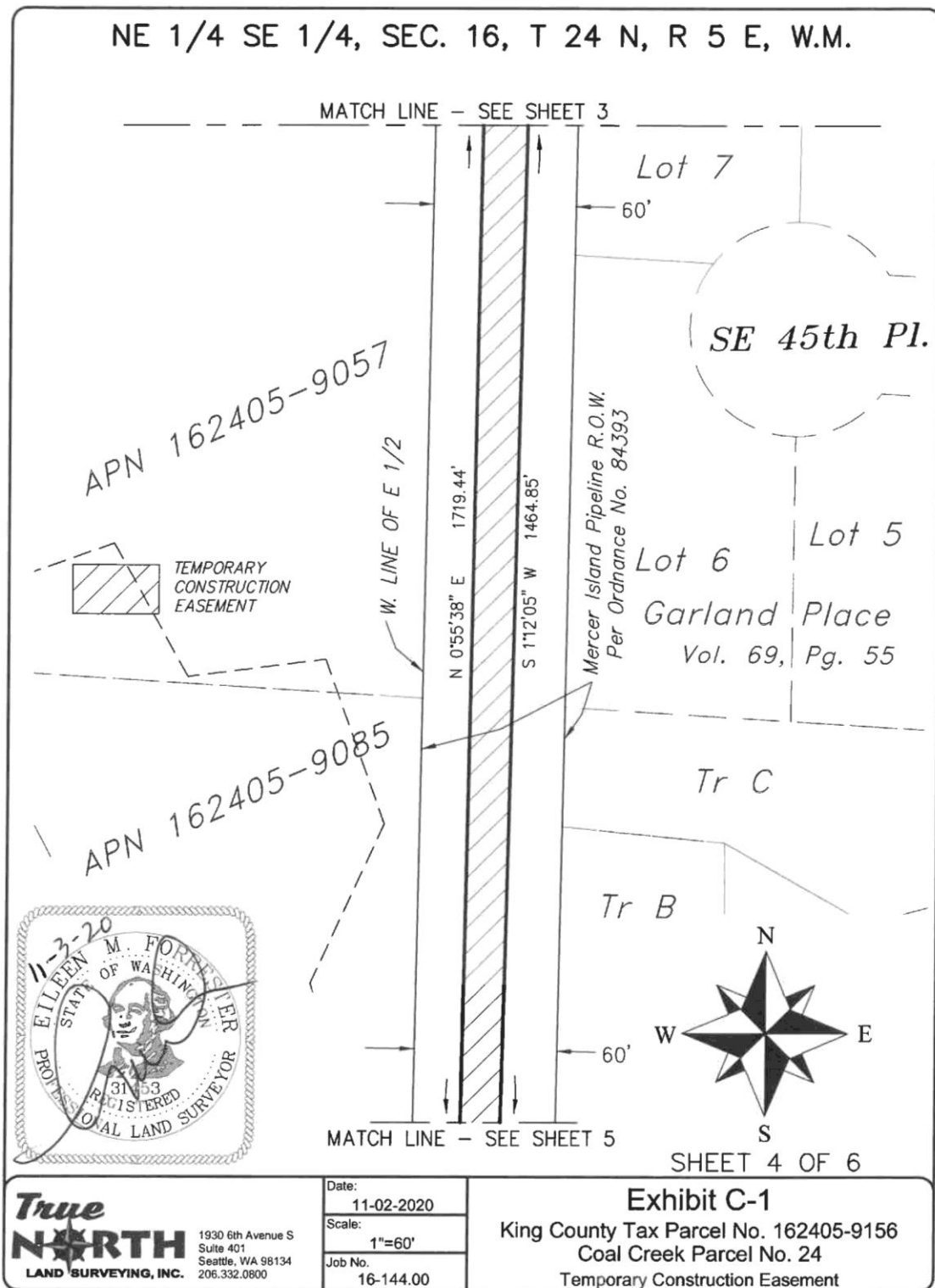


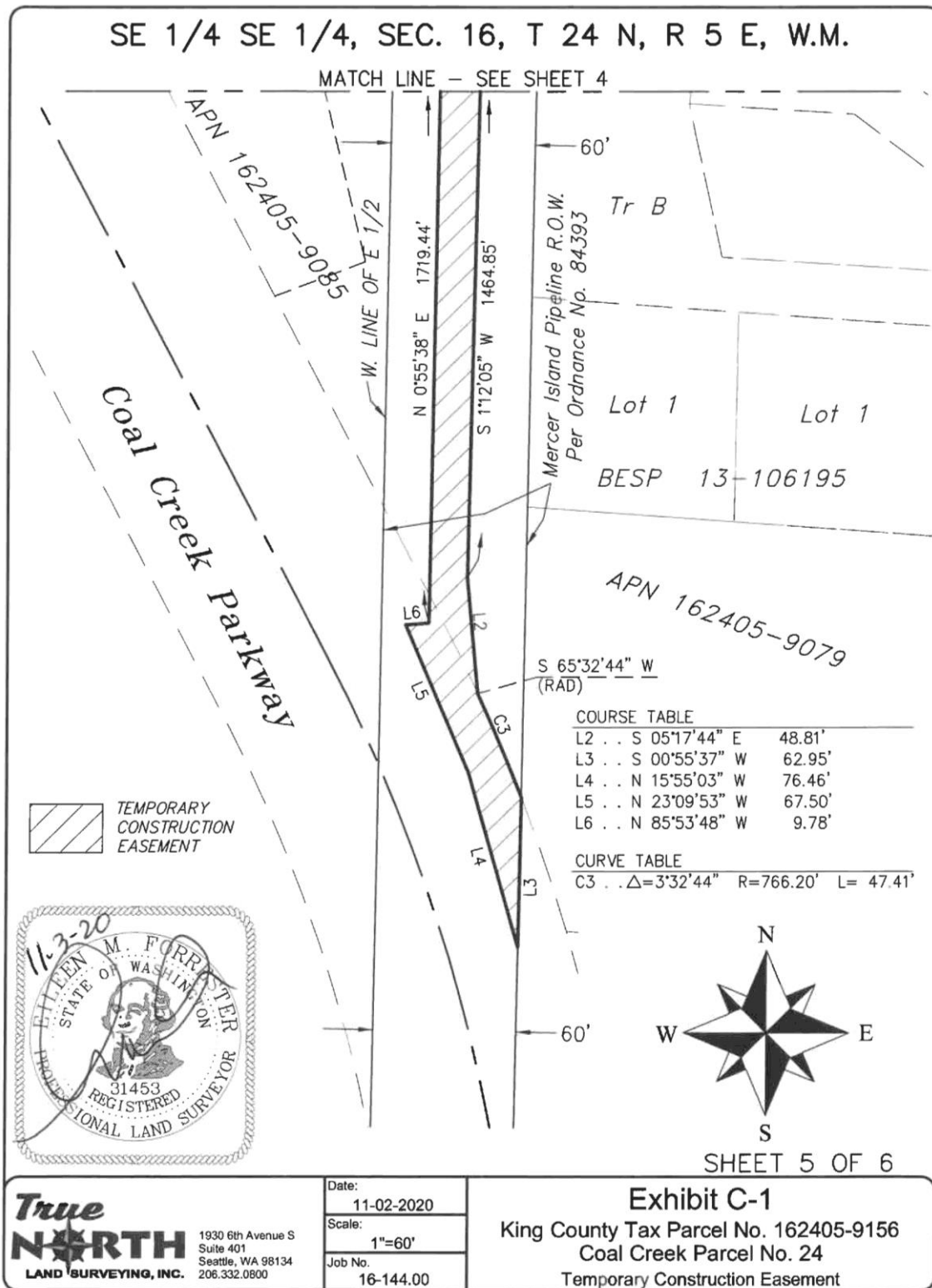
EXHIBIT C-1
Depiction of Temporary Construction Easement Area

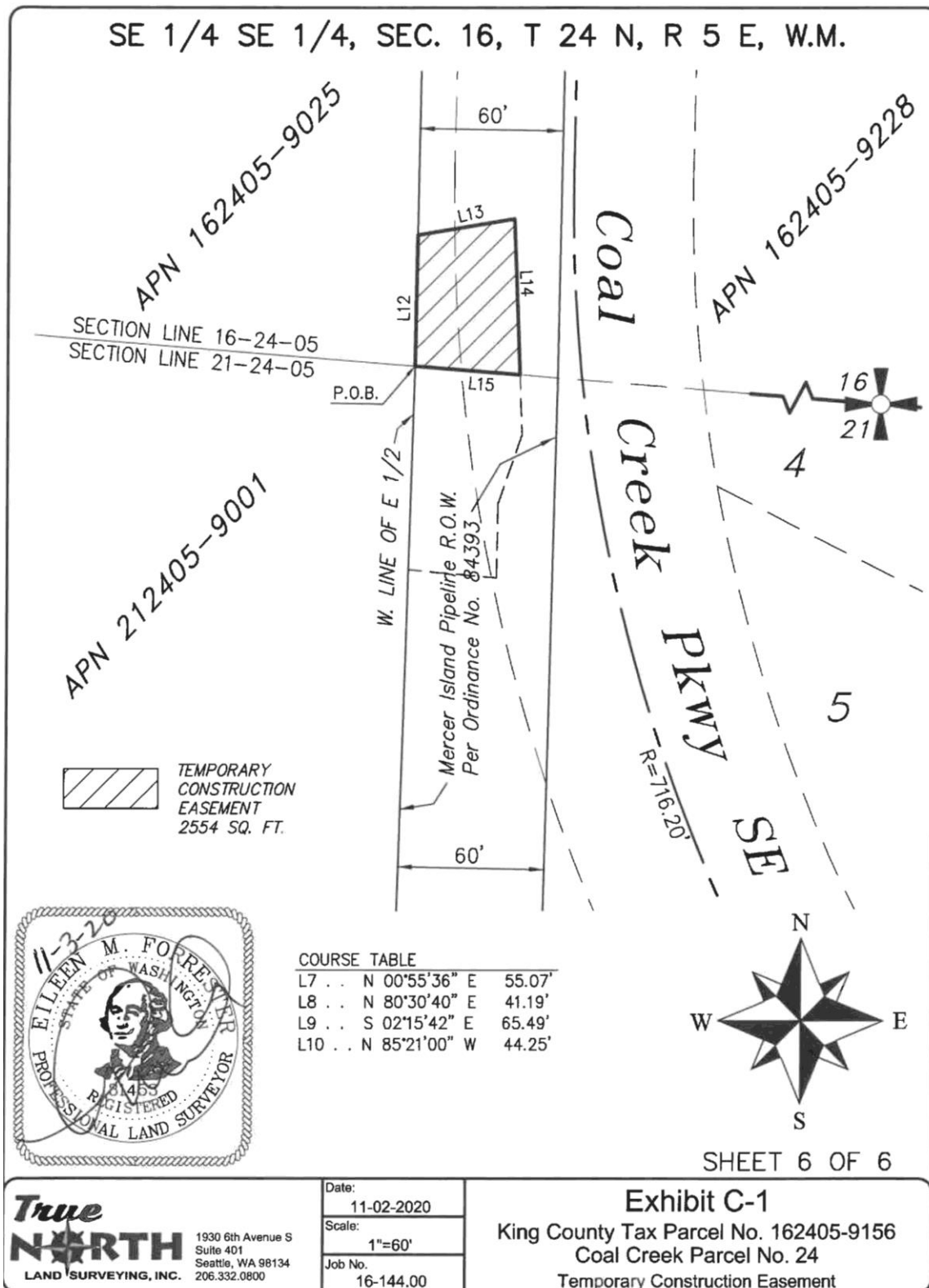












SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Public Utilities	Bryan Solemsaas 4-5971	Akshay Iyengar 4-0716

** 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 Seattle Public Utilities; declaring certain real property rights to be surplus to the needs of Seattle Public Utilities; and authorizing the General Manager and Chief Executive Officer of Seattle Public Utilities to grant a subsurface utility easement and temporary construction easement to King County for the purpose of installing, constructing, owning, operating, maintaining, and repairing a trunk sewer line crossing The City of Seattle's East Side Supply Line right-of-way.

Summary and Background of the Legislation: This ordinance would authorize the City of Seattle to grant a subsurface utility easement and temporary construction easement to King County for the purpose of installing, constructing, owning, operating, maintaining, and repairing a trunk sewer line crossing the City of Seattle's East Side Supply Line right-of-way. King County provides regional wastewater transmission, treatment, and disposal services in King County and in portions of Snohomish and Pierce Counties and the wastewater and/or reclaimed water needs to be conveyed across Seattle Public Utilities' East Side Supply Line right-of-way.

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?
King County will not be able to construct its trunk sewer line without the implementation of this Legislation.

3.b. Revenues/Reimbursements

X This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from This Legislation:

Fund Name and Number	Dept	Revenue Source	2022 Revenue	2023 Estimated Revenue
Water Fund 43000	SPU	King County		\$372,519
TOTAL				\$372,519

Is this change one-time or ongoing?

One time

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. The public hearing would be held at the time of Council committee meeting.

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?

Yes. Mapping of this easement is available in the geographic information system maintained in the offices of Seattle Public Utilities.

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?

No.

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)?**

No.

Summary Attachments:

Summary Exhibit A – Map of Permanent Easement Area

Summary Exhibit B – Map of Temporary Construction Easement Area

Exhibit A

Map of Permanent Easement Area:

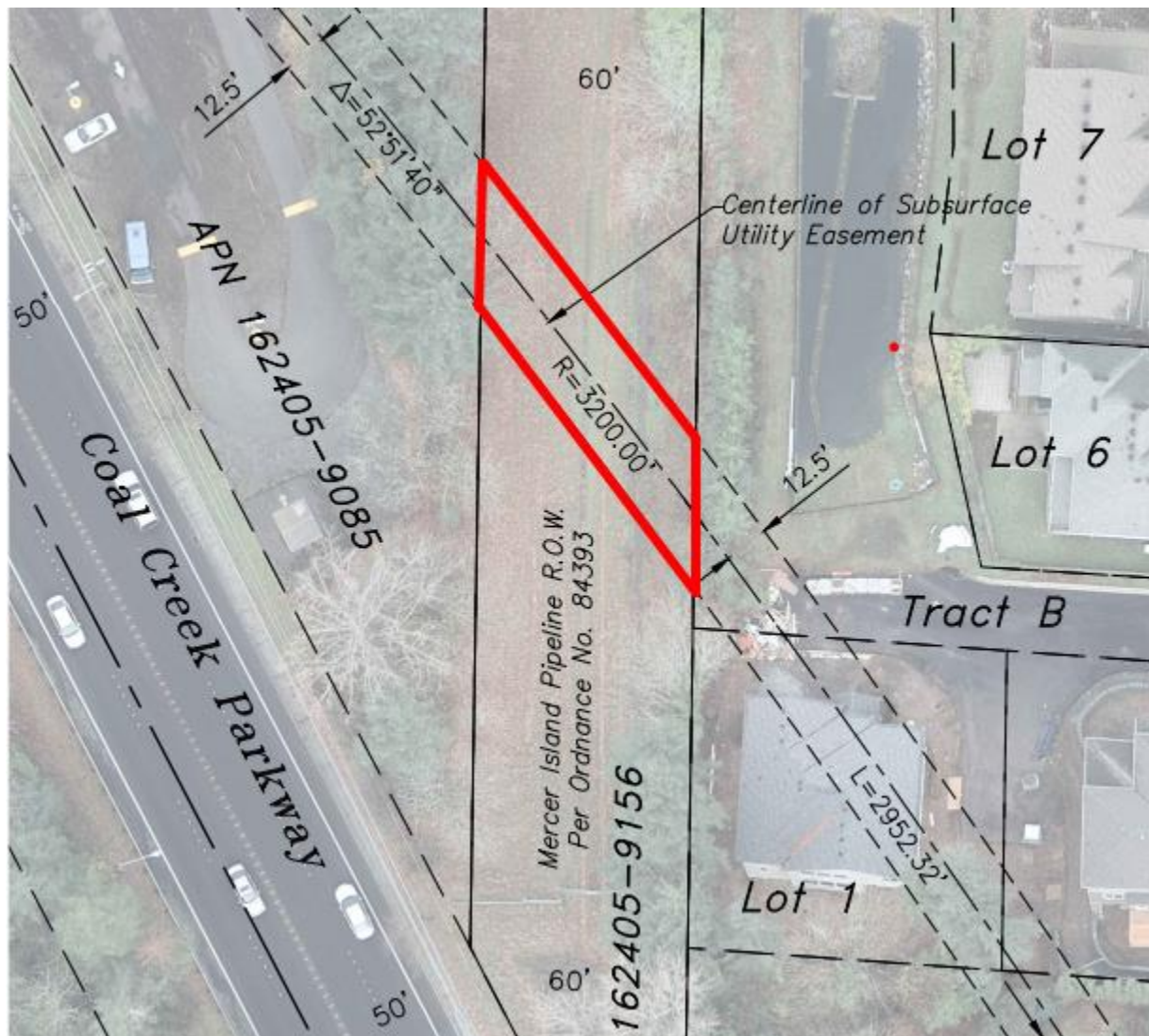
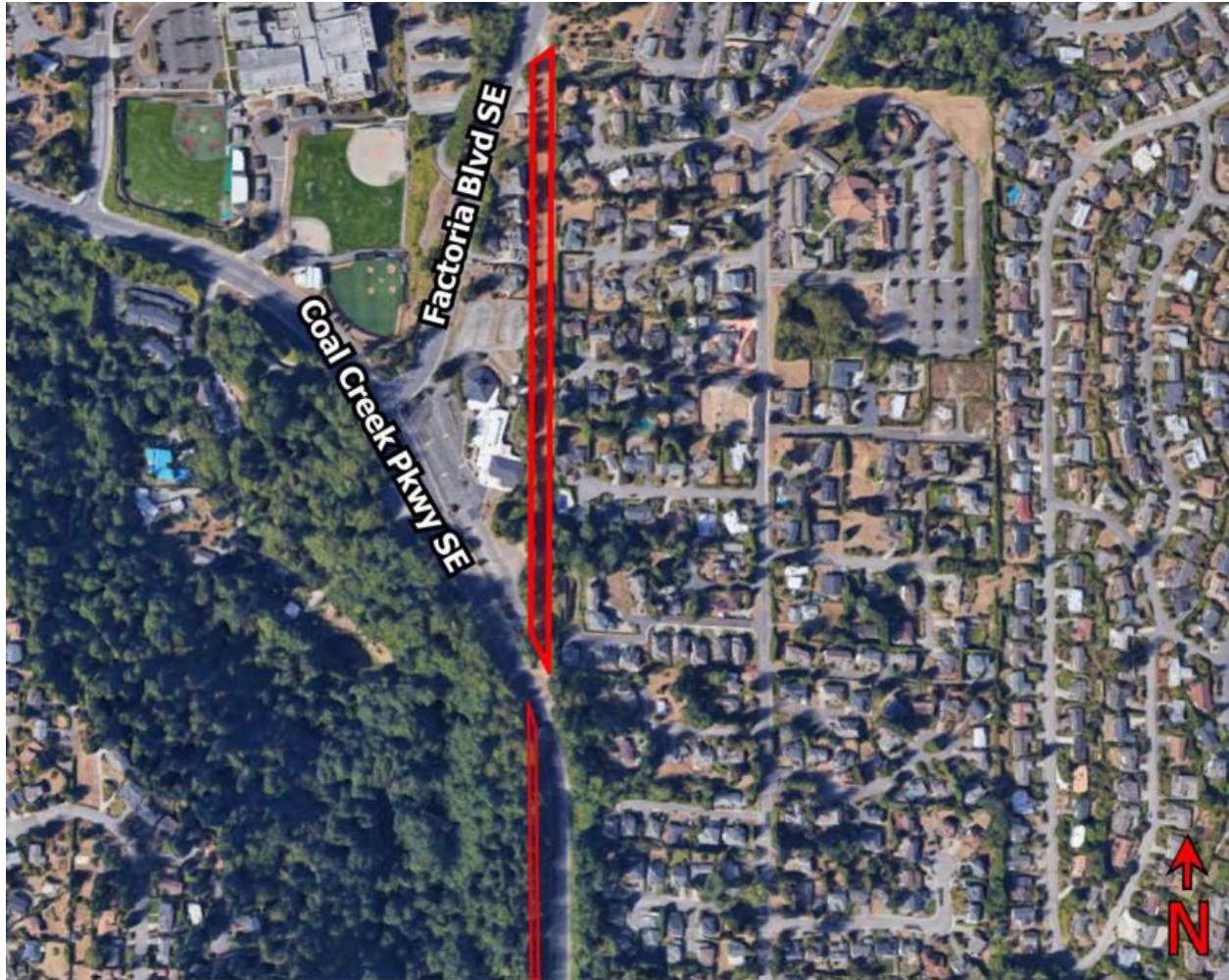


Exhibit B

Map of Temporary Construction Easement Area:



SPU Eastside Supply Line Easement Grant to King County

Seattle City Council

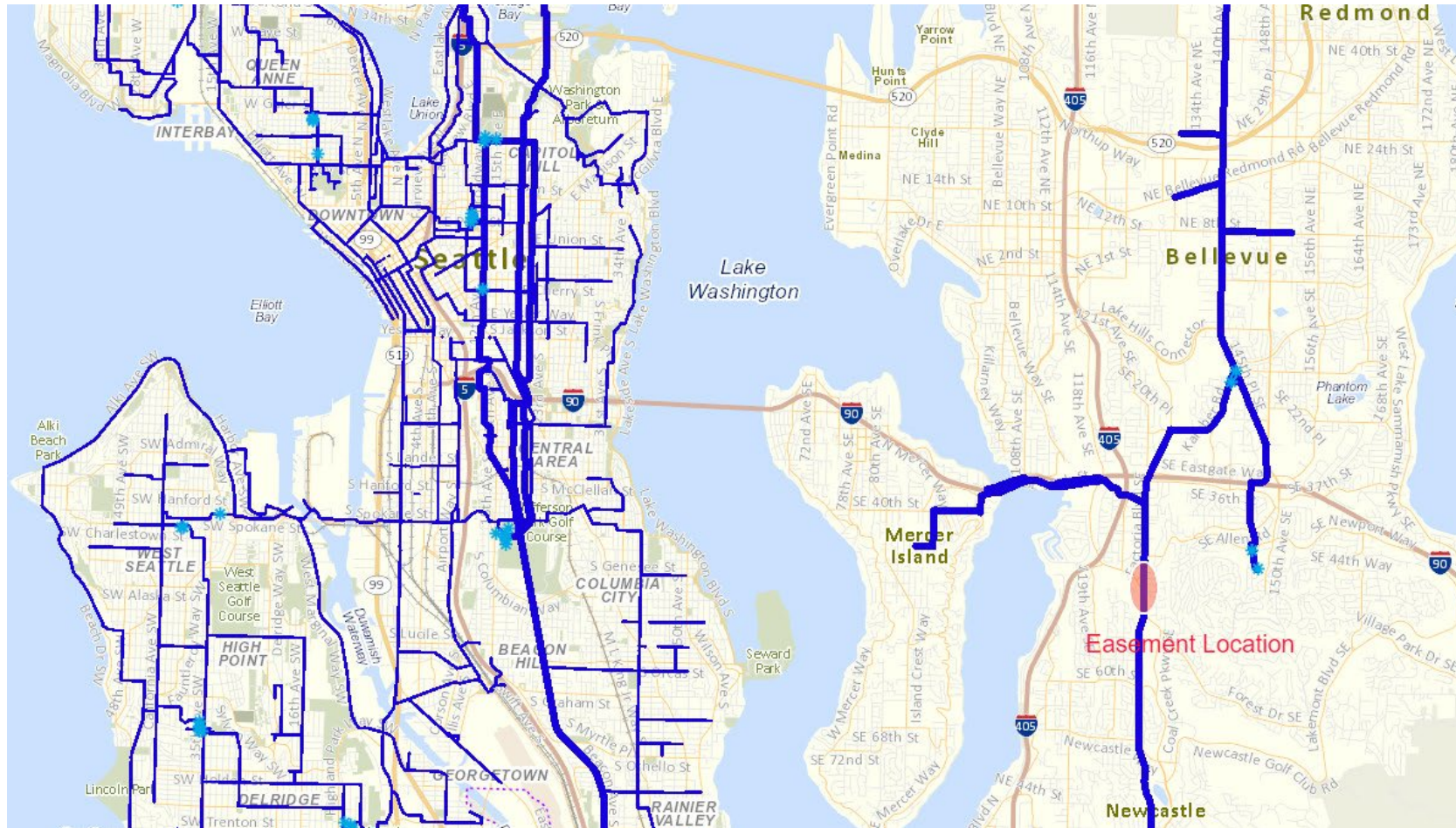
Transportation and Seattle Public Utilities Committee

June 21, 2022

Purpose of Legislation

- Legislation authorizes SPU to grant a Permanent Subsurface Easement and Temporary Construction Easement to King County
- King County intends to install, construct, operate and maintain a sewer trunk line crossing Seattle's East Side Supply Line (ESSL) right of way
- ESSL is a 36-inch drinking water transmission pipeline on the Eastside, extending from Renton to Woodinville

Easement Location



Permanent Easement Area

- 1,500 sq. ft.
- 90 feet below ground surface



Temporary Construction Easement Area

- 44,915 sq. ft.
- ROW surface use



Easements to be Granted

- Permanent Subsurface Easement across ESSL right of way
 - 1,500 square feet of land area
 - \$2,500 in value
- Temporary Construction Easement along ESSL right of way
 - 44,915 square feet of land area
 - 48 months of temporary use
 - \$370,020 in value

Benefits

- Negotiated easement vs. condemnation
- Value based on appraised property values
- Approved construction plans and specifications
- Expanded monitoring and inspection
- SPU Water Fund receives \$372,520

QUESTIONS?



Legislation Text

File #: Appt 02194, **Version:** 1

Appointment of Andrew Lee as General Manager and Chief Executive Officer of Seattle Public Utilities, for a term to December 31, 2025.

The Appointment Packet is provided as an attachment.

City of Seattle



**General Manager
and
Chief Executive Officer**

Seattle Public Utilities

**Confirmation Packet
April 26, 2022**

Andrew Lee



April 26, 2022

The Honorable Debora Juarez
President, Seattle City Council
Seattle City Hall, 2nd Floor
Seattle, WA 98104

Dear Council President Juarez:

It is my pleasure to transmit to the City Council the following confirmation packet for my appointment of Andrew Lee as General Manager/CEO of Seattle Public Utilities (SPU).

The materials in this packet are divided into two sections:

1. Andrew Lee

This section contains Mr. Lee's appointment and oath of office forms and his resume.

2. Background Check

This section contains the report on Mr. Lee's background check.

Andrew Lee has served as Interim General Manager/CEO of SPU for the last six months, and after review of his remarkably well-regarded performance, it is with total confidence that I recommend him for you and your colleagues' consideration today. He has the right combination of compassionate managerial skills, inspirational leadership ability, strong personal integrity, and technical knowhow to run our publicly-owned utility with distinction.

Andrew has over a decade of experience at Seattle Public Utilities, working his way up the ranks as a Program Manager, Deputy Director, and now as Interim General Manager/CEO. He has spent his entire 20-year career working on water, wastewater, and stormwater issues, including as Deputy Director of the City of Bellevue's Utilities Department. Andrew has maintained a dedicated focus in implementing the SPU Strategic Business Plan and consistently stays attuned to costs, maintaining the utility's stellar bond rating, and providing a positive customer experience. He is quick to absorb and understand highly complex issues and consults with his team to develop practical strategies to address new challenges.

Mr. Lee has served as Interim General Manager/CEO of Seattle Public Utilities since mid-October. My office has since consulted stakeholders regarding his performance, including with the Chair of the SPU Customer Review Panel, the Executive Director of the Duwamish River Cleanup Coalition, the Utilities Director at the City of Bellevue (his former employer), the immediate former Director of SPU, and several SPU employees who work with him on issues ranging from diversity and inclusion in the utility's workforce to environmental justice. It was readily evident that Andrew Lee has the technical knowledge, even-keeled temperament, and political acumen to run our \$1.3 billion-dollar public utility with the full faith of its customers. Review of his performance at SPU, even when he was a Program Manager or Deputy Director, and the overwhelming positive feedback from affected stakeholders is the process that informed my decision to advance Mr. Lee for your consideration today.

I trust that after reviewing Mr. Lee's application materials, meeting with him, and following Councilmember Pedersen's diligent Transportation & Seattle Public Utilities Committee review, you will find that Andrew is beyond capable and the right choice to serve as permanent General Manager/CEO of Seattle Public Utilities. When I heard that Andrew was out in his boots wading in the flooding South Park neighborhood earlier this year, I knew how fortunate I was to have someone who was on the ground and solving problems with our impacted residents.

If you have any questions about the attached materials or need additional information, my Chief Operating Officer Marco Lowe would welcome hearing from you. I appreciate your consideration.

Sincerely,

A handwritten signature in cursive script that reads "Bruce A. Harrell". The signature is written in dark ink and is positioned above the printed name and title.

Bruce A. Harrell
Mayor of Seattle

SECTION

A



City of Seattle

Mayor Bruce Harrell

April 20, 2022

Andrew Lee
Seattle, WA
Transmitted via e-mail

Dear Andrew,

It gives me great pleasure to appoint you to the position of General Manager and Chief Executive Office of Seattle Public Utilities at an annual salary of \$265,370.

Your appointment as GM/CEO is subject to City Council confirmation; therefore, you will need to attend the Council's confirmation hearings. Once confirmed by the City Council, you serve at the pleasure of the Mayor and the end of your initial term will be December 31, 2025.

Your contingent offer letter provided employment information related to the terms of your employment, benefits, vacation, holiday and sick leave.

I look forward to working with you in your role as GM/CEO and wish you success. We have much work ahead of us, and I am confident that the Utilities will thrive under your leadership.

Sincerely,

A handwritten signature in black ink that reads "Bruce A. Harrell". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Bruce A. Harrell
Mayor of Seattle

cc: Seattle Department of Human Resources file



City of Seattle Department Head Notice of Appointment

Appointee Name: <i>Andrew Lee</i>		
City Department Name: <i>Seattle Public Utilities</i>		Position Title: <i>General Manager and Chief Executive Officer</i>
<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>Specify appointing authority</i>		Term of Office: <i>City Council Confirmation</i> to <i>December 31, 2025</i>
Legislated Authority: <i>Seattle Municipal Code Section 3.32.010</i>		
Background: Andrew has over a decade of experience at Seattle Public Utilities, working his way up the ranks as a Program Manager, Deputy Director, and now as Interim General Manager/CEO. He has spent his entire 20-year career working on water, wastewater, and stormwater issues, including as Deputy Director of the City of Bellevue's Utilities Department. Andrew has maintained a dedicated focus in implementing the SPU Strategic Business Plan and consistently stays attuned to costs, maintaining the utility's stellar bond rating, and providing a positive customer experience. He is quick to absorb and understand highly complex issues and consults with his team to develop practical strategies to address new challenges.		
Date of Appointment: <i>4/26/2022</i>	Authorizing Signature (original signature): 	Appointing Signatory: <i>Bruce A. Harrell</i> <i>Mayor</i>



CITY OF SEATTLE ▪ STATE OF WASHINGTON

OATH OF OFFICE

State of Washington

County of King

I, Andrew Lee, swear or affirm that I possess all of the qualifications prescribed in the Seattle City Charter and the Seattle Municipal Code for the position of General Manager and Chief Executive Officer of Seattle Public Utilities; that I will support the Constitution of the United States, the Constitution of the State of Washington, and the Charter and Ordinances of The City of Seattle; and that I will faithfully conduct myself as the General Manager and Chief Executive Officer of Seattle Public Utilities.

Andrew Lee

Subscribed and sworn to before me

this ____ day of _____, 2022.

[Seal]

Monica Martinez Simmons, City Clerk

Andrew Lee, PE, PMP, PgMP

P

E

A

Seattle, Washington

L

<https://www.linkedin.com/in/andrew-lee-6101661/>

SUMMARY

Andrew Lee has worked for Seattle Public Utilities (SPU) for over 11 years and is currently SPU Interim General Manager / Chief Executive Officer (GM/CEO). Andrew has spent his entire 23-year career working on water, wastewater, and stormwater issues, with 17 of those years in local government for Seattle, San Francisco, and Bellevue. Andrew is regionally and nationally recognized for his expertise in water/wastewater regulations, smart water technology, and asset management. He is committed to delivering high quality utility services, maintaining affordable rates, and partnering with and serving the community with a focus on environmental justice. He is also passionate about developing high performance organizations through an emphasis on shared leadership, employee engagement, continuous improvement and diversity/equity/inclusion.

EXPERIENCE

2021 - Present

Interim General Manager / Chief Executive Officer, Seattle Public Utilities, Seattle, WA

Oversees more than 1,400 employees who provide drinking water, drainage and wastewater, solid waste, and clean city services for the City of Seattle and the broader King County region. Highlights include:

- Negotiating contract extensions for regional wholesale water supply with retail water agencies across King County.
- Providing executive oversight on the City's Superfund sediment clean-up efforts in the Lower Duwamish and East Waterways, in coordination with the Port of Seattle, King County, Boeing, and the U.S. EPA.
- Providing executive oversight on SPU's \$2.1B 6-year Capital Improvement Program, including the \$570M Ship Canal Water Quality Project.
- Leading multiple equity-related initiatives department-wide including employee hiring improvements and environmental and health improvement efforts in South Park and Georgetown.
- Co-lead the National Association of Clean Water Agencies (NACWA) inaugural Environmental Justice Sub-Committee to provide advocacy for environmental justice issues and a community of practice.

2019 - 2021

Deputy Director, Drainage & Wastewater, Seattle Public Utilities, Seattle, WA

Oversee more than 300 employees who provide planning, program management, operations and maintenance, asset management, emergency management, regulatory compliance, logistics, pollution prevention, and

EDUCATION

- B.S. Civil and Environmental Engineering, Stanford University, 1998
- M.S. Environmental Engineering & Sciences, Stanford University, 1999

PROFESSIONAL REGISTRATIONS

- Civil Engineer, State of Washington
- Civil Engineer, State of California
- Project Management Professional (PMP)®
- Program Management Professional (PgMP)®

ADDITIONAL TRAINING/EDUCATION

- Lean Process Improvement, State of Washington, 2015
- Leading, Educating, and Developing Program, University of Virginia, Darden School of Business, 2014
- Leadership Acceleration Program (LEAP), Performance Dimensions Group, Seattle, WA, 2013-2014
- Project Management Certificate Program, University of Washington, 2009

MEMBERSHIPS/AFFILIATIONS

- Project Management Institute
- Smart Water Advisory Network
- U.S. Water Alliance
- National Association of Clean Water Agencies
- Water Agency Leaders Alliance

sediment clean-up for the drainage and wastewater utilities. Highlights include:

- Worked on a modification to Seattle's sewage overflow consent decree with the Environmental Protection Agency (EPA), Department of Ecology, and the Department of Justice (DOJ) to provide communities with more innovative solutions, rate-payers with more affordable bills, and the environment with equal or greater environmental benefit.
- Served as SPU's incident commander during the COVID-19 pandemic, overseeing all aspects of safety, human resources management, logistics, communications, and operations.
- Provided executive oversight on the \$570 million Ship Canal Water Quality Project, in compliance with the wastewater Consent Decree.
- Provided executive oversight on the expansion of Green Stormwater Infrastructure city-wide.
- Served as executive sponsor over the Workspace Reimagined and Return to Office initiatives.
- Launched a pilot program to pump-out RV wastewater, significantly reducing costly and damaging sewage spills to waterways.
- Led multiple equity-related initiatives department wide including environmental and health improvement efforts in South Park and Georgetown, employee hiring improvements, and equity "tailgates" to improve conditions for front-line workers.

2014 - 2018

Deputy Director, Bellevue Utilities, Bellevue, WA

Oversaw 130 employees who provide planning, engineering, operations and maintenance, development services, asset management, emergency management, and smart technology implementation for the drinking water, wastewater, and stormwater utilities. Highlights included:

- Provided executive oversight of the Utility's budget and rate-making process, including cost of service analyses and evaluation of programs for low-income rate assistance.
- Co-authored Bellevue's Smart City Plan, a strategic plan to embed smart technology into delivery of water, transportation, public safety, building, and energy services.
- Led Bellevue's Smart Water Meter Program.
- Led implementation of department-wide diversity, equity, and inclusion (DEI) plans, including changes to hiring/recruitment, policies, budget, communications, community empowerment, and employee training.

2006 - 2014

Drainage & Wastewater Capital Portfolio Manager and Combined Sewer Overflow (CSO) Program Manager, Seattle Public Utilities, Seattle, WA

Served as the capital portfolio manager for Seattle's Drainage & Wastewater (DWW) Capital Improvement Program (CIP). Highlights included:

- Negotiated the 2013 Sewage Overflow Consent Decree with EPA, Ecology, and DOJ.
- Led the transition to a projectized capital program management office for the CSO Program, including a CIP portfolio ramp-up from \$5 million per year to over \$100 million per year.
- Worked in partnership with community to implement green infrastructure projects and site wastewater and stormwater infrastructure to prevent sewage overflows into Lake Washington.
- Oversaw the development of a sewage overflow Long-Term Control Plan (LTCP) that was approved by EPA and Ecology.

1999 to 2006

Project Manager, Brown and Caldwell, Seattle, WA

Utility Specialist, San Francisco Public Utilities Commission (SFPUC), San Francisco, CA

Staff Engineer, Olivia Chen Consultants (now AECOM Water), San Francisco, CA

REFERENCES

Mami Hara, [REDACTED]

Nav Otal, [REDACTED]

SECTION

B



City of Seattle

Seattle Department of Human Resources

Kimberly Loving, Interim Director

April 26, 2022

TO: Adam Schaefer, City Budget Office

FROM: Annie Nguyen, Seattle Department of Human Resources

SUBJECT: Background check for Andrew H. Lee

The Seattle Department of Human Resources has received a copy of **Andrew H. Lee** background check provided by Global Screening Solutions. There were no findings that would impact their employment eligibility.

Cc: Personnel File

Seattle Department of Human Resources

Seattle Municipal Tower, 700 5th Avenue Suite 5500, PO Box 34028, Seattle, WA 98124-4028

(206) 684-7999 • TTY: 7-1-1 Fax: (206) 684-4157 • Employment Website: www.seattle.gov/jobs

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**RESPONSES TO COUNCIL QUESTIONS OF ANDREW LEE
NOMINEE FOR GM/CEO OF SPU**

MAY 20, 2022

Background and Vision

1) Why do you want to be the General Manager and CEO of Seattle Public Utilities? What are your primary goals for the Department?

Seattle has been my home for the past 17 years. Four of my five children were born in Seattle, and I have a personal stake in this city being a place where both current and future generations thrive. This includes addressing the systemic and institutional racism in our city, keeping our neighborhoods safe, maintaining affordability of housing and services, and protecting the environment that we cherish.

I want to be the General Manager/CEO of SPU because my values align with the City's values. I believe in serving the most vulnerable in our community. I have a firm commitment to making sure SPU's rates are affordable for all our customers. I believe it is our responsibility address historic injustices, such as sewage overflows and sediment contamination in our waterways. I also believe we have an obligation to restore and protect the environment.

I want to be the General Manager/CEO of SPU because it would afford me the opportunity to use my experience and provide leadership to an amazing organization that is at the forefront of addressing our country's greatest water, drainage and wastewater, and solid waste-related challenges. I returned to SPU in 2019 because I missed the complexity and intensity of the challenges facing Seattle, which have produced the most innovative organization I have ever been a part of. I am excited to bring my 23 years of utility experience to lead an organization with the brightest minds and empower them to deal with challenges of affordability, historic pollution, waste management, climate change, systemic racism, environmental injustice, water supply, and seismic resiliency.

My primary goals for the department are fivefold:

1. Lead with equity: In all our work and the services we offer, we must work to provide equitable access to services and quality of life, dismantle systemic and institutional racism and address historic environmental injustices.
2. Deliver high quality, affordable essential services: We must deliver high quality, reliable, and resilient drinking water, wastewater, stormwater, and solid waste services at the lowest possible cost, continuously look for opportunities to innovate, and keep rates affordable, especially for the most vulnerable in our city.
3. Sustainably protect public health and the environment: We have an obligation to protect public health and the environment from the impacts of waste, historic pollution and environmental degradation.
4. Serve our community: We are obligated to work alongside and empower our community to understand and address their needs.

5. Engage and empower employees: We are at our best when all 1,400 employees at SPU are engaged and empowered to bring their creativity, innovation, and experience to their daily work.

2) What have you learned during your years of service at SPU and the past few months as acting GM/CEO?

I am in a continuous learning and growth process, and I believe it is incredibly important to approach every day with humility and openness to feedback. During my professional experience at SPU, I have grown in so many ways – from my deepening environmental stewardship ethic to my appreciation of the importance of robust program and project management discipline to my understanding of the effects of racism in our country. I owe so much to the learning that I have accumulated during my 11 years as a City of Seattle employee.

As a leader, my greatest lesson is that I need to focus on both the “business” and the “organizational or human work culture” of SPU. Oftentimes, leaders are commended for their strategic thinking or their bold initiatives. However, I have learned that focusing solely on the “business” (i.e., strategy, budget, project and service delivery, new initiatives) can leave an organization with severe gaps that can limit the effectiveness of the organization. I have learned to emphasize the importance of a healthy organizational culture from day one, and this value has only been reinforced through the COVID pandemic. Employees need to know that I value them and am committed to creating an environment of equity, engagement and empowerment for all employees.

Another key lesson I have learned is I need to be willing to adjust my approach to bringing about change and transformation in the organization. My natural propensity is to work with my leadership team to cast a compelling vision and then empower employees to deliver a desired change. However, there are circumstances where change can only occur through strategic disruption, which sometimes involves significant disruption to an existing organizational structure. I find myself reflecting frequently on what is the most effective means to effectuate change in a manner that is sensitive to employees but also recognizes the necessity of embracing new ways of doing business and not growing stale.

In the past few months as acting GM/CEO, one of my most significant learning reflections has been on SPU’s relationship with community. I have found that some of our relationships with community-based organizations or tribal governments have been paternalistic in nature, where we serve as a “gatekeeper” to being able to access a desired goal. I have seen that we sometimes use our technical or scientific knowledge to derive a sense of superiority over community interests. It is my intention that as General Manager/CEO, I will challenge the organization to continue to improve our relationship with community – one where we are better listeners and advocate and empower community to realize their goals, rather than standing in their way.

3) What do you think are the biggest opportunities and challenges for the Department? What would you like to accomplish in your first year as permanent General Manager and CEO?

SPU's single greatest challenge is keeping our rates affordable for our customers while addressing service inequities and long-term resilience. Utility rates have risen substantially in the past 20 years, and they are poised to increase at an equal or greater pace with the rising rate of inflation, the costs of addressing aging infrastructure, increasingly stringent environmental regulations, and the need for greater resiliency of services. The greatest drivers for increasing rates will undoubtedly be the costs for cleaning historic pollution, complying with siloed wastewater and stormwater regulations, and the costs for replacing or renewing aging infrastructure. I believe there are opportunities to address these challenges, but none of the pathways are easy. Those opportunities include advocating for additional Federal, State, and regional funding partnerships; investing in smart technologies that can reduce costs; looking for opportunities to shift costs back to manufacturers and polluters; investing in research and development on decentralized wastewater treatment and stormwater solutions; and aggressively pursuing drinking water conservation. Each of these opportunities is described in greater detail in my response to question #4 below.

The resiliency of Seattle's utility systems will be tested over the next 30 years, whether due to an earthquake, a cyber-attack, or global warming. Already in the past decade, we have seen the effects of climate change on snowpack and water supply, particularly in 2015; the intensity of heat, wildfires and smoke the past two summers; and the increasing intensity of rainstorms in January this year, coupled with sea level rise. It is imperative SPU is prepared to address all these potential threats through strategic and fiscally conscious investments. Seattle's current efforts to incorporate climate change data into water supply planning and operations and the design of stormwater infrastructure is an excellent example of taking proactive steps to improve resiliency; the utility must not waiver in its commitment to these programs in the next 20 years.

In my first year as GM/CEO, it is my goal to lower SPU's trajectory of rate increases, without compromising services or resiliency or deferring needed expenditures to future generations. I will continue to strongly advocate for greater Federal funding for water infrastructure, producer responsibility for waste and toxins, and for sustainable and predictable rates with our partners at King County. I hope to lead SPU towards a continuous improvement culture, which includes greater adoption of "smart water" technologies. I also plan to reinforce the utility's investments to address regulatory compliance, aging infrastructure, and resiliency of our services. Lastly, with respect to equity and environmental justice, I will continue advocating for greater flood control, protection against sewer overflows and sewer backups, and sediment clean-up for communities along the Duwamish Waterway.

Rate Impacts to Customers

4) How can SPU best provide its mandated services to its customers at the lowest possible cost?

I believe providing the highest quality water, sewer, stormwater, and solid waste services to our customers at the lowest possible cost is a necessity. Living in this region is already unaffordable for many, and the cost of utility services should not be another reason why lower-wage earners are driven out of our city. Addressing rising utility costs will be extremely challenging in the next 20 years, because environmental regulations are becoming increasingly siloed and stringent, and aging infrastructure must be rehabilitated or replaced. The Washington Department of Ecology's recently issued nutrient general permit alone may require billions of dollars of investments in wastewater treatment plants that could triple or quadruple wastewater bills over the next 30 years and still leave stormwater pollution problems unaddressed. With that as a backdrop, I believe SPU must be engaged and innovative on a local, regional, and national level to focus investment efforts and drive down the costs of utility services with the goal of passing those savings onto our ratepayers. However, pursuing cost-saving measures should never come at the expense of those who are most vulnerable in our community. Potential actions SPU should consider include the following:

- **Promote Alternate Sources of Funding:** I commend Congress and President Biden for passing the bipartisan Infrastructure Investment Jobs Act, providing hundreds of millions of dollars in Federal funding for water and wastewater infrastructure. However, much more is needed to address the future infrastructure funding gap and past pollution that every U.S. city is facing. Additional Federal funding will be necessary, and consideration should be given to implementing a Federal or State carbon tax to address the cost of mitigating the impacts of climate change on extreme weather and invest in ecosystem-based and climate-adaptative solutions. Recently proposed State legislation on producer responsibility is another avenue to address pollution and carbon impacts in the solid waste arena.
- **Research and Development on Decentralized Wastewater Treatment and Stormwater Solutions:** I believe the future of wastewater treatment is not in large, centralized treatment plants, but in small, decentralized wastewater treatment systems that are operated remotely and reclaim water for reuse. As the cost of replacing wastewater infrastructure grows, the costs of these decentralized solutions will decrease. There will be a time when decentralization becomes more affordable – and therefore viable – as a widespread alternative to our current approaches. The same applies to stormwater. I believe utilities have an obligation to prepare us for this transition.
- **Focus on Smart Technology Solutions:** Much has been reported on the potential transformation of the transportation industry, with the wave of autonomous vehicles on the horizon. Automation and “smart” solutions are poised to make an impact in all industries, including the utility industry. I believe we need to invest in smart technology solutions that offer the potential to reduce our operating costs

substantially and provide better information to customers to manage their bills. This may include smart water meters, satellite technology for detecting water leaks, and even sensors for detecting how full trash cans are filled.

- Pursue Product Stewardship Legislation: The utility industry, particularly on the wastewater, stormwater and solid waste sides, continues to be the recipient of man-made chemicals that pollute our environment and cost billions to clean up and dispose of. Added emphasis needs to be placed on working “upstream” with manufacturers to find alternatives for the most impacting chemicals and packaging. The utility industry should also aggressively pursue more polluter pays legislation to hold companies that have profited from the chemical industry accountable for the costs of cleaning up their pollution.
- Aggressively Focus on Conservation: Continued population growth in the greater Seattle metro region is guaranteed, especially as climate migration increases in the next 20-30 years. Seattle has been able to avoid developing a new drinking water supply source for the past three decades, despite significant regional growth, through one of the most successful conservation programs in the country. As growth continues, it is imperative we take an aggressive approach on water conservation and rainwater capture, with the goal of deferring a new water supply source as long as possible and preferably avoiding the need altogether.
- Adopt a Continuous Improvement Culture: Organizations that have adopted a continuous improvement culture with a strong emphasis on process improvements, performance tracking, and using visual management tools are able to realize higher performance at lower costs while improving employee morale. I believe SPU should be at the forefront of adopting a continuous improvement culture in everything we do, from large capital projects to small work processes.
- Negotiate Favorable Long-Term Service Contracts: Over 23% of SPU’s costs are associated with long-term services contracts. These include contracts with King County for wastewater treatment and disposal, as well as multiple contracts for solid waste collection, hauling, and landfilling. It is important that SPU negotiate contracts that are favorably priced and provide the City with adequate governance authority.
- Advocate for More Integrated Regulatory Compliance: The regulatory framework is siloed, with separate permits governing wastewater and stormwater regulatory compliance. SPU must continue to advocate for more integrated regulatory compliance tools, with the goal of holistically and systemically improving water quality with the most optimal suite of investments.

5) What actions do you propose for SPU and the City to ensure that those least able to pay for escalating utility costs are able to stay in their homes and businesses?

I am strongly committed to SPU’s customer assistance programs and the underlying value of financially supporting those who are least able to afford their utility bills. SPU’s Utility Discount Program (UDP) enrolls approximately 40% of the households who are eligible for the program based on their income, reducing their SPU bills by 50%. This is one of the highest participation and discount rates in the country. Yet, we must do more to ensure our customer assistance programs are accessible to our most vulnerable customers.

First, I believe deeply our most vulnerable customers should not be driven from their homes when they cannot afford to pay their utility bills.

Second, coming out of the COVID pandemic, we must exercise extreme sensitivity and care to allow customers who have past due balances to catch up on their utility payments gradually. I strongly support SPU's approach to offer customers with arrearages up to 36 months to repay their past due balances.

Third, SPU must work to increase access and reduce barriers to participation in the UDP. Options that are being considered include extending cross-enrollment with other government programs, engaging in more direct outreach to customers, and/or implementing a single city-wide or county-wide income verification program. While our assistance programs cost ratepayers about \$22 million per year, we must also consider expanding our criteria for income-eligible households.

Fourth, we must aggressively pursue Federal and State funding assistance to help provide financial support to our most disadvantaged customers. I commend the State legislature for approving \$100 million in low-income residential customer utility arrearage funding earlier this year. The recently passed Federal Infrastructure Investment and Jobs Act (IIJA) also included authorization to continue the Low-Income Household Water Assistance Program (LIHWAP), which provides financial assistance to low-income households for water and wastewater bills. These are important, positive steps, and yet they are not nearly enough. The Federal government must make LIHWAP program and funding permanent. In addition, the eligibility criteria should be expanded to taken into consideration the higher cost of living in areas such as Seattle.

Lastly, it is important that SPU continue to look at opportunities to expand its financial assistance programs beyond bill assistance. In 2021, SPU launched a side sewer assistance program in partnership with Office of Housing to help fund costly side sewer repairs as an anti-displacement tool for low-income homeowners. In the coming years, SPU will look at opportunities to expand this program to drinking water service lines.

- 6) **Utility rates are essentially regressive so, in addition to managing its own costs, what can Seattle / SPU do to minimize the rate increases passed through by King County for wastewater treatment that comprises a large percentage of each SPU customer's bill? For example, just months ago King County had originally promised to raise wastewater rates by 4.00%, but King County Executive Dow Constantine is asking the King County Council to follow the recommendation of the county's Wastewater Treatment Division to raise OUR customer's rates by 5.75% instead.**

The recently proposed 5.75% rate increase from King County is very concerning for individuals, like myself, who have been engaging with the County for years on the costs of their services and have repeatedly requested more transparency on rate increases. I recognize the County is facing incredible pressure from both existing and new regulations, aging assets, population growth, inflow and infiltration, and the costs of complying with their combined sewer overflow (CSO) consent decree. However, I still have tremendous concerns about the absence of a robust long-range comprehensive plan, a strong asset management strategy, a

meaningful approach to regional engagement, and long-range financial rate projections. Most concerning, however, is the distinct inability for jurisdictions, such as the City of Seattle, who pay 40% of the wastewater rates for the County, to have true governance authority to affect any of those gaps.

The single most important thing the City should do is to work to increase Seattle's governance authority on decisions related to planning, policy, capital improvements, finances, and rates. I applaud Councilmember Pedersen for initiating the Statement of Legislative Intent in 2020 to analyze alternative governance approaches for the regional wastewater system. I believe that it is an ideal time to analyze whether the existing governance structure is suitable as we head into the next 50 years of investment in the wastewater system.

In addition to advocating for governance changes, I believe it is imperative that the City have a strong presence in both the Regional Water Quality Committee (RWQC) and the Metropolitan Water Pollution Abatement Advisory Committee (MWPAAC) to advocate for greater transparency on finances/rates and a stronger influence on the currently paused King County Clean Water Plan.

Executive and Staff Management

- 7) SPU has more than 1,400 employees implementing a Council-approved budget of \$1.3 billion. What will you focus on as General Manager and CEO to ensure effective, efficient, and equitable delivery of drinking water and processing of solid waste for your over 1 million customers (both within the Seattle city limits and other customers)?**

SPU's ability to provide effective, efficient, and equitable delivery of drinking water, drainage and wastewater, and solid waste services begins with our employees. My first job as the GM/CEO is to provide a healthy organizational work environment and culture where employees are engaged and empowered to provide their best thinking, innovation, creativity and dedication to work every day. This comes from an unwavering commitment to a culture of support, feedback, humility, continuous improvement, innovation, integrity, and equity. It is absolutely essential that I emphasize the importance of a healthy organizational culture from my first day as GM/CEO and work through training, mentoring, and modeling to achieve that culture throughout the organization. It is also critical that I continuously lead the utility in centering our work on equity. We have an obligation to dismantle racism in our department and our city and to right historic injustices.

Leadership begins with vision, and I plan to reinforce SPU's vision for being Community Centered, One Water, and Zero Waste:

- **Community Centered**: As a community-centered utility, we must be in relationship with community. Our work must include listening to and advocating for community interests. If we are successful in adopting this mindset, then our communities will come away with a strong sense of empowerment.

- One Water: The challenges facing the water industry are incredibly complex and costly. We must develop multi-faceted, multi-benefit, systemic solutions that recognize the value in all water resources.
- Zero Waste: We must strive for a future where we are not producing waste. This means intense recycling/reuse, reducing packaging and food waste, and adopting and seeding new ways of doing business and circular economy (e.g., deconstruction vs. demolition).

Reaching our goals will require long-range planning and strategic maneuvering. In areas such as drinking water supply planning, I will work to initiate aggressive conservation planning to address the potential wave of climate migration to the Pacific Northwest. Regarding wastewater treatment, I will lead planning for a future transition away from centralized treatment plants to a future where small-scale decentralized treatment plants are the norm. In the arenas of stormwater pollution and solid waste, I will work to move upstream to manufacturing to prevent pollutants from reaching our waterways and waste from reaching our landfills.

Adopting a continuous improvement culture will be the key to delivering services efficiently and effectively. Organizations that have adopted continuous improvement cultures have an intense focus on data-informed decision making, work processes, and value-added outcomes for customers. They are constantly innovating with the goal of improving performance. As GM/CEO, I will work to adopt a culture of continuous improvement.

Excellent service delivery at the lowest cost possible will be an important goal for the utility. However, it will not be our only goal. I will continue to prioritize the City's value of delivering services to the most vulnerable in our city, whether through customer assistance programs or services to the unhoused population.

Lastly, I will maintain an eye towards implementing solutions that are sustainable and resilient. This will mean a growing focus on delivering more holistic, programmatic and nature-based solutions.

8) What is your general philosophy for working and communicating effectively with the City Council? How do you plan to ensure that Councilmembers and their staff receive information from your department to make policy and financial decisions? How will you be responsive to Council requests, specifically regarding priorities that may differ from those of the Executive Branch?

All of us who work in public service face competing and sometimes conflicting priorities. When I am faced with such a dilemma, my touchstone is to ask what do the people of the communities who rely on us expect?

During my 16 years of service at both Bellevue Utilities and Seattle Public Utilities, I have always sought to model transparency, authenticity and integrity with policymakers and the community we serve. I believe strongly that open and honest communication improves

engagement and it is always my intention to communicate with Council in a clear, respectful, and collaborative way.

City councilmembers have the unique advantage of continuous day-to-day interactions with community that provide a rich perspective on issues and potential solutions to problems. From my experience, councilmembers – given their problem-solving abilities and broad experience across City government – oftentimes prompt those with technical skills to expand the universe of what is possible.

If I am confirmed by receive the City Council as SPU’s General Manager/CEO, my staff and I will respond to information requests from Council offices as promptly and completely as possible. When SPU does not have the information immediately available, we will explain why and propose alternative solutions. Mayor Harrell embraces this transparency completely. Similarly, I will strive to reach out to the council proactively to alert members of issues or incidents affecting SPU services in their districts. My goal is for councilmembers to always be aware in advance of service disruptions and priority work SPU is performing in their district.

We are in service to the people of Seattle and seek to perform our duties with respect, even while navigating the various policy priorities of the Council and Mayor. The Executive and Legislative branches are co-equal, and I have a duty to diligently serve the people’s elected representatives from both branches.

9) What is your overall philosophy toward management of your team? Describe your philosophy toward managing a team, developing and implementing a budget for your department, overseeing data collection and performance measures, addressing internal personnel issues, and ensuring that work plans are followed?

My philosophy towards managing my team revolves around “co-leadership” and “shared leadership”:

- Co-leadership is the concept that each member of my executive team (E-team) comes to the table looking out for the interests of the entire utility. In other words, every E-team member must have the General Manager’s frame of reference.
- Shared leadership is the concept that leaders should share their decision-making authority with their subordinates, so that decisions are made at the most appropriate level within the organization. In other words, every person within the organization is empowered to make decisions that are appropriate to their position.

Both co-leadership and shared leadership philosophies center around empowering employees. I believe the most effective organizations are ones where employees are not seeking direction every day, but rather bringing their creative thinking and innovation to their jobs to solve problems. This happens when employees are empowered. In organizations where co-leadership and shared leadership are done effectively, leaders spend 80% of their time coaching, mentoring and providing intent, and only 20% of the time making decisions.

With respect to developing and implementing a budget, I am a proponent of “Results Based Budgeting”, which centers on developing outcome-based budget proposals and weighing them against one another. SPU currently does more incremental budgeting, although at times in the past 15 years, we have done zero-based budgeting. I am comfortable operating with all three approaches. However, in upcoming years, my strong preference is to transition to a methodology that provides an opportunity to solicit meaningful community input and feedback loops from groups and organizations, including but also beyond SPU’s Customer Review Panel. It is my belief that budgets are value statements and soliciting public feedback – especially from marginalized or historically underrepresented groups – will help to ensure the values of those groups are better represented in the utility’s budget decisions.

On data collection and performance measures, I am a strong proponent of Lean Methodologies for continuous improvement and root-cause problem solving. Performance measures should focus on value-added outcomes for customers. The utility should continuously monitor and report on those value-added outcomes, with the goal of continuously improving them through process improvements or other remedies. The past two years, SPU began the journey of embracing a continuous improvement culture through a Lean pilot program, and we are poised to expand this program to additional parts of the utility in coming years. Already in the first couple of years, we have seen improvements in areas such as contract procurement and front-line worker response times.

With respect to addressing internal personnel issues, I am a strong believer in personal growth opportunities and that discipline should generally be restorative. There are absolutely exceptions to this, where an employee has crossed a line. In those cases, I believe termination is the best option. In most other cases, the utility should follow a pathway that includes coaching and counseling, verbal/written warnings, and performance improvement plans, followed by increasing levels of suspension. When all attempts at restoration are exhausted, then the department should proceed with terminating an employee. In cases of interpersonal conflict between two employees, I generally encourage employees to resolve the conflict “at the lowest level”. When there are barriers to doing this, I encourage manager/supervisors to get involved or to bring in the Employee Ombuds Office or a 3rd party mediator.

Finally, I am firm believer in basic work management. All employees should have workplans with well-defined goals that are agreed upon with the employee’s supervisor. Employees should also have competencies they are seeking to improve upon, as well as plans for career growth and development. Workplans should be reviewed on a monthly or quarterly basis, with opportunities for the supervisor and other employees to provide the employee with feedback. Performance reviews should be conducted on an annual basis, and there should be no surprises at the annual performance review.

10) How will you cultivate partnerships and find time/cost savings with other City departments, such as Department of Transportation? What opportunities do you see to enhance delivery of City projects in right-of-ways?

Cultivating a “One Seattle” partnership with City departments is important to delivering the best possible service and investments at the lowest cost. SPU has interconnections and potential for cross-collaboration with Transportation, Seattle City Light, Parks and Recreation, Construction and Inspection, Finance and Administrative Services, Human Resources, Human Services, Office of Housing, Office of Sustainability and Environment, Information Technology, Neighborhoods, Planning and Community Development, City Budget Office, Office of Intergovernmental Relations, Office for Civil Rights, Office of Immigrant and Refugee Affairs, not to mention Police and Fire. It is my responsibility as the General Manager / CEO to cultivate relationships with all the City departments and both initiate and remove barriers to collaboration.

In my first six months as Interim GM/CEO, I have made it a point to have introductory and regular meetings with other department heads. Our conversations have become the launching point for addressing challenges, identifying potential areas of collaboration, and pursuing improvement initiatives. It is my responsibility to maintain clear and open lines of communication with other department heads. I also make it a point to have a broader City lens, as opposed to only wearing my SPU hat, when I am working through an issue with another director.

With respect to service delivery opportunities, there are several SPU is working on pertaining to SDOT, use of the right of way, and other City departments:

- Affordable Sidewalks: SPU and SDOT are working together to analyze and potentially pilot design templates for installing low-cost sidewalks in neighborhoods that are lacking them.
- Improved Capital Project Coordination: SPU and SDOT continue to enhance the early sharing of project planning and related project information to look for opportunities for collaboration. This includes coordination on Federal and State funding submissions, especially for green infrastructure/drainage improvements and fish-passable culverts. This type of coordination is often viewed favorably by the State and makes grant applications more competitive.
- Improved Street-use Permitting: SPU and SDOT are evaluating a return to more blanket permits for straightforward work in the ROW on non-arterial streets. Many utility projects occur on neighborhood non-arterial streets that are fairly simple with respect to traffic control plans and maintaining pedestrian, bike and vehicle flow. SPU would follow guidelines and fees established by SDOT. SPU could complete these projects faster and SDOT could save resources on their end to address the more complex projects where there is significant value added by SDOT plan reviewers and traffic control reviews.

- Affordable Housing: As part of the City’s Housing Task force, SPU is working with Office of Housing and other departments to look at ways to remove barriers and support affordable housing development in the city. In the last six months, SPU, in collaboration with the Office of Housing, was able to successfully support an application for over \$6.5 million in State Department of Commerce’s Connecting Housing to Infrastructure Program (CHIP) funding. Our work together with Office of Housing also includes advocating for future funding from Commerce.
- Enhanced Ratepayer Customer Assistance Programs: Together with SCL and HSD, SPU is continuing to explore ways to enhance ratepayer customer assistance and remove barriers to affordability access.
- Coordinated Graffiti Abatement: SPU is working together with SDOT, SCL, Parks, and Department of Neighborhoods to collaboratively abate graffiti citywide, both on private and public property.

11) What will you do to ensure that SPU is an inclusive, supportive work environment for its 1,400 employees?

I have emphasized the importance of a healthy organizational work culture from my first day as GM/CEO. The absence of a healthy organizational culture will compromise our ability to accomplish our work successfully, and therefore it is imperative that we give appropriate attention to our work culture.

My desired culture for SPU is captured in three words: Engagement, Empowerment, and Equity. I believe if we are successful at adopting these three qualities across our utility, then we will see incredibly high performance and outcomes from our workforce.

The pathway to achieving a culture of Engagement, Empowerment, and Equity comes through:

1. Clear communication of these values from leadership;
2. Training, coaching, and mentoring for managers/supervisors on how to achieve these qualities;
3. Regular mechanisms for soliciting feedback from employees; and
4. Accountability with managers/supervisors.

Ultimately, much of the burden for achieving organizational culture relies on the effectiveness of managers and supervisors to adopt these values. I oftentimes say that “People don’t quit their jobs, they quit their bosses.” I believe in this statement, and we must invest in our managers/supervisors to create healthy work settings for our employees.

In my first six months as interim GM/CEO, we have communicated our values for organizational culture, we have initiated training for managers and supervisors (scheduled to occur during Q3/Q4 2022), and we have also begun the process for executing an annual employee survey (scheduled to occur during Q3/Q4 2022).

Feedback loops such as the employee survey will be important tools for determining whether we are headed in the right direction on organizational culture, or if we need to exercise course-correction. As we collect feedback, it will be incredibly important that we respond to the feedback with appropriate efforts to improve our culture and simultaneously hold managers/supervisors/directors accountable when we are underachieving with respect to our desired culture. Through this feedback loop, the goal will be that employees feel supported, engaged, empowered, and committed to the work of equity in our workplace.

Race and Social Justice

12) Please discuss how you will further incorporate the City's Race and Social Justice Initiative into SPU's governing procedures and organizational culture, and into your leadership of SPU. How will you improve racial equity through your management of the Department?

Leading with equity at SPU means centering every aspect of our work on serving the marginalized and dismantling systems that prevent individuals or groups from accessing our services. It means addressing historic injustices and ensuring that every person in Seattle receives the equal benefits of our drinking water, drainage and wastewater, solid waste, and clean city services.

I believe that I have a tremendous responsibility to set the tone for the department with respect to racial equity work. Every day, I must show up to work with a mission to dismantle institutional racism in our organization, city, and country. I have this expectation not only for myself, but for every member of my Executive and Leadership Team.

That said, the work of dismantling racism is everyone's responsibility within the department and must be embedded in all that we do. SPU has a rich history of promoting structures that empower anti-racist work in the department, including the Branch Equity Teams, the Change Team, Affinity Groups, the Anti-Racist White Caucus and groups such as the Silencebreakers. I will continue to promote the work of those groups and look for common goals and coordination across groups through umbrella structures such as the Equity Bridge.

These groups in partnership with SPU leadership will do the difficult work of dismantling racism both within SPU and outside of SPU. We will continue to address disparities in hiring and promotions and work to remove barriers for people of color. We will swiftly address any incidents of discrimination or harassment in the workplace. And we will work to create a common understanding of the importance of equity work in our organization.

SPU's anti-racism work must be centered on relationships with community. If we are successful in our equity work, then community will come away with a sense of empowerment. I will provide leadership to the organization in how we interact with community, taking a humble and thoughtful approach to listening to those who are most affected by racism and environmental injustice and helping work alongside community towards pathways to action.

Building a culture focused on equity will require that we allow community values to affect our budgeting practices. I am committed to seeking input from community in our budget development, including but also beyond the involvement of SPU's Customer Review Panel. I believe it is essential that we listen to the voice of community, especially the most marginalized and underrepresented in our city, to help establish our budgeting priorities. We have an opportunity to do that in the development of our next Strategic Business Plan in 2023-24.

Lastly, having a relational framework for equity work does not mean that we will be lacking in measurable goals and objectives. Our equity work must have measures to ascertain whether and how much progress we are making. That will include hiring and promotion goals, women and minority-owned business enterprise (WMBE) utilization goals, goals for customer assistance programs, and service level goals. Through measurement, it is my hope that we will see progress in the change that are hoping to effectuate.

13) How will SPU identify and address environmental justice issues in the provision of its utility services?

The past six months, I have been intently focused on environmental justice and what that means for SPU. I have come to define environmental justice as the process of addressing the environmental and social damage that has resulted from historic activities, whether by government or industry. Environmental damage in Seattle looks like:

- Flooding, sewer backups, sea level rise, and sediment contamination, all affecting South Park, a neighborhood that already has lower air quality, lower life expectancy, and a higher percentage of people of color.
- Fewer claims for sewer backups and flooding paid in neighborhoods with a higher percentage of people of color.
- Higher volumes of combined sewer overflows (CSOs) in the Duwamish, compared to Lake Washington or Lake Union.
- Inequitable investment in infrastructure.
- Lower tree canopy in areas of the city with higher concentrations of people of color.
- Absence of property sanitation, garbage collection, and clean drinking water for the unhoused.
- Declining fish runs for tribal communities because of environmental pollution and habitat degradation.

Uncovering environmental justice issues is made possible by the City's modern mapping tools. Seattle Public Utilities has used City Equity and Environment Initiative mapping to identify environmental justice issues with respect to service provision. This includes disparities related to sewer backups, flooding, water quality issues, water pressure issues, sediment contamination, and/or missed trash collection.

Addressing environmental justice issues requires a number of important commitments from government, all of which I am prepared to do. First, SPU must involve impacted communities in our decision-making processes. This includes our budgets, our policies, our planning, our capital decisions, and our partnerships with others. This means going out of our

way to provide access to BIPOC communities, disadvantaged communities, and tribal leaders. It also means respectfully listening, understanding, and advocating for community values, as opposed to dismissing their concerns or finding reasons to stand in their way.

Second, SPU must recognize that addressing systemic racism is at the core of environmental justice. In the same way that dismantling racism requires undoing power structures and governance systems, we must do our part to undo the structures and systems that have led to environmental justice issues. Those systems may include our methodologies for identifying issues, our systems for prioritizing problems, our decision-making processes for which projects to budget, and our ways for working within and with community.

Lastly, SPU must recognize that our goal is not simply equality – or making sure that we treat everyone or every neighborhood equally. Our goal is justice – righting historic wrongs and proactively fighting to make sure that those wrongs never occur again.

I believe that if we commit to these principles, then communities will feel empowered, and we will be on the pathway towards bringing about environmental justice in our city.

14) City leaders should ensure that all residents, including those with limited English proficiency, immigrants and refugees, or those who might not be fully documented, have access to City services. How will you manage SPU to ensure all these demographics are well served?

I have a strong personal interest in serving those with limited English proficiency, including immigrants and refugees. My parents came to the Pacific Northwest in the 1970s as immigrants and I understand the risk of being marginalized because of language, cultural, or institutional barriers. It is critically important to me that SPU ensures access to our services, programs, and opportunities for immigrants and refugees, because they oftentimes are the ones with the greatest need for the services and programs we offer. This includes assistance with paying their utility bill; help with emergencies or other problems; getting information about repairs and construction; understanding inspections and enforcement; and accessing programs, rebates, or claims.

SPU strives to provide inclusive and accessible programs and services to those with limited English proficiency and we work diligently to improve our access for all demographics. Good examples of our work include:

- Help With Utility Bills Campaign: materials were in all of Seattle's Top Tier languages to help reach all customers.
- Urgent Notice and Shutoff Notices: we recently reworked notices into plain language and translated into the top seven languages.
- Community Connections: we have contracts with community organizations that serve those with limited English proficiency, immigrants and refugees.
- Construction Projects: for the recently completed Pearl Street project, we translated construction information into Spanish for neighbors and our bilingual project manager responded to community in their preferred language.

- Cultural Competency Training: we recently held Cultural Competencies training events for staff in our Customer Cares division.
- Services for People Experiencing Homelessness: we operate hygiene trailers, the purple bag program, and the RV wastewater pump out program.

As GM/CEO, it will be my responsibility to lead our teams in continually improving access to our services, programs, and opportunities for our most marginalized customers. We will continue translating all critical utility-wide materials available in Top Tier languages. Neighborhood-specific materials will be translated when 5% or more of the population speaks languages other than English. We will leverage our partnerships with community-based organizations through our Community Connections Program and the Department of Neighborhoods' Community Liaisons to build relationships with immigrant and refugee communities. Our customer engagement programs will continue hiring multilingual consultants who can transcreate materials and provide culturally competent engagement. We will make every effort to publicize our services through ethnic and community media. Lastly, we will continue applying Racial Equity Toolkits to every one of our customer-facing programs and include race and access in our long-term investment planning conversations.

I have already had the opportunity to meet with Hamdi Mohamed, the Director of the Office of Immigrant and Refugee Affairs (OIRA). I am excited to partner with OIRA to discuss other ways that SPU can improve our services to the immigrant and refugee community, including providing access to job opportunities.

Environment and Sustainability

15) What is SPU's role and responsibility with respect to environmental issues, particularly environmental education, and sustainability?

SPU must be at the forefront of protecting and restoring the environment in our city. This includes being a leader in the region and the country at turning the tide of climate change, as well as preparing for its impact, reducing stormwater and sewage pollution to our waterways, adopting zero waste goals, growing circular economy, cleaning up historical legacy pollutants, conserving water and restoring our streams and natural waterways.

With respect to climate change, it is imperative that SPU reduce carbon emissions through a comprehensive approach involving minimizing direct fossil fuel consumption, modifying our purchasing and contracting practices, and promoting waste reduction and reuse. We must simultaneously develop sustainable and resilient methods for addressing the impacts of climate change in terms of extreme precipitation, heat island effect, drinking water supply, and stream health. These methods should center around restoration of natural hydrology through sustainable approaches such as green stormwater infrastructure, floodplain reconnection, and restoration of tree canopies.

SPU must continue its decades-long programs to reduce sewage overflows and stormwater pollution to our waterways. Programs should ideally transition towards more “green” approaches, such as green stormwater infrastructure. Recognizing that the public right-of-way constitutes only a portion of the impervious surfaces in the city, SPU must continue to work through codes as partnerships with private developers to incentivize or mandate the use of natural drainage solutions, preventing polluted runoff from entering our waters. The recent partnership with developer Mark Grey to treat stormwater runoff from the Aurora Bridge serves as a model for future public-private partnerships to sustainably treat polluted stormwater runoff. The complexity of pollution continues to increase, however, and SPU must also bolster its “upstream” approaches to control pollution “at the source”, by working with legislators and manufacturers to stop producing “forever” chemicals that persist in the environment and create harm for fish and people.

SPU is a leader in the solid waste arena, with per capita waste production lower than any other major municipality. SPU has paved the way for other jurisdictions to ban single-use plastics, adopt weekly composting of food waste, and steadily increase the recycling rate. The future of sustainability in the solid waste arena, however, lies in an intense focus on reducing the amount of waste that people generate and creating more circular economy. This will affect packaging, food waste recovery, the textiles industry, construction demolition activities, and many other aspects of how we reuse waste.

SPU must continue to lead the country in water conservation. The past three decades have been an incredible success story when it comes to avoiding the development of new water supply sources through concerted water conservation efforts. While population growth and climate migration continue to put pressure on our region’s water supply demands, SPU must be equally as aggressive in pursuing water conservation measures that will enable the region to avoid or delay costly future water supply investments.

Cleaning up our polluted waterways is a central part of SPU’s mission. This includes removing contaminants in Superfund sites such as the Duwamish and Gasworks Park and working to prevent recontamination of these waterways through robust source control programs.

Restoring our Cedar and Tolt drinking water watershed, as well as associated rivers, streams and natural waterway ecosystems, is also an area where SPU must lead the city. Seattle’s five streams (Thornton Creek, Longfellow Creek, Piper’s Creek, Fauntleroy, and Taylor Creek), in addition to the Cedar and Tolt River and Duwamish Waterway, offer habitat for salmon and other species that is vital to the Puget Sound ecosystem. It is essential that SPU work to ensure river, creek and waterway ecosystems provide suitable habitat for our aquatic species. To that end, fish barriers must be removed, instream flows maintained, natural floodplains restored, and harmful pollutants eliminated. SPU must work diligently in partnership with community to see these goals realized.

In all these areas, community relationship building, environmental education, and volunteer opportunities serve as the catalyst to mobilize hundreds of thousands of people who work and live in the greater Seattle area to advance our shared environmental goals. Simply put, SPU must continue to educate, involve and inspire the next generation of environmental leaders and employees through proactive environmental programs and partnerships in schools, neighborhoods, and businesses. These programs will ensure that the next generation of Seattleites are engrained with new social norms on waste generation, land-use, water conservation, and pollution prevention. We must amplify our efforts to educate and work with businesses, knowing that waste generated by businesses is enormous. Lastly, we must be incredibly creative and lead with equity in our education strategies. Our efforts must focus on BIPOC communities and we must use all available channels (video, social media, documentaries) to share and tell our collective environmental stories. Only by successfully educating and involving our public can we hope to have any chance at affordably achieving our environmental goals.

16) What experience do you have developing resilient, forward-thinking policies around climate change (including climate resiliency/adaptation) and what role does SPU play in implementing those policies? How do you see SPU's role evolving in the next five years in the midst of climate change?

Climate change has had increasing impacts on utility infrastructure for the past two decades of my professional career. Since the early 2000s, I have been involved in long-range planning to mitigate and adapt to the effects of extreme precipitation from climate change on drainage and wastewater infrastructure. This planning included partnerships with academic institutions, such as the **Climate Impacts Group** at the University of Washington, to develop **long-range precipitation forecasts** that were then applied to the **design of combined sewer overflow (CSO) infrastructure from 2008-2014**. During that same period, I also oversaw the launch of the city's **green stormwater infrastructure (GSI) program to address CSOs**, with the goal of expanding the use of natural drainage systems as a more sustainable and climate-resilient alternative to traditional infrastructure solutions. That work laid the foundation for the **City's current goal of managing 800 million gallons of stormwater through GSI**.

In 2016, during my tenure at Bellevue Utilities, I was a contributor to the Regional Water Supply Forum's work on resiliency threats, which included climate change, seismic events, and wildfires. Since rejoining SPU in 2019, I have served as the Executive Sponsor of SPU's latest greenhouse gas inventory, as well as a study of sustainable energy generation alternatives from water and wastewater infrastructure. This includes the use of microturbines at SPU's drinking water pressure reducing stations and sewer heat recovery. I have also served as the Executive Sponsor of the South Park Water Quality Facility Project, which is currently being sited along the Duwamish Waterfront and will serve as an anchor property for sea level rise mitigation.

Climate change in the form of changing water cycles, extreme precipitation, and flooding in vulnerable communities is already impacting SPU planning and operations. I've experienced this first-hand in my public sector experience in San Francisco, Bellevue, and Seattle.

Climate change has amplified the environmental challenges and inequities we are facing as a city. SPU's climate policy work involves assessing the implications of a changing climate on our assets, services, and business functions. We must then develop climate justice, adaptation, and mitigation strategies that can be integrated into our operations, capital planning, and overall decision-making processes.

The changing climate requires that SPU invest now in water system and operational adaptation and flexibility, from increasing pipe sizes as part of the Ship Canal Water Quality Project to investments in natural ecosystem resilience and nature-based solutions such as Green Stormwater Infrastructure. Simultaneously, SPU must not only seek to reduce its operational carbon footprint but also, as the City's waste manager, reduce Seattle's consumption and waste-generation emissions, building a more circular economy and making reuse and waste prevention a priority. SPU's role in responding to climate change will continue to grow and evolve along these lines in the next five years.



Legislation Text

File #: Inf 2076, **Version:** 1

Vision Zero: designing a safe system

How we can make progress on our commitment to end traffic deaths and serious injuries on city streets by 2030

Our Vision, Mission, Values, & Goals

Seattle is a thriving equitable community powered by dependable transportation. We're on a mission to deliver a transportation system that provides safe and affordable access to places and opportunities.

Core Values & Goals:

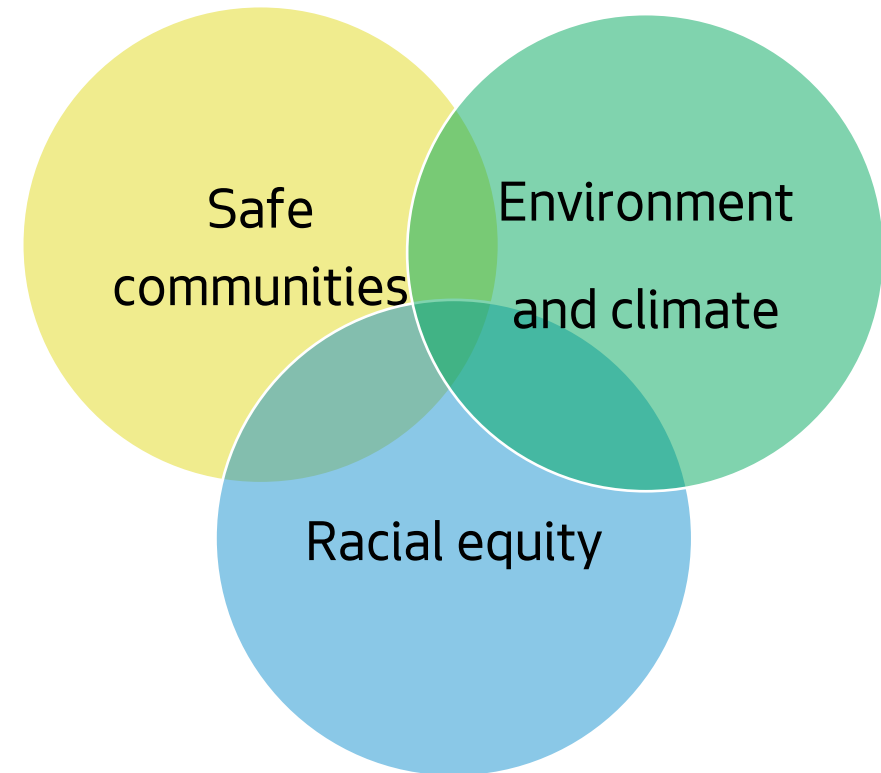
Equity, Safety, Mobility, Sustainability, Livability, and Excellence.

Departmental goal: Make vigorous progress on Vision Zero and reimagine community safety to eliminate injuries, deaths, and disparate impacts.

Presentation purpose, overview, themes

Highlighting what's needed to achieve Vision Zero, we'll focus on:

- Fatal and serious injury trends and people most affected
- Doing more of what works: reducing speeds and conflict points
- Adopting a safe system approach
- Leading with equity, investing in education, and working together

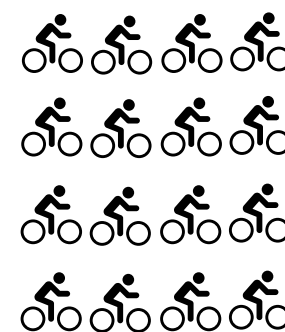
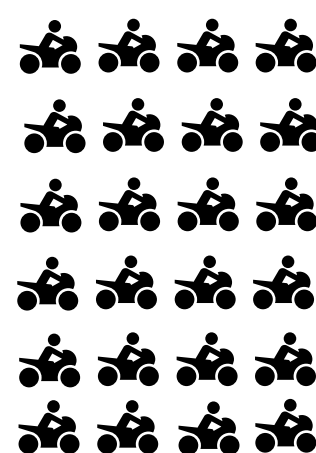
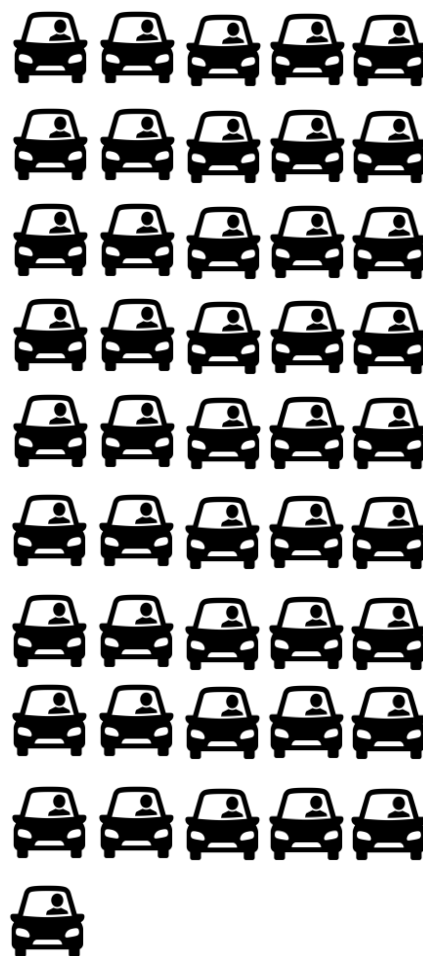
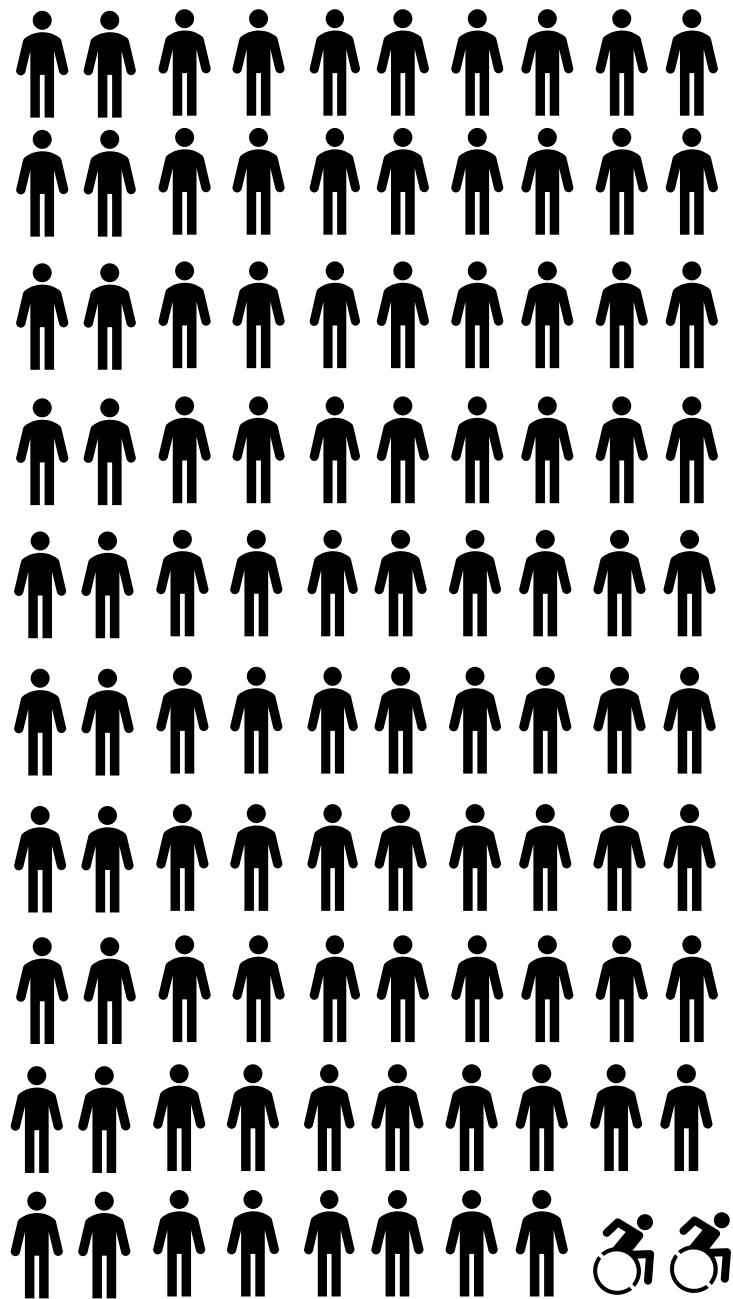




Since Seattle began its Vision Zero efforts in 2015, nearly 1,200 people have been seriously injured and 175 people have been killed in a traffic crash.

Together, we hold space for them.

Together, we commit to taking action to end traffic deaths and serious injuries on city streets by 2030.



While Seattle is a leader in road safety, this is the scale of the loss of life occurring on our streets over the past 7 years. It is not acceptable.

Nothing on a slide could ever fully convey this loss, though it is important to recognize and understand what this does to a family and to our community.

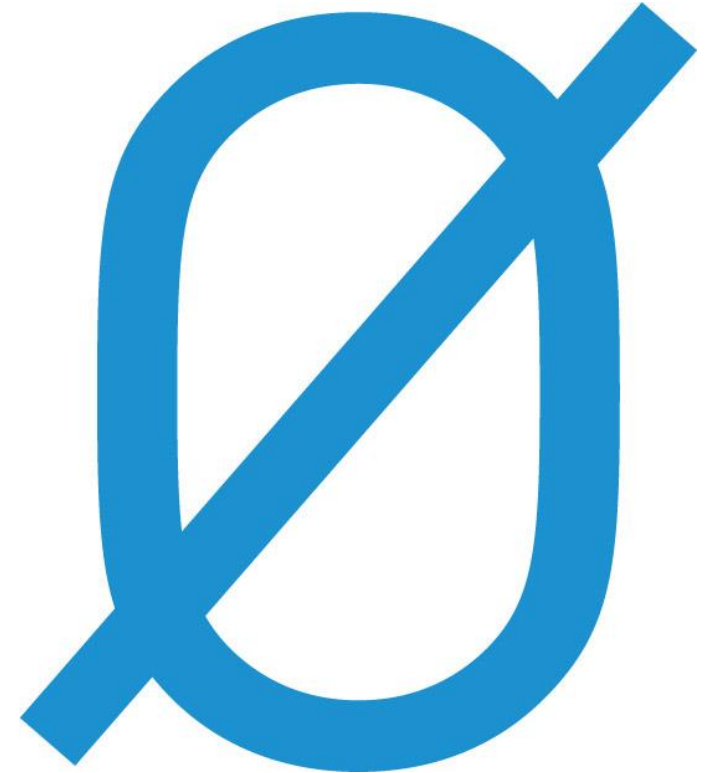
In addition, over the past decade (2010 – 2020), the societal cost of fatal and serious crashes on City of Seattle streets amounted to ~\$2.1B (source: WSDOT)

What is Vision Zero?

Seattle's goal to end traffic deaths and serious injuries on city streets by 2030.

Key principles

- Traffic deaths and injuries are preventable
- Humans make mistakes, are vulnerable and fragile
- Success does not hinge on individual behavior, but on the design of a safe system



National trends

 SMARTCITIES **DIVE** Deep Dive Opinion Library Events Topics ▾

Traffic fatalities hit 16-year high in 2021, with pedestrian deaths up 13%

Published May 18, 2022

[Smart Cities Dive May 18, 2022](#)

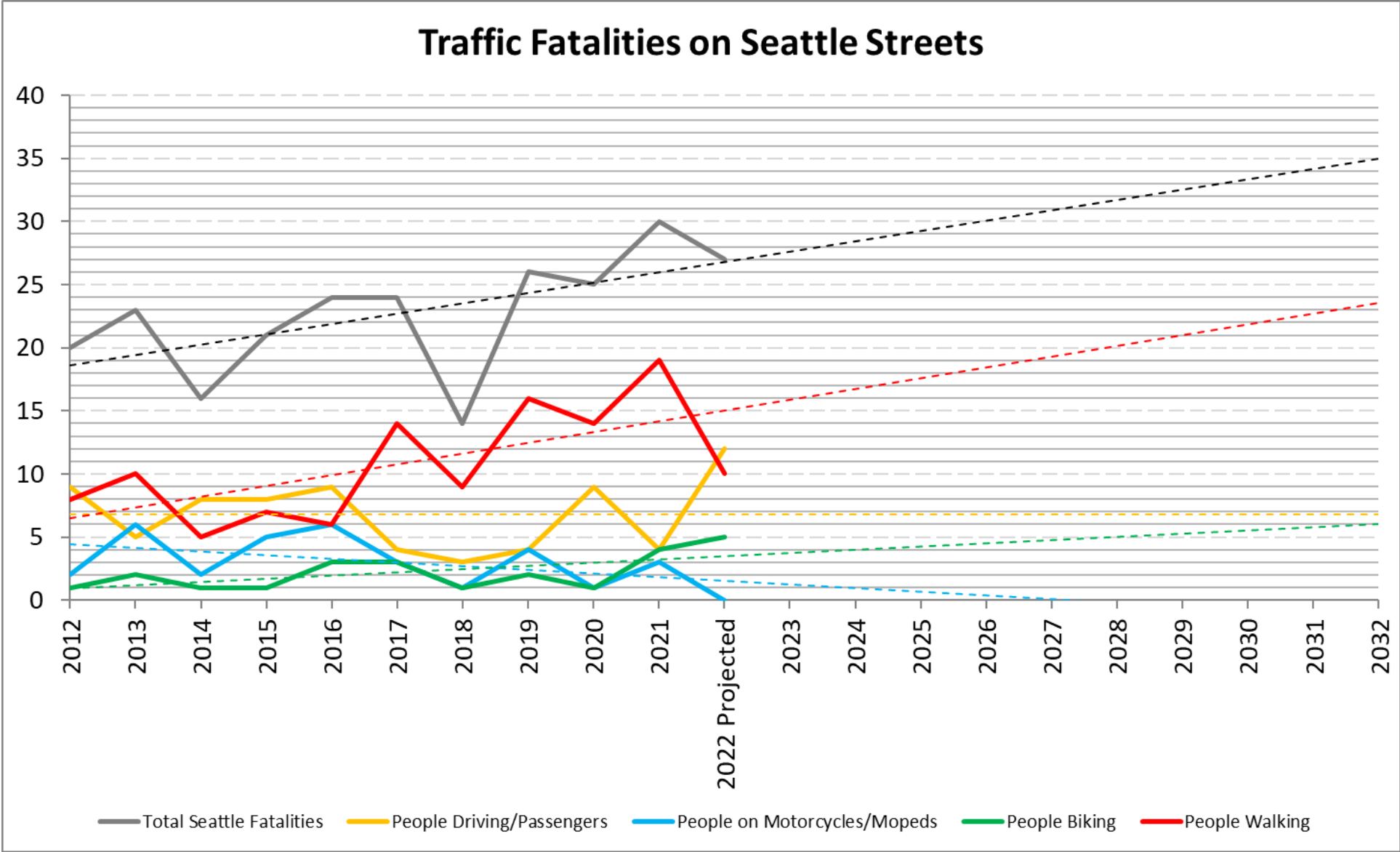
Pedestrian fatalities have been rising pre-pandemic.

Throughout pandemic, total collisions have dropped, volumes and travel patterns have changed.

Less congestion gives way to more opportunity to speed.

Higher speeds (and the national rise of larger vehicles) mean crashes that are more deadly.

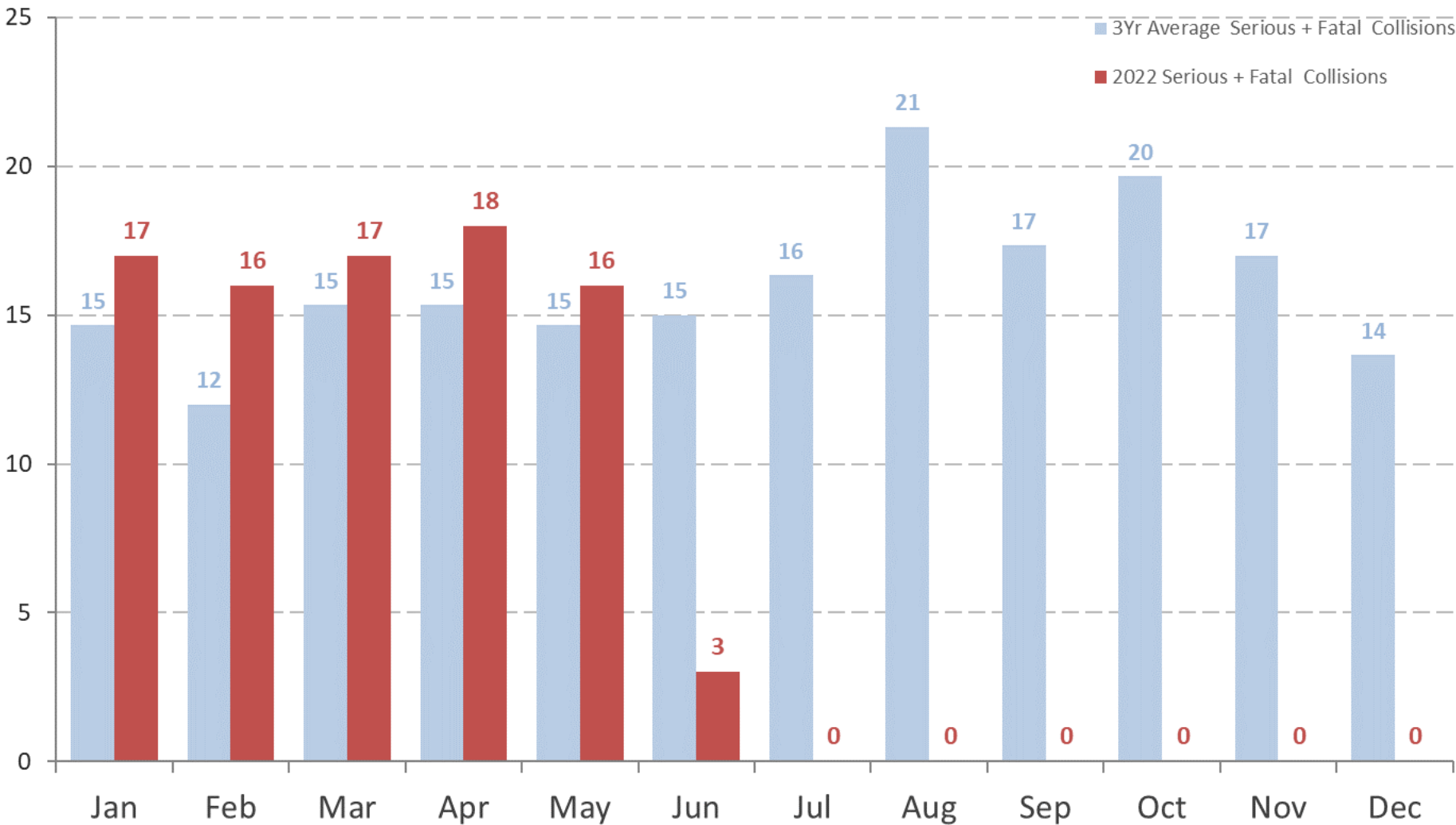
Where we're headed



2022 fatalities by mode (year to date)



Serious and fatal collisions (3 yr avg vs current yr)



Note: 2022 data as of June 12

Who is most affected by fatal crashes

- People walking, rolling, and biking are involved in 7% of total crashes, yet comprise 61% of fatalities
- Average age: 52 years old
- People experiencing homelessness (27% of 2021 fatalities)
- Black people disproportionately affected by fatal crashes

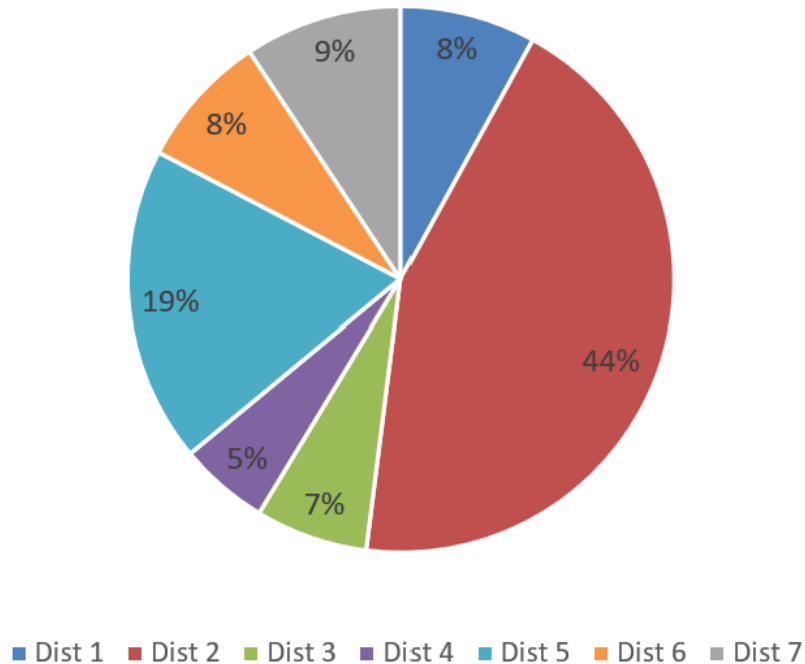
Vehicle safety continues to improve, mainly for people inside of vehicles.

People not protected by the shell of a vehicle are more vulnerable to death and injury.

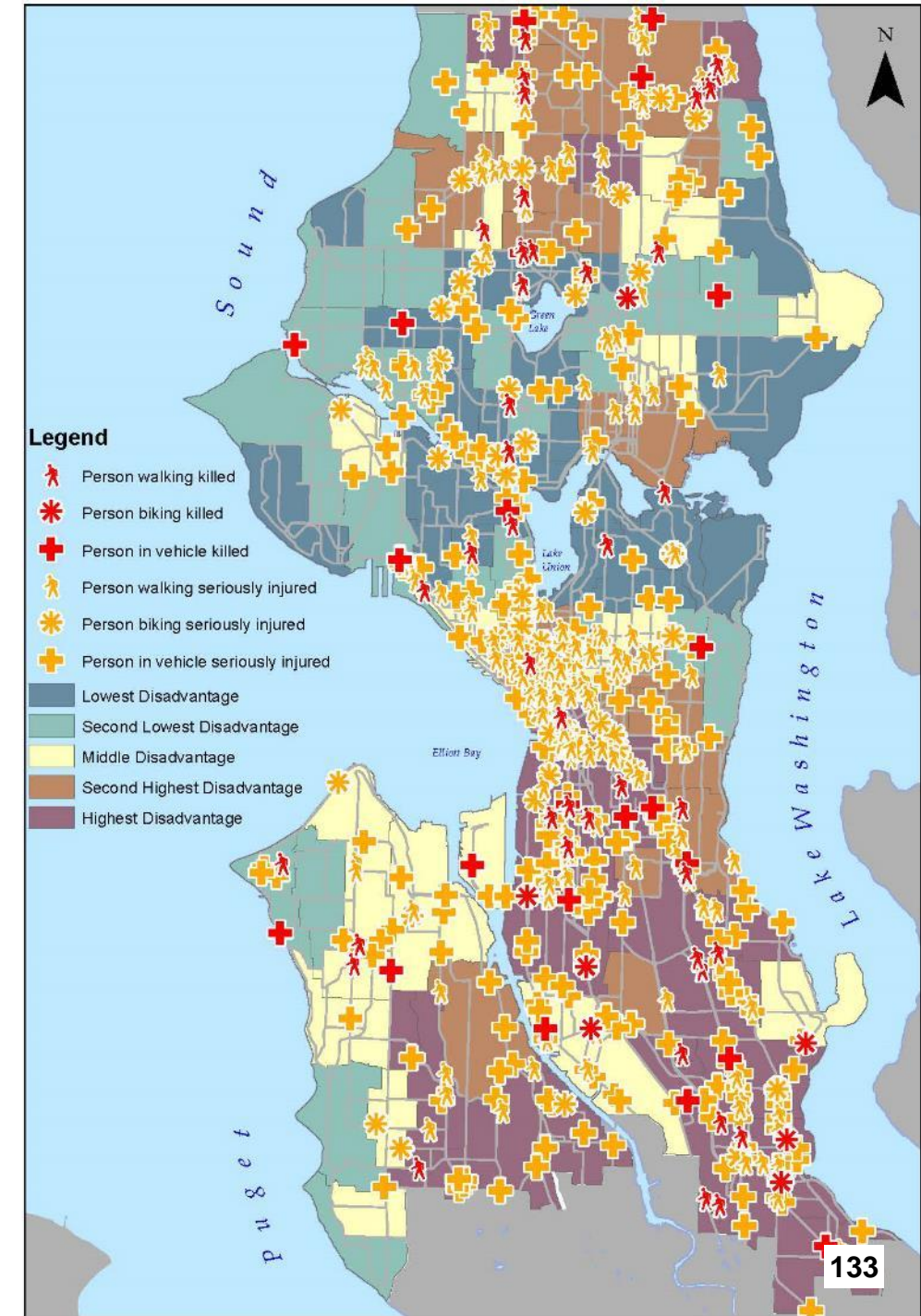
Reducing speeds and reducing opportunities for conflict between people inside and outside of vehicles enhances safety for everyone.

Where are fatal and serious crashes occurring?

2019-2021 fatalities
by Council District

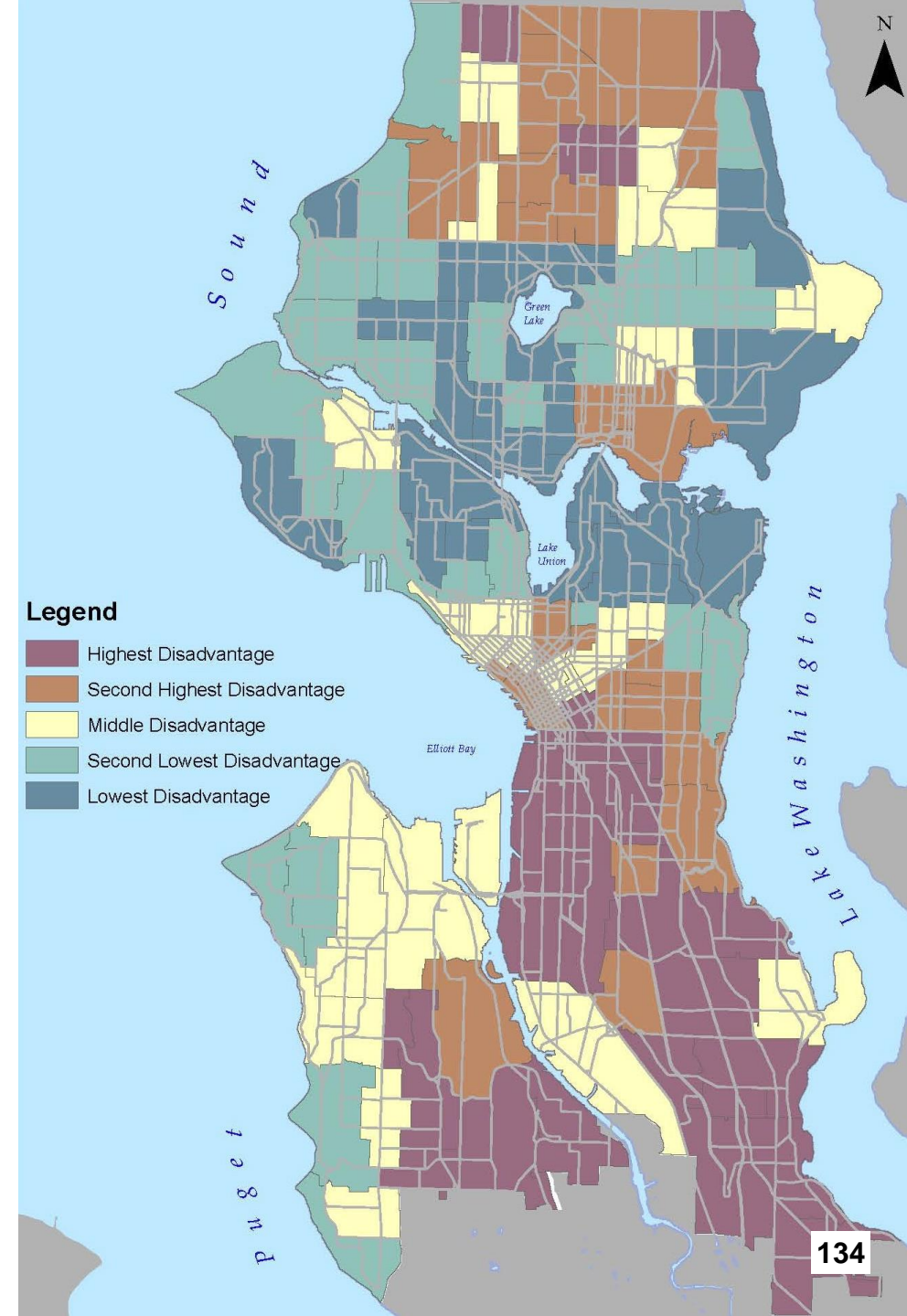


Last 3 years, nearly half of fatal crashes occurred in District 2. In 2021, 56% were in D2.



Using the *Race and Social Equity Index* as a measure

- Reviews all neighborhoods across Seattle and splits into 5 equal groups from Highest Disadvantage to Lowest Disadvantage
- Higher disadvantage =
 - Higher rates of people of color
 - Lower rates of native English speakers
 - Higher rates of foreign-born individuals
 - Higher rates of poverty
 - Lower rates of college education
- [Link to interactive map](#)



Vision Zero focus areas

To advance safety and equity, we prioritize investments in areas of highest need.

High Injury Network

- **Darker orange** = higher priority
- Reactive and targeted approach based on fatal and serious injury crash history and equity

Bicycle and Pedestrian Safety Analysis

- Guides proactive investments to prevent crashes, based on crash risk for most vulnerable

2022 High Injury Network Map



Multiple factors, multiple threats

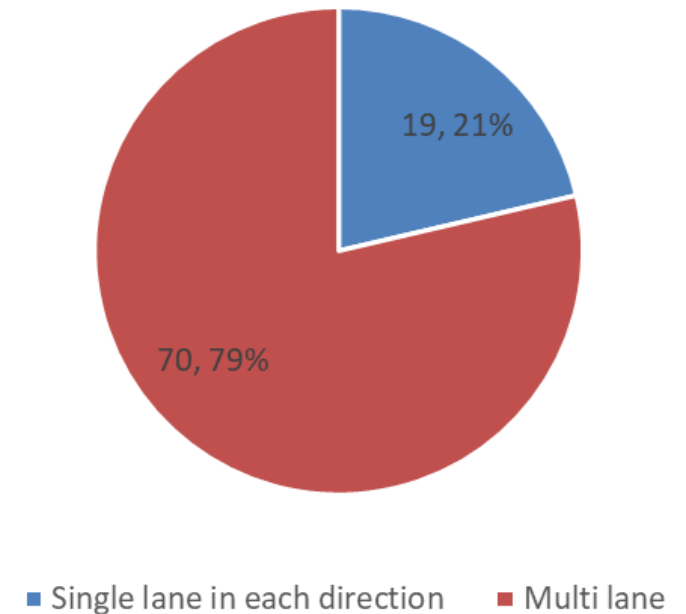
93% of pedestrian fatalities occurred on arterials

- 80% of these were multilane (more than 1 lane in each direction)
- Multilane streets make up 35% of all Seattle arterial streets

40% of serious and fatal pedestrian collisions occur at signalized intersections

More than 80% of people killed while biking happened where no bike lanes were provided

Roadway type where people walking were killed



2015 - June 2022 data

Redesigning streets to calm speeds

More lanes → higher volumes, fewer crossing opportunities and longer crossings (more exposure and risk), and higher speeds. Changing the physical design of the street is a proven way to calm speeds and significantly reduce injury crashes. How?

- Shorter pedestrian crossings reduce exposure to harm
- Reduce or convert travel lanes to transit, bike, or parking
- Calm turn movements and change corners
- Add directional ADA ramps
- Increase visibility for all travelers

This creates more steady and predictable movement that keeps everyone safer on the street.

Proven safety treatments



Rainier Ave S (Columbia City and Hillman City)

- Injury collisions **down 30%**
- Collisions with people walking and biking **down 40%**
- Top-end speeding **down 75%**

Shorter crossing distances, reduced exposure, increased visibility, increased walk time, and slower turning vehicles are a few ways to enhance safety for people walking and rolling.



Paint and post curb bulbs, 24th and Yesler



SDOT team installing speed cushions along the W Seattle Neighborhood Greenway



Rectangular Rapid Flashing Beacon crossing at SW Henderson and 17th Ave SW



Hardened centerline, Rainier and Massachusetts



New sidewalks, curb ramps on Lake City Way



Rainier Ave Phase 2, transit lanes as part of redesign



12th Ave S protected bike lane



New curb ramps, upgraded sidewalks near Wing Luke Elementary

Separated places for people to walk, roll, and bike are proven safety treatments and can increase predictability and safety for everyone. Transit lanes improve reliability and are one way to reallocate space when redesigning a street.

Putting people first – leading pedestrian intervals

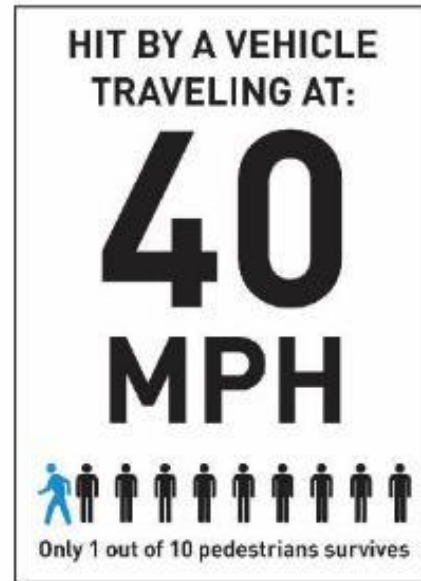
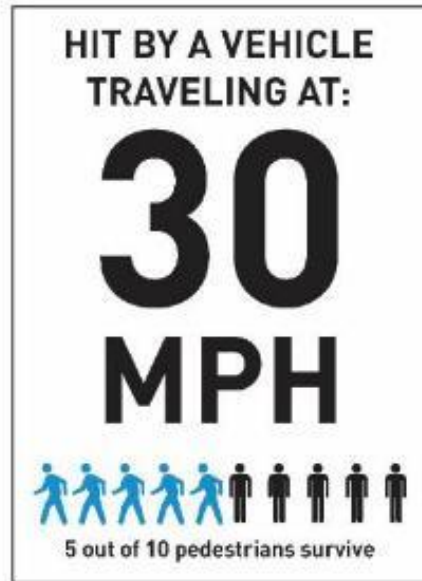
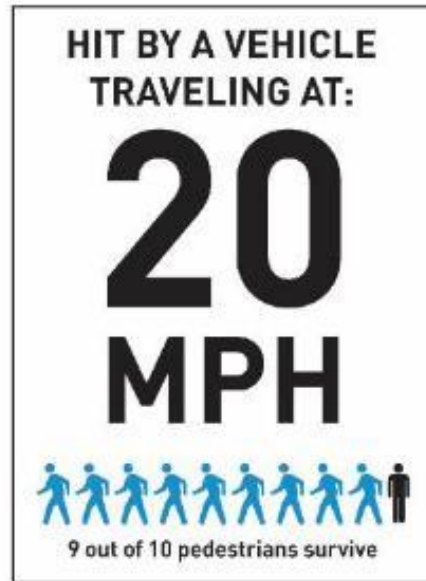
Since 2019, we've added leading pedestrian intervals (LPIs) to nearly half our ~1,000 traffic signals. This gives people walking and rolling a 3-7 second head start at the intersection.

Benefits:

- 50% reduction in pedestrian turning collisions
- 35% reduction in serious and fatal collisions



Slowing down to save lives



Since 2015, we've lowered citywide speed limits. More than 90% of Seattle arterials are 25 MPH. All non-arterials are 20 MPH.

We've made significant progress on our speed reduction work and have more to do. Lower speed limits and signs are a start. As we focus and build out our efforts to redesign high speed arterial streets, we need your support. We need people driving to slow down.

Current areas of focus

To advance safety and equity, we prioritize investments in areas of highest need.

- Aurora corridor engagement, analysis, and design
- Downtown pedestrian safety
- SODO safety improvements
- Georgetown to South Park connection
- Georgetown to Downtown coming soon
- West Marginal Way Safety Project
- MLK protected bike lanes
- Safety Corridor Projects: Rainier Phase 3, Sand Point Way, 23rd Ave, Lake City Way
- Reconnect West Seattle: SW Roxbury St improvements, Homes Zones

Traffic calming and pedestrian safety improvements via Reconnect West Seattle



Annual work plan highlights

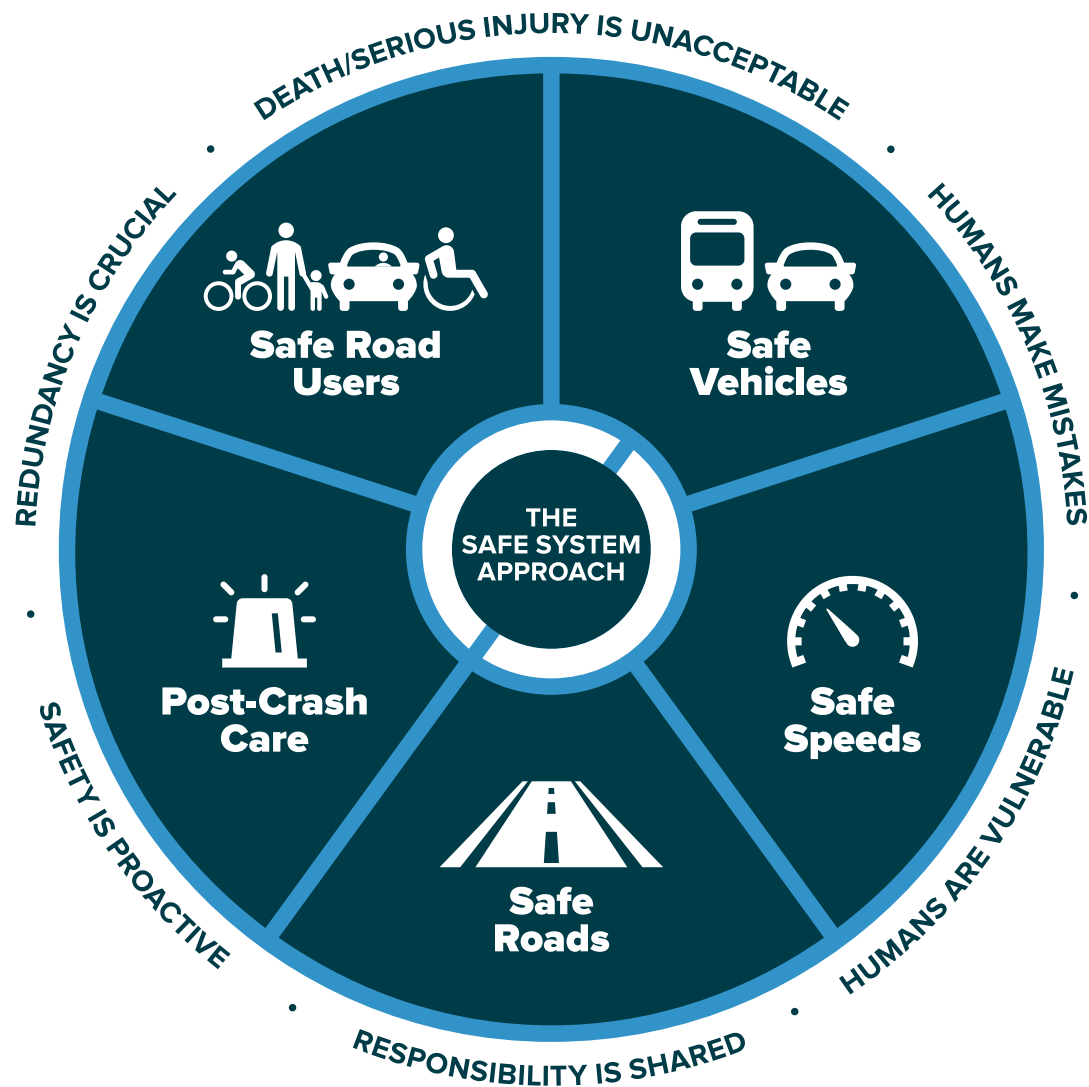
- High Injury Network: 2-3 corridors
- 20+ blocks of new sidewalks
- 9-12 Safe Routes to School projects
- Minimum of 1,250 annual curb ramps
- 1,500 crosswalks repainted annually
- 10+ bike/ped spot improvements
- ~11 miles of bike facilities





Achieving Vision Zero will require more of these types of design changes. Supporting this work are efforts in education and partnership development. As we move forward, we are committed to taking a systemic approach and connecting our work in safety to our work in advancing transportation justice and equity.



A new mentality for roadway safety: safe system approach



 Secretary Pete Buttigieg 
@SecretaryPete

We would never tolerate 3,000 deaths per month on America's airlines or subways, but on our roads we act like it's normal.

It's time for a new mentality for roadway safety.

7:45 AM · Jan 31, 2022 · Twitter Web App

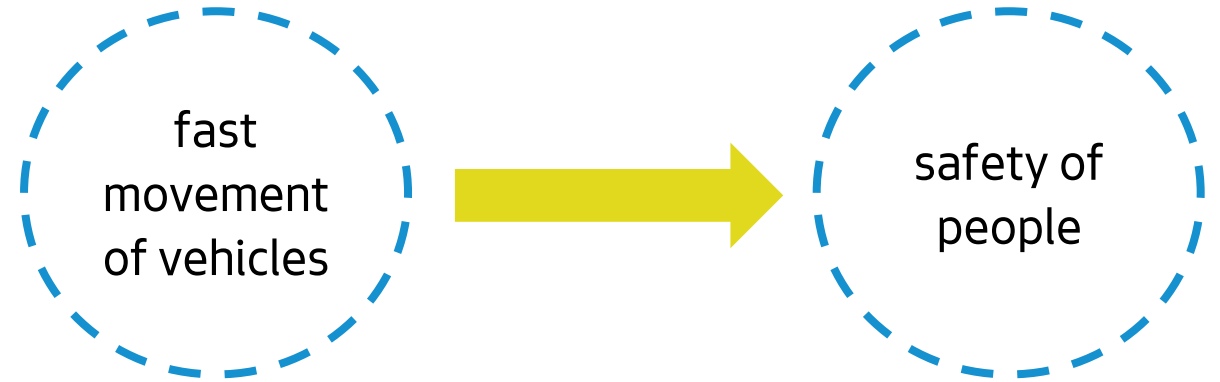
657 Retweets 74 Quote Tweets 4,763 Likes

More than a slogan

Requires a paradigm shift.

We must move toward prioritizing the safe movement of human beings, rather than the fast movement of vehicles.

- Safety of people as the top priority
- Slow down to the speed of life
- Reallocate street space



- Alignment across all levels of leadership
- Need community support and partnership

If we want different outcomes, we need a different approach

Traditional

Prevent crashes



Improve human behavior



Control speeding



Individuals are responsible



React based on crash history



Safe System

Prevent deaths and serious injuries

Design for human mistakes/limitations

Reduce system kinetic energy

Share responsibility

Proactively identify and address risks

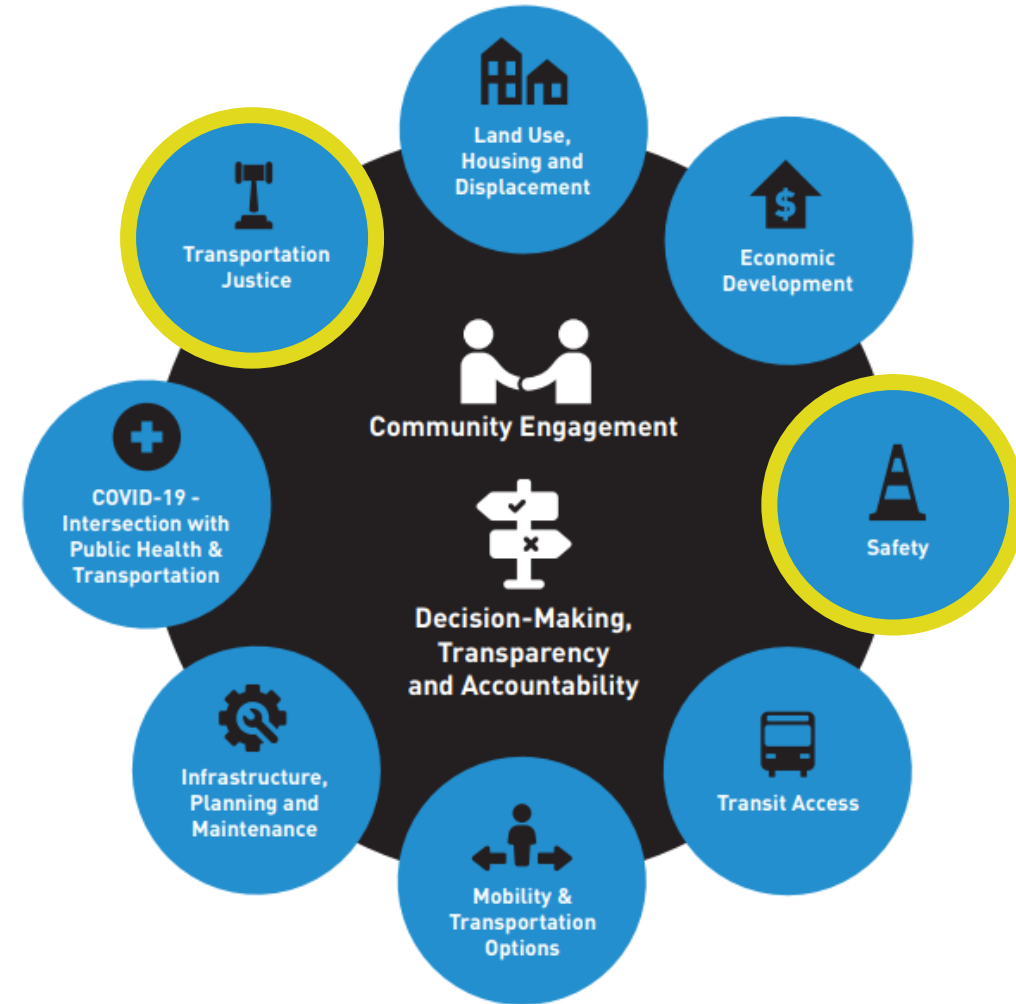
Connections to Transportation Equity Framework

Related tactics

42.1: Co-develop a working definition for "safety" with Transportation Equity Workgroup and other BIPOC community members

19.2 Identify opportunities to repurpose some travel lanes for transit, biking, and also smaller, lighter-weight vehicles and devices to create more travel options with the Seattle Transportation Plan.

43.4 Review SDOT policies, practices, standards, and funding allocation strategies to elevate / give priority to access and use of right-of-way (ROW) for people of all ages and abilities - people recreating, shopping, walking, rolling, riding bikes and transit.

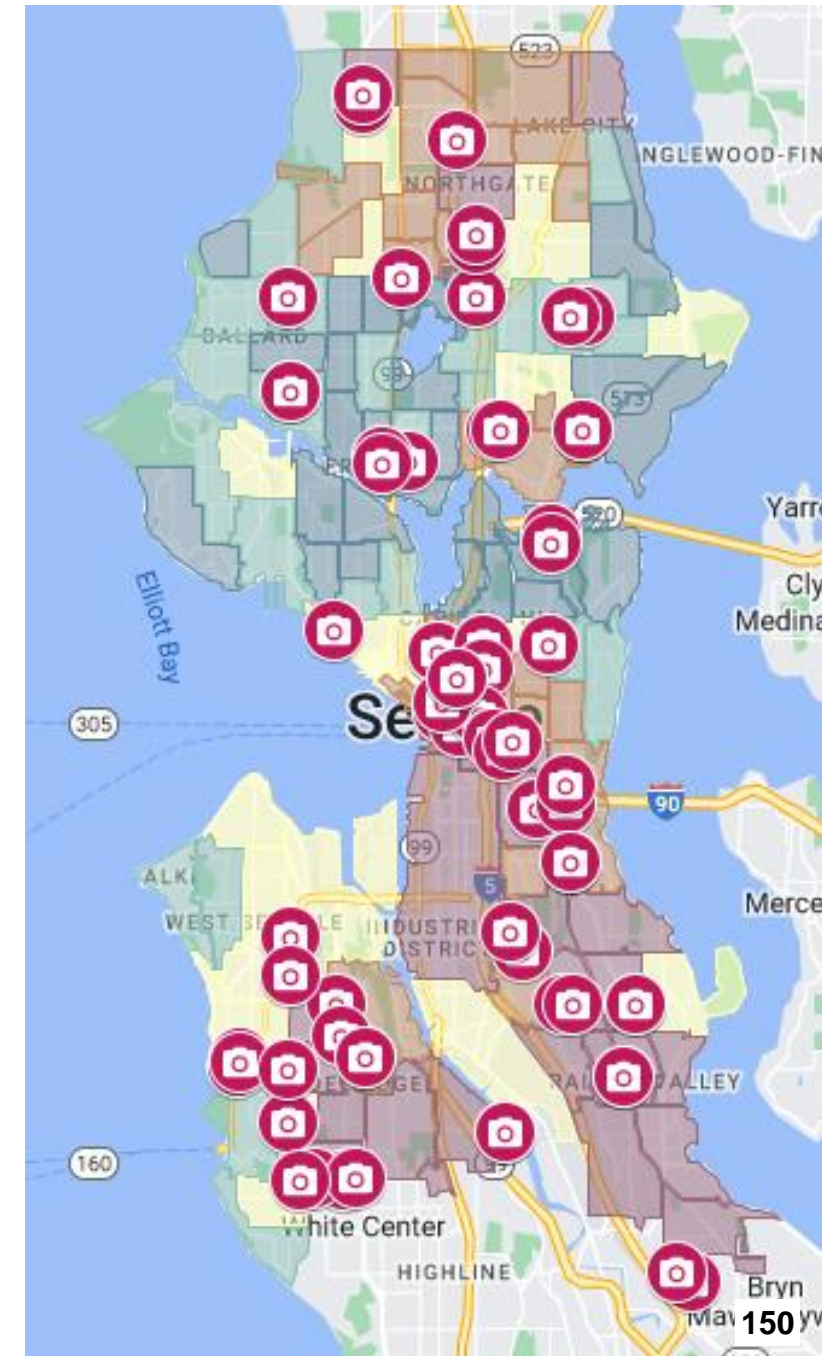


Enforcement and the Transportation Equity Framework

43.6 and 44.1: Conduct racial equity analyses of in-person traffic enforcement and automated enforcement cameras

42.2 Identify existing non-punitive alternatives to traffic violation fines & fees; coordinate with community-based organizations to recommend new or revised non-punitive alternatives such as restorative justice measures, community service options, or online traffic safety classes; review opportunities to reward positive safety-related behaviors.

Map shows red light and school zone camera locations with City's Race and Social Equity Index scores



Education

Safe Routes to School Let's Go Program



Photo c/o Seattle Public Schools, students at Louisa Boren STEM K-8 students taking in the Let's Go program

WA Traffic Safety Commission grant-funded education campaigns for 25 MPH speed limit and stopping for pedestrians

Coming soon!

Partnerships

Working across agencies and with community organizations is key to building awareness and making collective change.

Partner
spotlight:
East African
Community
Services



Fitting youth with free helmets in New Holly (summer 2021)



East African Community Service Vision Zero youth cohort (spring 2022)

This involves everyone...



Looking ahead

- Speed Limits Phase 2: Arterial Traffic Calming
- Federal funding opportunity: Safe Streets and Roads for All proposal development
- Statement of Legislative Intent responses (MLK corridor, safety data and analysis)
- Vision Zero updated action plan
- Bicycle and Pedestrian Safety Analysis 3.0
- Seattle Transportation Plan



Summary

- Speeding matters and is directly related to street design
- Reducing speeds and separating people inside and outside of vehicles through time (signals) and space (separated facilities) is key
- Where we make these changes, we see progress
- Making more of these changes will help us shift trends
- Vision Zero is achievable – it takes all of us working together

Questions?

Stay in touch:



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allison.schwartz@seattle.gov



www.seattle.gov/visionzero



Back pockets



Connecting to the Transportation Equity Framework

Safety value statement: We believe our transportation system should be safe regardless of one's age, ability, location, income, language, race and/or how they choose to get around.

Transportation justice value statement: We believe transportation must be affordable, accessible, and just as it is an essential right for all people. We believe transportation laws and penalties are also a result of structural racism that has historically harmed, caused death, and inflicted poverty on our BIPOC communities. We must also move towards decriminalizing transportation by redesigning existing laws and implementing non-punitive policies.

<https://www.seattle.gov/transportation/projects-and-programs/programs/transportation-equity-program/equity-workgroup>

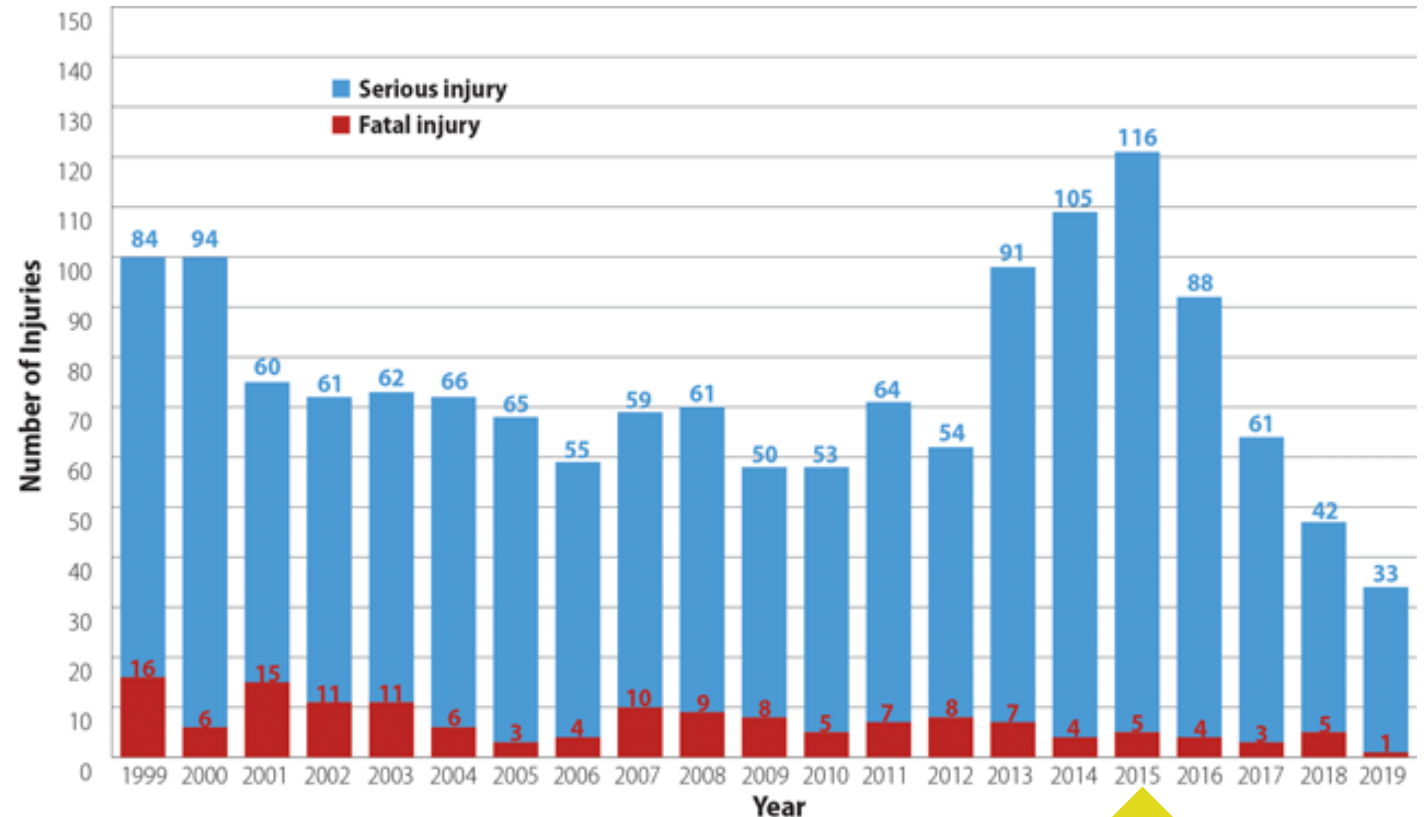
Vision Zero *is* possible: Oslo, Norway

2015: Oslo City officials and transportation staff **shifted the paradigm**, from car-centric to people-centric, tying safety and climate goals together.

Key actions

- Car-free downtown
- Lower speed limits
- Expanded bike network

Serious injury and fatal collisions in Oslo



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Seattle
Department of
Transportation

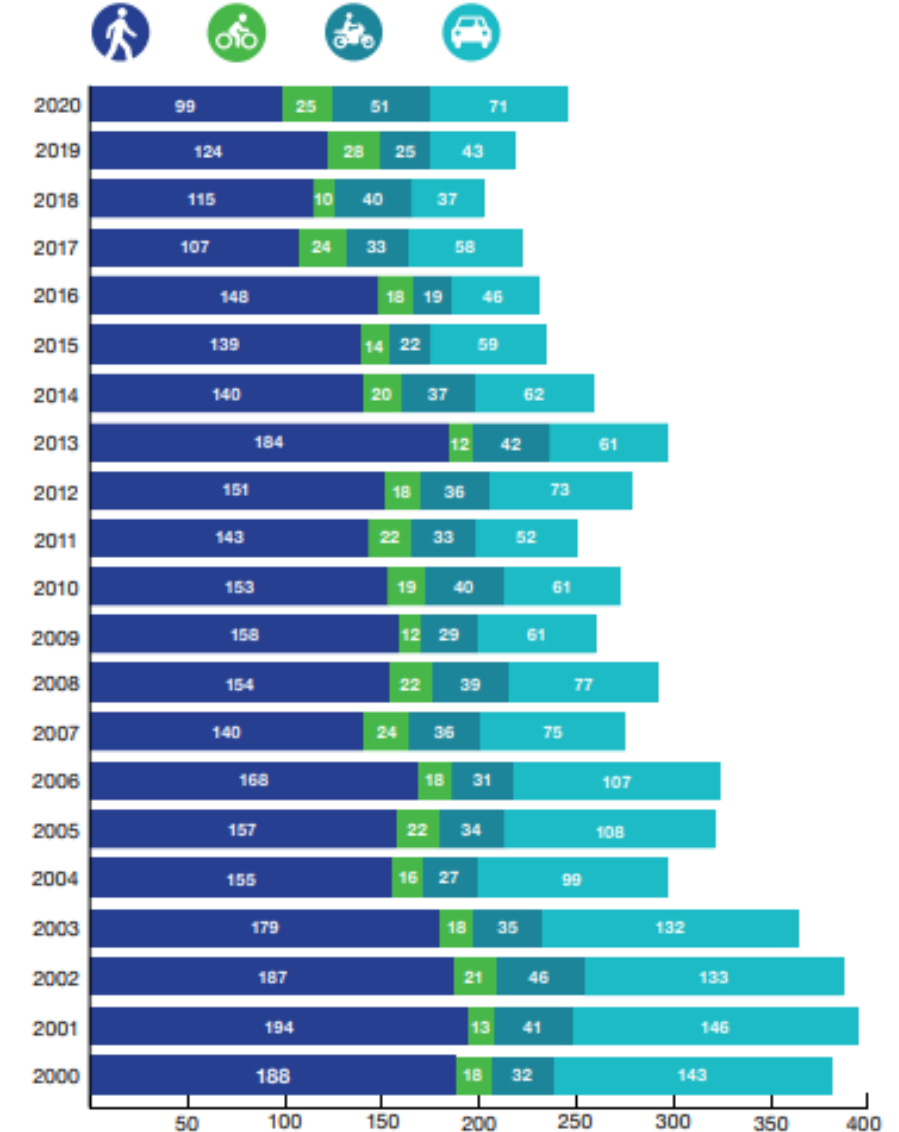
159

Vision Zero *is* possible: New York City



On Queens Blvd, NYC DOT added pedestrian islands, widened crosswalks, protected bike lanes, and extended medians. As a result, the roadway on which 18 pedestrians died in 1997 saw zero pedestrian fatalities between 2014 and 2017.

Traffic fatalities by mode (2000 – 2020)



Vision Zero *is* possible: Hoboken, NJ

Zero traffic deaths in the last 4 years



A raised intersection at Ninth and Grand streets along with new crosswalk with wide stripes and reflective paint. Photo: City of Hoboken

"Hoboken is a pedestrian-oriented city. There are so many ways that you can get around without driving, some people have stopped driving in Hoboken."

Ryan Sharp,
Hoboken's director of transportation





From the entire SDOT Team:
Thank you!