

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, December 7, 2015

2:00 PM

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

Full Council

Tim Burgess, Council President

Sally Bagshaw

Jean Godden

M. Lorena González

Bruce Harrell

Nick Licata

Mike O'Brien

Tom Rasmussen

Kshama Sawant

Chair Info: 206-684-8806; tim.burgess@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 Monday, December 7, 2015, pursuant to the provisions of the City Charter. The meeting was called to order at 2:00 p.m., with Council President Burgess presiding.

B. ROLL CALL

Present: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Excused: 2 - O'Brien, Sawant

C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 42](#) **December 7, 2015**

Motion was made, duly seconded and carried, to adopt the proposed Introduction and Rerral Calendar by the following vote:

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

D. APPROVAL OF THE AGENDA

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

ACTION 1:

Motion was made by Councilmember Burgess, duly seconded and carried to amend the proposed Agenda by moving Agenda Item 8, Appt. 263, after Agenda Item 3.

Appt. 263, Appointment and Oath of Office of Elizabeth J. Baldwin as Court Administrator of the Municipal Court of Seattle.

ACTION 2:

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

E. APPROVAL OF THE JOURNAL

There were none.

F. PRESENTATIONS

There were none.

G. PUBLIC COMMENT

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

Meagan Murphy addressed the Council regarding a non-Agenda item.

Queen Pearl addressed the Council regarding a non-Agenda item.

Gary Kaufman addressed the Council regarding a non-Agenda item.

H. PAYMENT OF BILLS

[CB 118590](#) **AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 118590.

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

I. COMMITTEE REPORTS

FULL COUNCIL

1. [CB 118578](#) **AN ORDINANCE relating to the Construction and Land Use Fund; adding a new Section 22.202.070 to the Seattle Municipal Code.**

By unanimous consent, Council Bill 118578 was held until the end of the Agenda.

2. [CB 118587](#) **AN ORDINANCE relating to the Seattle Streetcar; amending Ordinance 122424 to revise reporting requirements of operating streetcar lines.**

Motion was made and duly seconded to pass Council Bill 118587.

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

PLANNING, LAND USE, AND SUSTAINABILITY COMMITTEE

3. [Appt 00258](#) **Appointment and Oath of Office of Nathan G. Torgelson as Director, Seattle Department of Construction and Inspections, for a term from January 1, 2016 to January 1, 2020.**

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

In Favor: 3 - O'Brien, Burgess, González

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

Councilmember Burgess invited Mr. Torgelson to provide brief remarks to Council.

8. [Appt 00263](#) **Appointment and Oath of Office of Elizabeth J. Baldwin as Court Administrator of the Municipal Court of Seattle.**

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

In Favor: 3 - Bagshaw, Harrell, González

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

The Oath of Office was administered to Elizabeth J. Baldwin by Monica Martinez Simmons, City Clerk, and Ms. Baldwin addressed the Council.

4. [CB 118548](#) **AN ORDINANCE relating to land use and zoning, amending Section 23.47A.004 of the Seattle Municipal Code to allow for the expansion of up to 20,000 square feet of existing medical services uses in Neighborhood Commercial 1 zones.**

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

In Favor: 4 - O'Brien, Burgess, Licata, González

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

- 5. [CB 118583](#) **AN ORDINANCE relating to affordable housing; authorizing the Director of the Office of Housing to enter into and administer an Interlocal Cooperation Agreement with King County, Pierce County, Snohomish County, and the cities of Bellevue, Issaquah, Kenmore, Kirkland, Mercer Island, Redmond, and Woodinville to create and operate a Regional Equitable Development Initiative Fund (REDI Fund) for the Puget Sound Region; and providing that 2015 appropriations for the REDI Fund shall automatically carry forward into the 2016 fiscal year.**

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

In Favor: 4 - O'Brien, Burgess, Licata, González

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

PARKS, SEATTLE CENTER, LIBRARIES AND GENDER PAY EQUITY COMMITTEE

- 6. [Res 31636](#) **A RESOLUTION re-affirming the City's commitment to gender pay equity and expressing the City's intent to join 100% Talent, a regional Gender Pay Equity Initiative, as a founding member, and to help implement the Initiative as a means to strengthen gender pay equity in Seattle and the region.**

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

In Favor: 2 - Godden, Harrell

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

7. [Appt 00259](#) **Appointment of Dennis Cook as member, Board of Park Commissioners for a term of confirmation to March 31, 2019.**

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

In Favor: 1 - Godden

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

PUBLIC SAFETY, CIVIL RIGHTS, AND TECHNOLOGY COMMITTEE

9. [CB 118576](#) **AN ORDINANCE relating to the City’s criminal code; amending Sections 6.36.020, 12A.06.120, 12A.06.180, 12A.06.195, 12A.14.080, 12A.16.030, 12A.20.100, 12A.24.010, 12A.24.150, 18.12.255, and 18.12.257 of the Seattle Municipal Code and adding Sections 12A.10.150, 12A.10.220, and 12A.24.105 to the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.**

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

In Favor: 2 - Bagshaw, Harrell

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

10. [CB 118577](#) **AN ORDINANCE relating to the City's traffic code; amending Sections 11.14.055, 11.14.184, 11.23.380, 11.23.400, 11.31.020, 11.34.020, 11.56.020, 11.56.025, 11.56.320, 11.56.350, 11.56.355, 11.57.310, 11.72.065, and 11.84.380 of the Seattle Municipal Code, adding Section 11.58.435 to the Seattle Municipal Code, and repealing Section 11.14.185 of the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.**

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

In Favor: 2 - Bagshaw, Harrell

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

11. [CB 118549](#) **AN ORDINANCE related to cable television; authorizing the Mayor or the Mayor’s designee to enter into a renewed Cable Television Franchise Agreement with Comcast Cable Communications Management, LLC; and authorizing the Chief Technology Officer to enter into other agreements for the purpose of implementing or administering the renewed franchise.**

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

In Favor: 3 - Bagshaw, Harrell, González

Opposed: None

ACTION 1:

By unanimous consent, the Council Rules were suspended to allow Mr. Mattmiller to address the Council.

ACTION 2:

Motion was made by Councilmember Harrell and duly seconded, to hold Agenda item 11, Council Bill 118549, until December 14, 2015.

The Motion carried and the Council Bill (CB) was held by the following vote:

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

12. [Res 31637](#) A RESOLUTION recognizing the obstacles faced by previously incarcerated individuals that often result in recidivism, and the potential to reduce recidivism rates, criminal justice costs, and incarceration’s negative impacts on individuals, the community, and the City of Seattle; requesting the Mayor to establish a Prisoner and Community Corrections Re-entry Work Group composed of residents, City departments, the Seattle Municipal Court, and the Legislative Department to coordinate and strengthen the City’s efforts to assist prisoner community re-entry.

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

In Favor: 3 - Bagshaw, Harrell, González

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

13. [Res 31632](#) A RESOLUTION related to the City’s Emergency Management Program; amending the Comprehensive Emergency Management Plan Base Plan, Emergency Operations Plan, and All-Hazards Mitigation Plan as required by Seattle Municipal Code Section 10.02.050, RCW 38.52.077, and WAC 118-30-060.

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

In Favor: 3 - Bagshaw, Harrell, González

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

14. [CF 314328](#) **August 2015 Report of the Police Intelligence Audit Pursuant to Ordinance 108333 (Seattle Municipal Code 14.12).**

The Committee recommends that Full Council file the Clerk File (CF).

In Favor: 3 - Bagshaw, Harrell, González

Opposed: None

The Clerk File (CF) was filed by the following vote:

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

15. [CF 314329](#) **Chief of Police Audit Report of select files obtained through the Police Department’s membership in the Law Enforcement Intelligence Unit (LEIU) and the Western States Information Network (WSIN) maintained exclusive for confidential information; dated October 5, 2015, in accordance with Ordinance 108333 (Municipal Code 14.12)**

The Committee recommends that Full Council file the Clerk File (CF).

In Favor: 3 - Bagshaw, Harrell, González

Opposed: None

The Clerk File (CF) was filed by the following vote:

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

16. [CF 314335](#) **Response of the Police Chief to the August 2015 Report of the Intelligence Audit, filed pursuant to Ordinance 108333 (Seattle Municipal Code 14.12).**

The Committee recommends that Full Council file the Clerk File (CF).

In Favor: 3 - Bagshaw, Harrell, González

Opposed: None

The Clerk File (CF) was filed by the following vote:

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

SEATTLE PUBLIC UTILITIES AND NEIGHBORHOODS COMMITTEE

17. [CB 118525](#) **AN ORDINANCE relating to street and sidewalk use; addressing low impact development requirements in the City of Seattle’s Phase I Municipal Stormwater National Pollutant Discharge Elimination System general permit issued by the Washington State Department of Ecology; correcting typographical errors and section references, clarifying regulations, and making minor amendments; and amending Sections 15.02.042, 15.02.044, 15.02.046, 15.04.010, 15.04.035, 15.06.050, 15.20.070, 15.22.060, 15.22.080, 15.22.100, 15.22.110, 15.32.160, 15.36.010, 15.44.030, 15.46.020, 15.70.030, 15.72.010, and 15.91.016 of the Seattle Municipal Code.**

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

In Favor: 2 - Bagshaw, Harrell

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

18. [CB 118523](#) AN ORDINANCE relating to land use; amending Sections 22.170.190, 23.41.018, 23.43.008, 23.43.010, 23.43.012, 23.44.014, 23.44.022, 23.44.024, 23.44.034, 23.45.516, 23.45.518, 23.45.522, 23.45.536, 23.47A.009, 23.47A.014, 23.47A.016, 23.47A.024, 23.49.019, 23.49.036, 23.49.041, 23.50.034, 23.57.008, 23.75.140, 23.84A.014, and 23.84A.028 of the Seattle Municipal Code to integrate low impact development into land development codes, standards, and rules.

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

In Favor: 2 - Bagshaw, Harrell

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

19. [CB 118575](#) AN ORDINANCE relating to Seattle Public Utilities; accepting an easement situated adjacent to Seward Park granted to The City of Seattle for construction and abandoning-in-place of horizontal construction tiebacks; placing the easement under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

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

In Favor: 2 - Bagshaw, Harrell

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

20. [CB 118579](#) **AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights relating to drainage and wastewater facility easements within the City of Seattle as being surplus to City utility needs; authorizing the Director of Seattle Public Utilities to relinquish such easement rights and accepting new easements for City-owned drainage and wastewater facilities; placing the real property rights and interests conveyed by the easements under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.**

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

In Favor: 1 - Bagshaw

Opposed: None

Absent(NV): 1 - Harrell

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

21. [CB 118589](#) **AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to enter into an Interlocal Agreement with Kitsap County to acquire Light Detection and Ranging data; and ratifying and confirming certain prior acts.**

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

In Favor: 2 - Bagshaw, Harrell

Opposed: None

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

TRANSPORTATION COMMITTEE

- 22. [CF 313894](#) **Petition of City Investors IV, LLC for the vacation of a subterranean portion of the alley in Block 89, D.T. Denny's 5th Addition to North Seattle, bounded by Westlake Avenue North, 9th Avenue North, Denny Way and John Street.**

The Committee recommends that Full Council grant the Petition as conditioned.

In Favor: 3 - Rasmussen, Godden, Bagshaw

Opposed: None

Abstain: 1 - O'Brien

The Petition was granted as conditioned by the following vote and the President signed the Conditions.

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

Opposed: None

FULL COUNCIL

- 1. [CB 118578](#) **AN ORDINANCE relating to the Construction and Land Use Fund; adding a new Section 22.202.070 to the Seattle Municipal Code.**

Motion was made and duly seconded to pass Council Bill 118578.

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

In Favor: 7 - Burgess, Bagshaw, Godden, González , Harrell, Licata, Rasmussen

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 3:20 p.m.

Jodee Schwinn, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on December 14, 2015.

Tim Burgess, President of the City Council

Monica Martinez Simmons, City Clerk