

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, January 28, 2019

2:00 PM

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

City Council

Bruce Harrell, Council President

Sally Bagshaw

M. Lorena González

Lisa Herbold

Rob Johnson

Debora Juarez

Teresa Mosqueda

Mike O'Brien

Kshama Sawant

Chair Info: 206-684-8804; Bruce.Harrell@seattle.gov

A. CALL TO ORDER

The City Council of The City of Seattle met in the Council Chamber in City Hall in Seattle, Washington, on January 28, 2019, pursuant to the provisions of the City Charter. The meeting was called to order at 2:02 p.m., with Council President Harrell presiding.

B. ROLL CALL

Present: 6 - Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Excused: 1 - González

Late Arrival: 2 - Bagshaw, Mosqueda

C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 192](#) **January 28, 2019**

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

In Favor: 6 - Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

D. APPROVAL OF THE AGENDA

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

Councilmember Mosqueda entered the Council Chamber at 2:03 p.m.

E. APPROVAL OF THE JOURNAL

[Min 213](#) **January 14, 2019**

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

In Favor: 7 - Harrell, Herbold, Johnson, Juarez, Mosqueda, O'Brien, Sawant

Opposed: None

F. PRESENTATIONS

Councilmember Bagshaw entered the Council Chamber at 2:03 p.m.

Councilmember Bagshaw presented a proclamation recognizing Friday, February 1, 2019, to be National Wear Red Day. By unanimous consent, the Council Rules were suspended to allow Councilmember Bagshaw to present the Proclamation, and to allow Lindsey Hovind and Kami Sutton-Hieronymus, American Heart Association, to address the Council.

Councilmember Herbold presented a proclamation honoring retiring Seattle City Council Central Staffer, Patricia Lee, and recognizing January 28, 2019, as Patricia Lee Day. By unanimous consent, the Council Rules were suspended to allow Councilmember Herbold to present the Proclamation, and to allow Patricia Lee to address the Council.

G. PUBLIC COMMENT

Council President Harrell stated that before the Council accepted Public Comment, that an Appearance of Fairness Doctrine challenge had been made against Councilmembers Bagshaw, González, Johnson, Juarez, Mosqueda, O'Brien and Sawant, regarding the legislation forming the Central Waterfront Local Improvement District. The legislation includes Council Bills 119447, 119448, and 119449.

By unanimous consent, the Council Rules were suspended to allow Ketil Freeman and Eric McConaghy to address the Council.

Ketil Freeman read into the record an email from Ted Tanase challenging Councilmembers Bagshaw, González, Johnson, Juarez, Mosqueda, O'Brien, and Sawant violating the appearance of fairness doctrine by participating in ex parte communications and potential bias or prejudice on the legislation forming the Central Waterfront Local Improvement District.

Council President Harrell announced that to comply with the Appearance of Fairness Doctrine, the identified Councilmembers would respond to the challenge on the record prior to taking action on the Central Waterfront Local Improvement District legislation.

Bob Holley addressed the Council regarding Agenda item 1, Council Bill 119451.

Wesley Sheare addressed the Council regarding Agenda item 1, Council Bill 119451.

Linda Constantine addressed the Council regarding Agenda item 1, Council Bill 119451.

Councilmember Mosqueda left the Council Chamber at 2:32 p.m.

Ishbel Dickens addressed the Council regarding Agenda item 1, Council Bill 119451.

Kylin Parks addressed the Council regarding Agenda item 1, Council Bill 119451.

Linda McCoy addressed the Council regarding Agenda item 1, Council Bill 119451.

Karen Gielen addressed the Council regarding Agenda item 3, Council Bill 119447.

Councilmember Mosqueda entered the Council Chamber at 2:40 p.m.

Alex Tsimerman addressed the Council regarding a non-Agenda item.

Councilmember Bagshaw left the Council Chamber at 2:42 p.m.

Patty Zeitlin addressed the Council regarding Agenda item 1, Council Bill 119451.

Councilmember Bagsahw entered the Council Chamber at 2:44 p.m.

Marilyn Reed addressed the Council regarding Agenda item 1, Council Bill 119451.

Renee McCoy addressed the Council regarding Agenda item 1, Council Bill 119451.

Joanna Crocker addressed the Council regarding Agenda item 1, Council Bill 119451.

Robin Eng addressed the Council regarding Agenda item 3, Council Bill 119447.

By unanimous consent, the Council Rules were suspended to allow 10 more speakers to address the Council.

Imogene Williams addressed the Council regarding Agenda item 1, Council Bill 119451.

Sarajane Siegfriedt addressed the Council regarding Agenda item 1, Council Bill 119451.

Merle Adler addressed the Council regarding Agenda item 1, Council Bill 119451.

Councilmember Juarez left the Council Chamber at 2:59 p.m.

Eloise Micklesen addressed the Council regarding Agenda item 1, Council Bill 119451.

Councilmember Juarez entered the Council Chamber at 3:00 p.m.

Tara Miller Berry addressed the Council regarding Agenda item 1, Council Bill 119451.

Deborah Cohen addressed the Council regarding Agenda item 3, Council Bill 119447.

Bergith Kayyali addressed the Council regarding Agenda item 1, Council Bill 119451.

Rich Gamble addressed the Council regarding Agenda item 1, Council Bill 119451.

Devin Silvernale addressed the Council regarding Agenda item 1, Council Bill 119451.

Dan Kavanaugh addressed the Council regarding Agenda item 1, Council Bill 119451.

H. PAYMENT OF BILLS

[CB 119452](#) **AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 119452.

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

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

Opposed: None

I. COMMITTEE REPORTS

CITY COUNCIL:

1. [CB 119451](#) **AN ORDINANCE relating to land use and zoning; adopting a moratorium on the filing, acceptance, processing, and/or approval of applications for development in areas currently used as mobile home parks; declaring an emergency; and establishing an immediate effective date; all by a 3/4 vote of the City Council.**

ACTION 1:

Motion was made and duly seconded to pass Council Bill 119451.

ACTION 2:

Motion was made by Councilmember Johnson and duly seconded, to amend Council Bill 119451, by substituting Section 5, as shown in Attachment 1 to the Minutes.

ACTION 3:

Motion was made and duly seconded to pass Council Bill 119451 as amended.

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

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

Opposed: None

CIVIC DEVELOPMENT, PUBLIC ASSETS, AND NATIVE COMMUNITIES COMMITTEE:

2. [CB 119446](#) **AN ORDINANCE relating to the Department of Parks and Recreation and Seattle Public Utilities; transferring partial jurisdiction of portions of park land and park boulevards within Discovery Park from the Department of Parks and Recreation to Seattle Public Utilities for maintenance, repair, replacement, and operation of public water and sanitary sewer infrastructure, associated underground pipes, hydrants, and limited surface ancillary facilities; and finding that transfer of partial jurisdiction meets the requirements of Ordinance 118477, which adopted Initiative 42.**

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

In Favor: 3 - Juarez, Bagshaw, González

Opposed: None

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

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

Opposed: None

3. [CB 119447](#) **AN ORDINANCE relating to the Central Waterfront Improvement Program and the LID Improvements identified herein; establishing Local Improvement District No. 6751 (“Waterfront LID”) and ordering the carrying out of the proposed LID Improvements, as a component of the Seattle Central Waterfront Improvement Program in accordance with Resolution 31812; providing that payment for the LID Improvements be made in part by special assessments upon the property in the Waterfront LID, payable by the mode of “payment by bonds”; creating a local improvement fund; authorizing the issuance of local improvement bonds; and providing for interfund loans and for the issuance and sale of short-term financing instruments, and ratifying and confirming certain prior acts, all by a two-thirds vote of the City Council at a regular meeting.**

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

In Favor: 3 - Juarez, Bagshaw, González

Opposed: None

ACTION 1:

Council President Harrell stated that before the Council considered the Central Waterfront Local Improvement District Package, to include Council Bills 119447, 119448, and 119449, Councilmembers Bagshaw, Johnson, Juarez, Mosqueda, O’Brien, and Sawant will respond to the challenge related to the Central Waterfront Local Improvement District Package which includes Council Bills 119447, 119448, and 119449.

Council President Harrell thereafter provided each Councilmember an opportunity to respond to the challenge.

ACTION 2:

Councilmember Bagshaw stated for the record that there had been no violation and that she intended to fully participate in the consideration of the matter.

ACTION 3:

Councilmember Johnson stated for the record that there had been no violation and that he intended to fully participate in the consideration of the matter.

ACTION 4:

Councilmember Juarez stated for the record that there had been no violation and that she intended to fully participate in the consideration of the matter.

ACTION 5:

Councilmember O'Brien stated for the record that there had been no violation and that he intended to fully participate in the consideration of the matter.

ACTION 6:

Councilmember Mosqueda stated for the record that there had been no violation and that she intended to fully participate in the consideration of the matter.

ACTION 7:

Councilmember Sawant stated for the record that there had been no violation and that she intended to fully participate in the consideration of the matter.

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

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

Opposed: None

4. [CB 119448](#) **AN ORDINANCE relating to the funding, operations, and management for Central Waterfront improvements; identifying philanthropic funding for construction and operations and maintenance and safety and security of public spaces on the Central Waterfront; identifying a timeline for philanthropic fundraising and contributions; authorizing the Seattle Department of Transportation and the Department of Parks and Recreation to execute a two-year pilot agreement in preparation for a long-term agreement with Friends of Waterfront Seattle to operate and manage public spaces on the Central Waterfront; dissolving the Central Waterfront Steering Committee; and creating the Central Waterfront Oversight Committee.**

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

In Favor: 3 - Juarez, Bagshaw, González

Opposed: None

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

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

Opposed: None

5. [CB 119449](#) **AN ORDINANCE relating to a protest waiver agreement between and among the City, the Waterfront Park Conservancy, and certain property owners affected by the proposed Waterfront Local Improvement District; approving the agreement and authorizing the Director of the Office of the Waterfront and Civic Projects and the Superintendent of the Department of Parks and Recreation to execute the agreement and implement its terms.**

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

In Favor: 3 - Juarez, Bagshaw, González

Opposed: None

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

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

Opposed: None

6. [Appt 01235](#) **Appointment of Sean M. Watts as member, Seattle Park District Community Oversight Committee, for a term to March 31, 2020.**

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

In Favor: 3 - Juarez, Bagshaw, González

Opposed: None

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

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

Opposed: None

7. [Appt 01244](#) **Appointment of Mathew McBride as member, Seattle Parks District Community Oversight Committee, for a term to, March 31, 2020.**

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

In Favor: 3 - Juarez, Bagshaw, González

Opposed: None

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

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

Opposed: None

- 8. [Appt 01245](#) Reappointment of Dewey Potter as member, Seattle Parks District Community Oversight Committee, for a term to March 31, 2021.

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

In Favor: 3 - Juarez, Bagshaw, González

Opposed: None

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

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

Opposed: None

FINANCE AND NEIGHBORHOODS COMMITTEE:

- 9. [Appt 01246](#) Reappointment of Angelique M. Davis as member, Civil Service Commission, for a term to December 31, 2021.

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

In Favor: 2 - Bagshaw, González

Opposed: None

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

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

Opposed: None

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

10. [CB 119353](#) **AN ORDINANCE relating to the City Light Department; declaring certain real property rights surplus to the needs of the City Light Department; authorizing the sale of an easement for sidewalk purposes to Snohomish County; and accepting the payment of fair market value for the easement.**

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

In Favor: 3 - Mosqueda, Juarez, Bagshaw

Opposed: None

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

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

Opposed: None

11. [CB 119354](#) **AN ORDINANCE relating to the City Light Department; accepting statutory warranty deeds to the Shu property in King County, Washington, the Bratager, Glaser, Goelz and Abelson, Ross, Smith and Cummins, and Wejmar and Wiley properties in Skagit County, Washington, the Povlsen property in Snohomish County, Washington, and two treasurer’s deeds for two Skagit County properties in Skagit County, all for salmonid habitat protection purposes; declaring certain real property rights surplus and no longer required for providing public utility service or other municipal purposes; ratifying the grants of deeds of right to the State of Washington on the Bratager, Glaser, Goelz and Abelson, and Ross properties for salmon recovery and conservation purposes; authorizing the grant of an easement for ingress and egress over the Povlsen property; placing said lands under the jurisdiction of the City Light Department; and ratifying and confirming certain prior acts.**

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

In Favor: 3 - Mosqueda, Juarez, Bagshaw

Opposed: None

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

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

Opposed: None

J. ADOPTION OF OTHER RESOLUTIONS

There were none.

K. OTHER BUSINESS

There was none.

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 4:07 p.m.

Jodee Schwinn, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on February 19, 2019.

Bruce Harrell, President of the City Council

Monica Martinez Simmons, City Clerk

Att 1 - ACTION 2 of CB 119451

Att 1 – ACTION 2 of CB 119451

Section 5. Under RCW 36.70A.390, the Council approves the following work plan for the development of regulations to address the issues in this ordinance and directs the Office of Planning and Community Development and the Seattle Department of Construction and Inspections to transmit proposed legislation for referral to the Planning, Land Use and Zoning (PLUZ) Committee of the Council by September 30, 2019.

Analyze Current Land Uses and Development Trends, Draft Legislation, and Conduct State Environmental Policy Act (SEPA) Review on Proposed Regulations	February 2019 to May 2019
<u>Report to PLUZ Committee on Preliminary Options for Consideration</u>	<u>April 2019</u>
Publish SEPA Threshold Determination	June 2019
Mayor Transmits Legislation to Council	September 2019
Council Deliberations and Public Hearing on Proposed Permanent Controls	October 2019 to December 2019
Permanent Controls Effective	January 2020
