

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Tuesday, June 1, 2021

2:00 PM

Public Hearing

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or
Seattle Channel online.

City Council

M. Lorena González, President

Lisa Herbold, Member

Debora Juarez, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

Chair Info: 206-684-8809; Lorena.González@seattle.gov

In-person attendance is currently prohibited per Washington State Governor's Proclamation 20-28.15, until the COVID-19 State of Emergency is terminated or Proclamation 20-28 is rescinded by the Governor or State legislature. Meeting participation is limited to access by telephone conference line and online by the Seattle Channel.

A. CALL TO ORDER

The City Council of The City of Seattle met remotely pursuant to Washington State Governor's Proclamation 20-28.15, and guidance provided by the Attorney General's Office, on June 1, 2021, pursuant to the provisions of the City Charter. The meeting was called to order at 2:01 p.m., with Council President González presiding.

B. ROLL CALL

The following Councilmembers were present and participating electronically:

Present: 8 - González , Herbold, Juarez, Morales, Mosqueda, Pedersen, Sawant, Strauss

Late Arrival: 1 - Lewis

C. PRESENTATIONS

Councilmember Herbold presented a Proclamation recognizing June 4, 2021 as National Gun Violence Awareness Day. By unanimous consent, the Council Rules were suspended to allow Councilmember Herbold to present the Proclamation, and to allow, Nancy Dombrowski from Moms Demand Action, to address the Council.

D. APPROVAL OF THE JOURNAL

[Min 334](#)

May 24, 2021

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

In Favor: 8 - González , Herbold, Juarez, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 305](#) **June 1, 2021**

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

In Favor: 8 - González , Herbold, Juarez, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

F. APPROVAL OF THE AGENDA

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

G. PUBLIC COMMENT

By unanimous consent, the Council Rules were suspended to provide a 60 minute Public Comment period.

The following individuals addressed the Council:

Howard Gale
Shamir Tanna
Alice Mar-Abe
Kirstin Wagner
Peter Condit
Walker Thomas
Tally KB

Councilmember Lewis joined the meeting at 2:28 p.m.

Matt Offenbacher
Alice Lockhart
Flora Wright
Emily Graham
Travonna Thompson-Wiley
Sarah Burkhalter
Emily Childs
Pennie O'Grady
LeTania Severe
Claire Bomkamp
Ashton Eby
Lena Sullivan
Aidan Carroll
Sarah Lindsley
Natalie Schmidt
Stephanie Kiracofe
Eric Salinger
Aaron Mandell
David Haines
Elana Lessing
Jaime Flesher
Grace Harvey
Julia Buck
QoQo Weber

H. PAYMENT OF BILLS

[CB 120091](#) **AN ORDINANCE appropriating money to pay certain audited claims for the week of May 17, 2021 through May 21, 2021 and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 120091.

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

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

I. COMMITTEE REPORTS

CITY COUNCIL:

1. [CB 120080](#) **AN ORDINANCE relating to land use and zoning; extending for six months a moratorium established by Ordinance 125764, and extended by Ordinances 126006, 126090, and 126241, on the filing, acceptance, processing, and/or approval of any application to establish a new principal or accessory use, or change a principal or accessory use, for any site currently used as a mobile home park, as defined in Section 23.84A.032 of the Seattle Municipal Code; and ratifying and confirming certain prior acts.**

A Public Hearing was held.

2. [CB 120089](#) **AN ORDINANCE relating to the City Light and Seattle Public Utilities Departments; temporarily removing the charge of interest on delinquent utility consumption and utilization accounts; superseding several sections under Title 21 that authorize and require the collection of interest on delinquent utility consumption and utilization accounts; and ratifying and confirming certain prior acts.**

Motion was made and duly seconded to pass Council Bill 120089.

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

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

3. [CB 120087](#) **AN ORDINANCE relating to appropriations for the Seattle Office for Civil Rights; amending Ordinance 126237, which adopted the 2021 Budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; lifting a proviso; imposing provisos; creating new positions; and ratifying and confirming certain prior acts.**

ACTION 1:

Motion was made and duly seconded to pass Council Bill 120087.

ACTION 2:

Motion was made by Councilmember Morales, duly seconded and carried, to amend Council Bill 120087, by amending Section 5, adding a sunset clause for the three positions created by the legislation, as shown in the underlined language below:

The Director of the Seattle Office for Civil Rights is authorized to fill these positions subject to Seattle Municipal Code Title 4, the City's Personnel Rules, Civil Service rules, and applicable employment laws. These positions will be abrogated effective December 31, 2023.

ACTION 3:

Motion was made and duly seconded to pass Council Bill 120087 as amended.

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

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

4. [Appt 01915](#) **Reappointment of Martha Lucas as member, Community Involvement Commission, for a term to May 31, 2023.**

Motion was made and duly seconded to confirm Appointment 01915.

The Motion carried, and the Appointment (Appt) was confirmed by the following vote:

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

5. [Appt 01916](#) **Appointment of Jessica Hernandez as member, Urban Forestry Commission, for a term to March 31, 2024.**

Motion was made and duly seconded to confirm Appointment 01916.

The Motion carried, and the Appointment (Appt) was confirmed by the following vote:

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

6. [Appt 01918](#) **Reappointment of Vinita Sidhu as member, Seattle Design Commission, for a term to February 28, 2023.**

Motion was made and duly seconded to confirm Appointment 01918.

The Motion carried, and the Appointment (Appt) was confirmed by the following vote:

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

PUBLIC SAFETY AND HUMAN SERVICES COMMITTEE:

7. [CB 119981](#) **AN ORDINANCE amending Ordinance 126237, which adopted the 2021 Budget, including the 2021-2026 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; and adding or modifying provisos.**

The Committee recommends that City Council does not pass as amended the Council Bill (CB) with a Divided Report.

In Favor: 3 - González , Morales, Sawant

Opposed: 2 - Herbold, Lewis

ACTION 1:

Motion was made and duly seconded to pass Council Bill 119981.

ACTION 2:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119981, by amending Section 1, Subsection M, as shown in the underlined and strike through language below:

M. ~~Recent legal analyses show that~~ Out-of-order layoffs based on sustained misconduct are not practical because: (1) Public Safety Civil Service rules would allow laid off officers to be placed on a reinstatement register and re-hired when SPD is hiring new officers; and (2) Chapter 10.93 RCW precludes any “adverse personnel action” to be taken against a police officer solely because the officer is on a Brady list, a disclosures of members of law enforcement whose involvement in a case as an arresting officer, investigator, or witness is in question because of a history of dishonesty or misconduct.

ACTION 3:

Motion was made by Councilmember Lewis and duly seconded, to amend Council Bill 119981, as shown in Attachment 1 to the Minutes.

The Motion carried by the following vote:

In Favor: 5 - Herbold, Juarez, Lewis, Mosqueda, Strauss

Opposed: 4 - González, Morales, Pedersen, Sawant

ACTION 4:

Motion was made and duly seconded to pass Council Bill 120087 as amended.

The Motion failed, and the Council Bill (CB) was not passed as amended by the following vote:

In Favor: 3 - Herbold, Juarez, Lewis

Opposed: 6 - González , Morales, Mosqueda, Pedersen, Sawant, Strauss

LAND USE AND NEIGHBORHOODS COMMITTEE:

8. [CB 120086](#) **AN ORDINANCE relating to the transfer of City property located at 525 North 85th Street; authorizing the conveyance of the property to the Phinney Neighborhood Association, a Washington non-profit corporation, consistent with the intent of Resolution 31856 and to provide for the continued delivery of social services; making findings of fact about the consideration for the transfer; superseding Resolution 31837 for the purposes of this ordinance; and authorizing the Director of Finance and Administrative Services or designee to execute and deliver documents necessary to carry out the conveyance of such property on the terms and conditions of this ordinance.**

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

In Favor: 3 - Strauss, Mosqueda, Lewis

Opposed: None

Abstain: 1 - Pedersen

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

In Favor: 8 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Sawant, Strauss

Opposed: 1 - Pedersen

9. [CB 120084](#) **AN ORDINANCE relating to land disturbing activity; updating the Grading Code to align with updates to other codes; and amending Sections 22.170.020, 22.170.050, 22.170.060, 22.170.070, 22.170.080, 22.170.110, and 22.170.190 of the Seattle Municipal Code.**

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

In Favor: 3 - Strauss, Lewis, Pedersen

Opposed: None

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

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

10. [CB 120083](#) **AN ORDINANCE relating to Seattle's construction codes; amending Sections 713.13.7 and 1613.1.1 and Table 2902.1 of the 2018 Seattle Building Code, adopted by Ordinance 126278; amending Section R501.4 of the 2018 Seattle Energy Code, adopted by Ordinance 126279; amending Chapter 16 of the Seattle Existing Building Code, adopted by Ordinance 126278; and amending Sections 2.4, 4.5, 4.25, 4.26, and 5.9.1 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278.**

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

In Favor: 3 - Strauss, Lewis, Pedersen

Opposed: None

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

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

11. [CB 120085](#) **AN ORDINANCE relating to boiler and steam engine operations; amending Chapter 6.420 of the Seattle Municipal Code.**

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

In Favor: 3 - Strauss, Lewis, Pedersen

Opposed: None

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

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

12. [Appt 01917](#) **Appointment of Nick Setten as member, Pike Place Market Preservation and Development Authority Governing Council, for a term to June 30, 2022.**

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

In Favor: 4 - Strauss, Mosqueda, Lewis, Pedersen

Opposed: None

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

In Favor: 9 - González , Herbold, Juarez, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

J. ADOPTION OF OTHER RESOLUTIONS

There were none.

K. OTHER BUSINESS

Motion was made, duly seconded and carried, to excuse Councilmember Herbold from the June 7, 2021 City Council meeting.

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 5:14 p.m.

Jodee Schwinn, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on June 7, 2021.

M. Lorena González, Council President of the City Council

Monica Martinez Simmons, City Clerk

Att 1 - Action 3 of CB 119981

City Council Meeting Minutes of June 1, 2021

Att 1 – Action 3 of CB 119981

1. On Page 1, In the first Recital, Delete “, and expressed the Council’s intent to reduce SPD’s budget in phases and increase funding for community-led research and participatory budgeting”
2. On Page 2, In the last Recital, Delete “the community-led participatory budgeting work called for in Resolution 31962” and Insert “non-congregate shelter, support services, and outreach modeled after the JustCARE pilot program”.
3. On Page 5, Paragraph 1, Delete “the City’s Participatory Budgeting efforts” and Insert “non-congregate shelter, support services, and outreach modeled after the JustCARE pilot program”
4. On Page 7, in Section 2, Delete Item 2.8 and Insert the following:

2.8	Human Services Department	General Fund (00100)	Addressing Homelessness (BO-HS-H3000)	\$2,000,000
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5. On Page 8, Delete all of Section 3 and Insert the following:

Section 3. This ordinance imposes a proviso, as follows:

“Of the appropriation in the 2021 budget for the Human Services Department, Addressing Homelessness Budget Summary Level (HSD-BO-HS-H3000), \$2,000,000 is appropriated solely to provide non-congregate shelter in hotel rooms, intensive support services, and outreach to individuals experiencing chronic homelessness or who have high barriers to service engagement, similar to the model piloted by JustCARE, and may be spent for no other purpose.”