



CITY OF SEATTLE

City Council

Agenda

Tuesday, July 19, 2022

2:00 PM

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

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

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

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CITY OF SEATTLE

City Council Agenda

July 19, 2022 - 2:00 PM

Meeting Location:

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

Committee Website:

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

A. CALL TO ORDER

B. ROLL CALL

C. PRESENTATIONS

D. PUBLIC COMMENT

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

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR:

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

[IRC 358](#)

July 19, 2022

Attachments: [Introduction and Referral Calendar](#)

F. APPROVAL OF THE AGENDA

G. APPROVAL OF CONSENT CALENDAR

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

Journal:

[Min 389](#) July 12, 2022

Attachments: [Minutes](#)

[Min 390](#) July 14, 2022

Attachments: [Minutes](#)

[Min 391](#) July 14, 2022

Attachments: [Minutes](#)

Bills:

[CB 120370](#) AN ORDINANCE appropriating money to pay certain claims for the week of July 4, 2022 through July 8, 2022 and ordering the payment thereof; and ratifying and confirming certain prior acts.

Appointments:**CITY COUNCIL:**

[Appt 02266](#) Reappointment of Claudia Kauffman as member, Seattle Indian Services Commission, for a term to October 31, 2025.

Attachments: [Appointment Packet](#)

LAND USE COMMITTEE:

[Appt 02244](#) Appointment of Kelabe Tewolde as member, Seattle Planning Commission, for a term to April 15, 2025.

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

In Favor: 5 - Strauss, Morales, Mosqueda, Nelson, Pedersen

Opposed: None

Attachments: [Appointment Packet](#)

[Appt 02274](#) Reappointment of Cesar A. Garcia Garcia as member, Equitable Development Initiative Advisory Board, for a term to February 28, 2025.

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

In Favor: 5 - Strauss, Morales, Mosqueda, Nelson, Pedersen

Opposed: None

Attachments: [Appointment Packet](#)

NEIGHBORHOODS, EDUCATION, CIVIL RIGHTS, AND CULTURE COMMITTEE:

[Appt 02253](#) Reappointment of William H. Southern Jr. as member, Community Involvement Commission, for a term to May 31, 2024.

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

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

Opposed: None

Attachments: [Appointment Packet](#)

[Appt 02254](#) Appointment of Marcus White as member, Community Involvement Commission, for a term to May 31, 2023.

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

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

Opposed: None

Attachments: [Appointment Packet](#)

H. COMMITTEE REPORTS

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

ECONOMIC DEVELOPMENT, TECHNOLOGY, AND CITY LIGHT COMMITTEE:

1. [Res 32056](#) A RESOLUTION related to the City Light Department; adopting a 2023-2028 Strategic Plan Update for the City Light Department and endorsing the associated six-year rate path.

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

In Favor: 4 - Nelson, Juarez, Herbold, Sawant

Opposed: None

Attachments: [Att 1 - 2023-2028 Strategic Plan Update](#)

[Att 2 - Review Panel Letter](#)

Supporting

Documents: [Summary and Fiscal Note](#)

LAND USE COMMITTEE:

2. [CB 120313](#) AN ORDINANCE relating to land use and zoning; defining the addition of a single development that includes residential uses at a community or technical college located within an Urban Center as a minor amendment to an existing Major Institution master plan; amending Sections 23.42.049, 23.45.504, 23.47A.004, 23.69.008, 23.69.026, and 23.69.035 of the Seattle Municipal Code.

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

In Favor: 5 - Strauss, Morales, Mosqueda, Nelson, Pedersen

Opposed: None

Supporting

Documents: [Summary and Fiscal Note](#)
[Summary Ex A - Possible Site of Interest](#)

3. [Res 32059](#) A RESOLUTION stating The City of Seattle's intent to address climate change and improve resiliency as part of the One Seattle update to the Comprehensive Plan.

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

In Favor: 5 - Strauss, Morales, Mosqueda, Nelson, Pedersen

Opposed: None

Supporting

Documents: [Summary and Fiscal Note](#)

NEIGHBORHOODS, EDUCATION, CIVIL RIGHTS, AND CULTURE COMMITTEE:

4. [CB 120335](#) AN ORDINANCE relating to service animals; conforming the definition of “service animal” to federal and state law; establishing a uniform definition for “service animal” by removing similar terms and including the definition in the Parks Code; making technical corrections; and amending Sections 6.310.465, 9.25.023, 9.25.082, 11.40.180, 14.04.030, 14.06.020, 14.06.030, 14.08.015, 14.08.020, 14.08.045, 14.08.070, 14.08.190, 18.12.030, and 18.12.080 of the Seattle Municipal Code.

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

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

Opposed: None

Supporting Documents: [Summary and Fiscal Note](#)

5. [CB 120360](#) AN ORDINANCE relating to historic preservation; imposing controls upon the Original Van Asselt School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

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

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

Opposed: None

Attachments: [Att A - Original Van Asselt School Overall Site Plan - Existing](#)
[Att B - Original Van Asselt School Designated Site Plan - Existing](#)

Supporting Documents: [Summary and Fiscal Note](#)
[Summary Ex A - Vicinity Map of Original Van Asselt School](#)

6. [CB 120361](#) AN ORDINANCE relating to historic preservation; imposing controls upon the Loyal Heights Elementary School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

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

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

Opposed: None

Attachments: [Att A - Architectural Site Plan for Loyal Heights ES](#)

Supporting

Documents: [Summary and Fiscal Note](#)

[Summary Ex A - Vicinity Map of Loyal Heights ES](#)

7. [CB 120362](#) AN ORDINANCE relating to historic preservation; imposing controls upon Ingraham High School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

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

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

Opposed: None

Supporting

Documents: [Summary and Fiscal Note](#)

[Summary Ex A - Vicinity Map of Ingraham High School](#)

PUBLIC SAFETY AND HUMAN SERVICES COMMITTEE:

8. [CB 120337](#) AN ORDINANCE relating to civilian and community oversight of the police; establishing a process for investigating complaints naming the Chief of Police; adding a new subchapter V to Chapter 3.29 of the Seattle Municipal Code; and amending Section 49 of Ordinance 125315 to renumber the existing Subchapter V of Chapter 3.29 and Sections 3.29.500 and 3.29.510 of the Seattle Municipal Code.

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

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

Opposed: None

Supporting Documents: [Summary and Fiscal Note](#)

I. ITEMS REMOVED FROM CONSENT CALENDAR

J. ADOPTION OF OTHER RESOLUTIONS

K. OTHER BUSINESS

L. ADJOURNMENT



Legislation Text

File #: IRC 358, **Version:** 1

July 19, 2022



Introduction and Referral Calendar

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

Record No.	Title	Committee Referral
<u>By: Mosqueda</u>		
1. CB 120370	AN ORDINANCE appropriating money to pay certain claims for the week of July 4, 2022 through July 8, 2022 and ordering the payment thereof; and ratifying and confirming certain prior acts.	City Council
<u>By: No Sponsor Required</u>		
2. CB 120372	AN ORDINANCE relating to employment in Seattle; amending Sections 100.025, 100.030, and 5 of Ordinance 126274 to establish a new date for ending hazard pay requirements and automatically repealing the ordinance.	City Council
<u>By: Sawant</u>		
3. CB 120375	AN ORDINANCE relating to the Seattle Criminal Code, adding a new Chapter 12A.32 to the Seattle Municipal Code; and amending Section 12A.20.060 of the Seattle Municipal Code.	City Council
<u>By: Mosqueda</u>		
4. CB 120371	AN ORDINANCE relating to the Department of Finance and Administrative Services; declaring a portion of Lot 31, Block 2, Kramer Heights Addition, Volume 13 of Plats, page 66, that is not needed for street purposes, as surplus to the City's needs; authorizing the sale of said northern 45 feet of the property to the owners of the adjoining property at fair market value; and authorizing the transfer of the southern 65 feet of the property to the owners of the adjoining property, with covenants on the property to benefit affordable housing; authorizing the Director of Finance and Administrative Services to execute all documents for the transfer of the properties; and directing how the proceeds from the sale shall be distributed.	Finance and Housing Committee
<u>By: Strauss</u>		
5. CF 314499	Council waiver or modification of certain development standards to allow redevelopment of the South Park Community Center and to allow five light poles for athletic field lights (Project No. 3034063-LU, Type V).	Land Use Committee

By: Morales,Herbold

6. [CB 120374](#) AN ORDINANCE relating to human rights; including protections against discrimination based on an individual's actual, potential, perceived, or alleged pregnancy outcomes; and amending Sections 3.14.910, 3.14.931, 3.110.260, 4.80.020, 6.02.270, 6.202.230, 14.04.020, 14.04.030, 14.04.040, 14.06.020, 14.06.030, 14.08.015, 14.08.020, 14.08.045, 14.08.070, 14.08.190, 14.10.010, 14.10.020, and 18.12.280 of the Seattle Municipal Code.
- Neighborhoods,
Education, Civil
Rights, and
Culture Committee

By: Morales,Herbold

7. [CB 120376](#) AN ORDINANCE relating to the City's criminal code; amending Section 12A.09.020 of the Seattle Municipal Code to adopt the Revised Code of Washington offense Interference with Health Care Facilities or Providers.
- Neighborhoods,
Education, Civil
Rights, and
Culture Committee

By: Pedersen

8. [CB 120373](#) AN ORDINANCE relating to Seattle Public Utilities; accepting easements granted to The City of Seattle for installation, operation, and maintenance of hydrants, water mains, domestic meter vaults, fire service meters, and appurtenances necessary for water utility purposes at various locations in Seattle; placing the property rights and interests conveyed by the easements under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.
- Transportation and
Seattle Public
Utilities



Legislation Text

File #: Min 389, **Version:** 1

July 12, 2022

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Tuesday, July 12, 2022

2:00 PM

Council Chamber, City Hall

600 4th Avenue

Seattle, WA 98104

City Council

Debora Juarez, Council President

Lisa Herbold, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Sara Nelson, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

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

A. CALL TO ORDER

The City Council of The City of Seattle met in the Council Chamber in Seattle, Washington, on July 12, 2022, pursuant to the provisions of the City Charter. The meeting was called to order at 2:02 p.m., with Council President Pro Tem Strauss presiding.

B. ROLL CALL

Motion was made, duly seconded and carried, to excuse Council President Juarez from the July 12, 2022 meeting.

Present: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Excused: 1 - Juarez

C. PRESENTATIONS

There were none.

D. PUBLIC COMMENT

The following individuals addressed the Council:

Howard Gale
Kody Zalewski
Harry Maher
Betty Lau
Timothy Kitchen
Brett Mullin
Meghan Hanan
Elizabeth Probus
Kamau Chege
Francisco Irigon
Max Rappaport
Elise Orlick
Margot Spindola
Jordan Crawley
Monique Meissner
Eric Keto
Jude Ahmed
Kirk Robbins
Dan Eisenberg
Monique Meissner
Jacqueline Wu
Robert Poore
Alex Tsimerman
John R. Burbank
Michael Taylor-Judd
Joe Reilly

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR:

[IRC 357](#)**July 12, 2022****ACTION 1:**

Motion was made and duly seconded to adopt the proposed Introduction and Referral Calendar.

ACTION 2:

Motion was made by Councilmember Lewis, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by introducing Clerk File 314498, and by referring it to City Council.

Clerk File 314498, City Council motion and declaration of City Council intent to reject Initiative No.134, relating to voting in city primary elections and placing Initiative No.134 on the November 8, 2022 ballot in conjunction with the Ranked Choice Voting measure (Council Bill 120369), a proposed alternative measure on the same matter.

ACTION 3:

Motion was made and duly seconded to adopt the Introduction and Referral Calendar as amended.

The Motion carried, and the Introduction and Referral Calendar was Adopted as amended by the following vote:

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

F. APPROVAL OF THE AGENDA

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

G. APPROVAL OF CONSENT CALENDAR

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

Journal:

[Min 387](#) **June 28, 2022**

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

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

[Min 388](#) **July 5, 2022**

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

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

Bills:

[CB 120368](#) **AN ORDINANCE appropriating money to pay certain claims for the week of June 27, 2022 through July 1, 2022 and ordering the payment thereof; and ratifying and confirming certain prior acts.**

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

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

Appointments:

PUBLIC ASSETS AND HOMELESSNESS COMMITTEE:

[Appt 02265](#) **Appointment of Yazmin Fatima Mehdi as member, Seattle Public Library Board of Trustees, for a term to April 1, 2027.**

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

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

Opposed: None

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

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

H. COMMITTEE REPORTS

CITY COUNCIL:

1. [CF 314495](#) **Report of the City Clerk on the Certificate of Sufficiency for Initiative No. 134, concerning approval voting for Mayor, City Attorney, and City Councilmember primary elections.**

Motion was made and duly seconded, to postpone Clerk File 314495 to July 14, 2022.

The Motion carried, and the Clerk File (CF) was postponed to July 14, 2022 by the following vote:

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

2. [CB 120363](#) **AN ORDINANCE relating to prosecuting violations of domestic violence and other protection orders to make the Seattle Municipal Code consistent with state law; amending Section 12A.09.020 of the Seattle Municipal Code.**

Motion was made and duly seconded to pass Council Bill 120363.

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

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

TRANSPORTATION AND SEATTLE PUBLIC UTILITIES COMMITTEE:

3. [CB 120358](#) **AN ORDINANCE** relating to grant funds from the United States Department of Transportation and other non-City sources; authorizing the Director of the Seattle Department of Transportation to accept specified grants and execute related agreements for and on behalf of the City; amending Ordinance 126490, which adopted the 2022 Budget, including the 2022-2027 Capital Improvement Program (CIP); changing appropriations for the Seattle Department of Transportation; and revising allocations and spending plans for certain projects in the 2022-2027 CIP; and ratifying and confirming certain prior acts.

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

In Favor: 5 - Pedersen, Strauss, Herbold, Morales, Sawant

Opposed: None

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

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

4. [Res 32055](#) **A RESOLUTION** relating to Sound Transit; providing recommendations to the Sound Transit Board as to the selection of the Preferred Alternative for the West Seattle and Ballard Link Extensions project to be studied in the Final Environmental Impact Statement.

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

In Favor: 5 - Pedersen, Strauss, Herbold, Morales, Sawant

Opposed: None

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

In Favor: 8 - Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Opposed: None

I. ITEMS REMOVED FROM CONSENT CALENDAR

There were none.

J. ADOPTION OF OTHER RESOLUTIONS

There were none.

K. OTHER BUSINESS

Motion was made, duly seconded and carried, to excuse Councilmember Mosqueda from the July 26, 2022 City Council meeting.

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 3:10 p.m.

Linda Barron, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on July 19, 2022.

Debora Juarez, Council President of the City Council

Elizabeth M. Adkisson, Interim City Clerk



Legislation Text

File #: Min 390, **Version:** 1

July 14, 2022

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Thursday, July 14, 2022

11:00 AM

Special Meeting - Executive Session

Council Chamber, City Hall

600 4th Avenue

Seattle, WA 98104

City Council

Debora Juarez, Council President

Lisa Herbold, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Sara Nelson, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

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

A. CALL TO ORDER

The City Council of The City of Seattle met in Special Session on July 14, 2022, pursuant to the provisions of the City Charter. The meeting was called to order at 11:04 a.m. with Council President Juarez presiding.

B. ROLL CALL

Present: 8 - Juarez, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

Late Arrival: 1 - Herbold

C. APPROVAL OF THE AGENDA**D. ITEMS OF BUSINESS**

At 11:07 a.m., Council President Juarez announced that the Council would convene in Executive Session to discuss pending, potential, or actual litigation for an estimated length of 60 minutes. The Executive Session concluded at 12:05 p.m.

E. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 12:05 p.m.

Linda Barron, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on July 19, 2022.

Debora Juarez, Council President of the City Council

Elizabeth M. Adkisson, Interim City Clerk



Legislation Text

File #: Min 391, **Version:** 1

July 14, 2022

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Thursday, July 14, 2022

2:00 PM

Special Meeting

Council Chamber, City Hall

600 4th Avenue

Seattle, WA 98104

City Council

Debora Juarez, Council President

Lisa Herbold, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Sara Nelson, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

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

A. CALL TO ORDER

The City Council of The City of Seattle met in Special Session on July 14, 2022, pursuant to the provisions of the City Charter. The meeting was called to order at 2:01 p.m., with Council President Juarez presiding.

B. ROLL CALL

Present: 9 - Juarez, Herbold, Lewis, Morales, Mosqueda, Nelson, Pedersen, Sawant, Strauss

C. PUBLIC COMMENT

By unanimous consent, the Council Rules were suspended to provide a 30 minute Public Comment period.

The following individuals addressed the City Council:

Kody Zalewski
Dan Eisenberg
Sara Poore
Kelsey Hamlin
Zachary McCauley
Chris Walford
Jacob Yent
Diane Douglas
John Montgomery
Diane Panagiotopoulos
Heather Kelly
Wendy Williams
Kathy Sakahara
Grant Slatton
Zachary Collins
David Reeves
Troy Davis
Erik Nielsen
Kamau Chege
Logan Bowers
Andrew Hong
Hannah Sabio-Howell
Sarah Ward
Scott Berkley
Pamela Ng
Mary Fox

D. PRESENTATIONS

[Inf 2088](#) Initiative 134 “Approval Voting” and Council Bill 120369 “Ranked Voting.”

The Information Item (Inf) was heard in Council.

E. APPROVAL OF THE AGENDA

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

F. ITEMS OF BUSINESS

1. [CF 314495](#) Report of the City Clerk on the Certificate of Sufficiency for Initiative No. 134, concerning approval voting for Mayor, City Attorney, and City Councilmember primary elections.

Motion was made and duly seconded to file Clerk File 314495.

The Motion carried, and the Clerk File (CF) was filed by the following vote:

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

Opposed: None

2. [CF 314498](#) City Council motion and declaration of City Council intent to reject Initiative No. 134, relating to voting in city primary elections and placing Initiative No. 134 on the November 8, 2022 ballot in conjunction with the Ranked Choice Voting measure (Council Bill 120369), a proposed alternative measure on the same matter.

Motion was made and duly seconded to approve and file Clerk File 314498.

The Motion carried, the Clerk File (CF) was approved and filed by the following vote, and the President signed the Declaration:

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

Opposed: 2 - Juarez, Nelson

3. [CB 120369](#) **AN ORDINANCE relating to ranked choice voting; requesting that a special election be held concurrent with the November 8, 2022 general election for submission to the qualified electors of the City of a proposition to institute ranked choice voting for primary elections for City of Seattle elected offices; adding a new Chapter 2.18 to the Seattle Municipal Code; proposing a ballot title; and ratifying and confirming certain prior acts.**

ACTION 1:

Motion was made and duly seconded to pass Council Bill 120369.

ACTION 2:

Motion was made by Councilmember Lewis and duly seconded, to amend Council Bill 120369, Section 1., Seattle Municipal Code Section 2.18.020. A and C, as shown in the underlined and strike through language below:

2.18.020 Ranked choice voting

Ranked choice voting shall be used in City of Seattle primary elections as soon as practicable for King County Elections. The City Council requests that King County Elections implement the provisions of this Chapter 2.18 no later than 2027 to select the top two candidates for elective offices of The City of Seattle as those offices are designated in City Charter Article XIX.

A. Nominating primaries shall be conducted using the bottoms-up method of ranked choice voting. Voters shall receive ballots that enable them to rank candidates in order of preference. Each voter's ballot shall count as a single vote for whichever candidate the voter has ranked the highest. King County Elections shall count votes in rounds. In each round, the candidate who received the fewest ~~((first choices))~~ top rankings shall be eliminated. ~~((and the ballot with each))~~ When a candidate is eliminated, a vote cast for ((the eliminated)) that candidate shall be transferred to that ballot's next-highest ranked remaining candidate and a new round of counting shall begin. Counting of top-ranked candidates and elimination of the ~~((lowest ranked))~~ candidate with the fewest top rankings shall continue until two candidates remain. ~~((Each voter's ballot shall count as a single vote for whichever of the two remaining candidates the voter has ranked higher.))~~ The final two remaining candidates shall be certified as qualified to appear on the general election ballot.

* * *

C. The King County Director of Elections may limit the number of candidates that voters are able to rank, provided that voters are allowed to rank at least five candidates, ~~((excluding any write-in candidates.))~~ if at

least five candidates have filed.

* * *

The Motion carried by the following vote:

In favor: 7 - Herbold, Lewis, Morales, Mosqueda, Pedersen, Sawant,
Strauss

Opposed: 2 - Juarez, Nelson

ACTION 3:

Motion was made and duly seconded to pass Council Bill 120369 as amended.

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

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

Opposed: 1 - Nelson

4. [Res 32057](#) **A RESOLUTION regarding Initiative 134 concerning allowing voters to vote for multiple candidates in primary elections (rejected by the City Council on July 14, 2022); authorizing the City Clerk and the Executive Director of the Ethics and Elections Commission to take those actions necessary to enable proposed Initiative 134 to appear on the November 8, 2022, ballot and the local voters' pamphlet in conjunction with the Ranked Choice Voting proposal (City Council Bill 120369), which is a proposed alternative measure on the same subject matter in accordance with Charter Article IV; requesting the King County Elections Director to place the proposed Initiative 134 and its alternate on the November 8, 2022, election ballot in accordance with applicable law; and providing for the publication of such proposed Initiative Measure and its alternate.**

ACTION 1:

Motion was made and duly seconded to adopt Resolution 32057.

ACTION 2:

Motion was made by Councilmember Lewis, duly seconded and carried, to amend Resolution 32057, by substituting version 2 for version 1.

ACTION 3:

Motion was made and duly seconded to adopt Resolution 32057 as amended.

The Motion carried, and the Resolution (Res) was adopted as amended by the following vote, and the President signed the Resolution (Res):

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

Opposed: None

G. OTHER BUSINESS

There was none.

H. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 3:36 p.m.

Linda Barron, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on July 19, 2022

Debora Juarez, Council President of the City Council

Elizabeth M. Adkisson, Interim City Clerk



Legislation Text

File #: CB 120370, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE appropriating money to pay certain claims for the week of July 4, 2022 through July 8, 2022 and ordering the payment thereof; and ratifying and confirming certain prior acts.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Payment of the sum of \$10,976,498.10 on PeopleSoft 9.2 mechanical warrants numbered 4100588310 - 4100589822 plus manual or cancellation issues for claims, e-payables of \$38,193.13 on PeopleSoft 9.2 9100012039- 9100012072, and electronic financial transactions (EFT) in the amount of \$50,843,447.86 are presented to the City Council under RCW 42.24.180 and approved consistent with remaining appropriations in the current Budget as amended.

Section 2. Payment of the sum of \$55,114,106.74 on City General Salary Fund mechanical warrants numbered 51366280 - 51367122 plus manual warrants, agencies warrants, and direct deposits numbered 280001 - 282783 representing Gross Payrolls for payroll ending date July 5, 2022, as detailed in the Payroll Summary Report for claims against the City that were reported to the City Council July 14 , 2022, is approved consistent with remaining appropriations in the current budget as amended.

Section 3. RCW 35.32A.090(1) states, “There shall be no orders, authorizations, allowances, contracts or payments made or attempted to be made in excess of the expenditure allowances authorized in the final budget as adopted or modified as provided in this chapter, and any such attempted excess expenditure shall be void and shall never be the foundation of a claim against the city.”

Section 4. Any act consistent with the authority of this ordinance taken prior to its effective date is

ratified and confirmed.

Section 5. 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 19th day of July, 2022, and signed by me in open session in authentication of its passage this 19th day of Junly, 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)



Legislation Text


File #: Appt 02266, **Version:** 1

Reappointment of Claudia Kauffman as member, Seattle Indian Services Commission, for a term to October 31, 2025.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Claudia Kauffman		
Board/Commission Name: Seattle Indian Services Commission		Position Title: Member/Chair
<input type="checkbox"/> Appointment <i>OR</i> <input checked="" type="checkbox"/> Reappointment		City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> City Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other		Term of Position: * 11/1/2022 to 10/31/2025 <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: Kent, WA	Zip Code: 98030	Contact Phone No.: N/A
Background: See attached resume. This reappointment represents Ms. Kauffman's fourth (4 th) term.		
Authorizing Signature (original signature):  Date Signed (appointed): 7/7/2022		Appointing Signatory: Bruce A. Harrell Mayor of Seattle

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

CLAUDIA KAUFFMAN

EXECUTIVE PROFILE

- Elected Washington State Senator for the 47th LD.
- Policy development, coordination with stakeholders, and outreach to colleagues to work bipartisan to further the creation of good policies and funding.
- Wide ranging and diverse leadership experience in state government, policy making, budgeting
- Strategic communications, collaborative leadership, resource development.
- Executive leadership with vision and exceptional networking and relationship building skills and experience.
- Results focused, creative problem solver, and out of the box thinking with organizational attributes

QUALIFICATIONS

Directs policies and objectives involving local, state, federal, and tribal governments through legislative process and established relationships and organization interests
Recommend and process political campaign and issue campaign contributions
Extensive experience in working with non-profit boards, commissions, and committees. Experience in fundraising, partnerships, and collaboration to build and work with grassroots community.
Demonstrated commitment to diversity, inclusion, and social responsibility.
Coordinate the charitable giving of over \$1.6 million dollars per year

EDUCATION

Associate of Arts & Sciences – Northwest Indian College
Project Management for Business Professionals Certificate – University of Washington

ELECTED EXPERIENCE

Washington State Senator – 47th Legislative District Legislative Building Room 414 – Olympia, WA 98504

Elected State Senator representing the 47th Legislative District. Senate Committees: Early Learning/K-12 Education (Vice Chair); Transportation; Trade & Economic Development; Human Services & Corrections; and Rules Committee. Elected Assistant Majority Whip.

A recognized leader in the Senate of early learning and successful champion of children’s issues, basic education, and addressing the education achievement gap in WA State. Successfully increased low-income housing availability through budget and policy; addressed consumer protection issues with sweeping policy changes; addressed the foreclosure process through policies that provide assistance and protection to homeowners; provided much need support to small business with technical assistance and training, created the Microenterprises Training Program in WA; and in transportation secured project support to local and statewide transportation issues.

WORK EXPERIENCE

2001 - Present Intergovernmental Affairs Liaison Muckleshoot Indian Tribe – Auburn, WA

Government Relations: Work with Tribal Council, lobbyist, consultants, and staff, to identify and develop annual federal and local legislative priorities, develop strategies for execution of agenda, and advance agenda. Work with staff and consultants to establish best practices on policy development that align with Tribal priorities and culture. Work within government processes, regulations and standards. Develop and maintain solid working relationships with elected officials, Tribal governments, staff, and community members.

Charitable Giving: Coordinate the Tribe charitable giving program which provides grants within Washington State. Created and worked with GIFTS for creation of online application processes and review. Make recommendations for funding, and follow up process. Establish and prioritize the Tribe's giving profile, strategic led planning, and focus on issue led programs of priority. Provide outreach to various communities of color, research organizations, public schools, non-profit communities, and grassroots organizations. These grant programs funded general operations, direct service programs, equipment, event sponsorship, and capital campaigns.

Targeted Grants & Contracts:

Problem Gambling & Smoking Cessation Grants

Review current service organizations, and make recommendation for the smoking cessation/problem gambling grant and contracts.

Muckleshoot Higher Education Scholarship Grants

Established the Muckleshoot Indian Tribe annual higher education scholarship program for Native students in Washington State. This serves the six public universities and 4 year colleges, as well as six local community and technical colleges, two Tribal Colleges.

Working With Diverse Groups: Key staff for outreach to local non-profit organizations from communities of color and hard to reach populations. Identified and supported activities for organization, cultivate relations and create new connections. Created semi-annual meetings and dinners with communities of color to discuss current issues, upcoming events, and how we can continue our close working relationships with our shared values. Former President, Minority Executive Directors Coalition.

1996 – 2001 Deputy Project Manager – People's Lodge Project United Indians of All Tribes Foundation

Program Development: Program development and coordination of the People's Lodge Project, a proposal for a multicultural facility to be constructed in the United Indians property within Discovery Park in Seattle. Responsible for outreach strategies on a local, community, federal, state, city and Tribal levels. Worked closely with stakeholders to help define the People's Lodge project, expected planning and development. Worked directly with administration on coordination of services, outreach, and strategic planning.

1992 – 1996 Oglala Sioux Tribe Rural Water Supply System

Easement Coordinator Worked with the Design Consultant, the Tribe, and federal agencies to design the easement department for the water pipeline system across the Oglala Sioux Tribe reservation.

HONORS & AWARDS

- 2018 **Recognition of Service Award** – *Green River College Board of Trustees*
- 2017 **Anne Foy Baker Award** – *Mary Mahoney Professional Nurses Organization*
- 2016 **Lifetime Achievement Award** – *Women Empowering Women In Native Nations*
- 2013 **Ruby Award for Women Helping Women** – *Soroptomist International Auburn Chapter*
- 2013 **Adeline Garcia Community Service Award** – *Seattle Indian Health Board*
- 2012 **Distinguished Community Service Award** – *University of Washington Multi-Cultural Alumni Partnership*
- 2011 **Contributions to Women’s History** – *University of Washington Women’s Center*
- 2011 **Recognition of Public Service** – *WA Women’s Political Caucus*
- 2011 **Flying Eagle Woman Award** – *Native Americans In Philanthropy*
- 2010 **Champion for Children** – *Children’s Alliance*
- 2010 **Golden Crayon Award** – *Early Learning Action Alliance*
- 2009 **Governor’s Award of Excellence for a Lifetime of Volunteering** – *WA Governor Christine Gregoire*
- 2009 **Honorary Fire Chief** – *Washington State Fire Chiefs*
- 2009 **Larry Gossett/Claudia Kauffman Youth Achievement Room** – *Neighborhood House High Point Community Center*
- 2009 **Champion for Children** – *Children’s Alliance*
- 2008 **Recognition for work on behalf of the City** – *Covington City Council*
- 2008 **Recognition of Support** – *Public School Employees*
- 2008 **Pearl Capoeaman Baller Award for Civic Involvement** – *Potlatch Fund*
- 2008 **Certificate of Appreciation** – *A Phillip Randolph Institute*
- 2008 **Certificate of Appreciation** – *Washington Indian Civil Rights Commission*
- 2007 **Champion for Children** – *Children’s Alliance*
- 2007 **Housing Hero** – *Low Income Housing Alliance*
- 2007 **Extraordinary Ordinary Woman Award** – *Highline Community College*
- 2007 **Native Sister Spirit Award** – *Native Action Network*
- 2007 **Certificate of Appreciation** – *Minority Executive Directors Coalition*
- 2007 **Elizabeth Peratovich Day Honoree** – *Tlingit & Haida Central Council*
- 2007 **Recognition of Contributions** – *The Evergreen State College*
- 2006 **Recognition of Achievement** – *Seattle Indian Health Board*
- 2006 **Champion of Youth** – *Boys & Girls Club of King County*
- 2004 **Strategic Leader for the 21st Century** – *Women of Color Empowered NW Asian Weekly*
- 2003 **Bernie Whitebear Unity Award** – *Minority Executive Directors Coalition*

VOLUNTEER WORK

- Current Member – Board, Native Action Network
- Current Member – Board, United Indians of All Tribes Foundation
- Current Member – Chair, Seattle Indian Services Commission Public Development Authority
- Current Member – Board Treasurer, Communities of Concern Commission
- Former Chair – Board of Trustees, Green River College
- Co-Founder – Native American Women Dialogue on Infant Mortality

- Foster Parent – took in 10 foster children

Seattle Indian Services Commission

June 2022

5 Members: Pursuant to Seattle Ordinance #103387 and Chartered in 1972, *All members subject to City Council confirmation, 3-year terms:*

- # City Council-appointed
- 1 Mayor-appointed
- 4 Other Appointing Authority-appointed (specify): Seattle Indian Services Commission Governing Council

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
4	F		1.	Chair	Claudia Kauffman	11/01/2022	10/31/25	4	Mayor
4	F		2.	Secretary/Treasurer	Iris Friday	10/31/17	10/31/20	6	Governing Council
4	F		3.	Member	Colleen Echohawk-Hayashi	01/01/18	12/31/20	2	Governing Council
4	M		4.	Member	Michael Reichert	12/01/19	11/30/22	2	Governing Council
4	F		5.	Member	Misha Averill	07/01/20	06/30/23	1	Governing Council

SELF-IDENTIFIED DIVERSITY CHART

	(1)		(2)		(3)		(4)		(5)		(6)		(7)		(8)		(9)	
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial					
Mayor		1						1										
Council																		
Other	1	3						4										
Total	1	4						5										

Key:

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

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

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

Diversity information is self-identified and is voluntary.



Legislation Text


File #: Appt 02244, **Version:** 1

Appointment of Kelabe Tewolde as member, Seattle Planning Commission, for a term to April 15, 2025.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Kelabe Tewolde		
Board/Commission Name: Seattle Planning Commission		Position Title: Member
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment	City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Appointing Authority: <input type="checkbox"/> City Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Term of Position: * 4/16/2022 to 4/15/2025 <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>	
Residential Neighborhood: Wedgewood	Zip Code: 98115	Contact Phone No.: [REDACTED]
Background: Mr. Tewolde is the Leadership Development Coordinator at Rainier Scholars. Prior to working at Rainier Scholars, Kelabe worked in Senator Patty Murray’s office in Washington DC, undertaking casework for constituents that were having difficulties with various government agencies including the FAA, Veterans Affairs, and the Office of Workers' Compensation Programs and working with the outreach team. Kelabe previously served on the Planning Commission as a Get Engaged member. Kelabe perspectives and experiences working with youth will be an important addition to the Planning Commission membership.		
Authorizing Signature (original signature):  Date Signed (appointed): 5/31/2022	Appointing Signatory: Bruce A. Harrell Mayor of Seattle	

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

Kelabe Tewolde

Education

Colgate University, Bachelor of Arts, Hamilton, NY May, 2018
Major/Minor: Political Science/ Educational Studies
Dean's Award for Academic Excellence Fall 2013
The School for Ethics and Global Leadership, Washington, DC May 2012

Work Experience

Rainier Scholars, *Leadership Development Coordinator*, Seattle, WA June 2021- Present

- Develop curriculum and instruct leadership workshops for our 6th-12th grade scholars
- Organize and plan grade level retreats
- Evaluate the needs of students and implement new ideas based on those needs
- Facilitate monthly seminars with our 6th and 7th grade scholars
- Recruit potential community partners to engage with our scholars at workshops
- Promote leadership and career opportunities with our middle and high school scholars

Rainier Scholars, *Academic Counselor*, Seattle, WA August 2018- Jun 2021

- Maintained consistent in person monthly check-ins with the 58 students on my caseload ranging from 6th-12th grade
- Generated the bridge between students, teachers, and families as a liaison and advocate for my scholars
- Evaluated the needs of students and implemented new ideas based on those needs
- Helped facilitate monthly seminars with our 6th and 7th grade scholars
- Hosted community gatherings for our scholars in their various schools to build stronger ties to each other

Office of Senator Patty Murray, *Casework & Outreach Intern*, Seattle, WA March 2016- January 2017

- Developed knowledge of casework that pertain several federal agencies
- Opened, drafted and closed cases in Intranet Quorum (IQ)
- Wrote and edited responses from constituent letters and requests addressing diverse needs and streamlining communication
- Organized and reported back on meetings with staff and local community groups while staffing events for Senator Murray

Office of Senator Patty Murray, *Legislative Intern*, Washington, DC May 2014- July 2014

- Attended hearings and briefings related to Education and Veterans Affairs and reported back to the Legislative Assistants
- Organized the budget information from the past few years on Education spending
- Wrote and edited responses from constituent letters and requests
- Fielded calls from constituents and other Senate offices

Service Experience

The Seattle Planning Commission, *Get Engaged member*, Seattle, WA October 2020- October 2021

- Advised the Mayor, City Council and City departments on broad planning goals
- Reviewed and edited Seattle's Comprehensive Plan
- Wrote a letter of support for the Permanent Supportive Housing legislation developed by Councilmember Lewis
- Collaborated with commission members to prioritize equity in potential policies and city plans

Colgate University, *Presidential Search Committee*, Hamilton, NY February 2015-September 2015

- Organized an event for students to suggest what qualities they wanted in the 17th president of Colgate University
- Identified and discussed values the Colgate community would want in the 17th president
- Interviewed potential candidates and evaluated their potential as a college president

Activities

SGA, *Chief of Staff and Senior Executive Advisor*, Hamilton, NY April 2017-January 2018

- Maintained and strengthened relationships with student groups on campus
- Advised the President and Vice President of the SGA on potential initiatives

Language: Conversational in Tigrinya

Seattle Planning Commission

MAY 2022

16 Members: Pursuant to SMC 3.6, all members subject to City Council confirmation, 3-year terms (except for position 16 which serves a one-year term and is a Get Engaged member):

- 7 City Council-appointed
- 8 Mayor-appointed
- 1 Other Appointing Authority-appointed (specify): Planning Commission

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
6	F	3	1.	Member	McCaella Daffern	4/16/19	4/15/22	1	City Council
3	F	3	2.	Member	Dhyana Quintanar Solares	4/16/19	4/15/22	1	Mayor
6	F	2	3.	Member	Lauren Squires	4/16/19	4/15/22	1	City Council
2	M	5	4.	Member	Kelabe Tewolde	4/16/22	4/15/25	1	Mayor
7	F	5	5.	Member	Jamie Stroble	4/16/19	4/15/22	1	City Council
6	M	5	6.	Member	Mark Braseth	4/16/20	4/15/23	1	Mayor
9	M	6	7.	Member	Roque de Herrera	4/16/20	4/15/23	1	City Council
1	F	5	8.	Member	Radhika Nair	4/16/20	4/15/23	1	Mayor
6	M	1	9.	Member	Matt Hutchins	4/16/20	4/15/23	1	City Council
6	F	2	10.	Member	Alanna Peterson	4/16/20	4/15/23	1	Mayor
3	M	3	11.	Member	Julio Sanchez	4/16/21	4/15/24	2	City Council
9	F	5	12.	Member	Rose Lew Tsai-Le Whitson	4/16/21	4/15/24	1	Mayor
6	M	4	13.	Member	David Goldberg	4/16/21	4/15/24	2	City Council
2	F	5	14.	Member	Patience Manzezulu Malaba	4/16/21	4/15/24	1	Mayor
6	M	4	15.	Member	Rick Mohler	4/16/21	4/15/24	2	Commission
6	F	4	16.	Get Engaged	Austin Moreman	9/1/21	8/31/22	1	Mayor

SELF-IDENTIFIED DIVERSITY

CHART

			(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)		
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	2	6			1	2	1			3			1
Council	4	3					2			4	1		
Other	1									1			
Total	7	9			1	2	3			8	1		1

Key:

- *D List the corresponding Diversity Chart number (1 through 9)
- **G List gender, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown
- RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

File #: Appt 02274, **Version:** 1

Reappointment of Cesar A. Garcia Garcia as member, Equitable Development Initiative Advisory Board, for a term to February 28, 2025.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Cesar A. Garcia Garcia</i>		
Board/Commission Name: <i>Equitable Development Initiative Advisory Board</i>		Position Title: <i>Board Member</i>
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>mm/dd/yy.</i>	Term of Position: * <i>3/1/2022</i> to <i>2/28/2025</i> <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>Lake City</i>	Zip Code: <i>98165</i>	Contact Phone No:
<p>I truly believe that by having this opportunity I will do my best to contribute my experience as someone who has lived in the North end for almost 10 years, but also one who has lived, worked (as an interpreter and Community Liaison) and more importantly understands other areas of the City. Additionally, I'd like to bring the living experience of a first generation immigrant who didn't know how to access government and at some point made the decision to move his family of 5 (including 3 small children) out of Seattle due to the increasing pressures in the city. My intent is to be objective and not lose sight of the Equity Objectives and Drives outlined in Part 3 of the ED Implementation Plan (OPCD, 2016). Last but not least, I pledge to listen, collaborate with other board members, read and make the majority of the meetings, if not all, as I have done with other groups in the past.</p>		
Authorizing Signature (original signature):  Date: <i>6/3/2022</i>		Appointing Signatory: <i>Bruce A. Harrell</i> <i>Mayor of Seattle</i>

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

EXPERIENCE

Co-Founder of Lake City Collective, Seattle, WA (since January 2018).

- Co-directing a community-based organization formed to empower minorities in the north end of Seattle-King County.

Community Liaison for the City of Seattle, Seattle, WA (since July, 2016)

- Independent contractor doing outreach work to underrepresented communities in Seattle's neighborhoods.

WA State Certified Spanish interpreter, Seattle, WA (since November 2003)

- Independent contractor providing a professional bridge of communication in a variety of fields such as: health, social services, courts, education and conferences.

Community Ambassador for the South Park Action Agenda, Seattle, WA (September 2008 – October 2009)

- As part of this program our focus was to help neighbors connect with each other and to inform them of the developments occurring within the neighborhood.

Resident Advisor for Multifaith Works, Seattle, WA (March, 2007 – October 2009)

- Duties included overseeing residents enrolled in the organization's Transitional Housing Program, and assisting with conflict resolution and referral.

Relevant Training

- Puget Sound Sage – Community Real State Stewardship Team (CREST) Cohort. Participant representing the Lake City Collective organization (since July 2019)
- Nonprofit Assistance Center – NAC 2019 Organizational Capacity Building Cohort. Participant representing the Lake City Collective organization (March – December 2019)
- Conflict Resolution and Leadership Skills with organizations such as the Pomegranate Center and the Non-Profit Assistance Center. Seattle, WA (2009)

- Documents available upon request.

Equitable Development Initiative Advisory Board

13 Members: Pursuant to *Ordinance 119887*, *all* members subject to City Council confirmation.

- a) Initial members in positions 3, 6, 9, 12, and 13 shall be members of the Equitable Development Initiative’s Interim Advisory Board as of the effective date of this ordinance
 - b) The initial terms for positions 1, 3, 4, 6, 8, 10, and 13 shall be one year
 - c) The initial terms for positions 2, 5, 7, 9, 11, and 12 shall be two years
 - d) All subsequent terms shall be for three years. With the exception of initial positions 3, 6, 9, 12, and 13 no member shall serve more than two consecutive three-year terms
- **3** City Council-appointed
 - **3** Mayor-appointed
 - **7** Other Appointing Authority-appointed (specify): Initial appointments by Interim Advisory Board, subsequent appointments by Advisory Board

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
			1.	Member	Cesar A. Garcia Garcia	3/1/2022	2/28/2025	2	Mayor
			2.	Member	Evelyn Allen	3/1/2021	2/28/2023	1	Mayor
			3.	Member	Vacant	3/1/2022	2/28/2025		Mayor
			4.	Member	Lindsay Goes Behind	3/1/2022	2/28/2025	1	City Council
			5.	Member	Abdirahman Yusuf	3/1/2021	2/28/2023	1	City Council
			6.	Member	Kaleb Germinaro	3/1/2022	2/28/2024	1	City Council
			7.	Member	Mark R. Jones	3/1/2021	2/28/2023	1	Board
			8.	Member	Jamie Madden	3/1/2022	2/28/2024	1	Board
			9.	Member	Willard Brown	3/1/2021	2/28/2023	1	Board
			10.	Member	Diana Paredes	3/1/2022	2/28/2025	1	Board
			11.	Member	Quanlin Hu	3/1/2021	2/28/2023	1	Board
			12.	Member	Maria – Jose “Cote” Soerens	3/1/2021	2/28/2023	1	Board
			13.	Member	Sophia Benalfew	3/1/2022	2/28/2025	1	Board

SELF-IDENTIFIED DIVERSITY CHART

					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor													
Council													
Other													
Total													

Key:

- *D List the corresponding *Diversity Chart* number (1 through 9)
- **G List *gender*, **M**= Male, **F**= Female, **T**= Transgender, **NB**= Non-Binary **O**= Other **U**= Unknown
- RD** Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text


File #: Appt 02253, **Version:** 1

Reappointment of William H. Southern Jr. as member, Community Involvement Commission, for a term to May 31, 2024.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: William H. Southern, Jr.		
Board/Commission Name: Community Involvement Commission		Position Title: District 5 Member
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input checked="" type="checkbox"/> Council <input type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>mm/dd/yy.</i>	Term of Position: * 6/1/2022 to 5/31/2024 <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: Wedgewood/Meadowbrook	Zip Code: 98115	Contact Phone No.:
Background: Bill Southern originally from the state of Rhode Island, moved to Seattle in 1978 and lives in the Meadowbrook/ Wedgewood area. Bill has a background in media, public affairs, community relations and outreach. He worked for the Washington State Department of Transportation (WSDOT) as an Affirmative Actions Officer and later promoted as the Public Affairs Officer for the 1.46 billion dollar Interstate 90 Completion Project, where he gained notoriety as the department spokesperson during and after the sinking of the I-90 Bridge in 1990. Bill went on to serve as the Public Affairs Director for WSDOT's NW Region. From there he served as the Director of Public Affairs and District Communications for the Seattle School District. Bill retired in 2013 from Special Olympics Washington having served as its Director of Public Affairs.		
Authorizing Signature (original signature):  Date Signed (Appointed): 04/28/2022	Appointing Signatory: Tammy Morales Seattle City Council Member District 2	

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

William H. Southern, Jr.



Skills and Qualifications

- Over 25 years' supervisory experience in customer service and outreach
- Skilled in the development of programs and initiatives
- Acute understanding of networking concepts and the ability to build and maintain strong working relationships
- Proven crisis communications management specialist
- Skilled at conducting and facilitating training sessions, orientations and focus groups
- Ability to administer agency-wide programs and resources
- Excellent oral and written communications skills
- Practiced in the delivery of persuasive public presentations to diverse audiences.
- Thoroughly enjoy working on cross-functional and cross-departmental teams
- Skilled in marketing, public and community relations, outreach and media
- Flexible/Adaptable - Good Communicator
- Resourceful - Open to Change
- Evaluative – Organized
- Consistent – Delegator – Confident
- Respectful - Proactive vs. Reactive
- Enthusiastic - Interested in Feedback

Management and Leadership Skills

- Solid negotiation and outreach skills

- Ability to collect, analyze, and facilitate the flow of information and serving as an informational resource and advocate
- Experienced and skilled in the decision making process, problem solving, organizing and prioritizing task
- Trained in cross-cultural communications and interpersonal skills
- Developed, implemented and administered a one stop customer service policy in Seattle schools
- Hearing, investigating, and responding to complaints and concerns and intervening to defuse potentially hostile situations involving angry and/or unruly customers/clients
- Regularly reviewed organizational performance of goals and objectives as needed to ensure compliance with approved communications, operating and business plans.

Work History

Director, Public Affairs, Outreach and Corporate Development

Special Olympics Washington

Seattle, WA

6/2005 - 1/2013

Director, District Public Affairs & Communications

Seattle Public Schools

Seattle, WA

7/1999 - 8/2003

Director, Public Affairs NW Region

Washington State Department of

Transportation

Seattle, WA

1/1985 - 7/1999

Local Veteran Employment Representative Washington State Employment Security

Bellevue, WA

11/1981 - 1/1985

Education

Goodwill

Certificate of completion-MS Word

12/2014

Certificate of Completion-Microsoft Excel

7/2013

The Pacific Institute

Certificate of Completion-Thought Patterns for High Performance

4/2010

Harvard University Graduate School of Education

Certificate of Completion-Public Engagement

3/2000 - 11/2000

University of Washington

Certificate of Completion-Business Administration

6/1990

University of Rhode Island

Studied Psychology and Sociology

Military experience

United States Air Force-Westover, Massachusetts

Honorable discharge

1970-1972

Community Involvement Commission

Sixteen Members: Pursuant to Ordinance 125192, all members subject to City Council confirmation, one – and two-year terms for the initial round of appointments, two-year terms thereafter:

- 7 City Council-appointed
- 7 Mayor-appointed
- 2 Other Appointing Authority-appointed (specify): Commission-selected

Roster:*Updated 4/20/22

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
5	F	1	1.	City Council District #1	Jasmine Aryana	6/1/20	5/31/22	1	City Council
		2	2.	City Council District #2	VACANT	6/1/21	5/31/23	1	City Council
		3	3.	City Council District #3	VACANT	6/1/20	5/31/22	1	City Council
2	F	4	4.	City Council District #4	Martha Lucas	6/1/21	5/31/23	1	City Council
2	M	5	5.	City Council District #5	William H. Southern Jr.	6/1/22	5/31/24	2	City Council
9	F	6	6.	City Council District #6	Kristine Dillin	6/1/21	5/31/23	1	City Council
		7	7.	City Council District #7	VACANT	6/1/20	5/31/22	1	City Council
2/9	F	6	8.	Member At Large	Julia Jannon-Shields	6/1/21	5/31/23	1	Mayor
			9.	Member At Large	VACANT	6/1/22	5/31/24	1	Mayor
			10.	Member At Large	VACANT	6/1/21	5/31/23	1	Mayor
2	F	6	11.	Member At Large	Ahoua Koné	6/1/22	5/31/24	1	Mayor
1	F	6	12.	Member At Large	Saba Rahman	6/1/21	5/31/23	1	Mayor
2	M	7	13.	Member At Large	Robert Radford	6/1/22	5/31/24	1	Mayor
6	F	2	14.	Get Engaged Member	Oksana Reva	9/1/21	8/31/22	1	Mayor
2	M	7	15.	Commissioner	Marcus White	6/1/21	5/31/23	1	Commission
1	F	6	16.	Commissioner	Carol Redfield	6/1/20	5/31/22	2	Commission

SELF-IDENTIFIED DIVERSITY CHART

	(1)		(2)		(3)		(4)		(5)		(6)		(7)		(8)		(9)	
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial					
Mayor	1	4			1	3*				1								1*
Council	1	3				2			1									1
Other	1	1			1	1												
Total	3	8			2	6			1	1								2

*One Commissioner identifies as both (2) and (9) so totals will be different

Key:

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

Diversity information is self-identified and is voluntary.



Legislation Text

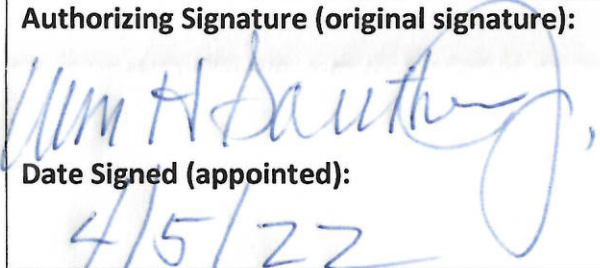
File #: Appt 02254, **Version:** 1

Appointment of Marcus White as member, Community Involvement Commission, for a term to May 31, 2023.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Marcus White		
Board/Commission Name: Community Involvement Commission		Position Title: Commissioner
<input checked="" type="checkbox"/> Appointment <i>OR</i> <input type="checkbox"/> Reappointment	City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Appointing Authority: <input type="checkbox"/> City Council <input type="checkbox"/> Mayor <input checked="" type="checkbox"/> Other: <i>Commission Selected</i>	Term of Position: * 6/1/2021 to 5/31/2023 <input checked="" type="checkbox"/> <i>Serving remaining term of a vacant position</i>	
Residential Neighborhood: Queen Anne	Zip Code: 98109	Contact Phone No.:
Background: <i>Marcus White grew up in the Atlanta Area and has lived in Seattle for over 2 years. With a background in the accounting profession, Marcus wants to use an organized, disciplined approach to help temper the chaotic, frenetic nature of our beloved city and its governmental affairs. He has resided all over Seattle (Capitol Hill, Central District, and Queen Anne). He is becoming increasingly aware of the acute challenges the city faces such as the permanent housing crisis and racial equity and inclusion and wants to help ease the tension and augment the city's commendable qualities.</i>		
Authorizing Signature (original signature): 	Appointing Signatory: William H. Southern, Jr. District 5 Member, Designated Community Involvement Commission Signatory	
Date Signed (appointed): 4/5/22		

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

OBJECTIVE

To help busy, growing companies that are short on time the ability to focus the majority of their precious time, resources, and energy on revenue-generating activities in their chosen industry by handling the day to day accounting and bookkeeping duties.

SKILLS & ABILITIES

Organization is one of my superpowers, well versed in QuickBooks Online, Month end Cash Reconciliations, Operations Management, Intermediate knowledge of Microsoft Excel (V-lookups, Pivot Tables), Adept at Microsoft office and other enterprise software, Familiar with Adobe Software, Ability to handle a lot of responsibility and can keep up with large amount of document responsibility, Understands the level of attention to detail and focus desired to do well in Accounting, Responsive, Reliable, Trustworthy, 4+ years of experience working in the Accounting Field.

EXPERIENCE

PRESIDENT, OPTIMAL ACCOUNTING LLC

September 2016-Current

- Make sure pristine and immaculate accounting records are kept and accessible
- Perform Bank Account Reconciliations for depository accounts
- Administer relevant accounting software (Quickbooks, Zoho Books, etc.)
- Financial statement preparation
- Help clients to plan, budget, and effectively strategize through different avenues such as financial analysis, contingency planning, and monitoring cash flow to ensure company is moving in positive direction
- Secure outstanding A/R amounts to augment revenue (Bi-Monthly).

INVESTMENT ACCOUNTING ANALYST, MAG MUTUAL INSURANCE COMPANY

November 2015-April 2017

- Held responsible for month end accounting duties for subsidiary company (PSIC)
- Performed multiple month end reconciliations (Cash, Premium/Discount, Gain/Loss, General Ledger)
- Employed in a workspace that demanded a high level of organization, careful attention to detail, and viable communication skills
- Responsible for paying quarterly taxes on time, keeping accurate records

ACCOUNTING INTERN, SESSOMS AND VIRGUEZ , LLC

May 2015-November 2015

- Actively monitored 500+ client Accounts using QuickBooks software and kept balances current to maintain the overall integrity of the books

- Responsible for resolving issues within client accounts, to match internal records with what should in the client file
- Organized and kept track of all financially relevant files for the business, such as IRS notices, invoices, etc. and kept track of them on a monthly basis.
- Analyzed Revenue and looked for trends, opportunities and growth in the data, also performed pertinent reconciliations on a weekly and monthly basis
- Worked extensively in QuickBooks creating new client entries, accepting payments, and creating invoices

TAX ASSOCIATE , REVOLUTION FINANCIAL SOLUTIONS

January 2015-April 2015

- Prepared Georgia and other state income tax returns, including part year and non-resident state tax returns
- Reviewed clients’ data to determine reportable items of income and expense to efficiently prepare return with minimal error
- Researched complex tax issues such as treating taxable income using computerized and print research services
- Analyzed investment accounts to determine taxability of investment income and security transactions

TAX INTERN , RYAN, LLC

May 2014-August 2014

- Performed consulting duties, made phone call to retrieve tax valuation data, and extensive tax research
- Assisted managers with projects of different scope ranging from analyzing tax data from other offices, to compiling useful data to aid managers

EDUCATION

GEORGIA STATE UNIVERSITY – ATLANTA- ACCOUNTING DEGREE- MAY 2015

Graduated in 4 years with a 3.45 overall GPA.

COMMUNICATION

We understand communication is mostly about listening and not talking. We listen to what you desire from us for your business, not just your needs and meet the task based on the standards you set, not ours.

LEADERSHIP

Atlanta Rotaract Club Treasurer, Dates: June 2016-Current

UNCF/KOCH Scholars Program Head of Mentorship, February 2017-Present

REFERENCES

References available upon request

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Mayor	1	3			1	3*							1*
Council	1	3				2			1				1
Other	1	1			1	1							
Total	3	7			2	6			1				2

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Legislation Text

File #: Res 32056, **Version:** 1

CITY OF SEATTLE

RESOLUTION _____

A RESOLUTION related to the City Light Department; adopting a 2023-2028 Strategic Plan Update for the City Light Department and endorsing the associated six-year rate path.

WHEREAS, in consultation with the Mayor and the City Council, the City Light Department (“City Light”)

initiated the strategic planning process in 2010 to provide more transparency and accountability for decision-making within City Light; and

WHEREAS, Resolution 31383, adopted in July 2012, approved City Light’s 2013-2018 Strategic Plan and six-year rate path, and directed the utility to review and update the Strategic Plan every two years, adding two years to the Strategic Plan and re-evaluating the remaining four years of the existing Strategic Plan; and

WHEREAS, since 2012, City Light has revised and updated its Strategic Plan biennially, and has provided annual reports on the progress of Strategic Plan initiatives to the appropriate City Council committee; and

WHEREAS, the 2020 strategic planning process was impacted by COVID-19 and related pandemic response efforts, and the original 2021-2026 Strategic Plan has been amended to be a 2022-2026 Strategic Plan that covered a five-year period; and

WHEREAS, City Light resumed a six-year planning cycle and is delivering an update to last year’s plan, the 2023-2028 Strategic Plan Update (Attachment 1 to this resolution); and

WHEREAS, the Strategic Plan is foundational to the development of City Light’s budget and establishing a six-year rate path that supports budgeted programs and activities; and

WHEREAS, City Light conducted extensive outreach regarding the Strategic Plan, with customer and stakeholder group meetings, neighborhood open houses, limited-English-proficiency customer outreach, a market research survey, and social media outreach; and

WHEREAS, the resulting 2023-2028 Strategic Plan Update, which includes a six-year rate path, is a framework of strategies that respond to industry challenges, effect organizational change, promote diversity and inclusion, and further the Mayor's Vision for Seattle. The 2023-2028 Strategic Plan Update expands on the five business strategies introduced in the 2022-2026 Strategic Plan adopted last year. The five business strategies are: (1) Improve the customer experience; (2) Create our Energy Future; (3) Develop Workforce and Organizational Agility; (4) Ensure Financial Health and Affordability; and (5) We Power, which highlights our core mission of providing customers with affordable, reliable, and environmentally responsible energy services; and

WHEREAS, per Ordinance 123256, the City Light Review Panel ("Review Panel") is charged with representing City Light ratepayers and with reviewing and assessing City Light's strategic plans; and

WHEREAS, since 2013 the Review Panel has reviewed City Light's progress in carrying out the Strategic Plan on a quarterly basis and has also reviewed the Utility's proposed changes for the 2023-2028 Strategic Plan Update; and

WHEREAS, the Review Panel, in its letter dated May 3, 2022 (Attachment 2 to this resolution), supports the Plan Update and has identified several challenges facing City Light in the next few years, including inflation higher than any time in the last 40 years, supply chain interruptions increasing the cost and time needed to complete capital projects, a labor market in which it is very difficult to attract employees with the skills needed by the utility, growing accounts receivables balance, limited availability of customer assistance programs needed in order to meet the City's electrification goals, all of which combine to indicate the next few years will be a highly uncertain period in which to project operational costs and rates; and

WHEREAS, the City Council has reviewed the Strategic Plan Update, the associated six-year rate path, the recommendation of the Review Panel, and the results of customer and stakeholder engagement; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE MAYOR CONCURRING, THAT:

Section 1. The City Council adopts City Light’s 2023-2028 Strategic Plan Update (the “Strategic Plan”), a copy of which is attached to this resolution as Attachment 1 and incorporated by reference.

Section 2. To achieve the goals of the Strategic Plan, the annual rate increases for the following six years as shown in the table below are endorsed.

2023	2024	2025	2026	2027	2028
4.5%	4.5%	3.0%	3.0%	3.0%	3.0%

Adopted by the City Council the _____ day of _____, 2022, and signed by me in open session in authentication of its adoption this _____ day of _____, 2022.

President _____ of the City Council

The Mayor concurred the _____ day of _____, 2022.

Bruce A. Harrell, Mayor

Filed by me this _____ day of _____, 2022.

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment 1 - Seattle City Light 2023-2028 Strategic Plan Update

Attachment 2 - City Light Review Panel Comment Letter on Proposed 2023-2028 Seattle City Light Strategic Plan Update



Seattle City Light



STRATEGIC PLAN UPDATE

2023-2028

READY, SET, GO



As a public utility, our customers and the communities we serve help to define Seattle City Light's goals. We, in turn, deliver affordable, reliable, and environmentally responsible power. And we strive to keep the power on, even in challenging situations like extreme weather, population growth, and ever-changing business demands. And as we're learning in 2022, with supply chain disruptions, inflation, and the "great resignation," it's not easy, but no one ever said it would be.

City Light has met the unparalleled challenges of the past two years with resilience, ingenuity, and determinedness. This is to the credit of our incredible workforce and the understanding that no matter the disruptions we face, we are a team with a clear vision of where we want to go and a map for getting there. City Light's Strategic Plan is our guide. It reminds us of our shared purpose and keeps us pointed in the direction of our long-term goals while we navigate the uncertainty of the present. Having a north star has never been more important.

Since 2012, City Light has developed a full Strategic Plan every six years to outline the key strategies that guide our work. We update this plan regularly to reflect current conditions, report on our progress, and make necessary adjustments. This includes incorporating customer, community, and employee feedback to ensure our plans and our day-to-day work continue to reflect diverse needs and perspectives.

In May 2021, the City Council and Mayor adopted a five-year 2022–2026 Strategic Plan, having deferred a planning year during the pandemic. This update puts us back on our regular six-year trajectory. More than that, it's an opportunity for us to add detail and further clarify our shared goals as we move into a post-pandemic reality. The 2022–26 plan helped us keep our sights set on the future as we dealt with the disruption of the pandemic. With that disruption receding, it's time to get going. That's what this update is about—acknowledging the progress we've made, reaffirming our vision, and putting our strategies into action. Ready, set, go!

ACCOMPLISHMENT HIGHLIGHTS

City Light is already making progress on the Strategic Plan. Below are some key accomplishments that highlight work that is underway.

Delivering Power in Extreme Weather

From windstorms and record snow in the winter and fall to record-breaking triple-digit temperatures in the summer, 2021's extreme weather caused many large-scale outages and high peak energy usage. Through it all, City Light responded quickly and safely to get the power back on and manage power loads to ensure the system could accommodate increased use.

Creating Shelter for Unhoused Neighbors

Working with other City of Seattle partners, City Light has turned its former Power Control Center on Roy Street in Seattle's Uptown neighborhood into a 24-hour shelter for up to 40 unhoused individuals. The Seattle Indian Center will manage the shelter.

Expanding Access to Electric Vehicle Charging

City Light continues efforts to install and operate publicly accessible electric vehicle fast chargers throughout its service area. In 2021, City Light installed six new rapid chargers in its franchise cities, including five in Tukwila and one in downtown Burien. In addition, City Light partnered with King County Metro and the City of Tukwila to develop and open a charging facility for Metro's new fleet of all-electric buses. The facility supports efforts to provide accessible electrified public transit for south King County communities and reduces air and noise pollution throughout the region.

Earning a Place on the Clean Energy Leaderboard

In April 2021, the Smart Electric Power Alliance (SEPA), a nonprofit organization that envisions a carbon-free energy system, announced that City Light earned a spot on its 2021 Utility Transformation Leaderboard. The recognition results from City Light's participation in SEPA's Utility Transformation Challenge—an assessment of U.S. electric utilities' efforts to embrace the transition to a clean and modern energy future.





Greening Up Our Community

City Light and the Washington State Housing Finance Commission's (WSHFC) Sustainable Energy Trust were selected as 2021 Green Power Leadership Award winners by the Center for Resource Solutions. The award recognized the two agencies for removing barriers for low- and moderate-income communities to install solar energy projects. Along with affordable financing through WSHFC's Sustainable Energy Trust, communities can access funding through City Light's Green Up Community Program. When customers participate in Green Up, City Light purchases regional renewable energy credits on their behalf to fund community rooftop solar projects.

Customer Assistance

City Light continues its focus on ensuring all customers have access to clean energy, no matter their income. No one should be without power. We are working with City and community partners to increase the effectiveness of our utility bill assistance programs.

Customer Technology

City Light is improving customer-facing technologies to give customers the tools they need to manage their accounts and services. This work is part of the Utility Technology Roadmap, a strategic document created in 2021 that provides a comprehensive plan for our technology portfolio investments.

Organizational Change Management Office

City Light has established a formal change management program to provide consistent structure, standards, training, coaching, and resources to help employees adapt to, and make the most of, changing job functions, business processes, and technology. The program has dedicated staffing, and initial projects are underway.

Exploring Renewable Hydrogen with the Port of Seattle

In 2021, a team led by City Light, Pacific Northwest National Laboratory and Sandia National Laboratories began exploring a potential shift from fossil fuel to clean hydrogen fuel to power medium- and heavy-duty vehicles at the Port of Seattle. Clean hydrogen fuel is expected to significantly reduce greenhouse gas emissions, particularly in the maritime and trucking industries, which are harder to decarbonize. This work is supported by two awards from the U.S. Department of Energy totaling \$2.12 million to help meet emission reduction goals set by City Light and the Port.

Resetting Skagit Hydroelectric Project Relicensing

Climate change makes the carbon-free energy produced by the Skagit River Hydroelectric Project vital to our customers and an important part of today's solution to global climate change. It's also true that our infrastructure has a significant impact on the native lands and culture of Tribes and First Nations, and the dams that power the Northwest are challenging for fish, particularly salmon. When City Light received feedback that the relicensing process was not going well for our partners, we recognized the need for change. Over the last year, we improved our relationships with participating Tribes and agencies by making collaboration the centerpiece of the relicensing process. We also committed to go beyond basic dam mitigation to improve the Skagit watershed and its salmon runs.

Replacing Aging Infrastructure

The Boundary Hydroelectric Project installed a brand new 772,000-pound rotor (rotating component) and refurbished stator (stationary component) in one of its six generators as part of a comprehensive rehabilitation project. This upgrade will enable the generator to operate at improved efficiency, increasing energy output and providing carbon-free, reliable power for the next 40+ years.

ACCOMPLISHMENT HIGHLIGHTS

OUR STRATEGIES



The update is organized around the following business strategies:

- 1 Improve the Customer Experience**
- 2 Create our Energy Future**
- 3 Develop Workforce & Organizational Agility**
- 4 Ensure Financial Health & Affordability**
- 5 We Power**

The fundamentals of the Strategic Plan remain unchanged for the 2023–2028 update. We are delivering on our investments to maintain current service levels and additional strategic investments to enhance service and improve productivity. This plan update further describes the steps City Light is taking.

1 IMPROVE THE CUSTOMER EXPERIENCE

We are focused on engaging with our customers and helping employees see the impact of their actions from the customers' perspective.

We are making investments to enhance accessibility, offer new program choices, and better meet our customers' diverse needs.



PROJECTS, INITIATIVES, ACTIVITIES	WHAT DOES IT LOOK LIKE?
<p>Integrate the 'voice of the customer' into our organizational culture</p>	<p>Implement a Customers First strategy that enables us to keep customers' diverse needs and perspectives front and center when making decisions, developing programs, and delivering services.</p>
<p>Strengthen and fix core customer services</p>	<p>Evaluate and redesign our portfolio of utility assistance programs to ensure our customer assistance and affordability programs are accessible and effective, and help as many eligible customers as possible.</p> <p>Establish a specialized customer support team to address complex billing issues and implement new billing processes to improve customer interactions and address billing issues.</p> <p>Implement service-to-bill recommendations to reduce delivery times for new service connections.</p>
<p>Expand customer service options</p>	<p>Launch the Renewable Plus program, digital marketplace, and demand response pilot to improve demand-side management and energy-efficiency options to help customers meet their sustainability goals.</p> <p>Implement customer technology projects to enable us to give customers more self-service opportunities.</p>

2 CREATE OUR ENERGY FUTURE

Our energy future is based on carbon-free renewable resources. Moving away from fossil fuels will require significant commitments and partnerships. New infrastructure is needed to ensure electricity can be accessed wherever and whenever people need it. Similarly, customers will need more options for accessing and paying for electricity.

Creating our energy future involves:

- Responsibly growing demand for clean energy through electrification.
- Investing in access to low-cost carbon-free renewable power.
- Building and maintaining a smart, resilient, flexible, dynamic, and reliable grid infrastructure.
- Preparing for the increased integration of distributed energy resources and more customer options.
- Working to reverse historic inequities and avoid collateral harm to underserved populations by intentionally prioritizing their needs.

PROJECTS, INITIATIVES, ACTIVITIES	WHAT DOES IT LOOK LIKE?
Utility Next Portfolio	Compete for state and federal grants , including major investments being made available by the Infrastructure Investment and Jobs Act that will augment and accelerate progress in grid modernization and electrification and reduce costs to ratepayers.
Grid modernization program	Implement grid modernization projects and programs to enhance and update our grid to support our customers as more buildings and transportation become electric.
Implement electrification plans	Develop and implement strategies and new programs to support building electrification and invest in transportation electrification infrastructure.
Integrate distribution system and resource planning	Implement an integrated distribution, transmission, and generation resource planning framework to directly connect those three major segments of our system. The framework will incorporate the new grid architecture, including distributed energy resources, and ensure that the overall supply resource plan meets strategic and policy objectives as well as regulatory requirements.
Demonstrate leadership in western market development	Provide leadership to develop a coordinated Western energy market to enable the integration of carbon-free resources, enhance reliability, and support increased planning and operational efficiency in the region.

3

DEVELOP WORKFORCE & ORGANIZATIONAL AGILITY

Our industry is transforming quickly, and so are our customers' needs. We must invest in our people and processes to enable them to thrive in this transformational environment. We are building an organization that is nimble, adaptive, and responsive by investing in strong change management, workforce development, and new technology resources. And we are cultivating a workforce with the skills and knowledge to align with evolving business needs and to advance social justice.

PROJECTS, INITIATIVES, ACTIVITIES	WHAT DOES IT LOOK LIKE?
Organizational change management program	Launch and grow an organizational change management program to help employees prepare and seamlessly adapt to changing job functions, business processes, and technology.
Build an agile workforce	Develop and implement a future of work strategy that encompasses reimagining the workspace for a hybrid work environment; broadening recruitment to reach a more diverse applicant pool; enhancing employee development and training; and developing a culture of accountability and outcomes.
Continued implementation of the Utility Technology Roadmap	Develop and implement policies, procedures, and standards for governance, data management and application implementation. Right-size the plan to ensure that the work can be done effectively and successfully; and real-size the plan to align with industry cost benchmarks.

4

ENSURE FINANCIAL HEALTH & AFFORDABILITY

Financial stability is essential to everything we do. Responsible financial planning makes it possible to develop innovative energy solutions, plan for critical investments, and keep our rates affordable.

We are focused on supporting long-term affordability in Seattle by offering rates that are transparent, understandable, reasonable, and equitable for all customers, including vulnerable populations. This commitment includes developing a sustainable and predictable approach to setting rates over time and providing new pricing options to help customers manage their energy bills through efficient use of our products and services.

PROJECTS, INITIATIVES, ACTIVITIES	WHAT DOES IT LOOK LIKE?
Control rate increases	Improve reporting, analysis, and controls to foster strong fiscal management and accountability at all levels. Cost control and prudent budgeting will enable us to deliver incremental, affordable rate increases that resemble inflation.
Price services for the future	Deliver a new time-of-day rate option and other enhancements to customer pricing plans to refine price signals and give customers more control over their bills.
Road to recovery	Implement a comprehensive, customer-focused road to recovery . This process will include the expansion of repayment and financial assistance options to help customers as they emerge from the COVID-19 pandemic.

5 WE POWER

“We Power” refers to our core mission as a utility—to provide our customers with affordable, reliable, and environmentally responsible energy services. This is central to all we do, and our organizational values describe the way employees deliver on that core purpose.

Our commitment to our core business operations and delivering value to our customers includes:

- Continuing to advance our mission to provide our customers with the energy services they need by responsibly maintaining our key assets and infrastructure.
- Prioritizing diversity, equity, and inclusion in all that we do.
- Actively managing and mitigating the constraints, risks, and uncertainty of operating in a COVID-adjusted environment.

PROJECTS, INITIATIVES, ACTIVITIES	WHAT DOES IT LOOK LIKE?
We Power	Develop dashboards for each line of business to track our progress and hold ourselves accountable.
Skagit relicensing*	Relicense the Skagit River Hydroelectric Project under the Federal Energy Regulatory Commission so that the project can continue to provide clean, carbon-free energy while also safeguarding the cultural and natural resources of the area.
Prioritize investment in core infrastructure*	<p>Prioritize investments in core infrastructure and incorporate new concepts and technologies to accelerate grid modernization.</p> <p>Evaluate and adjust business processes to ensure design and planning supports advancements in our customer-facing services.</p>

* New for 2023–2028 update

INITIATIVE SPOTLIGHTS

Market Development

Western states are increasingly challenged to safely provide cost-effective, reliable electricity from diverse resources across a complex grid and a geographically diverse region. Climate change, drought, and reduced fossil fuel and hydropower resources have exacerbated this task. Meanwhile, customer demand for more and cleaner electricity is increasing due to transportation electrification, building electrification, and increased commercial development. City Light is coordinating with other energy leaders across the West on regional efforts to drive energy market solutions that can improve market efficiencies, leverage diverse resources, achieve carbon reduction goals, and increase reliability in the West. Through participation in efforts like the Western Energy Imbalance Market, the Western Resource Adequacy Program, and the West Markets Exploratory Group, City Light is helping create a more modern electric grid to deliver a cleaner, reliable, and more affordable energy future for everyone.

Investment in Critical Infrastructure

City Light is prioritizing investments in core infrastructure. Thanks to committed crews and staff, we have significantly accelerated our pole replacement schedule—our goal is to replace 1,700 utility poles by the end of 2022. We are also continuing work to upgrade transformers and switchgear at substations, in addition to other system resiliency enhancements.



Skagit Relicensing

City Light is in the process of relicensing the Skagit River Hydroelectric Project, a series of three dams that provides 20 percent of City Light's power. Renewing our federal operating license will allow the Skagit Project to continue producing clean, carbon-free energy while also safeguarding the area's cultural and natural resources. City Light is working with 38 partner organizations and consulting parties—including federal and state agencies, Indian tribes, and nongovernmental organizations—to gather information needed to ensure the protection of natural and cultural resources within the Skagit Project area for the duration of the new license. In March 2022, City Light filed the Initial Study Report (ISR) with the Federal Energy Regulatory Commission.

The ISR provides initial results from 33 studies that are being done to inform the actions that City Light will take to manage and protect the cultural, environmental, and recreational resources of the Skagit River watershed under the next license.

Electrification Strategy

The electrification of transportation and buildings is key to reducing carbon emissions and combating climate change. We are investing in public charging stations, working with customers and partner agencies to electrify fleets, and implementing our building electrification strategy to support City policy goals and further reduce emissions.

Our grid modernization work is key to ensuring we can meet increased demand, while further enhancing the reliability and resiliency of our infrastructure and offering new choices to our customers. Another quickly evolving opportunity is the emergence of renewable hydrogen as an element of a decarbonized energy system; we are piloting hydrogen concepts along the downtown Seattle waterfront, and working with other agencies to promote a regional hub for renewable hydrogen as called for by the Infrastructure Investment and Jobs Act.

KEEPING CUSTOMER BILLS AFFORDABLE & STABLE

Seattle City Light is committed to providing strong, secure, and flexible energy infrastructure so all our customers have access to reliable and affordable electricity, whenever they need it and wherever they are.

This Strategic Plan Update results in a rate path of 4.5 percent increases annually for the first two years, then increases of 3.0 percent each year for the remaining four years. For 2023 and 2024, the 4.5 percent increase translates to about \$4 a month for a typical residential bill or \$1.50 a month for a typical residential utility discount program (UDP) bill. In 2023, a typical residential bill would be \$84.69/month, a \$3.65 increase; a typical UDP bill would be \$33.87, a \$1.46 increase.

Inflation in the cost of construction materials (e.g., wire, wood poles, and transformers) is a driving factor behind the 4.5 percent rate increases for 2023 and 2024. We are all seeing the impacts of price inflation in our purchases, and City Light is no exception. The rising value of raw materials like copper and steel has also increased the theft and vandalism of utility infrastructure, which compounds cost pressures.

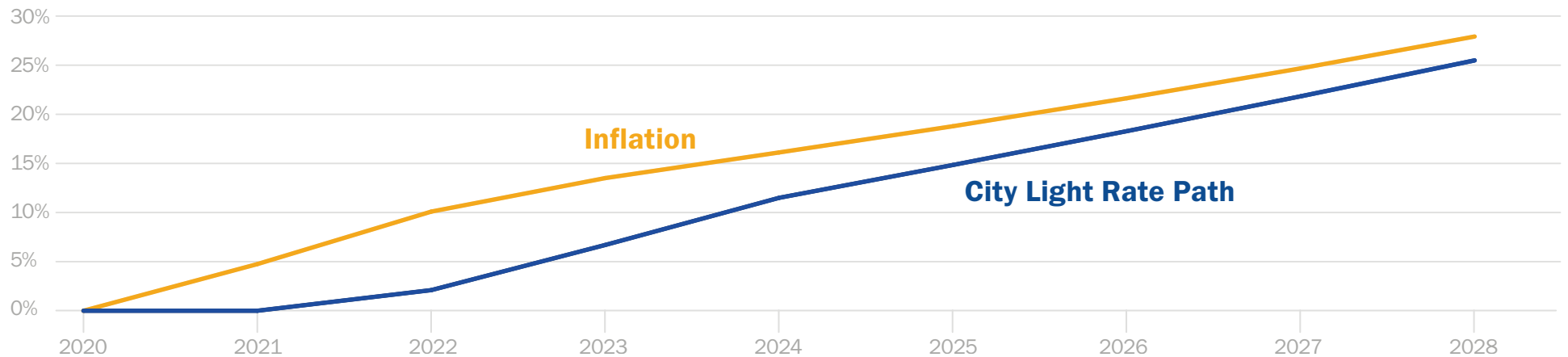
Access to affordable electricity for everyone is our goal. Throughout the pandemic, City Light has continued to deliver essential services to the residents and businesses we serve, including those who could not afford to pay their bills. As pandemic response measures sunset and we restart collections practices, we will work with more than 40,000 residential and business customers who have a total balance of nearly \$40 million in unpaid bills to help them manage their outstanding balances. As a community-based electric utility, rates include funding for income-based bill discount programs, emergency bill repayment resources, and outreach to historically excluded communities, so all customers can access help when they need it.

Rate Increase	2023	2024	2025	2026	2027	2028
Strategic Plan Update 2023–2028	4.5%	4.5%	3.0%	3.0%	3.0%	3.0%

RATES ARE GROWING WITH INFLATION

Cumulative Increase

Consumer Price Index, Source: City of Seattle Office of Economic and Revenue Forecasts, January 2022



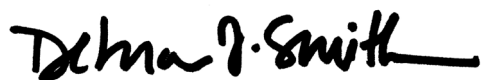
TO OUR CUSTOMERS & COMMUNITY

It has been an honor to lead Seattle City Light over the past three and a half years. None of us could have predicted the arrival of COVID-19 in early 2020 or the profound impact it would have on every area of life. When March 2020 arrived, we paused and shifted our focus to employee and customer safety. The pause included our strategic planning process; we knew our attention must be short term, tactical, and logistical. Over time, our comfort with the new normal increased and 2021 became our year to “Focus and Finish.” City Light employees were ready to think about the future, and we restarted our strategic planning work. The resulting 2022–2026 Strategic Plan Update prioritized work that would help us “Recover, Refocus, Restart.”

Looking ahead, we know the future is uncertain, and success is dependent on approaching challenges and opportunities with curiosity, kindness, and a commitment to equity. Economic recovery is happening all around us. As a community-owned utility, our job is to help our customers thrive in the future we are creating together.

The time is now. Ready, set, go!

Thank you,



Debra Smith
General Manager & CEO



Seattle Mayor Bruce Harrell with City Light General Manager and CEO Debra Smith at the Earth Day celebration of the completion of the Miller Community Center Microgrid.

REVIEW PANEL

The Seattle City Light Review Panel is comprised of nine members drawn from among City Light's customers, to review and assess City Light's strategic plan and provide an opinion on the merits of the plan and future revisions to it to the Mayor and the City Council.

Anne Ayre
Industrial Customer Representative

Mikel Hansen
Commercial Customer Representative

Scott Haskins
Financial Analyst

Leo Lam
Residential Customer Representative

Kerry Meade
Nonprofit Energy Efficiency Advocate

Michelle Mitchell-Brannon
Low-Income Advocate

Joel Paisner
Suburban Franchise Representative

John Putz
At-Large Customer Representative

Timothy Skel
Economist

APPENDICES

[Financial Forecast](#)

[Outreach Summary](#)

Visit the [Seattle City Light Strategic Plan website](#) to learn more ▶



Seattle City Light

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Seattle, WA 98124

seattle.gov/city-light
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2023–2028 STRATEGIC PLAN UPDATE

A. FINANCIAL FORECAST

B. OUTREACH SUMMARY



2023-2028 Strategic Plan Update Financial Forecast

EXECUTIVE SUMMARY

This document details the financial assumptions behind the 3.5% average rate path established by City Light's 2023-2028 Strategic Plan Update (the "Plan"). The proposed rate path provides the revenue required to deliver on City Light's Strategic goals outlined in the Plan.

Average rates are derived by dividing the revenue requirement by retail sales. On average the revenue requirement is increasing around \$40M (3.8%) per year and retail sales are increasing by 0.3%.

RATE INCREASE SUMMARY

	2022 ¹	2023	2024	2025	2026	2027	2028	AVG
Revenue Requirement	939.6	1,000.8	1,046.4	1,071.8	1,103.3	1,136.7	1,175.8	
Annual Increase		6.5%	4.6%	2.4%	2.9%	3.0%	3.4%	3.8%
Retail Sales GWh	8,633	8,777	8,782	8,733	8,728	8,730	8,767	
Annual Change		1.7%	0.1%	-0.6%	-0.1%	0.0%	0.4%	0.3%
Average Rate, ¢/kWh	10.91	11.40	11.92	12.27	12.64	13.02	13.41	
Annual Increase		4.5%	4.5%	3.0%	3.0%	3.0%	3.0%	3.5%

¹ 2022 values are planning values from the Adopted 2022-2026 Strategic Plan with the revenue requirement adjusted for the BPA Passthrough effective January 1, 2022. The average rate is further adjusted to reflect current consumption profiles. (i.e., represents current forecast of 2022 average rate)

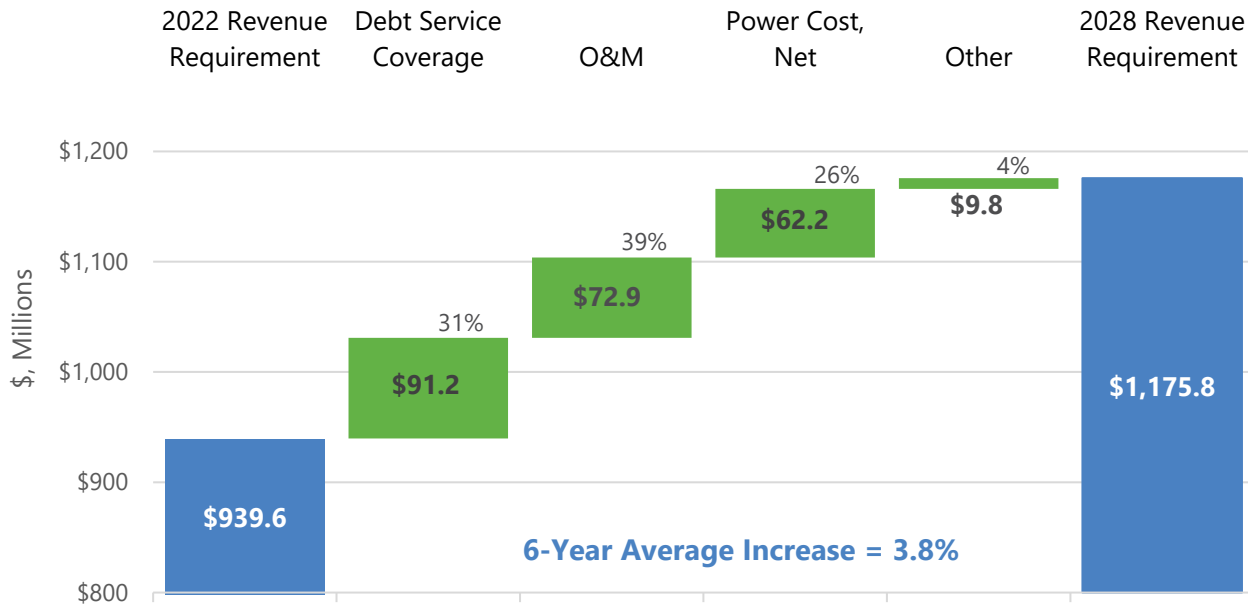
Below is a table of bill impacts assuming each customer receives the annual rate increase noted above and maintains a consistent level of consumption. These impacts are examples only and will change after the cost of service and rate design process is completed for each year. Customers who decrease their consumption through energy efficiency measures will experience smaller bill impacts.

CUSTOMER BILL IMPACT EXAMPLES

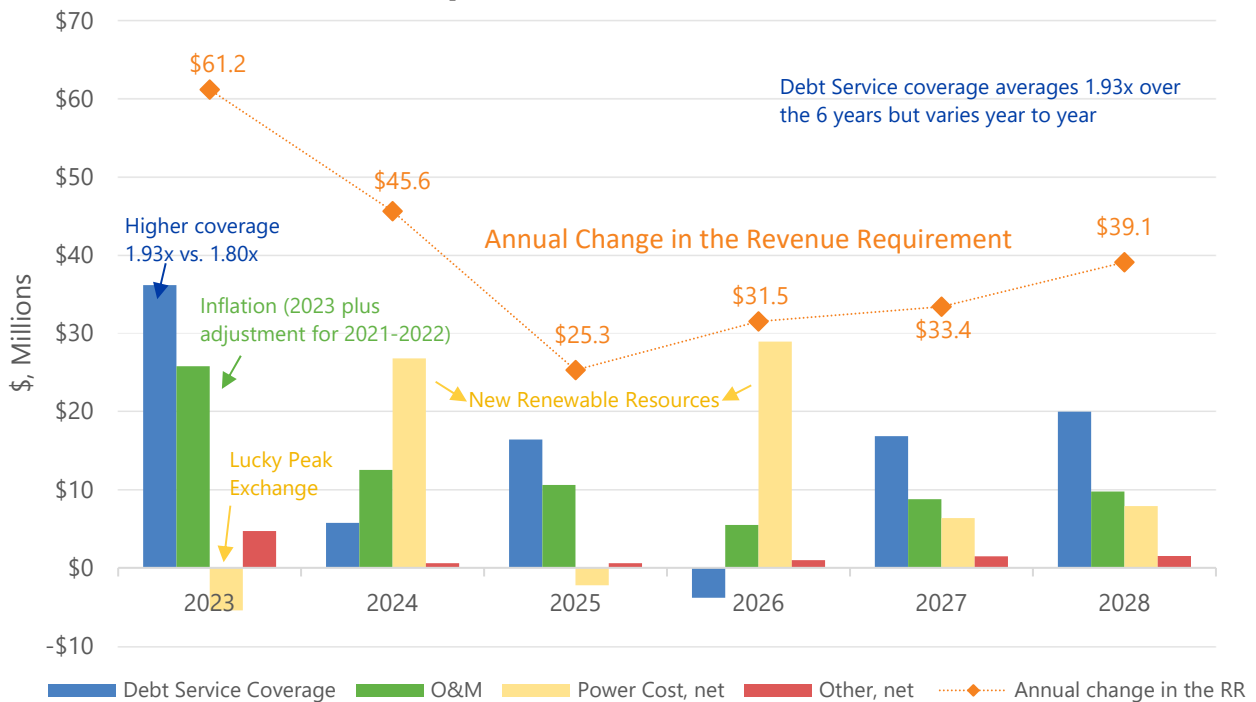
	Monthly Bill	Monthly Increase						
	2022	2023	2024	2025	2026	2027	2028	AVG
Residential (650 kWh/mo.)	\$81.04	\$3.65	\$3.81	\$2.66	\$2.74	\$2.82	\$2.90	\$2.98
UDP Residential (60% Discount)	\$32.42	\$1.46	\$1.52	\$1.06	\$1.09	\$1.13	\$1.16	\$1.19
Small Commercial-Car Wash	\$474	\$21	\$22	\$16	\$16	\$16	\$17	\$17
Medium Commercial-Retail Store	\$7,562	\$341	\$356	\$248	\$255	\$263	\$271	\$278
Large Industrial-Stone	\$24,026	\$1,084	\$1,130	\$787	\$811	\$835	\$860	\$885
Large Commercial-Hospital	\$96,232	\$4,343	\$4,526	\$3,153	\$3,248	\$3,345	\$3,445	\$3,543
Large Commercial-Education	\$2,022,247	\$91,270	\$95,109	\$66,261	\$68,248	\$70,290	\$72,395	\$74,461

The below charts and table summarize City Light’s revenue requirements for 2023-2028.

REVENUE REQUIREMENT DRIVERS CUMULATIVE 2023-2028



RETAIL REVENUE REQUIREMENT ANNUAL GROWTH DRIVERS 2023-2028



RETAIL REVENUE REQUIREMENT SUMMARY

\$, Millions	2023	2024	2025	2026	2027	2028
Revenue Requirement	1,000.8	1,046.4	1,071.8	1,103.3	1,136.7	1,175.8
Debt Service Coverage						
Debt Service	237.3	251.2	250.0	255.0	243.4	255.0
Additional Coverage ¹	220.9	212.7	230.3	221.5	249.9	258.3
Operations & Maintenance (O&M)						
2022 O&M Baseline	337.8	337.8	337.8	337.8	337.8	337.8
Inflation	24.9	33.3	41.9	51.0	60.8	71.0
Program Growth ²	2.1	6.2	8.2	4.5	3.5	3.1
Net Power Costs						
Power and Wheeling Contracts	223.2	247.8	245.4	307.1	317.7	324.4
Net Wholesale Revenue (NWR)	(40.0)	(45.0)	(45.0)	(80.0)	(85.0)	(85.0)
Power Related Revenues, Net	(25.7)	(18.5)	(18.4)	(16.2)	(15.4)	(14.2)
Other Revenues/Costs						
Taxes, Payments and Uncollectibles	60.6	63.1	64.7	66.8	69.2	71.9
Miscellaneous Revenue	(40.2)	(42.2)	(43.2)	(44.3)	(45.3)	(46.5)
Debt Service Coverage	1.93	1.85	1.92	1.87	2.03	2.01

¹ Additional Coverage is a planning cushion that ensures that SCL can meet our bond obligations even in a worst-case scenario. If not needed to pay debt service, these funds will be used to pay City taxes (6% or ~\$60M) and the remainder is used to cash-fund CIP.

² Primarily growth in renewable energy credits and transportation electrification incentives from 2022 levels

Drivers of 2023-2028 Revenue Requirements and Rates

1. Debt Service and Debt Service Coverage
 - Funds historic and future capital investments
 - \$2.2 billion 2023-2028 net capital requirements (\$364 million per year)
 - 40% expected to be funded with revenue/operating cash
 - Debt service expected to only have minor growth between 2024-2028
 - Payments on new debt replaces payments on retired debt
 - Coverage changes year to year to help buffer swings in other costs while still meeting financial policies and providing stable rate increases

2. Operations and Maintenance (O&M)
 - Based on 2022 adopted O&M budget
 - Inflation increases are 7.1% in 2023, partially to adjust for higher 2021 and 2022 inflation currently not captured in 2022 budget. Average inflation of 2.4% for 2024-2028.
 - Annual transportation electrification incentives expected to increase around \$5 million above current 2022 levels of around \$2 million.

3. Net Power Costs

- Bonneville (BPA) power and transmission costs are the largest single component at over \$200 million; BPA rates are expected to increase around 3% per year on average.¹
 - 4.0% increase to power rates every other year
 - 3.8% increase in purchase volume in October 2023
 - 7.5% increase to transmission rates every other year
- New power resources required to meet resource adequacy targets. Planning assumption is \$74 million, 136 aMW by 2028, combination of solar and wind generation plus transmission.

4. Other Revenues/Costs²

- Not a large driver, expected to remain stable over planning period

Inflation Outlook

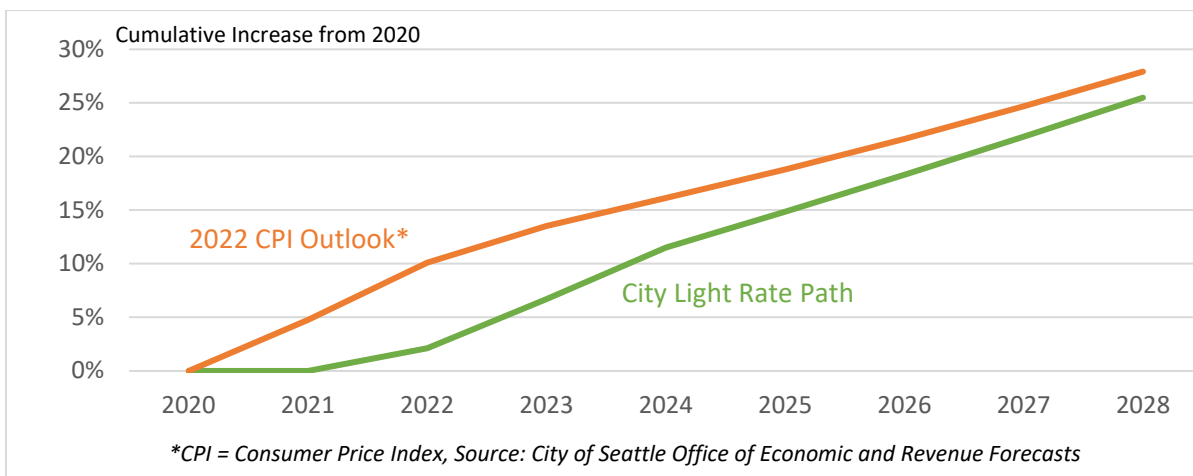
Price inflation in 2021 along with the near-term outlook is higher compared to previous expectations. The below table shows the higher 2022 CPI inflation forecast compared to the 2021 outlook, which was the basis for the 2022-2026 Strategic Plan.

CPI*	2021	2022	2023	2024	2025	2026	2027	2028
2021 Outlook	2.8%	3.0%	2.5%	2.3%	2.2%	2.3%	2.3%	2.3%
2022 Outlook	4.8%	5.1%	3.1%	2.3%	2.3%	2.4%	2.5%	2.6%

*CPI = Consumer Price Index, Source: City of Seattle Office of Economic and Revenue Forecasts

While future inflation is still uncertain, the chart below shows that City Light’s planned cumulative retail rate increases fall slightly below the current inflation outlook.

CUMULATIVE RATE INCREASES COMPARED TO INFLATION



¹Once BPA announces final record of decision for fiscal year 2024 rates, any material cost differences between the planning values and expected BPA bills with final BPA rates will be passed through to City Light customers with the BPA passthrough mechanism.

² Includes state taxes, franchise payments and uncollectible revenue, which tend to grow in proportion to retail revenue. Miscellaneous revenue comes from a variety of fees and service charges, as well as interest earnings.

INTRODUCTION

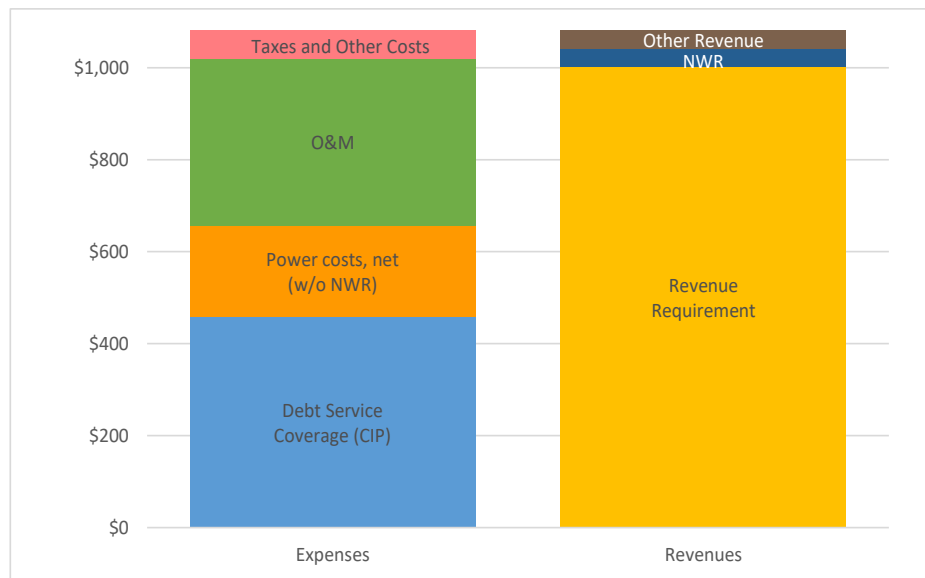
The 2023-2028 Strategic Plan Update (the Plan) builds on the 2022-2026 Strategic Plan approved in July 2021. The Plan extends the horizon an additional two years to 2028 and returns the planning horizon to six years. The 2022-2026 Strategic Plan horizon was only five years because it was postponed a year while the Utility focused on COVID-19 related issues in 2020. This update realigns strategic planning with the Utility’s biannual budget setting process.

This document details the assumptions that determine the average retail rate path for the years 2023-2028. Average retail rates are not actual billed rates but are the ratio of the revenue requirement to retail sales and represent the average impact to customer bills, assuming their consumption is constant.

$$average\ rate\left(\frac{\$}{kwh}\right) = \frac{revenue\ requirement\ (\$)}{retail\ sales\ (kwh)}$$

The revenue requirement is the amount of retail revenue that must be collected to balance revenues with expenses, given current effective financial policies. The chart below illustrates how the revenue requirement is sized to meet expenses.

REVENUES AND EXPENSES (2023 FORECAST, \$MILLIONS)



Following is a short description of each primary component of the revenue requirement. These are discussed in detail in the subsequent sections of this document.

Debt Service Coverage

- The cost of debt-funded capital investments as recovered over time.

- Per policy, debt service coverage is set at or above 1.8 times the annual debt service obligation.
- The additional funds in debt service coverage above those needed to pay principal and interest obligations cash-fund a portion of the current year capital requirements, so they are not all debt-financed.
- For this planning horizon, debt coverage is higher than 1.80x every year so as to meet the target of revenue-funding 40% of the 6-year CIP.

O&M

- Includes cash-related expenses for all O&M costs excluding taxes, purchased power and wheeling (wheeling is purchased transmission).
- All non-capitalized labor costs are included in this category.
- Includes inflation assumptions, additional program funding requirements, as well as any mitigating cost reductions.

Power, Net

- Purchased power costs and wheeling costs, net of power revenues.
- Includes revenues from surplus power sales net of purchases, also called net wholesale revenue.
- Does not include costs of operating owned generation (e.g. Skagit, Boundary hydro projects), these are part of O&M.

Other

- Includes tax payments, franchise payments and uncollectible revenue, net of miscellaneous revenues.

This document concludes with a short discussion of the retail sales forecast, which is the denominator in the average rate formula.

DEBT SERVICE COVERAGE (CIP AND BONDS)

Debt service coverage represents the cost of capital spending, as recovered over time. Net capital requirements are comprised of the capital improvement program (CIP) less capital contributions, which are payments from outside sources that offset capital expenses.

$$\text{Net Capital Requirements} = \text{CIP} - \text{Capital Contributions}$$

Net capital requirements are not a direct component of the revenue requirement but determine the amount of debt (bonds) that must be issued. The principal payments on outstanding debt and associated interest expense make up debt service.

City Light's debt service coverage policy (established by Resolution 31187) calls for setting rates to yield sufficient revenue net of expenses to cover annual debt service obligations by at least 1.8 times. Since the additional amount required for debt service coverage is not an actual expense, these funds are typically used to pay for City taxes³ and current year capital expenditures, which reduces the size of future bonds.

³ Because City Light is part of the City of Seattle, taxes paid to the City of Seattle are considered junior lien to debt service and are not included in the taxes category when calculating the revenue requirement.

The capital expenditures forecast is based on the 2022-2027 CIP Plan that was adopted in 2021 as part of the 2022 budget. The 2028 CIP is a placeholder value given typical capital spending. The adopted CIP was adjusted to reflect the cumulative increase in inflation compared to 2021 inflation assumptions used to develop the Adopted 2022-2027 CIP. The amount of the inflation adjustment was roughly 5% or \$18M per year on average. It also differs from the CIP Plan (budget) in that the timing of spending is adjusted to reflect projected cash outflows, and amounts are reduced by a 10% assumed under-expenditure.

CAPITAL EXPENDITURES FORECAST

\$ Millions	2023	2024	2025	2026	2027	2028
2023-2028 CIP	426.0	405.0	401.3	398.6	404.6	408.3

The next table summarizes capital requirements and funding sources. Capital contributions include third-party funding for capital expenses such as service connections and reimbursements for certain transportation projects. They are included in the forecast as a credit to total capital requirements. Capital funding from operations reflects cash drawdowns and may represent net operating proceeds from the current or previous year(s). Bond issuances totaling about \$1.3 billion to support 2023-2028 capital requirements will bring total outstanding debt to almost \$3.3 billion by 2028.

Per financial policy, the six-year CIP should be funded with at least 40% operating cash. Cash funding over the six-year period is projected to just meet the planning target of 40%.

CAPITAL REQUIREMENTS AND FUNDING

\$, Millions	2023	2024	2025	2026	2027	2028
CIP	426.0	405.0	401.3	398.6	404.6	408.3
Capital Contributions	(41.4)	(39.7)	(40.1)	(41.1)	(48.2)	(48.2)
Total	384.6	365.3	361.2	357.5	356.4	360.0
Capital Funding						
Operations	141.3	140.7	147.5	141.8	173.5	128.4
Bond Proceeds	243.3	224.6	213.7	215.7	182.9	231.6
Total	384.6	365.3	361.2	357.5	356.4	360.0
Total Debt Outstanding	2,779	2,882	2,975	3,087	3,152	3,268

Capital requirements determine the size of future bond sales and resulting debt service, and the sales are timed to ensure sufficient liquidity to provide at least 130 days operating cash on hand. The bond size shown below is slightly higher than bond proceeds shown above to account for issue costs and required deposits into the bond reserve fund. All bond issues are assumed to have a 30-year term. Borrowing costs are assumed to be 4% in 2022 and 2023 and 5% in 2024-2028. In efforts to smooth the rate path, debt service coverage is allowed to fluctuate year to year but set at an overall level that meets the target of 40% capital funding from operations.

BOND SALES AND DEBT SERVICE, \$MILLIONS

	Bond Size	2023	2024	2025	2026	2027	2028
Existing ¹		225.8	225.3	209.1	199.7	173.7	173.4
2022 (Aug) ²	200	11.5	11.5	11.5	11.5	11.5	11.5
2023 (Aug) ²	250		14.4	14.4	14.4	14.4	14.4
2024 (Aug) ³	231			15.0	15.0	15.0	15.0
2025 (Aug) ³	220				14.3	14.3	14.3
2026 (Aug) ³	222					14.4	14.4
2027 (Aug) ³	184						12.0
Total Debt Service		237.3	251.2	250.0	255.0	243.4	255.0
Debt Service and Coverage		458.2	463.9	480.3	476.5	493.3	513.3
Debt Service Coverage ratio		1.93	1.85	1.92	1.87	2.03	2.01
<i>¹As of December 2021, ²Fixed Rate Issue (30 year/4.0%), ³Fixed Rate Issue (30 year/5.0%)</i>							

OPERATIONS AND MAINTENANCE (O&M)

Operations and maintenance expenses (O&M) are the costs associated with day-to-day operations. O&M is a large and diverse category of costs that includes functions such as power production; distribution and transmission system operation and maintenance; customer services such as billing and meter reading; and administrative support. This forecast defines O&M as excluding purchased power, wheeling and taxes, which are included in separate categories.

The basis for the 2023-2028 O&M forecast is the 2022 Adopted O&M budget, which is then adjusted for inflation. The 2023 inflation rate of 7.1% includes the 3.1% published CPI 2023 inflation rate plus adjustments for inflationary impacts related to 2021 costs (+1.9%) and 2022 costs (+2.1%) that were not reflected in the adopted 2022 O&M budget. In general, the Strategic Plan assumes that overall 2022 funding levels will grow with inflation. However, specific funding in certain areas may change as City Light makes resource and organizational adjustments to deliver on the strategic initiatives and core services. The number of overall positions is expected to stay constant over the next six years.

BUDGET O&M INFLATION BY CATEGORY

\$, millions	2023	2024	2025	2026	2027	2028
Inflation Assumption ¹	7.1%	2.3%	2.3%	2.4%	2.5%	2.6%
Labor	164.2	168.0	171.9	176.0	180.4	185.1
Labor Benefits	75.0	76.7	78.5	80.4	82.4	84.5
Non-Labor	88.9	91.0	93.1	95.3	97.7	100.2
Transfers to City	79.3	81.1	83.0	84.9	87.1	89.2
Operating Supplies ²	13.8	14.1	14.4	14.7	15.1	15.5
Overhead Credits ³	(57.3)	(58.6)	(59.9)	(61.4)	(62.9)	(64.5)
Total Inflated Budget	363.9	372.3	380.9	390.0	399.8	410.0

¹ 2022 CPI Forecast for King and Snohomish Counties, the 7.1% for 2023 includes the 3.1% published CPI 2023 inflation rate plus adjustments for inflationary impacts related to 2021 costs (+1.9%) and 2022 costs (+2.1%) that were not reflected in the adopted 2022 O&M budget. Source: City Office of Economic and Revenue Forecasts.

² Includes IT equipment and software; fuel costs; and inventory material for distribution and generation.

³ Overhead expenses associated with the Capital Improvement Program (CIP) are removed from the O&M budget and included as capital expenditures.

There are numerous adjustments made to the 2022 O&M budget to make it consistent with financial reporting and policies. The following table details these changes. It shows the relationship between the inflated O&M budget and the O&M forecast.

O&M ADJUSTMENTS DETAIL

\$, millions	2023	2024	2025	2026	2027	2028
Inflated 2022 Budget	363.9	372.3	380.9	390.0	399.8	410.0
<i>adjustments</i>						
REC Expense ¹	11.5	13.3	14.9	12.8	12.2	12.2
Intertie Expense ¹	1.1	1.1	1.2	1.2	1.2	1.2
Solar Tax Credit ²	1.6	1.6	1.6	0.8	0.6	0.2
Transportation Electrification ³	2.0	4.5	5.0	4.3	4.3	4.3
Engineering OH (excl from budget)	(5.4)	(5.5)	(5.6)	(5.7)	(5.9)	(6.0)
Under Expenditure ⁴	(10.0)	(10.0)	(10.0)	(10.0)	(10.0)	(10.0)
Total O&M	364.8	377.3	387.9	393.3	402.1	411.9
2022 O&M Baseline	337.8	337.8	337.8	337.8	337.8	337.8
Inflation	24.9	33.3	41.9	51.0	60.8	71.0
Program Growth ⁵	2.1	6.2	8.2	4.5	3.5	3.1
Total O&M	364.8	377.3	387.9	393.3	402.1	411.9

¹ I-937 Renewable Energy Credits (RECs) and maintenance costs associated with ownership of the 3rd AC intertie are budgeted as purchased power budget but recognized as O&M in financial statements.

² Passthrough of WA State solar production tax credit. State taxes lowered by same amount.

³ Growth in transportation electrification incentives above what is in the 2022 budget (around \$2 million).

⁴ Deduct \$10 million per year to reflect assumed budget under expenditure.

⁵ Program Growth reflects adjustments relative to 2022 levels.

POWER COSTS, NET

This category includes all costs and revenue associated with the wholesale purchase and sale of electricity, wheeling (rented transmission) and associated ancillary services.

Current projections reflect the expiration of the Columbia Basin Hydro contracts in 2024 through 2026 and the acquisition of new resources from 2024 onward. New resource acquisitions may be pursued in greater or lesser quantities than currently planned based on factors including power market outlook, reliability studies and customer programs. The costs of new power resources are partially offset by increases in planning values for Net Wholesale Revenue. Below is a table outlining long-term power and wheeling costs.

LONG-TERM POWER AND WHEELING CONTRACTS

\$, Millions	2023	2024	2025	2026	2027	2028
BPA Power ¹	140.5	148.0	150.0	153.9	156.0	160.1
BPA Wheeling ²	53.8	56.8	57.8	61.0	62.2	65.6
New Resources ³	0.0	14.0	14.0	64.2	72.9	74.2
Lucky Peak ⁴	9.3	9.5	9.8	10.0	10.3	10.5
Other Wheeling ⁵	1.0	1.0	1.0	5.3	5.1	5.3
Columbia Ridge ⁶	6.5	6.7	6.8	6.9	7.1	4.5
King County West Point ⁶	2.4	2.5	2.6	2.6	2.7	2.7
Priest Rapids ⁷	1.4	1.3	1.2	1.1	1.0	0.9
High Ross ⁸	0.4	0.4	0.4	0.5	0.5	0.5
Columbia Basin Hydro ⁹	7.8	7.5	1.7	1.5	0.0	0.0
Total LT Power & Wheeling Contracts	223.2	247.8	245.4	307.1	317.7	324.4

¹ Assumes that BPA bills reflect 3.8% higher purchase volume starting FY2024 and a 4.0% increase to BPA power rates every other year. BPA rates updated October 1st of odd-numbered years.

² Assumes BPA wheeling costs increase 7.5% on October 1st of odd-numbered years.

³ New Resources identified to meet resource adequacy targets in the 2022 Integrated Resource Plan. The planning values include a mix of solar and wind resources and include transmission. The new resources are expected to provide 136 aMW by 2028. The resource brought online in 2024 is part of the Renewable Plus Program.

⁴ Reflects production O&M costs growing with inflation.

⁵ Forecast assumes Lucky Peak transmission costs are transferred to a third party as part of a renewed exchange agreement through 2025.

⁶ Cost inflates per contract terms.

⁷ Priest Rapids costs are expected to decline because City Light's share of the project will shrink as Grant PUD's load grows.

⁸ Expenses for the High Ross contract reflect a small level of O&M costs. City Light stopped making capital payments in 2020.

⁹ Reflects City Light's apportioned allotment of production O&M costs, growing with inflation. Contracts start expiring in 2024 and all will expire by 2026.

City Light's largest contracted power purchase is with the Bonneville Power Administration (BPA). BPA power and wheeling bills are assumed to increase 4.0% and 7.8%, respectively, every other year during 2023-2028, with the rate changes effective in October of odd years. In addition, purchased power volumes are expected to increase 3.8% starting October 2023 due to a higher load forecast outlook relative to the load forecast used to set current BPA purchase volumes. Once BPA announces its record of decision for BPA rates for FY 2024-2025 City Light's 2024 BPA power and transmission bills under the

new rates will be compared to the 2024 planning values in this report and any material differences will be passed through to City Light customers via the BPA pass-through mechanism (SMC 21.49.081).

BPA DETAIL

\$ Millions	2023	2024	2025	2026	2027	2028
Block	140.5	148.0	150.0	153.9	156.0	160.1
Wheeling	53.8	56.8	57.8	61.0	62.2	65.6
Total BPA Costs	194.3	204.8	207.8	214.9	218.1	225.7
Annual Change		5.4%	1.5%	3.4%	1.5%	3.5%

Net Wholesale Revenue is the revenue from selling surplus energy on the wholesale market, net of purchases for load balancing. The planning values are increasing in 2026 to reflect an anticipated increase in surplus power volumes owing to new long-term power resource acquisitions. Any differences between actual NWR and these planning values will be transferred to/from the Rate Stabilization Account (SMC 21.49.086).

WHOLESALE REVENUES, NET

	2023	2024	2025	2026	2027	2028
Net Wholesale Revenue	40.0	45.0	45.0	80.0	85.0	85.0

Power related revenues are comprised of long-term power sales, net revenues from sales of ancillary market services, and transmission sales. The following table details these assumptions.

POWER RELATED REVENUES, NET

\$, Millions	2023	2024	2025	2026	2027	2028
Power Contracts						
Article 49 to PO County	2.8	2.8	2.9	2.9	3.0	3.1
Priest Rapids	1.6	1.5	1.4	1.1	0.8	0.6
BPA Credit for South Fork Tolt	2.9	2.8	2.8	2.7	2.6	1.5
BPA Residential Exchange Credit	-	-	-	-	-	-
Power Marketing Net ¹	14.9	7.8	7.8	5.8	5.3	5.3
Transmission Sales ²	3.5	3.6	3.6	3.6	3.7	3.7
Total Power Related Revenues, net	25.7	18.5	18.4	16.2	15.4	14.2

¹ Power marketing revenues (net of purchases) are earned from sales of ancillary services associated with generation and transmission assets, such as reserve capacity sales. Assumes Lucky Peak exchange premiums of \$9.6 million in 2023, \$2M annually in 2024-2025 and no exchange in 2026-2028.

² Assumes \$1.5M revenue from the resale of BPA point-to-point transmission in 2023, increasing with inflation. Includes \$1M annual revenue from the resale of 3rd AC transmission capacity in all years. Also includes \$1M annual frequency response revenue, a transmission ancillary service.

OTHER COSTS AND MISCELLANEOUS REVENUES

This "other" category is made up of costs and revenues such as taxes, interest income and fees for retail services.

OTHER COSTS (TAXES, PAYMENTS AND UNCOLLECTIBLES) DETAIL

\$, Millions	2023	2024	2025	2026	2027	2028
State Taxes ¹	43.0	44.8	45.9	48.0	49.9	51.9
Franchise Payments and Other Taxes ²	10.0	10.5	10.7	10.5	10.8	11.2
Uncollectible Revenues ³	7.5	7.9	8.1	8.3	8.6	8.9
Total Other Costs	60.6	63.1	64.7	66.8	69.2	71.9

¹ State taxes are 3.8734% of retail revenues, plus some other revenues and contributions. Not included are City taxes, which are 6% of total taxable revenues but do not directly impact the revenue requirement because they are junior to debt service. They are treated as a "below the line" expenditure and are deducted from the additional debt service coverage, reducing the amount of current year operating proceeds going to capital requirements.

² Payments associated with franchise contracts with the cities of Burien, Lake Forest Park, SeaTac, Shoreline, Tukwila and King County (expected to be approved in 2022). Franchise payments range from 4% to 6% of total retail revenue in each franchise territory. Franchise payments for King County are assumed to start at 8% effective April 2022 and decrease to 6% in 2026 and thereafter. Also includes a utility tax passthrough for Normandy Park and Lake Forest Park and other miscellaneous taxes (e.g., B&O tax) to other jurisdictions where the utility has operations.

³ Uncollectible revenue is assumed to be 0.75% of retail revenues.

MISCELLANEOUS REVENUE SOURCES DETAIL

\$, Millions	2023	2024	2025	2026	2027	2028
Non-Base Rate Retail Revenue ¹	5.2	6.3	6.5	6.6	6.8	6.9
Other Revenue ²	22.8	23.4	24.0	24.7	25.3	25.9
Suburban Undergrounding ³	4.2	4.2	4.2	4.2	4.3	4.3
Property Sales ⁴	1.2	1.3	1.3	1.3	1.4	1.4
Interest Income ⁵	6.8	7.0	7.1	7.4	7.6	8.0
Operating Fees & Grants	0.0	0.0	0.0	0.0	0.0	0.0
Net RSA Transfers ⁶	0.0	0.0	0.0	0.0	0.0	0.0
Total Other Revenue Sources	40.2	42.2	43.2	44.3	45.3	46.5

¹ Non-base rate retail revenue includes revenues from retail customers for services or programs which are not dictated by the revenue requirement. Examples include elective green power programs, distribution capacity charges and power factor charges.

² Other revenue includes a broad range of income sources, such as late payment fees, payments for damages to property, transmission tower attachments, distribution pole attachments and account change fees. These revenues are expected to increase mildly over time, mostly growing with inflation.

³ Suburban undergrounding revenues are collected from customers in certain suburban cities for the repayment of discretionary municipal undergrounding of parts of their distribution system.

⁴ Property sales based on historical averages. No large sales are assumed in this forecast.

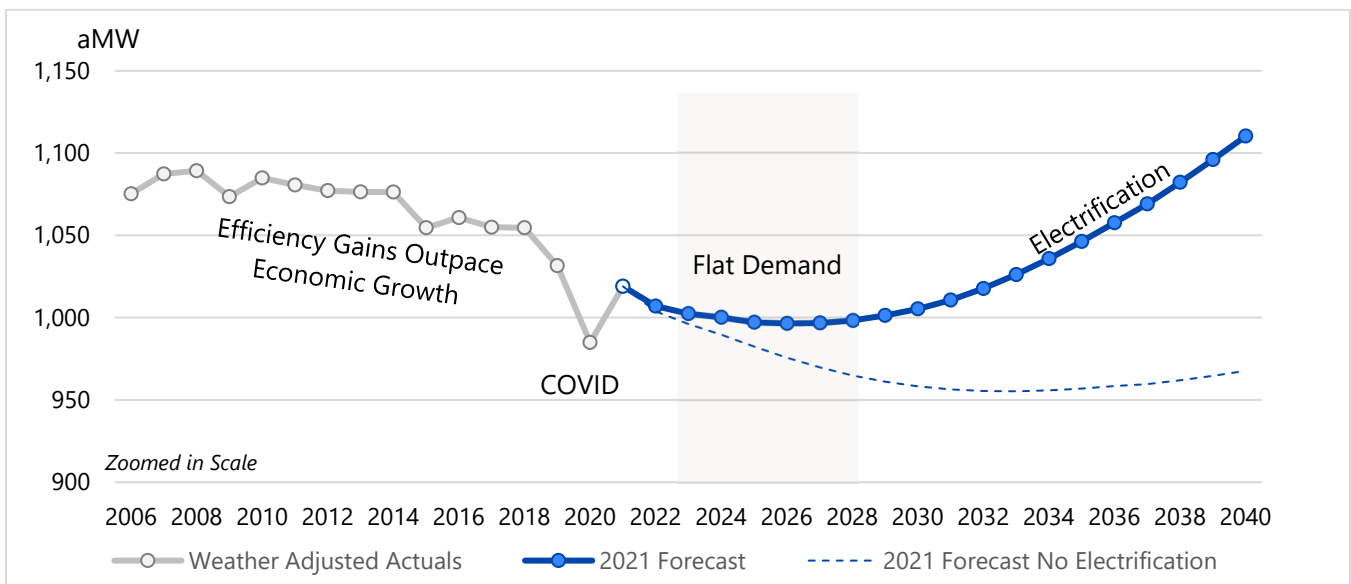
⁵ Interest income assumes City Cash Pool cash holdings accrue interest at an annual rate of 1.5%.

⁶ RSA transfers are the deposit into the RSA net of any RSA surcharge revenue.

RETAIL SALES

The forecast of retail sales is based on City Light’s 2021 official load forecast, which predicts relatively flat retail sales over the course of the Plan. Energy efficiency investments by both the Utility and customers are expected to continue to reduce sales and outpace new load from economic growth. However, electrification of transportation and buildings is expected to gradually bring on more load, resulting in load growth after 2030. The amount and timing of new electrification load is very uncertain and will continued to be studied by City Light. Retail sales have recovered from initial COVID impacts faster than originally projected and the retail sales outlook for 2023 is 1.7% above the 2022 levels in the Adopted 2022-2026 Strategic Plan. This helps offset some of the large increase in the 2023 revenue requirement. However, since load is relatively flat for 2023-2028 it does not have a significant impact on the rate increases for those years.

RETAIL SALES FORECAST: LONG TERM



RETAIL SALES FORECAST

	2023 ⁴	2024	2025	2026	2027	2028
GWh						
Residential	3,068	3,058	3,039	3,036	3,040	3,056
Small and Medium	3,433	3,445	3,430	3,432	3,435	3,451
Large and High Demand	2,276	2,279	2,264	2,259	2,255	2,260
Total	8,777	8,782	8,733	8,728	8,730	8,767
Annual change						
Residential	2.0%	-0.3%	-0.6%	-0.1%	0.1%	0.5%
Small and Medium	2.1%	0.3%	-0.5%	0.1%	0.1%	0.5%
Large and High Demand	0.6%	0.2%	-0.7%	-0.2%	-0.2%	0.2%
Total	1.7%	0.1%	-0.6%	-0.1%	0.0%	0.4%

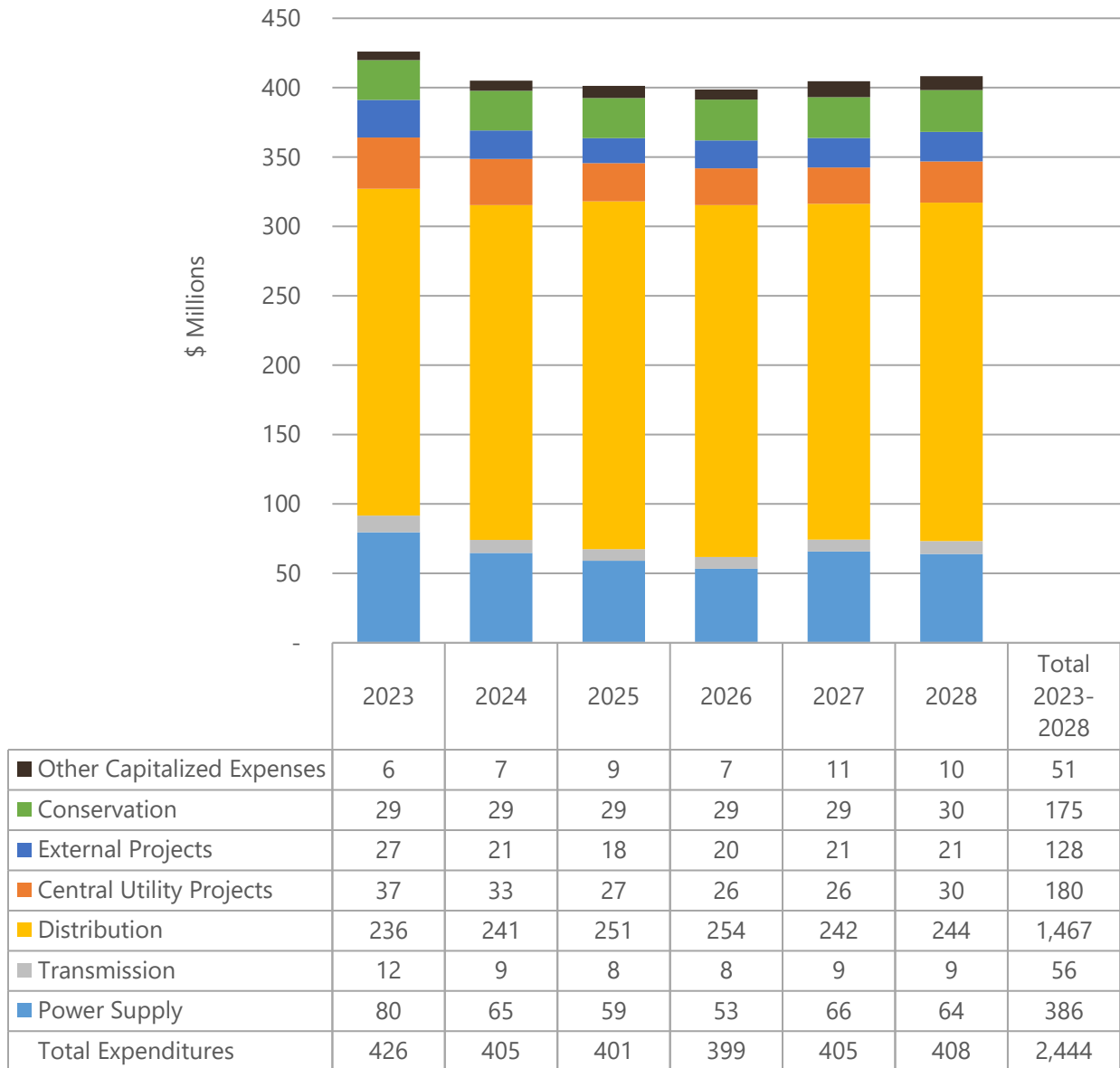
⁴ Annual Change is relative to Adopted 2022 levels (retail sales assumptions used to set 2022 rates)

APPENDIX A: CAPITAL REQUIREMENTS DETAIL

CIP

The following bar chart is a graphical depiction of expected capital expenditures. The forecast is based on the Adopted 2022-2027 CIP budget and has been increased by approximately 5% to reflect the cumulative change in the long-term inflation forecast. The 2028 CIP is a placeholder value. This forecast sets overall spending targets. Funding levels for individual CIP programs and projects will be developed during the budget setting process.

CAPITAL REQUIREMENTS FORECAST: BASED ON 2022-2027 ADOPTED CIP



Key infrastructure projects planned during 2023-2027 include:

- Underground and overhead equipment replacements, which include replacing older distribution equipment that is nearing the end of its useful life, is overloaded or no longer has available parts. The overhead equipment replacement project also includes the accelerated wood pole replacement program.
- Other key projects include the overhead and underground electric power service connections for Medium General Service and various protection, mitigation and enhancement activities that will fulfill the requirements for the 2013 FERC license and settlement agreement at Boundary.

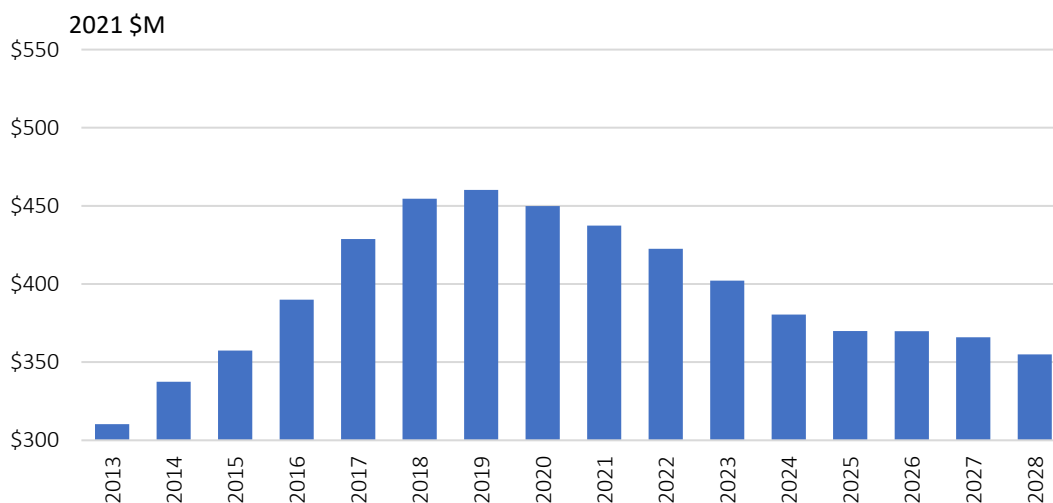
MAJOR CIP PROJECTS 2023-2027 SPENDING, \$MILLIONS

Included in 2022-2027 Adopted CIP Budget

8351: Overhead Equipment Replacements	205.8
8353: Underground Equipment Replacements	168.8
6987: Boundary – Licensing Mitigation	97.6
8366: Medium Overhead and Underground Services	96.8
8452: Pole Attachments	86.5
9969: Software Replacement Strategy (Distribution)	59.2
8363: Network Additions and Services: Broad Street Substation	52.8
8404: Denny Substation – Network	45.9
9239: Transportation Electrification	43.7
9101: Equipment Fleet Replacement	38.8

Compared to recent historical CIP spending the 2023-2028 CIP forecast is lower, especially when adjusted for inflation. The below chart shows this trend.

AVERAGE* CAPITAL EXPENDITURES – INFLATION-ADJUSTED



**Retro Rolling 6-year average (i.e., 2020 = avg 2015-2020)*

APPENDIX B: HIGH-LEVEL STRESS TEST

There is a large amount of uncertainty projecting rates out six years and many of the largest risks are factors outside of City Light’s control. To help illustrate the rate impacts of additional cost pressures a few high-level scenarios were developed. The scenarios are not comprehensive and do not assign any probability of occurrence. They can be viewed as “what if” scenarios. The scenarios are grouped in the following categories:

1. Operating Costs
2. Capital Costs
3. Retail Sales

All costs or retail sales changes are relative to values currently in the Plan. Each scenario assumes a net cost change after any funding offsets are identified. For example, \$100M higher capital costs can be inferred as the impact of \$100 million of new capital costs or \$150 million of new costs with \$50 million of offsets.

Rate impacts are shown as an increase to 2028 rates relative to 2028 rates in the Plan (i.e., a 5% rate impact in 2028 means on average 2028 customer bills would be 5% higher than projected in the Plan). Impacts between categories can be additive. The below table shows an example of this:

Stress Test - Example	2028 Rate Impact
\$25 million higher operating costs	2.2%
\$200 million higher capital costs	2.9%
5% lower retail sales	2.8%
Total	7.9%

OPERATING COSTS

Since net purchase power costs and O&M impact the revenue requirement in the same way they are combined for purpose of stress testing.

Major risks in O&M over next six years

- Labor costs / inflation
 - Labor and benefits are assumed to increase 21% through 2028 in the Plan
 - A 30% increase (approximately 5% per year on average) would be an additional \$21 million
- Funding new initiatives without offsets (higher service levels)
- New regulatory requirements

Major risks in net purchase power costs over next six years

- Higher BPA costs
 - Higher rate increases than current assumption of increases every other year of 4% for power and 7.8% for transmission
 - Transmission faces highest cost pressures
- Higher cost and/or amount of new resource purchase
 - Current planning levels are \$74 million for 136 aMW by 2028
 - 15% higher costs would be \$11 million
 - Higher purchase volumes would be partially offset by increased net wholesale revenue
- Depressed wholesale prices on sustained basis
 - Reduces value for surplus sales
 - The Rate Stabilization Account buffers short term volatility but sustained change in the market would require changing the net wholesale revenue planning values, impacting base retail rates.

Select Costs/Revenues

\$ Millions	2028 Value	10%
Labor and benefits	\$270	\$27
Other O&M	\$142	\$14
Power and wheeling contracts	\$324	\$32
Net Wholesale Revenue (NWR)	-\$85	-\$9

Stress Test

Net Operating Cost Increase, \$ Million	2028 Rate Impact
\$10	0.9%
\$25	2.2%
\$50	4.4%
\$75	6.6%

CAPITAL COSTS

Major risks to capital costs include

- High inflation for materials and labor
- Accelerated maintenance and replacements of infrastructure
- Skagit relicensing cost uncertainty
- Electrification and other growth requiring significant distribution capacity additions
- Major equipment failure

Increased CIP costs are assumed to be spread evenly over 2023-2027 (2028 CIP will impact retail rates starting in 2029).

Capital Cost Stress Test

Increase to 6-Year CIP	Percent of 2023-2028 CIP*	2028 Rate Impacts
\$100	4%	1.4%
\$200	8%	2.8%
\$400	16%	5.7%
*Total CIP = \$2,444		







Financing costs are assumed to be 5% in most years of the Plan. If borrowing costs increased to 6% for 2023-2027 the approximate 2028 rate impact would be 1.5%.

RETAIL SALES

Changes in retail sales will impact rates through both the revenue requirement and the amount of sales the revenue requirement is spread over.

$$average\ rate\ \left(\frac{\$}{kwh}\right) = \frac{revenue\ requirement\ (\$)}{retail\ sales\ (kwh)}$$

Retail sales impact the revenue requirement by changing net power costs. Lower retail load will decrease net power costs (lower the revenue requirement) since there will be more surplus to sell on the wholesale market or less energy purchased through long term contracts. Conversely, higher retail load will increase net power costs since there will be less surplus to sell on the wholesale market or more energy required through long term contracts. In addition, changes in retail sales will impact the base unit consumption that fixed costs are recovered over. In general, over the six-year planning period increases in retail sales will decrease retail rates, while decreases to retail sales will increase retail rates⁵.

	Net Power Costs	Fixed Costs / kWh	Net Impact to Avg Rates
Higher Retail Load			
Lower Retail Load			

⁵ This analysis assumes that City Light’s current distribution system has current capacity to absorb incremental load without significant investments not already identified in the Plan.

In the short run, changes to City Light’s retail sales will only impact the amount of surplus sales sold on the wholesale market. However, in the outyears, changes to retail sales will also impact City Light’s BPA purchase volume and may also impact the amount of new renewable resources the utility acquires. There are many different possibilities of the combination of incremental power resources, along with uncertainty about their prices. Therefore, a range of incremental power prices are used to show the range of possible rate impacts.

The below chart shows 2028 rate impacts resulting from changes in retail sales for a range of incremental power prices between \$40/MWh and \$100/MWh. The \$60/MWh incremental cost is the closest scenario to what would be expected under current expectations.

Incremental Price of Energy, \$/MWh	\$40	\$60	\$80	\$100
Change in Retail Sales*	2028 Rate Impact			
-10%	7.7%	6.0%	4.2%	2.5%
-5%	3.6%	2.8%	2.0%	1.2%
5%	-3.3%	-2.6%	-1.8%	-1.1%
10%	-6.3%	-4.9%	-3.5%	-2.1%

*Cumulative by 2028



2023-2028 Strategic Plan Update Outreach Summary

Executive Summary

In accordance with Resolution 31463, adopted in September 2013, Seattle City Light engaged with customers and stakeholders to offer opportunities for these groups to provide input on the 2022-2026 Strategic Plan. Outreach efforts for the Strategic Plan began in early 2020, when the intent was to publish a six-year plan in line with the normal cadence of City Light's strategic planning process. However, when the COVID-19 pandemic arrived in our region in March 2020, progress on the next strategic plan was halted in order to attend to the more pressing needs of our community, staff, and business.

When the planning process resumed in early 2021, outreach for the new plan resumed as well. In March and April 2021, City Light presented our 2022-2026 Strategic Plan to community groups and hosted a Virtual Town Hall open to the public. We created a 2022-2026 Strategic Plan Executive Summary document and made the summary and presentation slides available online for those who were unable to attend one of the outreach sessions.

For the 2023-2028 Strategic Plan Update, we are building on these outreach efforts. As some of the business strategies and programs identified in the 2022-2026 Strategic Plan are multi-year efforts, we continue to use the feedback we received to inform planning and implementation for 2022 and beyond. City Light plans to continue the conversations with stakeholder groups and customers to inform program plans going forward. The outreach efforts we initiated for the 2022-2026 Strategic Plan are leading to more ongoing, mutually beneficial relationships with community-based organizations and stakeholders as we continue moving forward over the next six years.

Outreach Methods

Clean Energy Future Survey

The Clean Energy Transformation Act (CETA) commits Washington to an electricity supply free of greenhouse gas emissions by 2045. Clean electricity will allow Washington residents and businesses to power their buildings and homes, vehicles, and appliances with carbon-free resources, such as wind and solar. Reductions in fossil fuel use will improve the health of communities, grow the economy, create family-sustaining jobs, and enable the state to achieve its long-term climate goals.

The law provides safeguards to maintain affordable rates and reliable service. It also requires an equitable distribution of the benefits from the transition to clean energy for all utility customers and adds and expands energy assistance programs for income-eligible customers.

On August 6, 2021, Seattle City Light sent out a Clean Energy Future survey to 180,000 residential customers via email. The total number of responses that City Light received was 4,522. The survey questions were informed by CETA equity indicators as well as other utility-wide initiatives including the Transportation Electrification Strategic Investment Plan, the Clean Energy Implementation Plan, the Integrated Resource Plan, and the 2022-2026 Strategic Plan that had been recently adopted.

A vast majority of respondents were concerned about climate change. All demographics listed reducing climate change impacts, reducing reliance on fossil fuels, and reducing environmental impacts as the three most important benefits of achieving 100% clean energy by 2045. The main concerns with achieving 100% clean energy were a mixture of four responses: bill increases, negative impacts of clean energy technology, reliability of service, and construction impacts. More than 80% of respondents believe that City Light's power supply is less than 90% renewable and 41% of respondents believe less than 50% is renewable.

When asked about transportation, more than half of respondents listed a personal vehicle as their main form of transportation. Low-income customers and renters are the most likely to use public transportation. The main concerns when choosing transportation were a mix between ease of access to home/work, commute time, options to reach destination, and cost.

When asked how comfortable respondents were in transitioning to all-electric in their daily life (electric cooking, electric heat, electric vehicle, etc.), more than half responded with 'very comfortable,' and about a quarter responded somewhat comfortable. Renters are the most comfortable transitioning to all-electric in their daily lives.

Residential Customer Satisfaction Survey

The Seattle City Light Residential Customer Satisfaction Survey was conducted by both random-sample hybrid (phone and text-to-online) and an opt-in (online) format. The random-sample format was conducted from September 30 through October 6, 2021. The sample size was 690 residential customers. The opt-in format was conducted from October 13 to October 25, 2021. The sample size was 2,669 residential customers.

An overwhelming majority (85%) of residential customers are satisfied with the overall service they receive from Seattle City Light (54% very satisfied and 31% somewhat satisfied). Reliability of service is the main reason most customers are satisfied. A majority of customers rate City Light positively for almost every service area tested (providing reliable service, being responsive and friendly, having affordable rates, keeping customers informed, providing clean power, helping reduce energy use, and being active in the community).

Of the 15% of residential customers who are not satisfied, they reported that unaffordable rates and billing issues were the top two reasons why they were dissatisfied.

Seven in ten customers say providing clean, carbon-free power or helping reduce energy use should be a top priority. Keeping customers informed about changes that can affect them is a priority for a quarter of residential customers.

The survey results show that customers are most likely to interact with City Light first via website (to find information or to pay their bill online) and second by phone. Most customers are satisfied with getting answers to their questions and service needs resolved, regardless of which method of communication is used.

Customers are more aware of programs for billing and payment assistance than programs to help save energy, money, and the environment. Lack of awareness of these programs is higher among People of Color, limited-English speaking customers, younger customers, renters, and residents that are new to the Seattle area.

Customers in every demographic group have positive impressions of hydropower generated by dams, yet positive impressions for wind and solar sources are much higher.

Customers think electric vehicles (EVs) are the future, and a majority of customers in every demographic group are interested in leasing/purchasing an EV. Customers point to the cost of EVs as the biggest barrier to purchasing one, but charging locations, charging time, and vehicle range are also concerns.

Stakeholder Meetings

City Light contacted 16 stakeholder groups in 2021 offering them an opportunity to hear information about the 2022-2026 Strategic Plan. City Light presented our high-level business strategies for the plan and asked attendees to provide input. Of the groups contacted, 11 expressed interest in engaging in the process. Stakeholder meetings were arranged for City Light leadership to present an overview of the Business Strategies and answer questions from the group. Over 150 individuals participated in these stakeholder meetings, bringing a variety of perspectives on the strategies laid out in the plan. A summary of the stakeholder meetings and the key findings are presented on the following pages.

Virtual Town Hall

To encourage participation from community members who may not have been able to attend a stakeholder meeting, we offered a Virtual Town Hall open to the public. The town hall was held on April 15, 2021, from 6:00-7:30 pm, on Webex. City Light General Manager and CEO, Debra Smith presented information on the 2022-2026 Strategic Plan and answered questions from the audience. Community members were encouraged to send any additional questions and feedback to SCL_StrategicPlan@seattle.gov.

Online Materials

City Light shared information about the Strategic Plan on our website. The 2022-2026 Strategic Plan Executive Summary was posted on our website and on our Powerlines blog. The stakeholder presentation was posted on the website. The executive summary and a sample stakeholder presentation are included at the end of the outreach summary for your reference.

Employee Outreach

In addition to the public outreach, City Light leadership presented information about the 2022-2026 Strategic Plan to City Light managers and supervisors and to the City Light Race & Social Justice Initiative (RSJI) Change Team. Employees were invited to attend the virtual town hall on April 15. A Strategic Plan update was shared with employees in the Network Newsletter and on the SCL Hub (City Light's internal employee website).

On March 11, 2022, City Light leadership published messaging on the utility's internal website about the 2023-2028 Strategic Plan. The post offered all employees the opportunity to share comments regarding the current plan as well as areas of focus that they believe should be reflected in the next plan. This input was recorded using a Microsoft Forms survey, where questions were structured around the plan's five Business Strategies and corresponding

Projects, Initiatives, and Activities (PIAs). Employees emphasized electrification as a critical topic they want to see throughout various PIAs, as well as ensuring support for customers in the electrification process. Responses also highlighted the need for meaningful, two-way communication between City Light and customers.

Customer Experience Outreach

City Light has continued to engage with customers to understand the barriers they face when interacting with the utility. A core commitment for both the 2019-2024 and 2022-2026 Strategic Plans was to improve the customer experience. This cannot be done without working directly with our customers to understand the challenges they face when interacting with City Light. Efforts are underway to modernize and improve the customer journey by making the Utility Discount Program more accessible and the City of Seattle launched the new Utility Services Website in May 2020. Seattle City Light and Seattle Public Utilities (SPU) continue to add new features to the Utility Services Website to enhance self-serve options and the overall customer service experience.

City Light continues to work to provide customers with more options. In 2022, City Light, SPU, the Human Services Department, and Seattle IT will be launching a new Utility Assistance Programs online application process. This online application will provide access to City Light and SPU emergency assistance programs for residential customers. The online, automated system is intended to provide a single, streamlined process for all customer assistance programs. This is one way we can continue to improve the customer experience.

Stakeholder Meetings and Virtual Town Hall

Summary of Meetings

Date	Stakeholder Group	Key Questions/Comments	Number of Attendees
3/18/2021	City Light Environmental Advisory Board	<ul style="list-style-type: none"> • City Light should work to be more agile and roll out new programs more quickly • Questions about rate design 	12
3/30/2021	Environmental Justice Committee members, Office of Sustainability and Environment staff	<ul style="list-style-type: none"> • We need to think about affordability beyond just “energy burden” • Need more support for those who don’t qualify for “low income” programs but who still need assistance • City Light needs to connect with work already being done at the community level • Need more support for assistance program applications • Align with other City departments to better serve the community • Need meaningful mitigations for impacts on environmental justice communities 	6
4/5/2021	Seattle Renters’ Commission	<ul style="list-style-type: none"> • Would like City Light to consider a warning period before rates increase • Provide more information around rate structure • Consider changing our schedule so that rate increases in January aren’t occurring during the middle of “peak energy use season” • Make sure our projects to benefit the community don’t just benefit wealthy residents 	9
4/6/2021	Franchise Cities	<ul style="list-style-type: none"> • Interest in electrification of infrastructure—EV charging stations, facilities, proactively planning for future needs • Better coordination on multigovernmental projects and CIP projects • Support infrastructure improvements that will improve power quality and future development in their city 	7
4/8/2021	NW Energy Coalition	<ul style="list-style-type: none"> • Interested in how advanced meters can improve the customer experience • How do we encourage energy efficiency and manage loads at the same time? • As we move to more time-of-day (TOD) pricing, how does that affect those who cannot shift their usage? • Very supportive of electrification; NWEK would like to see City Light be a leader in this area 	19

Date	Stakeholder Group	Key Questions/Comments	Number of Attendees
4/12/2021	Seattle 2030 District, Business Owners and Management Association (BOMA)	<ul style="list-style-type: none"> • Interest in speeding up the implementation of new energy efficiency incentives for businesses and being involved in development/decision-making process • Electrification is not necessarily a positive word for BOMA due to the challenges of modifying existing buildings • Concerns about electrification happening too fast without enough homework being done • Want to see commercial real estate represented more in our outreach efforts • Glad to hear about efforts to control debt and ensure financial health 	5
4/15/2021	Staff from Multi-Service Center and Hopelink	<ul style="list-style-type: none"> • Want information in the plan around resuming shutoffs for non-payment; want to be kept in the loop so they can be prepared to serve customers • Would like greater freedom of information around customer data so they can better reach all eligible customers for assistance programs • Looking forward to ongoing opportunities to partner with City Light 	27
4/15/2021	Virtual Town Hall (open to the public)	<ul style="list-style-type: none"> • Questions around re-training workforce to work on electrification in the coming years so that current employees aren't left behind • How do we ensure that we are building a diverse workforce? What does success in this area look like? • Interest in ensuring those who have been traditionally underserved are part of our future plans • Interest in incentives around building electrification, advocating for building electrification 	16
4/29/2021	Key Customers	<ul style="list-style-type: none"> • High level of interest in incentives to electrify existing buildings • Questions and concerns about grid stability and ability to handle the increased load resulting from electrification • Want increased access to their energy use data • Asked about opportunities to partner with City Light on mutually beneficial projects • Support infrastructure improvements that will improve power quality 	65
Total Attendees			166

Key Findings

Affordability and Predictability of Rates

Customer bills remain a high priority across all stakeholder groups. Stakeholders expressed interest in understanding how their rates are currently structured, how rates might be structured in the future, and how City Light can ease transitions to higher or different rates. Customers would like to see a clear explanation when rates are going to change, and they ideally would like rates to increase at a time of year when energy use is not at its peak. Customers also had questions about how advanced meters will impact rates and improve the customer experience.

Residential customers emphasized the need to reimagine some of our bill assistance programs to help those who currently “fall through the cracks” of existing programs. Feedback included encouraging City Light to look at energy burden more holistically and reimagine what assistance programs can look like to benefit the most people who need help.

Mixed Feelings Around Electrification

Stakeholders from environmentally focused groups applauded City Light’s plans for increased electrification and urged the utility to be a leader in bringing the region along with us.

However, for others, there were concerns. Business owners are apprehensive about the high costs associated with retrofitting existing buildings to conform with new electrification standards and pushed for more incentives for converting to electric. Some business representatives noted that they would support a modest rate increase to fund more commercial incentives. These customers also had questions about how City Light’s electrical grid will be able to handle the increased load that will come with more electrification. Commercial customers are eager to see City Light continue to make improvements to our infrastructure so that their power supply is more reliable and consistent.

Environmental justice community members want to ensure that electrification does not come at the expense of their communities through unintended impacts. These representatives would like to see pathways to green jobs and opportunities for Black, Indigenous, and People of Color (BIPOC) community members not only to start jobs at City Light, but to advance through the utility.

Customer Involvement in Utility Decision Making

Commercial and residential customers alike would like to be included in decision-making at City Light earlier in the process when their input can shape the outcomes. One idea for improving customer service in this area is to align our customer-facing programs with other

City departments to maximize accessibility and minimize confusion in the community. If given a seat at the table, customers can advise on environmental justice work already underway at the community level. This would allow City Light (and other City departments) to focus on finding ways to lift up and support existing grassroots programs.

Business customers shared a strong desire for City Light to be quicker to roll out new incentives for energy efficiency projects. These customers would also like to have a greater voice in determining what the incentives will be. They noted that sometimes the bureaucracy involved in City Light processes prevents customers from getting the help they need in a timely manner. Business customers would like more opportunities to partner with City Light to develop mutually beneficial solutions.

Positive Reaction to Debt Strategy

Overall, stakeholders were pleased and relieved to hear about City Light's plan to control debt and right-size the capital improvement program. They appreciate that City Light leadership understands the need to control costs. This strategy is reflected in the lower five-year rate trajectory included in the plan.

Conclusion and Next Steps

Our outreach efforts have informed the development of the 2023-2028 Strategic Plan Update. Over the next six years, we will continue the conversations that we have started with community-based organizations, stakeholder groups, and customers. Some of the business strategies and programs identified in the 2023-2028 Strategic Plan Update will be multi-year efforts. We anticipate using the feedback we received from our outreach efforts to inform planning and implementation for 2022 and beyond.

Attachment 2

Seattle City Light Review Panel

c/o L. Barreca, Seattle City Light
P.O. Box 32023 Seattle, WA 98124-4023

CLRP@seattle.gov

May 3, 2022

Mayor Bruce Harrell
The City of Seattle
600 Fourth Avenue
P.O. Box 94749
Seattle, WA 98124-4749

RE: City Light Review Panel Comment Letter on Proposed 2023-2028 Seattle City Light Strategic Plan Update

Dear Mayor Harrell:

This letter presents our comments on the proposed Seattle City Light (City Light) Strategic Plan Update for 2023-2028 (the Plan) in fulfillment of our duties as members of the City Light Review Panel set forth in Ordinance 124740.

We are pleased to endorse the Plan and support its adoption as presented. It has been less than one year since submittal of the prior strategic plan covering five years 2022-2026 (2022 Plan). This Plan puts us back on the 6-year planning trajectory originally established for City Light's strategic plans. Since last May, we observe that City Light has made good progress towards the objectives outlined in the 2022 Plan, adapting to meet the challenging times in which we find ourselves.

Challenges of the Current Environment

In our letter submitted last May endorsing the 2022 Plan, we were still in the throes of the COVID pandemic and unsure of the future. While the worst of the public health crisis appears to be behind us, we are now experiencing other impacts of the pandemic that are deeply challenging for both City Light and our local economy. Three key challenges in this new "Post COVID Reality" must be acknowledged. At the top of the list is inflation, the highest in 40 years, impacting all costs of doing business in both government and the private sector. Second, it is a very difficult environment for hiring. City Light has a 16% vacancy rate. Third, supply chain disruptions worldwide are impacting City Light's ability to complete capital projects on time and on budget.

In the face of these challenges, we are impressed that City Light’s near-term upward adjustments in the proposed rate path are relatively minor. We support the proposed rate path while acknowledging we will need to watch the situation carefully. It is a very challenging time to project rates given current financial and other risks. If the inflation, hiring, or supply chain issues worsen, we need to be ready to consider changes to the Plan. We commend City Light for continuing to successfully operate through the challenges of the last two years, and now transition the workforce back to the office.

Our comments below provide some additional input on the Plan’s five “Business Strategies.” These comments are not prioritized and are presented in the order in which the Business Strategies are presented in the Plan.

Business Strategy: Improve the Customer Experience

- Race and Social Justice. The Panel is impressed with the race and social justice work that the Utility is doing, most recently around the budget. This work impacts all aspects of City Light’s operations. We will continue to monitor progress here.
- Growing Accounts Receivable Balance. This continues to be a challenge for the Utility. We appreciate the customer-focused changes in City Light’s approach to engaging with customers who are in arrears. We are interested in seeing a target Key Performance Indicator (KPI) that reflects the Utility’s commitment and represents progress; and the Panel is interested in monitoring status and performance here on a periodic basis.

Business Strategy: Create our Energy Future

- Helping Customers Meet Our Climate Goals. Seattle has adopted aggressive goals to de-carbonize and City Light is central to that effort. But the transition away from carbon fuels depends on customers being able to find, and afford, electric furnaces, heat pumps, electric vehicles, and the like. We support City Light’s efforts to explore ways to help customers make the transitions called for by City policies. Further expansion of these efforts is likely needed, including strong regional efforts, grant or loan programs, furthering electrification action plans, and exploring further opportunities with commercial customers as well.

Business Strategy: Develop Workforce and Organizational Agility

- Vacancies. The “great resignation” has impacted City Light’s ability to fill positions. We will track the Utility’s efforts to adjust hiring and recruiting practices to address this challenge, including efforts to train and develop existing employees for new opportunities. The vacancy rate has grown to higher levels, reflecting the realities felt across the city. Given this key risk, the Panel wishes to monitor associated KPI’s and track these efforts and performance. This strategic plan period involves significant transitions, challenges, and change. SCL has initiated a major change management process to adapt to the future of work. We are monitoring progress of this initiative and will continue to review related action plans as they are implemented.

Business Strategy: Ensure Financial Health and Affordability

- Financial Transparency. The Panel appreciates the briefings we regularly receive on financial issues facing City Light—the financial policies, rate path challenges and rate design. Debt service coverage and cash financing ratios for City Light’s capital improvement program are important indicators of the Utility’s financial health. While the Utility appears to be on track from a policy and projection standpoint, extra mitigation efforts may be required as the full impacts of inflation, supply chain disruption, unplanned emergencies, outstanding receivables, energy supply costs, capital project delivery, vacancy rate, and other operational factors unfold. The Panel realizes there are significant risks to manage and mitigate; that there are tradeoffs that will inevitably need to be made as budget, CIP and financial projections are revised; and that the current assumptions will ultimately be modified, based on actual performance during the Plan period. It is a major priority of the Panel to closely monitor financial performance and to give input to SCL and the City in support of responsible policies, strategies and decision-making as these adjustments are made. We also look forward to the Utility developing, in the coming year, a long-term debt strategy which ensures a sustainable and robust path for debt load given the unpredictability in load growth, borrowing costs and capital investment.
- Keeping Electric Service Affordable. As noted above, the changes to the proposed rate path are modest given the projected inflation and the uncertainties ahead. Affordability and modest increases will also depend on our revenue growth.
- Rate Design. Our letter accompanying the 2022 Plan noted City Light’s outdated rate structure under-recovers fixed per customer costs and lacks time of use rates that would benefit customers seeking to control their bills. Implementation of a new rate design has been delayed because of COVID. We are hopeful that the City will approve new rate design for City Light and implement that beginning 2024.

Business Strategy: We Power (maintaining core utility functions)

- We embrace the focus on maintaining core utility functions. One area of potential concern is the need to optimally maintain, replace and upgrade the utility assets and infrastructure. The Panel will want to periodically review the dashboards and KPI’s that the Utility has developed, along with performance against targets, and give recommendations as the associated budget years evolve. In addition, we support the environmental stewardship goals of the City and Utility and will be monitoring programs to help assure goals and implementation plans are realized.

Conclusion

City Light has been successful in charting a course through the pandemic thus far, and we commend them for this. New challenges of inflation, hiring difficulties, supply chain interruptions, and others are very daunting. City Light must balance financial necessity with continuing to make progress on the Plan’s identified initiatives and investments in infrastructure. The Utility has had to re-prioritize to stay within the proposed rate path, and further re-

prioritization may well be needed. The Plan acknowledges these challenges, and we believe the Utility under its current leadership is well positioned to address them.

Again this year, we thank CEO Debra Smith, her staff team, as well as the staff from the City Council and Budget Offices all of whom support the work of the City Light Review Panel. It is a pleasure to work with such dedicated, excellent public servants.

We would welcome the opportunity to speak with you and the City Council about the recommendations in our letter.

Sincerely,

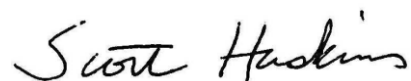
Members of the City Light Review Panel¹



Mikel Hansen
Panel Chair
Panel Position #5
Commercial Customer
Representative



Anne Ayre
Panel Position #6
Industrial Customer
Representative



Scott Haskins
Panel Position #2
Utility Financial Analyst



Leo Lam
Panel Position #4
Residential Customer



Kerry Meade
Panel Position #3
Non-Profit Energy
Efficiency Advocate



Michelle Mitchell-Brannon
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Low Income Customer
Advocate



Joel Paisner
Panel Position #9
Suburban Franchise Customer
Representative



John Putz
Panel Position #8
At-Large Customer



Tim Skeel
Panel Position #1
Economist

¹ We sign this letter in our individual capacities, not as representatives of our employers.

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle City Light	Leigh Barreca 4-5072	Greg Shiring 6-4085

** 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: A RESOLUTION related to the City Light Department, ; adopting a 2023-2028 Strategic Plan Update for the City Light Department and endorsing the associated six-year rate path.

Summary and Background of the Legislation: This resolution adopts City Light’s 2023-2028 Strategic Plan Update. It also endorses the six-year rate path required to generate the revenue to support the project and initiatives described in the strategic plan and instructs City Light to prepare the 2023-2024 proposed budget and rates accordingly.

2023	2024	2025	2026	2027	2028	Average
4.5%	4.5%	3.0%	3.0%	3.0%	3.0%	3.5%

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?
 Yes, the adoption of the Strategic Plan endorses a six-year rate trajectory, which reflects cost and revenue assumptions implicit in this rate assumption, which will inform future budget proposals and rate legislation.

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

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?**

No

- e. **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?**

City Light takes its lead from the City-wide Race and Social Justice Initiative (RSJI) to end institutional racism in government. When deciding how to implement the programs, initiatives, and activities laid out in the Strategic Plan, City Light will continue to center equity in our work and offer services to vulnerable and historically underrepresented communities consistent with City policy. To increase accessibility for as many members of our community as possible, we will carry out the activities in the Strategic Plan in accordance with City Light's Language Access Plan. We commit to budgeting the time and resources required for translation and interpretation services. We will consult with the Office of Immigrant and Refugee Affairs to ensure our outreach materials and strategies are inclusive and culturally appropriate, and we will seek to implement customer suggestions for improvement whenever possible.

- f. **Climate Change Implications**

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

Not directly, but the Strategic Plan does include programs such as building and transportation electrification that would impact/decrease carbon emissions.

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

Not directly, but the Strategic Plan does include programs such as electrification and grid modernization that would impact climate resiliency.

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

This legislation does not include any specific new initiative or programmatic expansion.

Summary Attachments:



Legislation Text

File #: CB 120313, **Version:** 2

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to land use and zoning; defining the addition of a single development that includes residential uses at a community or technical college located within an Urban Center as a minor amendment to an existing Major Institution master plan; amending Sections 23.42.049, 23.45.504, 23.47A.004, 23.69.008, 23.69.026, and 23.69.035 of the Seattle Municipal Code.

WHEREAS, colleges in the Washington State Community and Technical Colleges (WSCTC) System are evaluating the provision of housing at campuses; and

WHEREAS, the City has established Major Institution master plans as a mechanism regulating Major Institutions' long-term growth plans for large educational and medical institutions throughout Seattle; and

WHEREAS, Major Institution master plans address anticipated growth for 15-year periods of time into the future, or longer; and

WHEREAS, Chapter 23.69 of the Seattle Municipal Code defines regulations for Major Institutions, including methods for institutions to engage advisory committee review and obtain permits from the City for a variety of changes to existing master plans, which are classified as minor amendments or major amendments to a master plan; and

WHEREAS, a minor amendment to a master plan may be obtained by an established, time-efficient process that includes advisory committee review, while preparing a major amendment or a new master plan has a multi-year planning horizon; and

WHEREAS, there is a public interest in achieving production of housing resources, including student housing

resources, in an efficient and timely manner; and

WHEREAS, the City identifies multiple benefits for encouraging new housing for students and employees at

WSCTC colleges in an Urban Center, where an ample supply of housing resources and efficient

transportation options are desirable for students, employees, institutions, and Seattle as a whole; and

WHEREAS, this ordinance would also clarify that this one-time development outside of the standard Major

Institution master plan is allowed to be “affiliated” with the college, not necessarily housing “owned”

by the college, which would allow flexibility in ownership arrangements of the housing; and

WHEREAS, it is not the City Council’s intent that the changes in this bill to Chapter 23.69 set a precedent for

reclassifying amendments to other Major Institution Master Plans as minor; and

WHEREAS, the City’s Comprehensive Plan encourages dense housing growth within Urban Centers as part of

its preferred centers-based growth pattern, known as the Urban Village Strategy; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 23.42.049 of the Seattle Municipal Code, enacted by Ordinance 124608, is amended as follows:

23.42.049 Congregate residences

Congregate residences are subject to the development standards for the zone in which they are located, to the development standards for apartments where such housing type standards are specified, and to the following requirements:

* * *

B. Food preparation areas in sleeping rooms. Within a congregate residence not more than 25 percent of sleeping rooms shall have complete food preparation areas, where a complete food preparation area is identified by the presence of a plumbed sink, a stove or range, a refrigerator, and a counter top. The Director has discretion to increase the percentage up to 100 percent of sleeping rooms if the congregate residence is owned by a college or university, is affiliated with an educational major institution that is part of the Washington State

Community and Technical Colleges system, is a sorority or fraternity, or is owned by a not-for-profit entity or charity, or is a congregate residence that is licensed by the State and provides on-site supportive services for seniors or persons with disabilities. Supportive services include meal service, cleaning service, health services, or similar services.

* * *

Section 2. Section 23.45.504 of the Seattle Municipal Code, last amended by Ordinance 126384, is amended as follows:

23.45.504 Permitted and prohibited uses

A. All uses are permitted outright, prohibited, or permitted as a conditional use according to Table A for 23.45.504 and this Section 23.45.504. Uses not referred to in Table A for 23.45.504 are prohibited, unless otherwise indicated in this Chapter 23.45 or Chapters 23.51A, 23.51B, or 23.57. Communication utilities and accessory communication devices, except as exempted in Section 23.57.002, are subject to the regulations in this Chapter 23.45 and additional regulations in Chapter 23.57. Public facilities are subject to the regulations in Section 23.51A.004.

B. All permitted uses are allowed as a principal use or as an accessory use, unless otherwise indicated in this Chapter 23.45.

* * *

Table A for 23.45.504 Permitted and prohibited uses		
Uses	Permitted and prohibited uses by zone	
	LR1, LR2, and LR3	MR and HR
A. Residential use except as listed	P	P
A.1. Congregate residence	X/P ¹	P/X ²
B. Institutions	P/CU ³	P/CU ³
C. Uses in existing or former publi		

C.1. Child care centers, preschools, private schools, educational and vocational schools, day care centers for the disabled, adult evening education, nonprofit libraries, community centers, senior centers, and similar programs for the elderly, and similar uses in existing or former public schools	P	P
C.2. Other non-school uses in existing public schools	Permitted pursuant to procedures established in Chapter 23.78	Permitted pursuant to procedures established in Chapter 23.78
* * *		
L. All other uses	X	X
Footnotes to Table A for 23.45.504 ¹ Congregate residences that are owned by a college or university; or are part of the Washington State Community and Technical Colleges system, or are a sorority or fraternity; or are licensed by the State and provide on-site supportive services for seniors or persons with disabilities; or are prohibited. Supportive services include meal service, cleaning service, health services, or similar. ² Congregate residences that are owned by a college or university; or are affiliated with an educational major institution that is part of the Washington State Community and Technical Colleges system; or are a sorority or fraternity; or are owned by a not-for-profit entity or charity; or are licensed by the State and provide on-site supportive services for persons with disabilities ((;)) are permitted outright. All others are permitted only in locations within urban centers. Supportive services include meal service, cleaning service, health services, or similar. ³ Institutions meeting development standards are permitted as administrative conditional uses pursuant to Section 23.45.506. The provisions of this Chapter 23.45 shall apply to all uses permitted pursuant to Chapter 23.69. * * * P = Permitted outright CU = Permitted as an Administrative Conditional Use RC = Permitted as a Residential Conditional Use (RC), and subject to the provisions of the RC zone, Chapter 23.46 X = Prohibited		

* * *

Section 3. Section 23.47A.004 of the Seattle Municipal Code, last amended by Ordinance 126287, is amended as follows:

23.47A.004 Permitted and prohibited uses

A. All uses are permitted outright, prohibited, or permitted as a conditional use according to Table A for 23.47A.004 and this Section 23.47A.004, except as may be otherwise provided pursuant to Subtitle III, Division 3, Overlay Districts, of this Title 23.

B. All permitted uses are allowed as a principal use or as an accessory use, unless otherwise indicated in Table A for 23.47A.004.

* * *

Table A for 23.47A.004 Uses in Commercial zones	
Uses	Permitted and prohibited uses by zone ¹

	NC1	NC2	NC3	C1	C2
* * *					
E. INSTITUTIONS					
E.1. Institutions r	10	25	P	P	P
E.2. Major institu provisions of Cha	P	P	P	P	P
E.3. Religious fad	P	P	P	P	P
E.4. Schools, ele	P	P	P	P	P
E.5 Child care ce	P	P	P	P	P
* * *					
J. RESIDENTIAL USES ¹⁴					
J.1. Residential u	P	P	P	P	CU ¹⁵
J.2. Caretaker's q	P	P	P	P	P
J.3 Congregate re	X/P ¹⁶	X/P ¹⁶	P/X ¹⁷	P/X ¹⁷	P/X ¹⁷
J.4. Permanent su	P	P	P	P	P
* * *					
KEY A = Permitted as an accessory use only CU = Administrative Conditional Use (business establishme establishment limited to the multiple of 1,000 square feet or any number following a hyphen, pursuant to pursuant to Section 23.47A.010 10 = Permitted, business establishments limited to 10,000 square feet, pu establishments limited to 25,000 square feet, pursuant to Section 23.47A.010 35 = Permitted, business est Section 23.47A.010 50 = Permitted, business establishments limited to 50,000 square feet, pursuant to Se					
Footnotes to Table A for 23.47A.004 ¹ In pedestrian-designated zones, a portion of the street-level street- designated zones, drive-in lanes are prohibited (Section 23.47A.028). * * * ¹⁴ Residential uses may be lim subsection 23.47A.006.A.3, except as otherwise provided above in Table A for 23.47A.004 or in subsecti <u>Washington State Community and Technical Colleges system</u> , or are a sorority or fraternity, or are owned Supportive services include meal service, cleaning service, health services, or similar. ¹⁷ Congregate Resi <u>Technical Colleges system</u> , or are a sorority or fraternity, or are owned by a not-for-profit entity or charity urban centers. Supportive services include meal service, cleaning service, health services, or similar. * * *					

Section 4. Section 23.69.008 of the Seattle Municipal Code, last amended by Ordinance 123668, is amended as follows:

23.69.008 Permitted uses ((-))

A. All uses that are functionally integrated with, or substantively related to, the central mission of a Major Institution or that primarily and directly serve the users of an institution shall be defined as Major Institution uses and shall be permitted in the Major Institution Overlay (MIO) District. Major Institution uses shall be permitted either outright, or as conditional uses according to the provisions of Section 23.69.012.

Permitted Major Institution uses shall not be limited to those uses which are owned or operated by the Major Institution.

B. The following characteristics shall be among those used by the Director to determine whether a use is functionally integrated with, or substantively related to, the central mission of the Major Institution. No one ((4)) of these characteristics shall be determinative:

1. Functional contractual association;
2. Programmatic integration;
3. Direct physical circulation/access connections;
4. Shared facilities or staff;
5. Degree of interdependence;
6. Similar or common functions, services, or products.

* * *

D. When a use is determined to be a Major Institution use, it shall be located in the same MIO District as the Major Institution with which it is functionally integrated, or to which it is related, or the users of which it primarily and directly serves. To locate outside but within ~~((two thousand five hundred (2,500)))~~ 2,500 feet of that MIO District, a Major Institution use shall be subject to the provisions of Section 23.69.022.

* * *

F. Uses other than those permitted under subsections 23.69.008.A and 23.69.008.B ~~((of this section))~~ shall be subject to the use provisions and development standards of the underlying zone.

Section 5. Section 23.69.026 of the Seattle Municipal Code, last amended by Ordinance 118362, is amended as follows:

23.69.026 Determination to prepare a master plan ((-))

- A. Any Major Institution may elect to prepare a master plan.
- B. A Major Institution without an adopted master plan or with a master plan that includes an expiration

date and that was adopted under Code provisions prior to the 1996 Major Institutions Ordinance shall be required to prepare a master plan in the following circumstances:

1. The establishment of a new Major Institution Overlay (MIO) District is required according to Section 23.69.024; or
2. Expansion of an MIO District boundary or change in an MIO District height designation is proposed; or
3. An application is filed for a structure containing Major Institution use(s) that is located within the MIO District and would exceed the development standards of the underlying zone and is not permitted under an existing master plan, provided other means of modifying development standards that apply to similar uses located in the zone may also be sought; or
4. A Major Institution proposes to demolish or change the use of a residential structure inside the boundaries of an MIO District; ~~((,))~~ provided, that a master plan need not be prepared when:
 - a. The use is changed to housing for the institution, or
 - b. Not more than two ~~((2))~~ structures containing not more than a total of four ~~((4))~~ dwelling units are demolished or changed to a nonresidential use within a ~~((two-2))~~ two-year period and are replaced in the general vicinity by the same number of dwelling units.

C. A Major Institution with an adopted master plan that is not subject to subsection 23.69.026.B ~~((of this section))~~ shall be required to prepare a new master plan in the following circumstances:

1. The Major Institution proposes to increase the total amount of gross floor area allowed or the total number of parking spaces allowed within the MIO District, except if a proposed change to a master plan involves:
 - a. Construction of a one-time single development per master plan period owned or affiliated with an educational major institution that is part of the Washington State Community and Technical Colleges system; and

b. A property located within an Urban Center; and

c. A development that includes residential uses not exceeding 550 sleeping rooms, composed of dormitory, congregate housing, or other housing opportunities for students or employees of the Major Institution; or

2. A master plan has been in effect for at least ten (~~((10))~~) years and the institution proposes to expand the MIO District boundaries; or

3. A master plan has been in effect for at least ten (~~((10))~~) years and the institution proposes an amendment to the master plan that is determined to be major according to the provisions of Section 23.69.035, and the Director determines that conditions have changed significantly in the neighborhood surrounding the Major Institution since the master plan was adopted.

D. A master plan shall not be required for replacement of existing structures where the replacement structure:

1. Would be located on the same lot; and

2. Would not contain uses which would require a change of use and which the Director determines would not result in an increase in adverse impacts on the surrounding area; and

3. Would not exceed the height of the existing structure; and

4. Would not represent a significant increase in bulk over the existing structure; and

5. Would not represent a significant increase in gross floor area over the existing structure; and

6. Would not significantly reduce existing open area or landscaping.

E. If an institution proposes a major amendment of unusual complexity or size, the Advisory Committee may recommend, and the Director may require, that the institution develop a new master plan.

F. The Director shall determine whether a master plan is required. The Director's determination shall be final and shall not be subject to an interpretation or appeal.

Section 6. Section 23.69.035 of the Seattle Municipal Code, last amended by Ordinance 120691, is

amended as follows:

23.69.035 Changes to master plan ((:))

A. A proposed change to an adopted master plan shall be reviewed by the Director and determined to be an exempt change, a minor amendment, or a major amendment.

B. Exempt Changes. An exempt change shall be a change to the design and/or location of a planned structure or other improvement from that shown in the master plan, which the Director shall approve without publishing an interpretation. Any new gross floor area or parking space(s) must be accompanied by a decrease in gross floor area or parking space(s) elsewhere if the total gross floor area or parking spaces permitted for the entire MIO District or, if applicable, the subarea would be exceeded. Each exempt change must meet the development standards for the MIO District. Exempt changes shall be:

1. Any new structure or addition to an existing structure not approved in the master plan that is (~~twelve thousand (12,000))~~ 12,000 square feet of gross floor area or less; or
2. Twenty (~~((20))~~) or fewer parking spaces not approved in the master plan; or
3. An addition to a structure not yet constructed but approved in the master plan that is no greater than (~~((twenty percent (20%))~~) 20 percent of the approved gross floor area of that structure or (~~((twenty thousand (20,000))~~) 20,000 square feet, whichever is less; or
4. Any change in the phasing of construction, if not tied to a master plan condition imposed under approval by the Council; or
5. Any increase in gross floor area below grade.

C. Amendments. The Advisory Committee shall be given the opportunity to review a proposed minor or major amendment and submit comments on whether it should be considered minor or major, and what conditions, (~~((if any))~~) if any, should be imposed if it is minor. The Director shall determine whether the amendment is minor or major according to subsections 23.69.035.D and 23.69.035.E. (~~((of this section.))~~) The Director's decision that a proposed amendment is minor or major shall be made in the form of an interpretation

subject to the procedures of Chapter 23.88, Rules; Interpretation. If the Director and the Major Institution agree that a major amendment is required based on subsection 23.69.035.E, ~~((of this section,))~~ the interpretation process may be waived, and the amendment and environmental review process shall be subject to the provisions of subsection 23.69.035.G, ~~((of this section,))~~ After the Director makes a decision on whether an amendment is minor or major, the Advisory Committee shall be notified.

D. Minor Amendments. A proposed change to an adopted master plan shall be considered and approved as a minor amendment when it is not an exempt change according to subsection 23.69.035.B, ~~((of this section,))~~ when it is consistent with the original intent of the adopted master plan (except as provided in this subsection 23.69.035.D.4), and when it meets at least one of the following criteria:

1. The amendment will not result in significantly greater impacts than those contemplated in the adopted master plan; or

2. The amendment is a waiver from a development standard or master plan condition, or a change in the location or decrease in size of designated open space, and the proposal does not go beyond the minimum necessary to afford relief and will not be materially detrimental to the public welfare or injurious to the property or improvements in the vicinity in which the Major Institution is located; or

3. The amendment is a proposal by the Major Institution to lease space or otherwise locate a use at street level in a commercial zone outside an MIO District, and within ~~((two thousand five hundred feet (2,500'))~~ 2,500 feet of the MIO District boundary, and the use is allowed in the zone ~~((for))~~ but not permitted pursuant to Section 23.69.022. In making the determination whether the amendment is minor, the Director shall consider the following factors:

a. Whether an adequate supply of commercially zoned land for business serving neighborhood residents will continue to exist, and

b. Whether the use will maintain or enhance the viability or long-term potential of the neighborhood-serving character of the area, and

c. Whether the use will displace existing neighborhood-serving commercial uses at street level or disrupt a continuous commercial street front, particularly of personal and household retail sales and service uses, and

d. Whether the use supports neighborhood planning goals and objectives as provided in a Council-approved neighborhood plan.

4. The amendment would accommodate a single development with residential uses composed of housing for students or employees of the Major Institution, that is consistent with criteria in subsection 23.69.026.C.1, and that either was not anticipated by or is in excess of what was anticipated in an adopted master plan. This kind of amendment could occur only one time per the lifetime of an adopted master plan. The floor area of said residential use, uses accessory thereto, and non-residential uses such as required street level uses shall be exempted from the calculation of total development capacity of the major institution overlay, and shall be excluded from calculation of Floor Area Ratio and not counted against the Major Institution's development program permitted floor area for the campus.

E. Major Amendments. A proposed change to an adopted master plan shall be considered a major amendment when it is not an exempt change according to subsection 23.69.035.B (~~(of this section)~~) or a minor amendment according to subsection 23.69.035.D. (~~(of this section.)~~) In addition, any of the following shall be considered a major amendment:

1. An increase in a height designation or the expansion of the boundary of the MIO District; or
2. Any change to a development standard that is less restrictive, except if a proposed change relates to providing housing affiliated with certain educational major institutions as identified in subsection 23.69.026.C.1; or
3. A reduction in housing stock outside the boundary but within (~~(two thousand five hundred feet (2,500'))~~) 2,500 feet of the MIO District, other than within a Downtown zone, that exceeds the level approved in an adopted master plan; or

4. A change to the single-occupancy vehicle goal of an approved transportation management program that increases the percentage of people traveling by single-occupancy vehicle; or

5. A use that requires Council Conditional Use approval, including but not limited to a helistop or a major communication utility, that was not described in an adopted master plan; or

6. The update of an entire development program component of a master plan that was adopted under Code provisions prior to the 1996 Major Institutions Ordinance where the institution proposes an increase to the total amount of gross floor area allowed or the total number of parking spaces allowed under the institution's existing development program component within the MIO District. Changes to a development program relating to an action described in subsection 23.69.035.D.4 shall not be considered a development program update of this kind.

F. If the Director, after reviewing any Advisory Committee recommendation, determines that a proposed major amendment is of unusual complexity or size, the Director may require that the institution prepare a new master plan subject to Section 23.69.032.

G. If an amendment is determined to be major, the amendment and environmental review process shall be subject to the provisions of Section 23.69.032. (~~(Master plan process.)~~) However, a concept plan and preliminary draft plan shall not be required. Instead, the Major Institution shall submit a major amendment draft report as part of the application stating which parts of the master plan are proposed to be amended. If an EIS is required for the major amendment, the draft EIS shall be prepared after submittal of the major amendment draft report. After comments are received on the major amendment draft report, the institution shall prepare the major amendment final report and if required, the final EIS. If an EIS is not required for the major amendment, the Director is not required to hold a public hearing on the major amendment draft report.

H. Noncontiguous areas that are included in an MIO District as a result of a previously adopted master plan shall be deleted from the MIO District at the time a major amendment is approved unless the noncontiguous area was a former and separate MIO District. The change to the MIO District boundaries shall

be in accordance with the procedures for City-initiated amendments to the Official Land Use Map as provided in Chapter 23.76 (~~(, Procedures for Master Use Permits and Council Land Use Decisions,)~~) and shall not be subject to the rezone criteria contained in Section 23.34.124.

Section 7. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance or any exhibit to this ordinance, or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of any other provisions of this ordinance or its exhibits, or the validity of their application to other persons or circumstances.

Section 8. 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)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
SDCI	Gordon Clowers/206-679-8030	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 relating to land use and zoning; defining the addition of a single development that includes residential uses at a community or technical college located within an Urban Center as a minor amendment to an existing Major Institution master plan; amending Sections 23.42.049, 23.45.504, 23.47A.004, 23.69.008, 23.69.026, and 23.69.035 of the Seattle Municipal Code.

Summary and Background of the Legislation: This legislation will update the Land Use Code for Major Institution Master Plans (MIMP) to allow the addition of housing serving students and employees of a community college Major Institution located in an Urban Center, pursuant to a minor amendment process. Otherwise, a major amendment process would be required that is tantamount to establishing a new master plan (multi-year process).

The proposal would newly allow a single development with residential uses at community colleges in Urban Centers (currently only Seattle Central College) to be added to an existing MIMP as a minor amendment. This minor amendment pathway for housing could be used just once during an existing master plan's lifetime. The proposal would also clarify that this kind of housing may be "affiliated" with the college, meaning that it does not have to only be housing "owned" by the college. This allows flexibility in ownership arrangements of the housing.

Seattle Central College is interested in developing a new housing opportunity for students and employees, and replacement parking at an existing parking garage on East Pine Street between Boylston and Harvard Avenues (see map in Exhibit). They have a willing development partner and hope to begin permitting and developing a building with up to approximately 550 sleeping rooms of Major Institution housing as soon as possible. While they are currently writing a new MIMP, that process will take multiple years to complete, which would delay or negate the feasibility of the building development opportunity.

2. CAPITAL IMPROVEMENT PROGRAM

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

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? Yes No

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

No.

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

No.

4. OTHER IMPLICATIONS

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

The Department of Neighborhoods (DON) staffs the minor amendment process as part of advisory committee meetings. The proposal would enable a single development with residential uses to be considered for addition to an existing MIMP during that plan's lifetime. This level of participation in a single major institution amendment process would be a minimal addition to DON staff responsibilities. DON has been consulted and supports the proposal.

b. Is a public hearing required for this legislation?

Yes. It would occur during the City Council's deliberations on the proposal. The proposal was discussed at a meeting of an official advisory committee for Seattle Central College on October 11, 2021, which was a public meeting. Individual committee members expressed support for the proposal's objective.

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

Yes. Notices will be published in the DJC and the City's Land Use Information Bulletin.

d. Does this legislation affect a piece of property?

The legislation affects a property on the Seattle Central College campus, located on the north side of E. Pine Street between Boylston and Harvard Avenues. This site currently has a parking garage. Leaders of Seattle Central College (SCC) intend to pursue a development with residential uses at this site if the legislation passes.

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, this legislation would not adversely impact vulnerable or historically disadvantaged communities. Rather, it would facilitate more housing choice and transportation efficiencies for college students and employees of SCC. Community college students and SCC's employees would benefit from the increased availability of housing at or near the affected college campus on Capitol Hill. This could also reduce demand pressures on other housing in the vicinity. There is no likely burden or disproportionate impact. A college's "minor amendment" process would include opportunity for public participation in the entitlement process.

f. Climate Change Implications

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

The proposal is likely to decrease carbon emissions by newly accommodating more students and employees to live at SCC. This would reduce emissions generated by regular transportation trips that would otherwise be needed from other residential locations. It would also likely lead to more households living in the Capitol Hill Urban Center without owning a personal vehicle and thus avoiding more automobile trips per capita. Both factors would aid in contributing to fewer emissions in other Seattle and suburban neighborhoods where community college students and employees would otherwise live.

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.

The factors discussed above in f.1 also support resiliency of the affected Capitol Hill Urban Center community, and overall resiliency due to the ability for students and employees to work or attend, and live efficiently on-site at a community college. This allows less dependence on and less impact per capita on streets, freeways, and other similar systems.

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

Not applicable.

Summary Attachments:

Summary Exhibit A – Seattle Central College Possible Site of Interest for Future Housing

Summary Exhibit A - Seattle Central College Possible Site of Interest for Future Housing



Note: This map is intended for illustrative or informational purposes only and is not intended to modify anything in the legislation.



Legislation Text

File #: Res 32059, **Version:** 2

CITY OF SEATTLE

RESOLUTION _____

A RESOLUTION stating The City of Seattle’s intent to address climate change and improve resiliency as part of the One Seattle update to the Comprehensive Plan.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE MAYOR

CONCURRING, THAT:

Section 1. As part of the One Seattle update to the Comprehensive Plan, it is the City’s intent to address greenhouse gas emissions reductions, climate resiliency and adaptation, and environmental justice. City staff is directed to study and develop new and revised goals and policies founded in science that include, but are not limited to, the following:

A. Reducing overall greenhouse gas emissions, and other harmful pollutants that exacerbate climate impacts, including:

1. Reducing per capita vehicle miles traveled within the city limits of Seattle;
2. Increasing the amount and diversity of housing and providing amenities near housing to reduce dependence on cars;
3. Planning for future transportation investments to equitably meet forecasted multimodal transportation demands across the city; and
4. Updating level of service standards for all locally owned arterials, transit routes, and active transportation facilities.

B. Fostering the resilience of natural and human systems to climate impacts and natural hazards,

including:

1. Enhancing the resilience of existing natural areas, including wetlands, riparian areas, and vital habitat for safe passage and species migration;
2. Increasing resilience against natural hazards created or aggravated by climate change, including sea-level rise, landslides, flooding, drought, heat, smoke, wildfire, and other effects of changes to temperature and precipitation patterns;
3. Leveraging investments in natural and “gray” infrastructure to increase climate resiliency and provide co-benefits, such as stormwater management, salmon recovery, and other ecosystem services; and
4. Enhancing tree canopy to reduce airborne pollutants, decrease stormwater runoff, and mitigate urban heat island effects, particularly in residential areas with low canopy coverage.

C. Working toward environmental justice by:

1. Reducing environmental health disparities;
2. Prioritizing work in communities that have experienced disproportionate harm due to air, water, and soil pollution or will disproportionately suffer from compounding environmental impacts and will be most impacted by natural hazards due to climate change;
3. Providing opportunities for communities that have been displaced to return to the city in healthy environments and addressing the needs of those at risk of being displaced; and
4. Incorporating strategies to prevent displacement of vulnerable communities that could result from implementation of measures to address climate change and resiliency.

Section 2. The City should consider the following information when revising and adding to the Comprehensive Plan’s goals and policies:

- A. Analysis of climate-related trends to identify current and anticipated impacts, including from the Seattle Hazard Identification and Vulnerability Analysis;
- B. Identification of vulnerable populations and assets (including social, cultural, and economic assets);

C. Classification of risks, capital facilities and utilities, and community assets to determine where change is most needed to equitably address climate change, with a specific focus on vulnerable populations;

D. Inventories of air, water, and ground transportation facilities and services, including transit alignments, active transportation facilities, and general aviation airport facilities;

E. Analysis of disparities in health, environmental burden, and access to green space;

F. Identification of natural areas and infrastructure that may be vulnerable to changing environmental conditions; and

G. Identification of environmentally critical areas, including habitat, vital for safe passage and species migration.

Adopted by the City Council the _____ day of _____, 2022, and signed by me in open session in authentication of its adoption this _____ day of _____, 2022.

President _____ of the City Council

The Mayor concurred the _____ day of _____, 2022.

Bruce A. Harrell, Mayor

Filed by me this _____ day of _____, 2022.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Legislative	Lish Whitson/206-615-1674	N/A

** 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:

A RESOLUTION stating The City of Seattle’s intent to address climate change and improve resiliency as part of the One Seattle update to the Comprehensive Plan.

Summary and Background of the Legislation:

This resolution declares the City’s intent to focus on climate change and resiliency as part of the One Seattle update to the City’s Comprehensive Plan. The resolution recognizes the importance of addressing climate change, improving resilience and adaptation to the effects of climate change, reducing greenhouse gas emissions, and centering environmental justice as a core part of the update to the City’s plan for growth over the next twenty years. The resolution states that the City intends to add new and update existing goals and policies, identifies key topics to address in the update, and identifies information that the City will need to guide the update. The Office of Planning and Community Development (OPCD), Seattle Department of Transportation (SDOT), and Office of Sustainability and Environment (OSE) are collaborating on this work.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X 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?

In the 2022 Adopted Budget the City allocated \$895,000 for outreach and environmental review for the Comprehensive Plan update. Additional funding may be needed in 2023 and 2024 to complete this work. The work on climate change and environmental resilience is a key component of the update and will be incorporated into this broader work.

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

The Washington State Legislature has considered legislation, House Bill (HB) 1099, which would have required the City to address climate change, resiliency, and environmental justice in its next update to the Comprehensive Plan. While HB 1099 was not adopted in 2022, if the Legislature does adopt a similar bill in 2023, and the City were not prepared to holistically address these issues in the plan update, it would increase the costs of both outreach and

engagement and environmental review. Additionally, failure to consider the impacts of climate change as part of the Comprehensive Plan update could cause the City to be unprepared for potential hazards created by the changing climate (e.g., sea-level rise, landslides, flooding, wildfire smoke, etc.).

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
Yes. OPCD, SDOT and OSE will all be involved in implementing this legislation. They have been consulted in the drafting of the Resolution and have staff assigned to long-range planning efforts.
- 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?**
The Comprehensive Plan affects all properties across the City.
- 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?**
The Resolution is explicitly focused on addressing historic and current disparities and impacts to vulnerable populations and improving environmental justice. It states the City's intent to address climate change and increase resilience using a racial equity lens.
- f. Climate Change Implications**
- 1. Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
The resolution states the City's commitment to incorporate climate change considerations into the update to Seattle's Comprehensive Plan for growth over the next twenty years. That work should result in a reduction in greenhouse gas emissions and other climate pollutants compared to a planning process that doesn't consider these issues.
- 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.**
The resolution helps to provide a focus on resilience in the update to Seattle's Comprehensive Plan for growth over the next twenty years. That work should result in a more resilient City compared to a planning process that doesn't consider these issues.

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

Not applicable



Legislation Text

File #: CB 120335, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to service animals; conforming the definition of “service animal” to federal and state law; establishing a uniform definition for “service animal” by removing similar terms and including the definition in the Parks Code; making technical corrections; and amending Sections 6.310.465, 9.25.023, 9.25.082, 11.40.180, 14.04.030, 14.06.020, 14.06.030, 14.08.015, 14.08.020, 14.08.045, 14.08.070, 14.08.190, 18.12.030, and 18.12.080 of the Seattle Municipal Code.

WHEREAS, in the Seattle Municipal Code (SMC) there are multiple references to “dog guide” or other terms related to service animals; and

WHEREAS, in 2011, Ordinance 123527 defined “service animal” but did not include this definition in the Parks Code and did not amend existing terms related to service animals, such as “dog guide”; and

WHEREAS, addition of the existing definition of “service animal” to the Parks Code and deletion of “dog guide” and other related terms would establish uniform definitions for service animals throughout the Seattle Municipal Code by making every use of “service animal” tie to identical definitions in Sections 9.25.023, 14.04.030, and 18.12.030; and

WHEREAS, this ordinance extends the objective of Ordinance 123527 “to be consistent with Federal and State anti-discrimination law”; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 6.310.465 of the Seattle Municipal Code, last amended by Ordinance 124524, is amended as follows:

6.310.465 For-hire driver passenger relations standards

* * *

E. A for-hire driver shall not refuse to transport in the taxicab or for-hire vehicle any passenger's wheelchair which can be folded and placed in either the passenger, driver, or trunk compartment of the taxicab or for-hire vehicle; ~~((, an assist dog or guide dog to assist the disabled or handicapped,))~~ a service animal as defined in Section 9.25.023; groceries, packages, or luggage when accompanied by a passenger (Class B).

Section 2. Section 9.25.023 of the Seattle Municipal Code, last amended by Ordinance 123646, is amended as follows:

9.25.023 Definitions-P-T~~((,))~~

As used in this ~~((chapter))~~ Chapter 9.25, except where a different meaning is plainly apparent from the context, the following definitions apply:

* * *

D. "Service animal" means an animal that does work for, performs tasks for, or provides medically necessary support for the benefit of an individual with a disability.

* * *

Section 3. Section 9.25.082 of the Seattle Municipal Code, last amended by Ordinance 119998, is amended as follows:

9.25.082 Offenses relating to safety and sanitation~~((,))~~

It is unlawful for an owner to:

A. Allow the accumulation of animal feces in any open area, run, cage, or yard wherein animals are kept and to fail to remove or dispose of feces at least once every ~~((twenty-four (24)))~~ 24 hours;

B. Fail to remove the fecal matter deposited by ~~((his/her))~~ the owner's animal on public property or private property of another before the owner leaves the immediate area where the fecal matter was deposited;

C. Fail to have in ~~((his/her))~~ the owner's possession the equipment necessary to remove ~~((his/her))~~ the owner's animal's fecal matter when accompanied by said animal on public property or public easement;

D. Have possession or control of any animal sick or afflicted with any infectious or contagious disease

and fail to provide treatment for such infection or disease, or suffer or permit such diseased or infected animal to run at large, or come in contact with other animals, or drink at any public or common watering trough or stream accessible to other animals.

Owners of service ~~((dogs))~~ animals shall be exempted from subsections 9.25.082.B and 9.25.082.C. ~~((of this section.))~~

Section 4. Section 11.40.180 of the Seattle Municipal Code, last amended by Ordinance 123420, is amended as follows:

11.40.180 ~~((Standard of care))~~ Precautions for drivers of motor vehicles ~~((Blind pedestrians carrying))~~ approaching a wheelchair user or pedestrian who is using a white cane ~~((or using guide dog.))~~ or service animal

The driver of a vehicle approaching a totally or partially blind pedestrian who is carrying a cane predominantly white in color (with or without a red tip), a totally or partially blind or hearing impaired pedestrian using a ~~((guide dog))~~ service animal as defined in Section 9.25.023, a person with physical disabilities using a service animal as defined in Section 9.25.023, or a person with a disability using a wheelchair or a power wheelchair as defined in ~~((RDW))~~ RCW 46.04.415 shall take all necessary precautions to avoid injury to such pedestrian or wheelchair user. ~~((No driver))~~ It shall be unlawful for the operator of any vehicle ~~((shall))~~ to drive into or upon any crosswalk while there is on such crosswalk ~~((any))~~ such pedestrian or wheelchair user ~~((who is))~~ crossing or attempting to cross the roadway, ~~((and))~~ if such pedestrian or wheelchair user is using a white cane, using a ~~((guide dog or))~~ service animal, or using a wheelchair or a power wheelchair as defined in RCW 46.04.415.

The failure of any such pedestrian or wheelchair user so to signal shall not deprive ~~((him/her))~~ the individual of the right-of-way accorded ~~((him/her))~~ to the individual by other laws. ~~((RCW 70.84.040))~~

Section 5. Section 14.04.030 of the Seattle Municipal Code, last amended by Ordinance 126514, is amended as follows:

14.04.030 Definitions

When used in this Chapter 14.04, unless the context otherwise requires:

* * *

“Service animal” means an animal that does work for, performs tasks for, or provides medically necessary support for the benefit of an individual with a disability.

* * *

Section 6. Section 14.06.020 of the Seattle Municipal Code, last amended by Ordinance 126514, is amended as follows:

14.06.020 Definitions

Definitions as used in this ~~((chapter))~~ Chapter 14.06, unless additional meaning clearly appears from the context, shall have the meanings subscribed:

* * *

“Service animal” means an animal that does work for, performs tasks for, or provides medically necessary support for the benefit of an individual with a disability.

* * *

Section 7. Section 14.06.030 of the Seattle Municipal Code, last amended by Ordinance 124829, is amended as follows:

14.06.030 Unfair practices~~(=)~~

* * *

B. It is an unfair practice for any person to discriminate in a place of public accommodation by:

1. Requiring, directly or indirectly, any person to pay a larger sum than the usual uniform rates;

or

2. Refusing or withholding admission, patronage, custom, presence, frequenting, dwelling,

staying, or lodging; or

3. Denying, directly or indirectly, the full enjoyment of any available goods, services,

accommodations, facilities, privileges, or advantages; or

4. Printing, circulating, issuing, displaying, posting, mailing, or otherwise causing, directly or indirectly, to be published a statement, advertisement, or sign (~~(which)~~) that indicates directly or indirectly that the full enjoyment of the goods, services, facilities, privileges, advantages, and accommodations will be refused, withheld, denied, or in some manner limited or restricted or that an individual's patronage of or presence at a place of public accommodation is objectionable, unwelcome, unacceptable, or undesirable; or

5. Harassing, intimidating, or otherwise abusing any person or person's friends or associates because of race, color, creed, religion, ancestry, national origin, citizenship or immigration status, age, sex, marital status, parental status, sexual orientation, gender identity, political ideology, honorably discharged veteran or military status, participation in a Section 8 program, the presence of any disability, the use of a (~~trained dog guide or~~) service animal by a disabled person, or a mother breastfeeding her child with the purpose or effect of denying to such person the rights granted in this Chapter 14.06; or

6. Harassing, intimidating, retaliating, or obstructing a person in any manner because such person complied with or proposed to comply with this Chapter 14.06 or any order issued under this Chapter 14.06, or filed a charge or complaint, testified, or assisted in any investigation, proceeding, or hearing under this Chapter 14.06; or

7. Coercing, intimidating, threatening, or otherwise interfering with any person in the exercise or enjoyment of or on account of such person having aided or encouraged any other person in the exercise or enjoyment of any right granted or protected under this Chapter 14.06; or

8. Applying any economic sanctions or denying membership privileges because of compliance with this Chapter 14.06; or

9. Aiding, abetting, inciting, compelling, or coercing the doing of any act defined in this Chapter 14.06 to be an unfair practice; or

10. Attempting to commit any act defined in this Chapter 14.06 to be an unfair practice; or

11. Denying, directly or indirectly, an individual's right to use gender-specific restrooms and other gender-specific facilities in places of public accommodation including but not limited to dressing rooms, locker rooms, homeless shelters, and group homes that are consistent with the individual's gender identity or expression.

C. Compliance with conditions and limitations established by law and applicable to all persons regardless of race, color, creed, religion, ancestry, national origin, age, sex, marital status, parental status, sexual orientation, gender identity, political ideology, honorably discharged veteran or military status, participation in a Section 8 program, the presence of a disability, or the use of a ~~((trained dog guide or))~~ service animal by a disabled person is not an unfair practice under this ~~((section))~~ Section 14.06.030.

* * *

Section 8. Section 14.08.015 of the Seattle Municipal Code, last amended by Ordinance 126514, is amended as follows:

14.08.015 Seattle Open Housing Poster

All persons required to post a fair housing poster pursuant to 24 CFR 110 shall also post a Seattle Open Housing Poster at the same locations required in the federal regulation. A person who fails to post a Seattle Open Housing Poster as required in this Section 14.08.015 is subject to a fine of \$125 for a first violation and a fine of \$500 for each subsequent violation. The Seattle Open Housing Poster shall provide a notice that it is illegal in ~~((The City of))~~ Seattle to discriminate against any person because of race, color, creed, religion, ancestry, national origin, citizenship or immigration status, age, sex, marital status, parental status, sexual orientation, gender identity, political ideology, honorably discharged veteran or military status, participation in a Section 8 or other subsidy program, alternative source of income, the presence of any disability, or the use of a ~~((trained dog guide or))~~ service animal by a disabled person. The Department shall adopt a rule or rules to enforce this Section 14.08.015 that shall include the availability of such posters from the Department.

Section 9. Section 14.08.020 of the Seattle Municipal Code, last amended by Ordinance 126514, is

amended as follows:

14.08.020 Definitions

Definitions as used in this Chapter 14.08, unless additional meaning clearly appears from the context, shall have the meanings subscribed:

* * *

“Service animal” means an animal that does work for, performs tasks for, or provides medically necessary support for the benefit of an individual with a disability.

* * *

Section 10. Section 14.08.045 of the Seattle Municipal Code, last amended by Ordinance 126514, is amended as follows:

14.08.045 Retaliation, harassment, or coercion

* * *

B. It is an unfair practice for any person, whether or not acting for profit, to harass, intimidate, discriminate against, or otherwise abuse any person or person’s friends or associates because of race, color, creed, religion, ancestry, national origin, citizenship or immigration status, age, sex, marital status, parental status, sexual orientation, gender identity, political ideology, honorably discharged veteran or military status, alternative source of income, participation in a Section 8 or other subsidy program, the presence of any disability, or the use of a (~~trained dog guide or~~) service animal by a disabled person with the purpose or effect of denying to such person the rights granted in this Chapter 14.08 or the right to quiet or peaceful possession or enjoyment of any real property.

* * *

Section 11. Section 14.08.070 of the Seattle Municipal Code, last amended by Ordinance 126514, is amended as follows:

14.08.070 Unfair inquiries or advertisements

It is an unfair practice for any person to:

A. Require any information, make or keep any record, or use any form of application containing questions or inquiries concerning race, color, creed, religion, ancestry, national origin, citizenship or immigration status, age, sex, marital status, parental status, sexual orientation, gender identity, political ideology, honorably discharged veteran or military status, participation in a Section 8 or other subsidy program, the presence of any disability, or the use of a ((~~trained dog guide or~~)) service animal by a disabled person in connection with a real estate transaction unless used solely:

1. For making reports required by agencies of the federal, state, or local government to prevent and eliminate discrimination or to overcome its effects or for other purposes authorized by federal, state, or local agencies or laws or rules adopted thereunder,
2. As to “marital status,” for the purpose of determining applicability of community property law to the individual case, or
3. As to “age,” for the purpose of determining that the applicant has attained the age of majority, or in the case of housing exclusively for older persons as described in subsection 14.08.190.E, for the purpose of determining the eligibility of the applicant;

* * *

Section 12. Section 14.08.190 of the Seattle Municipal Code, last amended by Ordinance 125114, is amended as follows:

14.08.190 Exclusions

Nothing in this Chapter 14.08 shall:

* * *

B. Be interpreted to prohibit any person from making a choice among prospective purchasers or tenants of real property on the basis of factors other than race, color, creed, religion, ancestry, national origin, citizenship or immigration status, age, sex, marital status, parental status, sexual orientation, gender identity,

political ideology, honorably discharged veteran or military status, alternative source of income, participation in a Section 8 or other subsidy program, the presence of any disability, or the use of a ~~((trained dog guide or))~~ service animal by a disabled person where such factors are not designed, intended, or used to discriminate;

* * *

Section 13. Section 18.12.030 of the Seattle Municipal Code, last amended by Ordinance 118607, is amended as follows:

18.12.030 Definitions-Rules of construction~~((:))~~

A. Unless clearly inconsistent with the context in which used, the following definitions apply:

1. “Adequate leash” means a leash of ~~((eight (8)))~~ 8 feet in length or shorter.
2. “Aquarium” means a facility with artificial habitats containing aquatic or other forms of life for purposes of research, recreation, conservation, education, or viewing.
3. “At large” means a dog or other animal inside ~~((The City of))~~ Seattle, off the premises of the owner, and not under control by adequate leash.
4. “Camp” means to remain overnight, to erect a tent or other shelter, or to use sleeping equipment, a vehicle, or a trailer camper, for the purpose of or in such a way as will permit remaining overnight.
5. “City park zone” means:
 - a. A group of parks determined by the Superintendent to be so related to one another geographically or by function₂ or both, that the Superintendent determines that, generally, exclusion from one park would be ineffective without exclusion from the other or others. A park can be part of more than one City park zone.
 - b. A City park that is not included in a City park zone defined in subsection ~~((A5a))~~

18.12.030.A.5.a is itself a City park zone.

6. “Felony violation” means the violation of a criminal law, the conviction of which would:

- a. Carry a maximum sentence in excess of one ~~((1))~~ year's imprisonment; or
- b. Constitute a felony in Title 9A ~~((of the Revised Code of Washington))~~ RCW.

7. "Knowingly" means to act when:

- a. One is aware of a fact, facts, circumstances, or result described by a statute or ordinance defining an offense; or

- b. One has information which would lead a reasonable person in the same situation to believe that facts exist which facts are described by a statute or ordinance defining an offense.

8. "Off-leash area" means an area designated in subsection ~~((B of Section))~~ 18.12.080B where dogs, and no other animal, shall be allowed to run at large.

9. "Park" means all parks and bodies of water contained therein, squares, drives, parkways, boulevards, trails, golf courses, museums, aquaria, zoos, beaches, playgrounds, playfields, botanical gardens, greenbelts, parking lots, community centers, ~~(())~~ and other park, recreation, and open space areas, ~~((and))~~ buildings, and facilities comprising the parks and recreation system of the City under the management and control of the Superintendent.

10. "Park rule" for purposes of Section 18.12.278 means those particular rules or codes of conduct the Superintendent has adopted and has designated, by rule, as those for which a violation may lead to exclusion from a park under Section 18.12.278.

11. "Recreation program" means any program or activity conducted, sponsored, or assisted by the Department of Parks and Recreation, whether or not it occurs in a park.

12. "Service animal" means an animal that does work for, performs tasks for, or provides medically necessary support for the benefit of an individual with a disability.

~~((12))~~ 13. "Superintendent" means the Superintendent of Parks and Recreation of the City and authorized agents of the Superintendent, who may include, without limitation, the Chief of Police of The City of Seattle and ~~((his or her))~~ the Chief's subordinate officers, Seattle animal control officers, and staff of the

Department of Parks and Recreation.

~~((13))~~ 14. “Superintendent’s Hearing Officer” means the individual who is the Superintendent of Parks and Recreation and each person or panel of persons on whom the Superintendent has conferred responsibility to conduct the hearing authorized in ~~((Section))~~ subsection 18.12.278.E.

~~((14))~~ 15. “Violation” means an act or omission or combination thereof that is contrary to any park rule or any civil or criminal provision of the Revised Code of Washington or the Seattle Municipal Code proven by a preponderance of the evidence.

~~((15))~~ 16. “Weapon violation” means possession or use of a weapon in violation of ~~((Chapter))~~ chapter 9.41 ~~((of the Revised Code of Washington))~~ RCW or Chapter 12A.14 ~~((of the Seattle Municipal Code))~~.

~~((16))~~ 17. “Zoo” means a zoological garden where animals are kept for purposes of research, recreation, conservation, education, or viewing.

~~((17))~~ 18. “Zoo exhibit” means an area in the Zoo reserved for the purpose of exhibiting Zoo animals.

B. Wherever consistent with the context of this ~~((chapter))~~ Chapter 18.12, words in the present, past, or future tenses shall be construed to be interchangeable with each other ~~((, words in the singular number shall be construed to include the plural, and words in the masculine gender shall apply to the feminine and neuter genders))~~.

Section 14. Section 18.12.080 of the Seattle Municipal Code, last amended by Ordinance 123361, is amended as follows:

18.12.080 Animals running at large prohibited ~~((:))~~

A. Except as expressly allowed in subsection 18.12.080.B, ~~((hereof,))~~ it is unlawful for any person to allow or permit any dog or other pet to run at large in any park, or to permit any dog or other pet with or without a leash, except ~~((Seeing Eye or Hearing Ear dogs))~~ service animals or dogs used by public law

enforcement agencies and under control of a law enforcement officer, to enter any public beach, swimming or wading area, pond, fountain, stream, organized athletics area, or designated children’s play area. The Superintendent may ban dogs and other pets, or a specific dog or other pet, from areas of any park where ((he or she)) the Superintendent determines the same may be a nuisance.

* * *

Section 15. 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:

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Office for Civil Rights	Helen Gebreamlak 206.905.9945	Lisa Gaccione 206.684.5339

** 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 service animals; conforming the definition of “service animal” to federal and state law; establishing a uniform definition for “service animal” by removing similar terms and including the definition in the Parks Code; making technical corrections; and amending Sections 6.310.465, 9.25.023, 9.25.082, 11.40.180, 14.04.030, 14.04.040, 14.04.050, 14.06.020, 14.06.030, 14.08.015, 14.08.020, 14.08.040, 14.08.045, 14.08.070, 14.08.190, 18.12.030, and 18.12.080 of the Seattle Municipal Code.

Summary and background of the Legislation: In 2019, the DOJ requested the CAO look into updating the "service animal" definition in Title 14 Human Rights Code and SMC 18.12.080.A (and other relevant sections in the Seattle Municipal Code (SMC)) to be in compliance with the ADA and WA state law. Our existing definition is: “an animal that provides medically necessary support for the benefit of an individual with a disability.” This definition has existed since 2011 and has been interpreted as providing broader protections for persons using service animals than its federal and WA state counterparts. However, CAO recommends SOCR amend Title 14 Human Rights Code and SMC 18.12.080.A (SMC 14.04, 14.06, 14.08 and other relevant sections in the SMC) to the satisfaction of the DOJ and to avoid potential enforcement action. This language has been approved by the DOJ and would not disrupt or otherwise impact current SOCR and City enforcement and practices.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes ___X___ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes ___X___ 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. There are no financial implications for the Seattle Office for Civil Rights.

Is there financial cost or other impacts of *not* implementing the legislation?

There are potential other impacts if the City does not implement the legislation. For instance, the DOJ may take enforcement action and/or a potential complainant may allege they are excluded from the use of a service animal as defined in the SMC when they are otherwise protected under the WA state or federal law.

4. OTHER IMPLICATIONS

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

Yes, the service animal definition has been added to the Parks Code and updated in SMC 9.25 for the Animal Control division within FAS. There are potential operational impacts for both Parks and Animal Control because technical amendment now reads full protections for all service animals rather than just guide dogs. However, this technical amendment is consistent with Seattle Office for Civil Rights' existing interpretation and application of the definition for "service animal" for the instances stated in SMC 9.25 (Animal Control) and in the Parks Code.

b. Is a public hearing required for this legislation?

No.

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

No.

d. Does this legislation affect a piece of property?

No.

e. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

This technical amendment will help realize the City's commitment to being a welcoming and equitable City for all its residents, visitors, and workers. To avoid any possible future exclusions for service animals and people with disabilities, we should align the City's definition with the ADA and WA state law. This will ensure our City has jurisdiction to investigate claims of discrimination and broaden pathways to justice for those most vulnerable.

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).**

N/A

List attachments/exhibits below:



Legislation Text

File #: CB 120360, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to historic preservation; imposing controls upon the Original Van Asselt School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

WHEREAS, the Landmarks Preservation Ordinance, Chapter 25.12 of the Seattle Municipal Code (SMC), establishes a procedure for the designation and preservation of sites, improvements, and objects having historical, cultural, architectural, engineering, or geographic significance; and

WHEREAS, the Landmarks Preservation Board (“Board”), after a public meeting on March 20, 2019, voted to approve the nomination of the improvement located at 7201 Beacon Avenue S and the site on which the improvement is located (which are collectively referred to as the “Original Van Asselt School”) for designation as a landmark under SMC Chapter 25.12; and

WHEREAS, after a public meeting on May 1, 2019, the Board voted to approve the designation of the Original Van Asselt School under SMC Chapter 25.12; and

WHEREAS, on May 5, 2021, the Board and the Original Van Asselt School’s owner agreed to controls and incentives to be applied to specific features or characteristics of the designated landmark; and

WHEREAS, the Board recommends that the City Council enact a designating ordinance approving the controls and incentives; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Designation. Under Seattle Municipal Code (SMC) 25.12.660, the designation by the

Landmarks Preservation Board (“Board”) of the improvement located at 7201 Beacon Avenue S and the site on which the improvement is located (which are collectively referred to as the “Original Van Asselt School”) is acknowledged.

A. Legal Description. The Original Van Asselt School is located on the property legally described as:

THAT PORTION OF LOT 43, PLAT OF SOMERVILLE FILED ON JANUARY 24TH, 1887 IN VOLUME 2, PAGE 63 OF PLATS, RECORDS OF KING COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS; BEGINNING AT THE INTERSECTION OF THE SOUTHEAST MARGIN OF BEACON AVENUE, SAID MARGIN BEING 63' SOUTHWEST AND PARALLEL WITH IT'S CENTERLINE ACCORDING TO THE CITY OF SEATTLE ORDINANCE NUMBER 30071, AND THE CENTERLINE OF VACATED SHAFFER AVENUE SOUTH ACCORDING TO SURVEY FILED UNDER RECORDER'S NUMBER 20030814900008, RECORDS OF KING COUNTY, WASHINGTON. THENCE SOUTH 0°33'57" WEST ALONG SAID CENTERLINE, A DISTANCE OF 196.70 FEET TO THE NORTH LINE OF THE PLAT OF DUWAMISH HEIGHTS AS RECORDED IN VOLUME 15 OF PLATS, PAGE 96, RECORDS OF KING COUNTY, WASHINGTON, THENCE NORTH 87°30'12" WEST ALONG SAID NORTH LINE, A DISTANCE 530.53 FEET TO A POINT ON EAST MARGIN OF VACATED PERKINS AVENUE; THENCE NORTH 0°39'12" EAST ALONG SAID EAST MARGIN, 289.63 FEET TO IT'S INTERSECTION WITH THE SOUTH MARGIN OF VACATED SOUTH ORCHARD STREET; THENCE SOUTH 87°24'16" EAST ALONG SAID SOUTH MARGIN, 419.37 FEET TO SAID SOUTHEAST MARGIN OF BEACON AVENUE, THENCE SOUTH 44°30'17" EAST ALONG SAID SOUTHEAST MARGIN, A DISTANCE OF 135.15 FEET TO THE POINT OF BEGINNING. SITUATED IN KING COUNTY, WASHINGTON.

B. Specific Features or Characteristics Designated. Under SMC 25.12.660.A.2, the Board designated the following specific features or characteristics of the Original Van Asselt School:

1. The site as illustrated in Attachment A to this ordinance.
2. The exterior of the 1909 building (excluding the 1940 and 2002 rear additions).
3. The interior of the 1909 building (excluding the 1940 and 2002 rear additions).

C. Basis of Designation. The designation was made because the Original Van Asselt School is more than 25 years old; has significant character, interest, or value as a part of the development, heritage, or cultural characteristics of the City, state, or nation; has integrity or the ability to convey its significance; and satisfies the following SMC 25.12.350 provisions:

1. It is associated in a significant way with a significant aspect of the cultural, political, or

economic heritage of the community, City, state, or nation (SMC 25.12.350.C).

2. It embodies the distinctive visible characteristics of an architectural style, or period, or of a method of construction (SMC 25.12.350.D).

Section 2. Controls. The following controls are imposed on the features or characteristics of the Original Van Asselt School that were designated by the Board for preservation:

A. Certificate of Approval Process.

1. Except as provided in subsection 2.A.2 or subsection 2.B of this ordinance, the owner must obtain a Certificate of Approval issued by the Board according to SMC Chapter 25.12, or the time for denying a Certificate of Approval must have expired, before the owner may make alterations or significant changes to the features or characteristics of the Original Van Asselt School that were designated by the Board for preservation.

2. No Certificate of Approval is required for the following:

a. Any in-kind maintenance or repairs of the features or characteristics of the Original Van Asselt School that were designated by the Board for preservation.

b. Removal of trees less than 6 inches in diameter measured 4-1/2 feet above ground.

c. Removal of mature trees that are not included in any of the following categories:

1) Significant to the property's history or design, as outlined in the nomination application.

2) A designated Heritage Tree on the City of Seattle/Plant Amnesty list.

3) An Exceptional Tree per City of Seattle regulations.

d. Planting of new trees in locations that will never obscure the view of designated features of the landmark, or physically undermine a built feature of the landmark.

e. Planting or removal of shrubs, perennials, or annuals, in locations that will never obscure the view of designated features of the landmark, or physically undermine a built feature of the landmark.

f. Installation, removal, or alteration of the following site furnishings: benches, chairs, tables, swings, movable planters, and trash/recycling receptacles, and bike racks.

g. Installation, removal, or alteration (including repair) of underground irrigation and underground utilities, provided that the site is restored in kind.

h. Repaving and restriping of existing asphalt paved areas.

i. Installation, removal, or alteration of play equipment in existing outdoor play areas.

j. Installation, removal, or alteration of signage for accessibility compliance, school safety, and other signage as required by City code or Seattle Public Schools safety signage for playgrounds; e.g., “No Guns” or “No Trespassing.”

k. Installation, removal, or alteration of a building identification sign defined by the following criteria:

1) The sign shall be freestanding on the site.

2) The sign shall not be attached to built historic features.

3) The sign location shall not obscure the view of designated features of the buildings or site.

4) The sign’s content may include the building name, street address, and logo associated with the school’s identity.

5) The sign shall not be internally illuminated.

6) The sign shall be no more than 30 square feet in area, and the top of the sign shall not exceed 4 feet above grade.

l. Removal of portable classroom buildings.

m. Installation of new single-story portable classrooms or a storage shed, when located within the area illustrated in Attachment B to this ordinance.

n. Installation or removal of interior, temporary window shading devices that are

operable and do not obscure the glazing when in the open position.

o. Installation, removal, or alteration of curbs, bollards, or wheelstops in parking areas.

p. Installation or removal of artwork located at the building interior, when fastened to gypsum wallboard surfaces.

q. Installation, removal, or alteration of the playfield surface, track materials, field lights, field drainage, ground source wells, and other track/field equipment.

r. Demolition of the 1950 building.

s. Alterations or changes to the portion of the 1950s building located on the designated site, provided they do not increase the footprint or height of the building.

t. Alterations or changes to the site beyond the designated portion of the site, as illustrated in Attachment B to this ordinance.

B. City Historic Preservation Officer (CHPO) Approval Process.

1. The CHPO may review and approve alterations or significant changes to the features or characteristics listed in subsection 2.B.3 of this ordinance according to the following procedure:

a. The owner shall submit to the CHPO a written request for the alterations or significant changes, including applicable drawings or specifications.

b. If the CHPO, upon examination of submitted plans and specifications, determines that the alterations or significant changes are consistent with the purposes of SMC Chapter 25.12, the CHPO shall approve the alterations or significant changes without further action by the Board.

2. If the CHPO does not approve the alterations or significant changes, the owner may submit revised materials to the CHPO, or apply to the Board for a Certificate of Approval under SMC Chapter 25.12. The CHPO shall transmit a written decision on the owner's request to the owner within 14 days of receipt of the request. Failure of the CHPO to timely transmit a written decision constitutes approval of the request.

3. CHPO approval of alterations or significant changes to the features or characteristics of the

Original Van Asselt School that were designated by the Board for preservation is available for the following:

a. The installation, removal, or alteration of ducts, conduits, HVAC vents, grills, pipes, panels, weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical, and telecommunication elements necessary for the normal operation of the building or site.

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

c. Installation of new single-story portable classrooms or a storage shed, when located on the designated site, outside of the area approved in subsection 2.A.2.m of this ordinance.

d. Removal of trees more than 6 inches in diameter measured 4-1/2 feet above ground, when identified as a hazard by an International Society of Arboriculture (ISA) Certified Arborist, and not already excluded from review in subsection 2.A.2.c of this ordinance.

e. Installation, removal, or alterations to fences, gates, and barriers.

f. Signage other than signage excluded in subsections 2.A.2.j and 2.A.2.k of this ordinance.

g. Installation, removal, or alteration of improvements for safety or accessibility compliance.

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

i. Installation, removal, or alteration of painted murals and other art installations located on features or characteristics of the landmark that were designated by the Board for preservation, other than those excluded in subsection 2.A.2.p of this ordinance.

j. Installation, removal, or alteration of new learning gardens or play areas, including expansions of their existing areas.

k. Installation, removal, or alteration of garden logs and boulders for outdoor seating, and other landscape features or accessories.

l. Alterations to interior features or characteristics of the landmark that were designated by the Board for preservation.

m. Installation of photovoltaic panels.

n. Changes to paint colors for any of the features or characteristics of the landmark that were designated by the Board for preservation.

o. Replacement of non-historic doors and windows within original openings, when the staff determines that the design intent is consistent with the *Secretary of the Interior's Standards for Rehabilitation*.

p. Alterations or changes to the portion of the 1950s building located on the designated site, when the footprint or height of the building is proposed to be increased, and the project does not qualify for review by the Landmarks staff under the State Environmental Policy Act (SEPA).

q. Emergency repairs or measures (including immediate action to secure the area, install temporary equipment, and employ stabilization methods as necessary to protect the public's safety, health, and welfare) to address hazardous conditions with adverse impacts to the buildings or site as related to a seismic or other unforeseen event. Following such an emergency, the owner shall adhere to the following:

1) The owner shall immediately notify the City Historic Preservation Officer and document the conditions and actions the owner took.

2) If temporary structural supports are necessary, the owner shall make all reasonable efforts to prevent further damage to historic resources.

3) The owner shall not remove historic building materials from the site as part of the emergency response.

4) In consultation with the City Historic Preservation Officer and staff, the owner shall adopt and implement a long-term plan to address any damage through appropriate solutions.

Section 3. Incentives. The following incentives are granted on the features or characteristics of the

Original Van Asselt School that were designated by the Board for preservation:

A. Uses not otherwise permitted in a zone may be authorized in a designated landmark by means of an administrative conditional use permit issued under SMC Title 23.

B. Exceptions to certain of the requirements of the Seattle Building Code and the Seattle Energy Code, adopted by SMC Chapter 22.101, may be authorized according to the applicable provisions.

C. Special tax valuation for historic preservation may be available under chapter 84.26 RCW upon application and compliance with the requirements of that statute.

D. Reduction or waiver, under certain conditions, of minimum accessory off-street parking requirements for uses permitted in a designated landmark structure may be permitted under SMC Title 23.

Section 4. Enforcement of this ordinance and penalties for its violation are as provided in SMC 25.12.910.

Section 5. The Original Van Asselt School is added alphabetically to Section IV, Schools, of the Table of Historical Landmarks contained in SMC Chapter 25.32.

Section 6. The City Clerk is directed to record a certified copy of this ordinance with the King County Recorder's Office, deliver two certified copies to the CHPO, and deliver one copy to the Director of the Seattle Department of Construction and Inspections. The CHPO is directed to provide a certified copy of this ordinance to the Original Van Asselt School's owner.

Section 7. 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

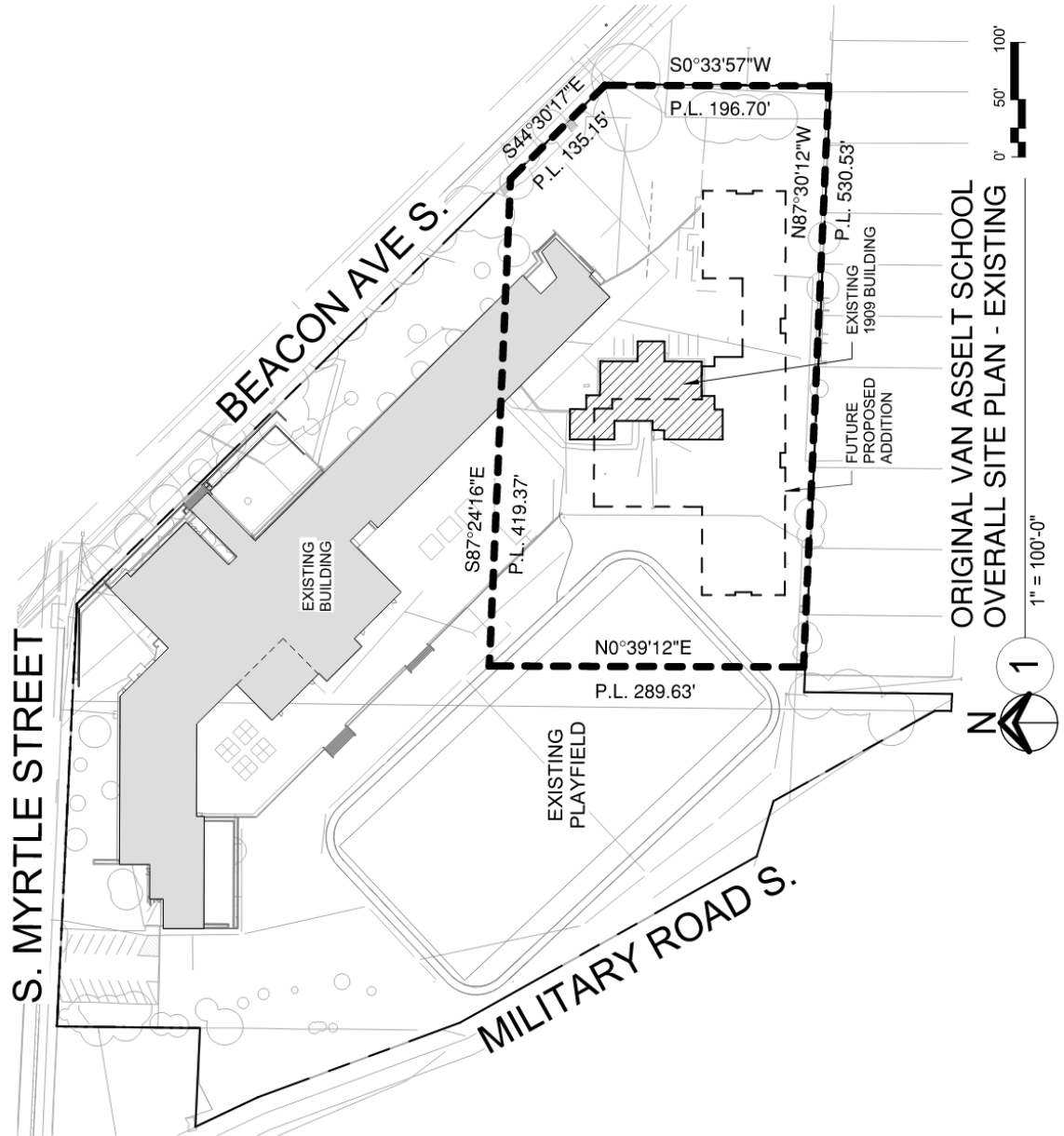
(Seal)

Attachments:

Attachment A - Original Van Asselt School Overall Site Plan - Existing

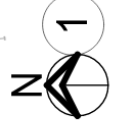
Attachment B - Original Van Asselt School Designated Site Plan - Existing

LANDMARK LEGAL DESCRIPTION
 THAT PORTION OF LOT 43, PLAT OF SOMERVILLE FILED ON JANUARY 24TH, 1887 IN VOLUME 2, PAGE 63 OF PLATS, RECORDS OF KING COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTHEAST MARGIN OF BEACON AVENUE, SAID MARGIN BEING 63' SOUTHWEST AND PARALLEL WITH IT'S CENTERLINE ACCORDING TO THE CITY OF SEATTLE ORDINANCE NUMBER 30071, AND THE CENTERLINE OF VACATED SHAFFER AVENUE SOUTH ACCORDING TO SURVEY FILED UNDER RECORDER'S NUMBER 20030814900008, RECORDS OF KING COUNTY, WASHINGTON. THENCE SOUTH 0°33'57" WEST ALONG SAID CENTERLINE, A DISTANCE OF 196.70 FEET TO THE NORTH LINE OF THE PLAT OF DUWAMISH HEIGHTS AS RECORDED IN VOLUME 15 OF PLATS, PAGE 96, RECORDS OF KING COUNTY, WASHINGTON. THENCE NORTH 87°30'12" WEST ALONG SAID NORTH LINE, A DISTANCE 530.53 FEET TO A POINT ON EAST MARGIN OF VACATED PERKINS AVENUE. THENCE NORTH 0°39'12" EAST ALONG SAID EAST MARGIN, 289.63 FEET TO IT'S INTERSECTION WITH THE SOUTH MARGIN OF VACATED SOUTH ORCHARD STREET; THENCE SOUTH 87°24'16" EAST ALONG SAID SOUTH MARGIN, 419.37 FEET TO SAID SOUTHEAST MARGIN OF BEACON AVENUE. THENCE SOUTH 44°30'17" EAST ALONG SAID SOUTHEAST MARGIN, A DISTANCE OF 135.15 FEET TO THE POINT OF BEGINNING. SITUATED IN KING COUNTY, WASHINGTON.

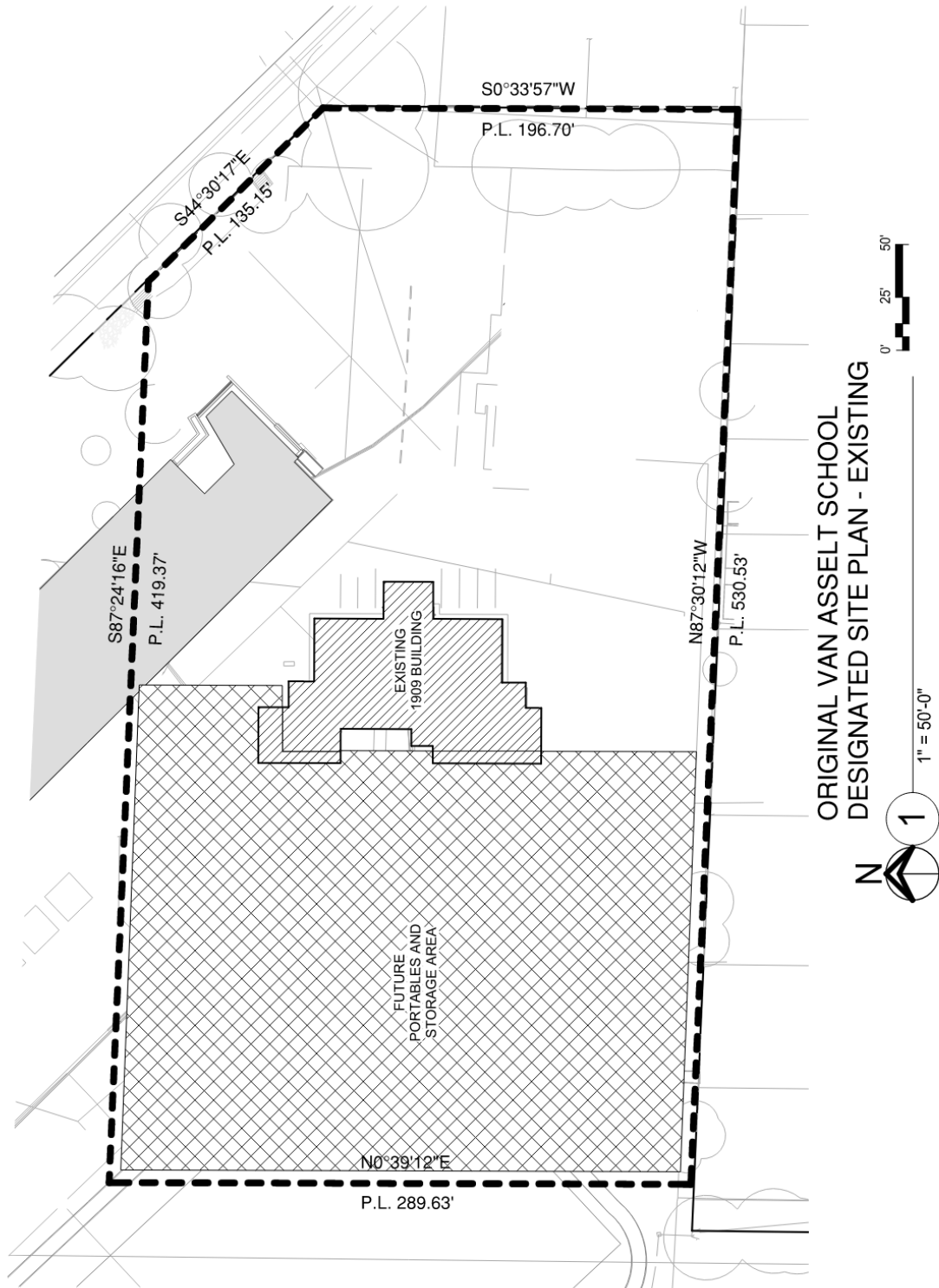


ORIGINAL VAN ASSELT SCHOOL
 OVERALL SITE PLAN - EXISTING

1" = 100'-0"



ATTACHMENT A



ORIGINAL VAN ASSELT SCHOOL
DESIGNATED SITE PLAN - EXISTING

ATTACHMENT B

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Neighborhoods	Erin Doherty/206-684-0380	Miguel Jimenez/206-684-5805

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

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE relating to historic preservation; imposing controls upon the Original Van Asselt School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Summary and Background of the Legislation:

The attached legislation acknowledges the designation of the Original Van Asselt School as a historic landmark by the Landmarks Preservation Board, imposes controls, grants incentives, and adds the Original Van Asselt School to the Table of Historical Landmarks contained in SMC Chapter 25.32. The legislation does not have a financial impact.

The Original Van Asselt School was built in 1909. The property is located in the South Beacon Hill neighborhood. A Controls and Incentives Agreement has been signed by the owner and has been approved by the Landmarks Preservation Board. The controls in the agreement apply to the 1909 site, and the 1909 building exterior and interior, but do not apply to any in-kind maintenance or repairs of the designated features.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X No

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

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

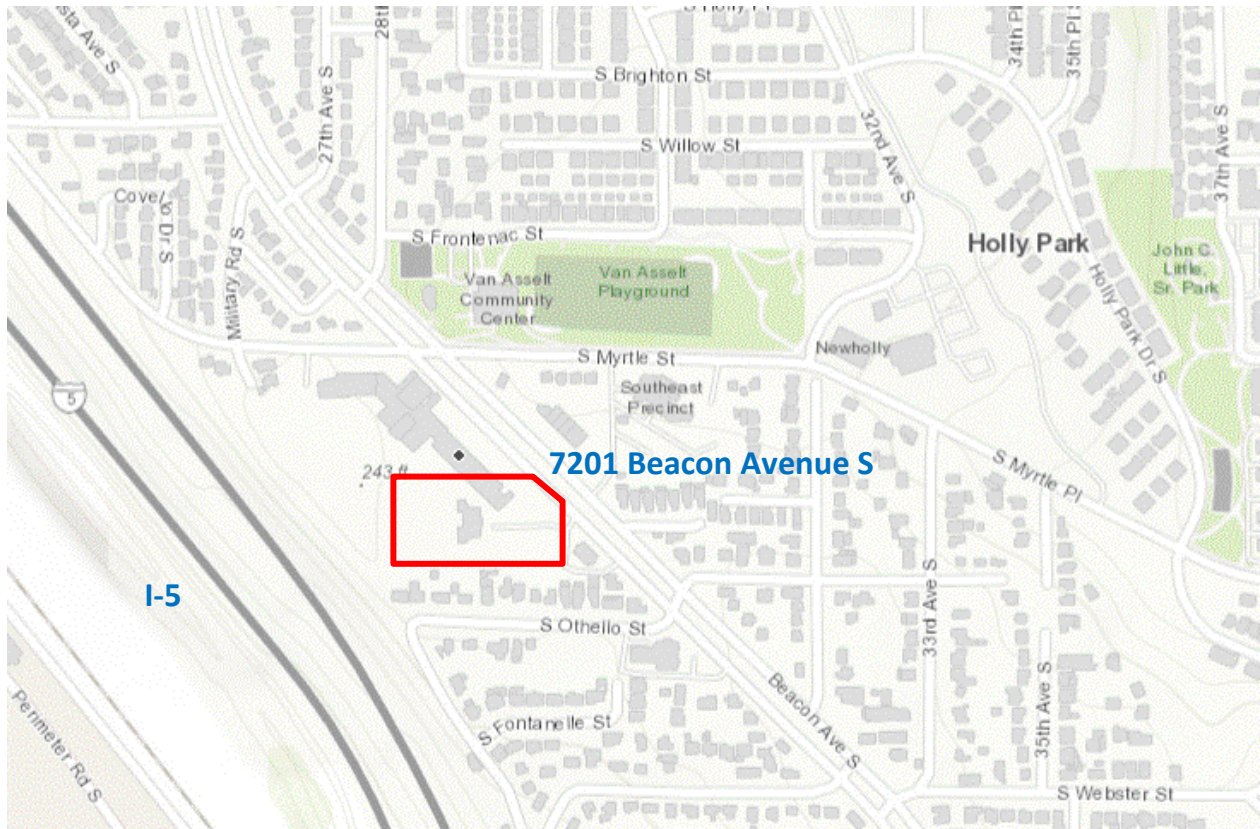
4. OTHER IMPLICATIONS

- a. **Does this legislation affect any departments besides the originating department?**
No.
- b. **Is a public hearing required for this legislation?**
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, see attached map.
- 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?**
We have heard from Beacon Hill community members that there are far too few designated landmarks in these neighborhoods, so the addition of this 112 year old school building and site is notable. A language access plan is not anticipated.
- f. **Climate Change Implications**
- 1. Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
This legislation supports the sustainable practice of preserving historic buildings and their embodied energy. Reuse and restoration of a building or structure reduces the consumption of new natural resources, and the carbon emissions associated with new construction. Preservation also avoids contributing to the ever-growing landfills.
 - 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.**
Many historic buildings possess materials and craftsmanship that cannot be duplicated today. When properly maintained and improved, they will benefit future generations, and surpass the longevity of most of today’s new construction. They can also support upgraded systems for better energy performance, and these investments typically support local or regional suppliers, and labor industries.
- 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 new initiative or programmatic expansion.

Summary Attachments:

Summary Exhibit A – Vicinity Map of Original Van Asselt School

Summary Ex A – Vicinity Map of Original Van Asselt School
V1a



Note: This map is intended for illustrative or informational purposes only and is not intended to modify anything in the legislation.



Legislation Text

File #: CB 120361, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to historic preservation; imposing controls upon the Loyal Heights Elementary School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

WHEREAS, the Landmarks Preservation Ordinance, Chapter 25.12 of the Seattle Municipal Code (SMC), establishes a procedure for the designation and preservation of sites, improvements, and objects having historical, cultural, architectural, engineering, or geographic significance; and

WHEREAS, the Landmarks Preservation Board (“Board”), after a public meeting on February 3, 2015, voted to approve the nomination of the improvement located at 2501 NW 80th Street and the site on which the improvement is located (which are collectively referred to as the “Loyal Heights Elementary School”) for designation as a landmark under SMC Chapter 25.12; and

WHEREAS, after a public meeting on March 18, 2015, the Board voted to approve the designation of the Loyal Heights Elementary School under SMC Chapter 25.12; and

WHEREAS, on May 5, 2021, the Board and the Loyal Heights Elementary School’s owner agreed to controls and incentives to be applied to specific features or characteristics of the designated landmark; and

WHEREAS, the Board recommends that the City Council enact a designating ordinance approving the controls and incentives; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Designation. Under Seattle Municipal Code (SMC) 25.12.660, the designation by the

Landmarks Preservation Board (“Board”) of the improvement located at 2501 NW 80th Street and the site on which the improvement is located (which are collectively referred to as the “Loyal Heights Elementary School”) is acknowledged.

A. Legal Description. The Loyal Heights Elementary School is located on the property legally described as:

Block 11, Loyal Heights Division # 6 & Vacated Alley, Recorded in Volume 19 of Plats page 82, Records of King County, Washington.

B. Specific Features or Characteristics Designated. Under SMC 25.12.660.A.2, the Board designated the following specific features or characteristics of the Loyal Heights Elementary School:

1. The site.
2. The exteriors of the 1932 building and 1946 addition.
3. The interior corridors, stairways, classrooms, and auditorium/lunchroom.

C. Basis of Designation. The designation was made because the Loyal Heights Elementary School is more than 25 years old; has significant character, interest, or value as a part of the development, heritage, or cultural characteristics of the City, state, or nation; has integrity or the ability to convey its significance; and satisfies the following SMC 25.12.350 provisions:

1. It is associated in a significant way with a significant aspect of the cultural, political, or economic heritage of the community, City, state, or nation (SMC 25.12.350.C).
2. It embodies the distinctive visible characteristics of an architectural style, or period, or of a method of construction (SMC 25.12.350.D).
3. Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the City and contributes to the distinctive quality or identity of such neighborhood or the City (SMC 25.12.350.F).

Section 2. Controls. The following controls are imposed on the features or characteristics of the Loyal

Heights Elementary School that were designated by the Board for preservation:

A. Certificate of Approval Process.

1. Except as provided in subsection 2.A.2 or subsection 2.B of this ordinance, the owner must obtain a Certificate of Approval issued by the Board according to SMC Chapter 25.12, or the time for denying a Certificate of Approval must have expired, before the owner may make alterations or significant changes to the features or characteristics of the Loyalty Heights Elementary School that were designated by the Board for preservation.

2. No Certificate of Approval is required for the following:

a. Any in-kind maintenance or repairs of the features or characteristics of the Loyalty Heights Elementary School that were designated by the Board for preservation.

b. Removal of trees less than 6 inches in diameter measured 4-1/2 feet above ground.

c. Removal of mature trees that are not included in any of the following categories:

1) Significant to the property's history or design, as outlined in the nomination application.

2) A designated Heritage Tree on the City of Seattle/Plant Amnesty list.

3) An Exceptional Tree per City of Seattle regulations.

d. Planting of new trees in locations that will never obscure the view of designated features of the landmark, or physically undermine a built feature of the landmark.

e. Planting or removal of shrubs, perennials, or annuals, in locations that will never obscure the view of designated features of the landmark, or physically undermine a built feature of the landmark.

f. Installation, removal, or alteration of the following site furnishings: benches, chairs, tables, swings, movable planters, and trash/recycling receptacles, and bike racks.

g. Installation, removal, or alteration (including repair) of underground irrigation and

underground utilities, provided that the site is restored in kind.

h. Repaving and restriping of existing asphalt paved areas.

i. Installation, removal, or alteration of play equipment in existing outdoor play areas.

j. Installation, removal, or alteration of signage for accessibility compliance, school safety, and other signage as required by City code or Seattle Public Schools safety signage for playgrounds, e.g., “No Guns” or “No Trespassing.”

k. Installation, removal, or alteration of a building identification sign defined by the following criteria:

1) The sign shall be freestanding on the site.

2) The sign shall not be attached to built historic features.

3) The sign location shall not obscure the view of designated features of the buildings or site.

4) The sign’s content may include the building name, street address, and logo associated with the school’s identity.

5) The sign shall not be internally illuminated.

6) The sign shall be no more than 30 square feet in area, and the top of the sign shall not exceed 4 feet above grade.

l. Removal of non-historic portable classroom buildings.

m. Installation of new single-story portable classrooms or a storage shed, when located within the area illustrated in Attachment A.

n. Installation or removal of interior, temporary window shading devices that are operable and do not obscure the glazing when in the open position.

o. Installation, removal, or alteration of curbs, bollards, or wheelstops in parking areas.

p. Installation or removal of artwork located at designated areas of the building interior,

when fastened to gypsum wallboard surfaces.

B. City Historic Preservation Officer (CHPO) Approval Process.

1. The CHPO may review and approve alterations or significant changes to the features or characteristics listed in subsection 2.B.3 of this ordinance according to the following procedure:

a. The owner shall submit to the CHPO a written request for the alterations or significant changes, including applicable drawings or specifications.

b. If the CHPO, upon examination of submitted plans and specifications, determines that the alterations or significant changes are consistent with the purposes of SMC Chapter 25.12, the CHPO shall approve the alterations or significant changes without further action by the Board.

2. If the CHPO does not approve the alterations or significant changes, the owner may submit revised materials to the CHPO, or apply to the Board for a Certificate of Approval under SMC Chapter 25.12. The CHPO shall transmit a written decision on the owner's request to the owner within 14 days of receipt of the request. Failure of the CHPO to timely transmit a written decision constitutes approval of the request.

3. CHPO approval of alterations or significant changes to the features or characteristics of the Loyal Heights Elementary School that were designated by the Board for preservation is available for the following:

a. The installation, removal, or alteration of ducts, conduits, HVAC vents, grills, pipes, panels, weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical, and telecommunication elements necessary for the normal operation of the building or site.

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

c. Installation of new single-story portable classrooms or a storage shed, when located outside of the area approved in subsection 2.A.2.m of this ordinance.

d. Removal of trees more than 6 inches in diameter measured 4-1/2 feet above ground,

when identified as a hazard by an International Society of Arboriculture (ISA) Certified Arborist, and not already excluded from review in subsection 2.A.2.c of this ordinance.

e. Installation, removal, or alteration to fences, gates, and barriers.

f. Signage other than signage excluded in subsections 2.A.2.j and 2.A.2.k of this ordinance.

g. Installation, removal, or alteration of improvements for safety, or accessibility compliance.

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

i. Installation, removal, or alteration of painted murals and other art installations located on features or characteristics of the landmark that were designated by the Board for preservation, other than those excluded in subsection 2.A.2.p of this ordinance.

j. Installation, removal, or alteration of new learning gardens or play areas, including expansions of their existing areas.

k. Installation, removal, or alteration of garden logs and boulders for outdoor seating, and other landscape features or accessories.

l. Alterations to interior features or characteristics of the landmark that were designated by the Board for preservation.

m. Installation of photovoltaic panels.

n. Changes to paint colors for any of the features or characteristics of the landmark that were designated by the Board for preservation.

o. Replacement of non-historic doors and windows within original openings, when the staff determines that the design intent is consistent with the *Secretary of the Interior's Standards for Rehabilitation*.

p. Emergency repairs or measures (including immediate action to secure the area, install

temporary equipment, and employ stabilization methods as necessary to protect the public's safety, health, and welfare) to address hazardous conditions with adverse impacts to the buildings or site as related to a seismic or other unforeseen event. Following such an emergency, the owner shall adhere to the following:

1) The owner shall immediately notify the City Historic Preservation Officer and document the conditions and actions the owner took.

2) If temporary structural supports are necessary, the owner shall make all reasonable efforts to prevent further damage to historic resources.

3) The owner shall not remove historic building materials from the site as part of the emergency response.

4) In consultation with the City Historic Preservation Officer and staff, the owner shall adopt and implement a long-term plan to address any damage through appropriate solutions.

Section 3. Incentives. The following incentives are granted on the features or characteristics of the Loyal Heights Elementary School that were designated by the Board for preservation:

A. Uses not otherwise permitted in a zone may be authorized in a designated landmark by means of an administrative conditional use permit issued under SMC Title 23.

B. Exceptions to certain of the requirements of the Seattle Building Code and the Seattle Energy Code, adopted by SMC Chapter 22.101, may be authorized according to the applicable provisions.

C. Special tax valuation for historic preservation may be available under chapter 84.26 RCW upon application and compliance with the requirements of that statute.

D. Reduction or waiver, under certain conditions, of minimum accessory off-street parking requirements for uses permitted in a designated landmark structure may be permitted under SMC Title 23.

Section 4. Enforcement of this ordinance and penalties for its violation are as provided in SMC 25.12.910.

Section 5. The Loyal Heights Elementary School is added alphabetically to Section IV, Schools, of the

Table of Historical Landmarks contained in SMC Chapter 25.32.

Section 6. The City Clerk is directed to record a certified copy of this ordinance with the King County Recorder's Office, deliver two certified copies to the CHPO, and deliver one copy to the Director of the Seattle Department of Construction and Inspections. The CHPO is directed to provide a certified copy of this ordinance to the Loyal Heights Elementary School's owner.

Section 7. 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

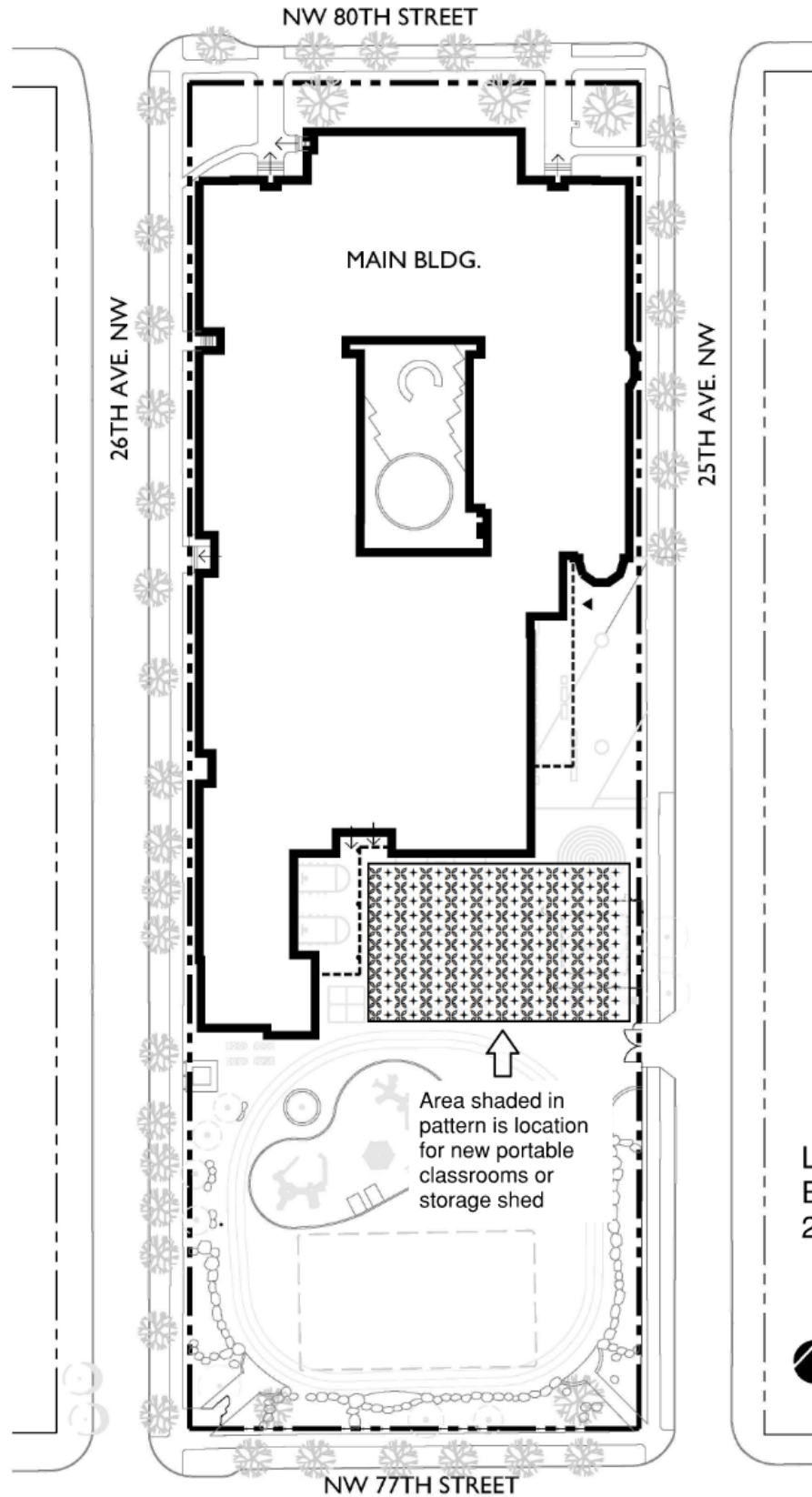
Filed by me this _____ day of _____, 2022.

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment A - Architectural Site Plan for Loyal Heights ES



Attachment A

- Legend:
 ▲ Entrance
 ← Exits

Site Area: 2.85 Acres
 Zoning : SF 5000
 Total Bldg. Area: 88,139 S.F.

**LOYAL HEIGHTS
 ELEMENTARY SCHOOL**
 2501 NW 80th Street

1 ARCHITECTURAL SITE PLAN
 SCALE: 1"= 70'-0"



SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Neighborhoods	Erin Doherty/206-684-0380	Miguel Jimenez/206-684-5805

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

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE relating to historic preservation; imposing controls upon Loyal Heights Elementary School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Summary and Background of the Legislation:

The attached legislation acknowledges the designation of Loyal Heights Elementary School as a historic landmark by the Landmarks Preservation Board, imposes controls, grants incentives, and adds Loyal Heights Elementary School to the Table of Historical Landmarks contained in SMC Chapter 25.32. The legislation does not have a financial impact.

The Loyal Heights Elementary School was built in 1932. The property is located in the Loyal Heights neighborhood. A Controls and Incentives Agreement has been signed by the owner and has been approved by the Landmarks Preservation Board. The controls in the agreement apply to the site, the building exterior, and portions of the interior, but do not apply to any in-kind maintenance or repairs of the designated features.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X No

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

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

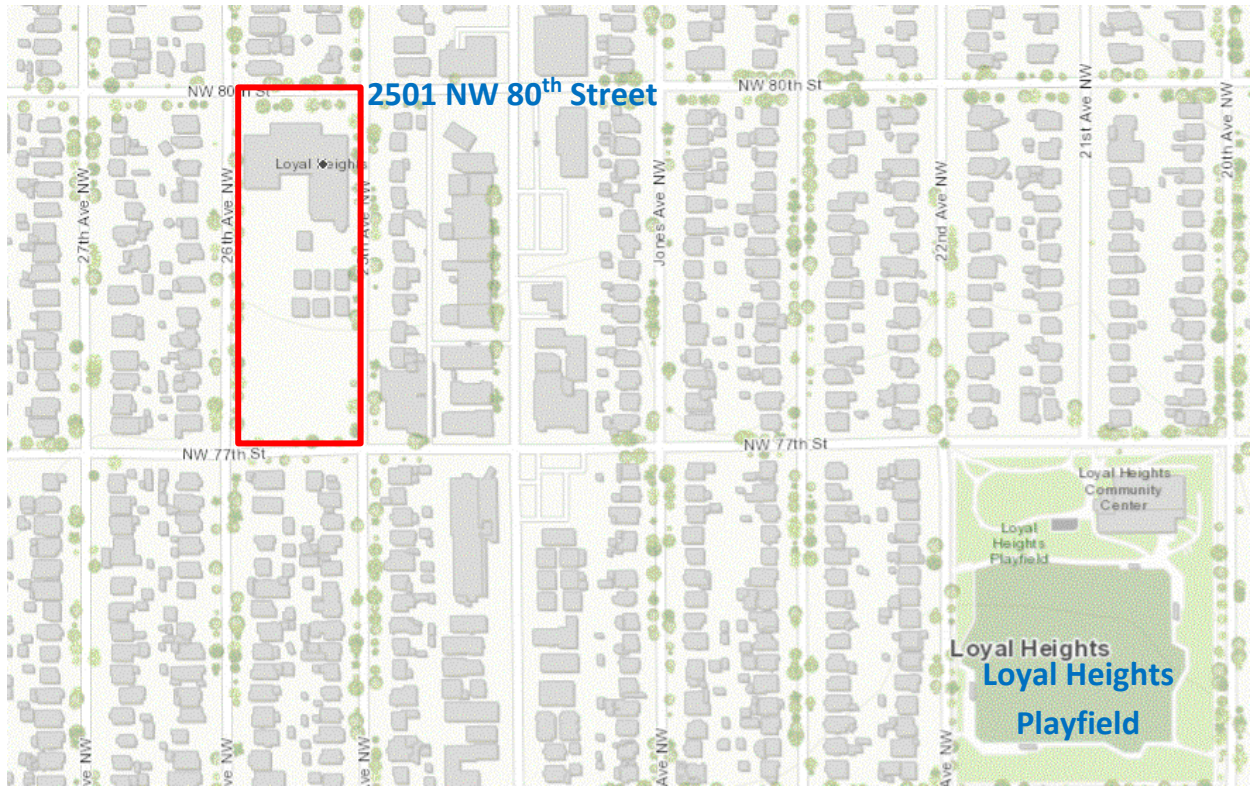
4. OTHER IMPLICATIONS

- a. **Does this legislation affect any departments besides the originating department?**
No.
- b. **Is a public hearing required for this legislation?**
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, see attached map.
- 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?**
This is a public school building, and the Landmarks Board approved full rehabilitation and a major addition to expand the school's capacity. The project construction was completed in 2018. The legislation does not have a negative impact on vulnerable or historically disadvantaged communities. A language access plan is not anticipated.
- f. **Climate Change Implications**
- 1. Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
This legislation supports the sustainable practice of preserving historic buildings and their embodied energy. Reuse and restoration of a building or structure reduces the consumption of new natural resources, and the carbon emissions associated with new construction. Preservation also avoids contributing to the ever-growing landfills.
 - 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.**
Many historic buildings possess materials and craftsmanship that cannot be duplicated today. When properly maintained and improved, they will benefit future generations, and surpass the longevity of most of today's new construction. They can also support upgraded systems for better energy performance, and these investments typically support local or regional suppliers, and labor industries.
- 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 new initiative or programmatic expansion.

Summary Attachments:

Summary Exhibit A – Vicinity Map of Loyal Heights Elementary School

Summary Ex A – Vicinity Map of Loyal Heights ES
V1a



Note: This map is intended for illustrative or informational purposes only and is not intended to modify anything in the legislation.



Legislation Text

File #: CB 120362, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to historic preservation; imposing controls upon Ingraham High School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

WHEREAS, the Landmarks Preservation Ordinance, Chapter 25.12 of the Seattle Municipal Code (SMC), establishes a procedure for the designation and preservation of sites, improvements, and objects having historical, cultural, architectural, engineering, or geographic significance; and

WHEREAS, the Landmarks Preservation Board (“Board”), after a public meeting on August 16, 2017, voted to approve the nomination of the improvements located at 1819 N 135th Street (which are referred to as “Ingraham High School”) for designation as a landmark under SMC Chapter 25.12; and

WHEREAS, after a public meeting on October 4, 2017, the Board voted to approve the designation of Ingraham High School under SMC Chapter 25.12; and

WHEREAS, on December 15, 2021, the Board and Ingraham High School’s owner agreed to controls and incentives to be applied to specific features or characteristics of the designated landmark; and

WHEREAS, the Board recommends that the City Council enact a designating ordinance approving the controls and incentives; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Designation. Under Seattle Municipal Code (SMC) 25.12.660, the designation by the Landmarks Preservation Board (“Board”) of the improvements located at 1819 N 135th Street (which are

referred to as “Ingraham High School”) is acknowledged.

A. Legal Description. Ingraham High School is located on the property legally described as:

THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 26, RANGE 4 EAST, W. M., IN KING COUNTY, WASHINGTON; EXCEPT THE EAST HALF OF THE EAST HALF THEREOF; EXCEPT THE NORTH 30 FEET IN NORTH 135TH STREET; EXCEPT THE WEST 30 FEET IN ASHWORHT AVENUE NORTH; EXCEPT THE SOUTH 30 FEET IN NORTH 130TH STREET; AND ALSO, EXCEPT THAT PORTION OF NORTH 130TH STREET CONDEMNED BY KING COUNTY CASE NUMBER 612752 AND AS SET FORTH IN CITY OF SEATTLE ORDINANCE NUMBER 92471.

B. Specific Features or Characteristics Designated. Under SMC 25.12.660.A.2, the Board designated the following specific features or characteristics of Ingraham High School:

1. The exterior of the gymnasium.
2. The exterior of the auditorium, and the exterior of its associated foyer and lobby wing.

C. Basis of Designation. The designation was made because Ingraham High School is more than 25 years old; has significant character, interest, or value as a part of the development, heritage, or cultural characteristics of the City, state, or nation; has integrity or the ability to convey its significance; and satisfies the following SMC 25.12.350 provisions:

1. It embodies the distinctive visible characteristics of an architectural style, or period, or of a method of construction (SMC 25.12.350.D).

Section 2. Controls. The following controls are imposed on the features or characteristics of Ingraham High School that were designated by the Board for preservation:

A. Certificate of Approval Process.

1. Except as provided in subsection 2.A.2 or subsection 2.B of this ordinance, the owner must obtain a Certificate of Approval issued by the Board according to SMC Chapter 25.12, or the time for denying a Certificate of Approval must have expired, before the owner may make alterations or significant changes to the features or characteristics of Ingraham High School that were designated by the Board for preservation.

2. No Certificate of Approval is required for the following:

a. Any in-kind maintenance or repairs of the features or characteristics of Ingraham High School that were designated by the Board for preservation.

b. Installation, removal, or alteration of signage for accessibility compliance, school safety, and other signage as required by City code or Seattle Public Schools safety signage; e.g., “No Guns” or “No Trespassing.”

c. Installation or removal of interior, window shading devices that are operable and do not obscure the glazing when in the open position.

B. City Historic Preservation Officer (CHPO) Approval Process.

1. The CHPO may review and approve alterations or significant changes to the features or characteristics listed in subsection 2.B.3 of this ordinance according to the following procedure:

a. The owner shall submit to the CHPO a written request for the alterations or significant changes, including applicable drawings or specifications.

b. If the CHPO, upon examination of submitted plans and specifications, determines that the alterations or significant changes are consistent with the purposes of SMC Chapter 25.12, the CHPO shall approve the alterations or significant changes without further action by the Board.

2. If the CHPO does not approve the alterations or significant changes, the owner may submit revised materials to the CHPO, or apply to the Board for a Certificate of Approval under SMC Chapter 25.12. The CHPO shall transmit a written decision on the owner’s request to the owner within 14 days of receipt of the request. Failure of the CHPO to timely transmit a written decision constitutes approval of the request.

3. CHPO approval of alterations or significant changes to the features or characteristics of Ingraham High School that were designated by the Board for preservation is available for the following:

a. The installation, removal, or alteration of ducts, conduits, HVAC vents, grills, pipes, panels, weatherheads, wiring, meters, utility connections, downspouts and gutters, or other similar mechanical, electrical, and telecommunication elements necessary for the normal operation of the buildings.

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

c. Signage other than signage excluded in subsection 2.A.2.b of this ordinance.

d. Installation, removal, or alteration of improvements for safety or accessibility compliance.

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

f. Installation, removal, or alteration of painted murals and other art installations located on features or characteristics of the landmark that were designated by the Board for preservation.

g. Installation of photovoltaic panels.

h. Changes to paint colors for any of the features or characteristics of the landmark that were designated by the Board for preservation.

i. Replacement of non-historic doors and windows within original openings, when the staff determines that the design intent is consistent with the *Secretary of the Interior's Standards for Rehabilitation*.

j. Emergency repairs or measures (including immediate action to secure the area, install temporary equipment, and employ stabilization methods as necessary to protect the public's safety, health, and welfare) to address hazardous conditions with adverse impacts to the buildings or site as related to a seismic or other unforeseen event. Following such an emergency, the owner shall adhere to the following:

1) The owner shall immediately notify the City Historic Preservation Officer and document the conditions and actions the owner took.

2) If temporary structural supports are necessary, the owner shall make all reasonable efforts to prevent further damage to historic resources.

3) The owner shall not remove historic building materials from the site as part of the emergency response.

4) In consultation with the City Historic Preservation Officer and staff, the owner shall adopt and implement a long-term plan to address any damage through appropriate solutions.

Section 3. Incentives. The following incentives are granted on the features or characteristics of Ingraham High School that were designated by the Board for preservation:

A. Uses not otherwise permitted in a zone may be authorized in a designated landmark by means of an administrative conditional use permit issued under SMC Title 23.

B. Exceptions to certain of the requirements of the Seattle Building Code and the Seattle Energy Code, adopted by SMC Chapter 22.101, may be authorized according to the applicable provisions.

C. Special tax valuation for historic preservation may be available under chapter 84.26 RCW upon application and compliance with the requirements of that statute.

D. Reduction or waiver, under certain conditions, of minimum accessory off-street parking requirements for uses permitted in a designated landmark structure may be permitted under SMC Title 23.

Section 4. Enforcement of this ordinance and penalties for its violation are as provided in SMC 25.12.910.

Section 5. Ingraham High School is added alphabetically to Section IV, Schools, of the Table of Historical Landmarks contained in SMC Chapter 25.32.

Section 6. The City Clerk is directed to record a certified copy of this ordinance with the King County Recorder's Office, deliver two certified copies to the CHPO, and deliver one copy to the Director of the Seattle Department of Construction and Inspections. The CHPO is directed to provide a certified copy of this ordinance to the Ingraham High School's owner.

Section 7. 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:

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Neighborhoods	Erin Doherty/206-684-0380	Miguel Jimenez/206-684-5805

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

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE relating to historic preservation; imposing controls upon Ingraham High School, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Summary and Background of the Legislation:

The attached legislation acknowledges the designation of Ingraham High School as a historic landmark by the Landmarks Preservation Board, imposes controls, grants incentives, and adds Ingraham High School to the Table of Historical Landmarks contained in SMC Chapter 25.32. The legislation does not have a financial impact.

Ingraham High School was built in 1959. The property is located in the Haller Lake neighborhood. A Controls and Incentives Agreement has been signed by the owner and has been approved by the Landmarks Preservation Board. The controls in the agreement apply to the exterior of the auditorium and gym structures, but do not apply to any in-kind maintenance or repairs of the designated features.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X No

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

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

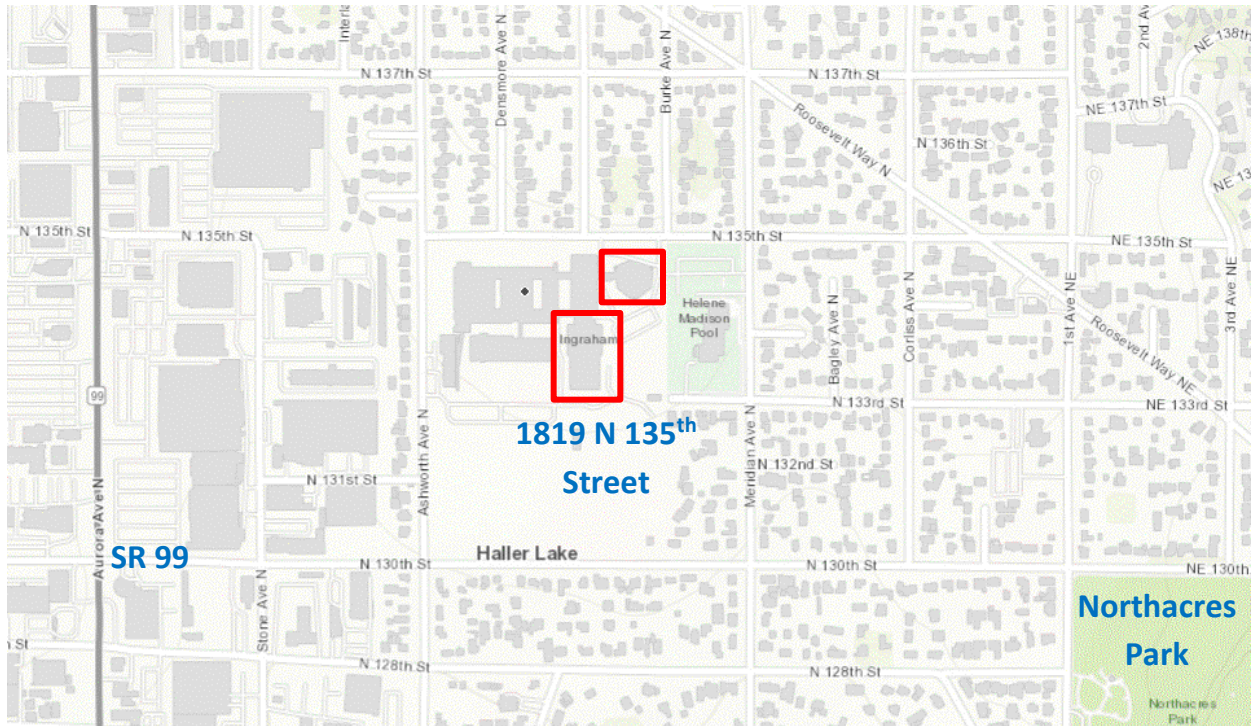
4. OTHER IMPLICATIONS

- a. **Does this legislation affect any departments besides the originating department?**
No.
- b. **Is a public hearing required for this legislation?**
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, see attached map.
- 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?**
There are no known negative impacts to vulnerable or historically disadvantaged communities. A language access plan is not anticipated.
- f. **Climate Change Implications**
- 1. Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
This legislation supports the sustainable practice of preserving historic buildings and their embodied energy. Reuse and restoration of a building or structure reduces the consumption of new natural resources, and the carbon emissions associated with new construction. Preservation also avoids contributing to the ever-growing landfills.
 - 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.**
Many historic buildings possess materials and craftsmanship that cannot be duplicated today. When properly maintained and improved, they will benefit future generations, and surpass the longevity of most of today’s new construction. They can also support upgraded systems for better energy performance, and these investments typically support local or regional suppliers, and labor industries.
- 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 new initiative or programmatic expansion.

Summary Attachments:

Summary Exhibit A – Vicinity Map of Ingraham High School

Summary Ex A – Vicinity Map of Ingraham High School
V1a



Note: This map is intended for illustrative or informational purposes only and is not intended to modify anything in the legislation.



Legislation Text

File #: CB 120337, **Version:** 3

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to civilian and community oversight of the police; establishing a process for investigating complaints naming the Chief of Police; adding a new subchapter V to Chapter 3.29 of the Seattle Municipal Code; and amending Section 49 of Ordinance 125315 to renumber the existing Subchapter V of Chapter 3.29 and Sections 3.29.500 and 3.29.510 of the Seattle Municipal Code.

WHEREAS, The City of Seattle’s accountability system established in Ordinance 125315 (the “Accountability Ordinance”) with a civilian-led misconduct investigations unit, an independent police inspector general for public safety, and a strong community-based oversight commission, has strengths not found in other models of oversight, and addresses systemic weaknesses with which other systems have struggled; and

WHEREAS, the goals of Ordinance 125315 are to institute a comprehensive and lasting police oversight system that ensures police services are delivered to the people of Seattle in a manner that fully complies with the Constitution and laws of the United States and State of Washington, effectively ensures public and officer safety, and promotes public confidence in the Seattle Police Department (SPD) and the services that it delivers; and

WHEREAS, Ordinance 125315 establishes the role of the Office of the Inspector General (OIG) as encompassing: (1) the review of misconduct complaint-handling, investigations, and other activities performed by the Office of Police Accountability (OPA) and the effectiveness, accessibility, timeliness, transparency, and responsiveness of the complaint system; and (2) audit and review for any areas that may involve potential conflicts of interest; involve possible fraud, waste, abuse, inefficiency, or ineffectiveness; undermine accountability or be unethical; or otherwise compromise the public’s trust in

the criminal justice system; and

WHEREAS, a lasting police oversight system that ensures police services are delivered to the people of Seattle benefits from an ongoing practice of re-examining and improving processes, particularly after the occurrence of a significant event that becomes a catalyst for system change or adaptation; and

WHEREAS, such an event occurred when three Office of Police Accountability (OPA) complaints were filed in 2020 against the Chief of the Seattle Police Department, and the complaints were logged by OPA as follows: (1) OPA 2020-0345 (tear gas used after 30 day ban); (2) OPA 2020-0355 (sharing misinformation about crime in CHAZ/CHOP); and (3) OPA 2020-0476 (Chief was dishonest about dispatch error during CHOP shooting); and

WHEREAS, with respect to those three complaints, the OPA Director requested over 18 months ago that then-Mayor Durkan forward the complaints for investigation to an agency external to The City of Seattle but they were not thus forwarded until Mayor Harrell took office; and

WHEREAS, the OPA Policy Manual (“OPA Manual”) identifies a process for determining whether OPA or an outside agency would investigate the Chief of Police, but that manual is subject to change and a strong police accountability system requires a standard, codified process for making such determination; and

WHEREAS, OPA’s current procedures do not provide for notification of elected officials upon commencement of an investigation or for an evaluation of OPA’s analysis of the credibility of the complaint, as should be conducted by an independent oversight entity such as the Office of the Inspector General for Public Safety (OIG); and

WHEREAS, all sworn SPD staff are within the chain of command of the Chief of Police, and the involvement of such staff in any investigation of a complaint that names the Chief of Police creates in some cases an actual conflict of interest and potentially in all cases a perceived conflict of interest; and

WHEREAS, any investigation of a complaint that names the Chief of Police that may result in a criminal charge or charges poses a conflict of interest and should be referred to an outside investigator; and

WHEREAS, the Seattle Department of Human Resources houses the City of Seattle’s Investigations Unit, which investigates complaints and alleged violations of applicable City Personnel Rules and/or related policies, including allegations of harassment, discrimination, and misconduct such as those that are prohibited under local, state, and federal anti-discrimination laws; and

WHEREAS, the Accountability Ordinance did not contemplate the processes necessary to ensure that a City-led investigation of the Chief of Police is fair, transparent, and free of any potential conflicts of interest; and

WHEREAS, although the OPA Manual establishes a process and structure for complaint review that is consistent with the relevant collective bargaining agreements, investigation into the Chief of Police is not governed by a collective bargaining agreement thus that process and structure are inapplicable; and

WHEREAS, for any City employee who is named in a complaint to OPA and is governed by a collective bargaining agreement, all provisions of that agreement remain in force.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. A new Subchapter V, which includes new Sections 3.29.500, 3.29.510, 3.29.520, 3.29.530, 3.29.540, 3.29.550, 3.29.560, 3.29.570, and 3.29.580, is added to Chapter 3.29 of the Seattle Municipal Code as follows:

Subchapter V Investigation of the Chief of Police

3.29.500 Definitions

As used in this Subchapter V:

“Contact log” means the term as it is defined in the OPA Manual. “Contact log” includes circumstances when: (a) the complaint does not involve a potential policy violation by an SPD employee; (b) there is insufficient information to proceed with further inquiry; (c) the complaint has already been reviewed or adjudicated by OPA and/or OIG; or (d) the complaint presents fact patterns that are clearly implausible or

incredible, and there are no indicia of other potential misconduct.

“Intake” means the receipt and evaluation of a complaint to determine whether an investigation is warranted.

“Investigative plan,” when used to describe a document, means a document that aims to specify and direct, as required, the investigative aims and objectives, for which purpose it may be continually updated until such time as the investigation is closed.

“Non-City entity” means an entity other than The City of Seattle.

3.29.510 OPA intake, classification, and investigation scoping

A. If the Chief of Police is named in a complaint, the initial screening process shall include the immediate creation of a case file and the immediate notification of the OPA Director or the OPA Director’s appointed designee.

B. If the Chief of Police is named in a complaint, OPA shall notify OIG as soon as is practicable, but within 30 calendar days. OIG will ensure that OPA is pursuing its investigation without unnecessary delay. In the event that OIG determines that unnecessary delay is occurring, OIG shall promptly notify the President of the City Council, the Chair of the Council’s public safety committee, and the complainant. Notification shall consist of: (1) the nature of the complaint, (2) the date the complaint was received, and (3) an explanation of why OIG has determined that unnecessary delay is occurring.

C. A civilian investigator supervisor shall be assigned to complete the intake of the complaint, which shall consist of a thorough examination of the complaint and available information to determine whether an investigation should be conducted. This examination shall be designed to answer relevant factual questions and ensure the collection and preservation of time-sensitive evidence and, when possible, it will include an interview with the complainant.

D. OPA shall consult with OIG when examining a complaint, with the goals of determining (1) whether any laws or SPD policies would have been violated if the alleged actions are later proven to be true; and (2)

whether criminal charges could result if the alleged actions are later proven to be true. This examination shall result in OPA's classification of the complaint for investigation, or as a contact log, as appropriate.

E. If the OPA Director determines, upon conclusion of the examination, that investigation is appropriate, they will determine:

1. Whether OPA, the Seattle Department of Human Resources (SDHR), or a non-City entity under subsection 3.29.540.C will perform the investigation. In making this determination OPA shall consider and document whether there are any conflicts of interest, real or potentially perceived, that could undermine the public trust if the investigation is conducted by OPA or SDHR; and

2. Whether the investigation could result in a finding of a violation or violations of local, state, or federal anti-discrimination laws and/or any applicable City and/or SPD policies that prohibit harassment and/or discrimination.

F. If the OPA Director or a designee of the Director determines that the intake warrants an investigation, then the Director or designee shall work with the assigned civilian investigator supervisor to prepare an investigative plan that includes, at a minimum, information that will be necessary in the case that OIG must issue a request for proposal for an investigation by a non-City entity.

3.29.520 OIG review

A. OIG shall conduct a review of OPA's intake investigation and classification to ensure that (1) the intake investigation was timely, thorough, and neutral, and (2) OIG concurs with the classification determination.

B. If OIG does not concur with OPA's classification determination, the OIG determination shall prevail and shall be considered definitive for the complaint.

C. If investigation is appropriate, OIG shall review the OPA recommendation on whether that investigation should be (1) conducted by either OPA or SDHR; or (2) conducted by a non-City entity under subsection 3.29.540.C. OIG shall then determine whether it concurs with OPA's recommendations. In making

this determination, OIG shall consider the factors in subsection 3.29.510.E.1. If OIG and OPA do not concur, the OIG determination shall prevail and shall be considered definitive for the complaint.

D. If OIG determines, either solely or with the concurrence of OPA, that the complaint warrants investigation, OIG shall provide notice of the complaint to the Chief of Police as soon as is practicable. Such notice shall consist of the basis of the complaint that named the Chief.

E. If OPA has determined the investigation could result in a finding of a violation or violations of local, state, or federal anti-discrimination laws and/or any applicable City and/or SPD policies that prohibit harassment and/or discrimination, then OIG shall review the OPA recommendation on whether the investigation should be conducted by SDHR or by a non-City entity under subsection 3.29.540.C. OIG shall then determine whether it concurs with OPA's recommendations. In making this determination, OIG shall consider the factors in subsection 3.29.510.E.1. If OIG and OPA do not concur, the OIG determination shall prevail and shall be considered definitive for the complaint.

F. Where OIG has determined, either solely or with the concurrence of OPA, that a non-City entity under subsection 3.29.540.C should conduct the investigation, OIG shall consult with OPA to (1) discuss which of these two agencies should manage the contract for that entity's work and (2) identify one or more candidate entities to conduct the investigation. However, following this consultation OIG shall solely make decisions about (1) whether the investigation contract should be managed by OPA or OIG and (2) which non-City entity under subsection 3.29.540.C should conduct the investigation.

G. If OIG believes that criminal charges could result from the investigation, then it shall consult with OPA and identify which non-City entity under subsection 3.29.540.C would be most appropriate for the investigation. However, following this consultation OIG shall solely make decisions about (1) whether the investigation should be managed by OPA or OIG and (2) which non-City entity under subsection 3.29.540.C should conduct the investigation. If OIG and OPA do not concur, the OIG determination shall prevail and shall be considered definitive for the complaint.

3.29.530 Notification and reporting

A. Where the classification determination is a contact log, OIG shall include the finding in its annual report required under Subchapter II of this Chapter 3.29. No other notification or reporting is required.

B. When an investigation will be:

1. Conducted by OPA or SDHR, OIG shall immediately notify the Mayor, the President of the City Council, the Chair of the Council's public safety committee, the Executive Director and Co-Chairs of the Community Police Commission, the City Attorney, the City Director of Human Resources, and the complainant. Notification shall consist of: (1) the classification type; (2) whether OPA or SDHR will conduct the investigation; and (3) the rationale for the determination as supported by the factors in subsection 3.29.510.E.1.

2. Conducted by a non-City entity, OIG shall immediately notify the entities listed in subsection 3.29.530.B.1. Notification by OIG pursuant to subsection 3.29.530.B.2 shall consist of: (1) the classification type; (2) the non-City entity by whom OIG has determined, either solely or with the concurrence of OPA, that the investigation be conducted; and (3) the rationale for the determination as supported by the factors in subsections 3.29.510.E.1 and 3.29.510.E.2.

C. Notification pursuant to this Section 3.29.530 shall include no more information than would otherwise be available to the public on the OPA website, so as not to compromise the integrity of the investigation.

3.29.540 Assigning the investigation

A. Any investigation conducted by OPA shall be conducted exclusively by civilian personnel. If OIG, either solely or with the concurrence of OPA, has determined that an investigation should be conducted by OPA and OPA is unable to commit that it will be conducted exclusively by civilian personnel, then the investigation shall be reassigned to a non-City entity under subsection 3.29.540.C.

B. If the investigation could result in findings of a violation or violations of local, state, or federal anti-

discrimination laws and/or any applicable City and/or SPD policies that prohibit harassment and/or discrimination and OIG has determined, either solely or with the concurrence of OPA, that it should be conducted by SDHR, then SDHR shall have the opportunity to decline. In this case, OIG shall consult with OPA to (1) discuss which of these two agencies should manage the contract for the investigation to be conducted by a non-City entity under subsection 3.29.540.C and (2) identify one or more candidate entities to conduct the investigation. However, following this consultation OIG shall solely make decisions about (1) whether the investigation contract should be managed by OPA or OIG and (2) which non-City entity should conduct the investigation.

C. Investigation of a suspected violation of law will be referred to a non-Seattle law enforcement agency. A non-City entity conducting an investigation of any other non-criminal violations that name the Chief will not be a law enforcement agency.

D. If criminal charges could result from an investigation, OIG shall seek to consult with OPA and will identify an appropriate and qualified outside law enforcement agency to conduct the investigation. Care will be taken to select an agency that has particular expertise and a reputation for trust and transparency.

3.29.550 Investigation

A. The Chief shall fully cooperate with any investigation. When necessary, the Inspector General for Public Safety or OPA Director may issue on behalf of an OPA investigation, or an investigation conducted by a non-City entity, a subpoena consistent with Section 3.29.125 and Ordinance 126264.

B. Where the investigation is conducted by OPA, the investigation shall follow the policies and procedures identified in the OPA Manual and accord with any relevant collective bargaining agreements as they may relate to employees other than the Chief. With regard to investigative findings related to the Chief: (1) no range of recommended discipline will be developed; and (2) the investigation file shall not be presented to the Chief.

C. Where the investigation is conducted by SDHR, the investigation shall be conducted consistent with

that unit's standards and practices.

3.29.560 OIG review of the intake investigation, classification, and investigation

A. OIG shall immediately notify the entities listed in subsection 3.29.530.B.1 if it: (1) is unable to determine whether the OPA intake was timely, thorough, and neutral; or (2) disagrees with the OPA Director's classification decision.

B. OIG shall conduct a review of any completed investigation, consistent with the requirements of Section 3.29.260, to determine whether the investigation was timely, thorough, and neutral.

C. To determine whether any completed investigation was timely, thorough, and neutral, OIG shall retain the authority to access any investigative materials that will support making the determination.

D. OIG shall immediately notify the entities listed in subsection 3.29.530.B.1 if it is unable to determine whether an investigation was timely, thorough, and neutral or if it determines that an investigation was not timely, thorough, and neutral. In such case, OIG shall choose a new non-City entity to perform a new investigation.

3.29.570 Transmittal of investigative results

A. For any investigation completed by OPA, upon determination by OIG that the investigation was timely, thorough, and neutral, OPA will transmit the investigation file and findings to the Mayor.

B. For any investigation completed by SDHR, upon determination by OIG that the investigation was timely, thorough, and neutral, OIG will transmit the investigation and findings, as determined by SDHR, to the Mayor.

C. For any investigation conducted by a non-City entity, upon determination by OIG that the investigation was timely, thorough, and neutral, OIG will transmit the investigation and findings, as determined by the non-City entity, to the Mayor.

3.29.580 Notification of investigative results

Within 30 calendar days of receiving the results of the investigation, the Mayor shall communicate to the

entities listed in subsection 3.29.530.B.1:

A. A statement on the investigation and its findings, including whether the Chief's actions were consistent with SPD department policy as articulated in the SPD police manual, the City's values, and SPD's values to protect and serve;

B. Notification of whether the Mayor intends to discharge the Chief or take any disciplinary action against the Chief, regardless of when such action will be final; and

C. Investigative detail that mirrors the detail that would otherwise be provided to the public by OPA in a closed case summary, discipline action report, or other related report.

Section 2. Section 49 of Ordinance 125315 is amended as follows:

Section 49. A new Subchapter V, which includes new Sections 3.29.600 and 3.29.610, is added to Chapter 3.29 of the Seattle Municipal Code as follows:

Subchapter VI Construction and implementation

3.29.600 Construction

A. In the event of a conflict between the provisions of this Chapter 3.29 and any other City ordinance, the provisions of this Chapter 3.29 shall govern.

B. It is the express intent of the Council that, in the event a subsequent ordinance refers to a position or office that was abolished by the ordinance introduced as Council Bill 118969, that reference shall be deemed to be the new position or office created by the ordinance introduced as Council Bill 118969, and shall not be construed to resurrect the old position or office unless it expressly so provides by reference to the ordinance introduced as Council Bill 118969.

C. It is the express intent of the Council that, in the event a subsequent ordinance refers to or amends a section or subsection of the Seattle Municipal Code or a previously enacted ordinance that is amended or recodified in the ordinance introduced as Council Bill 118969, but the later ordinance fails to account for the change made by the ordinance introduced as Council Bill 118969, the two sets of

amendments should be given effect together if at all possible. The code reviser may publish the section or subsection in the official code with all amendments incorporated therein.

D. The terms and provisions of this Chapter 3.29 are not retroactive and shall apply only to those rules, orders, actions, or proceedings that occur, or have been initiated, on or after the effective date of the ordinance introduced as Council Bill 118969.

E. Nothing in this Chapter 3.29 creates or is intended to create a basis for any private cause of action.

F. The provisions of this Chapter 3.29 are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this Chapter 3.29, or the invalidity of its application to any person or circumstance, does not affect the validity of the remainder of this Chapter 3.29, or the validity of its application to other persons or circumstance.

3.29.610 Implementation

A. (~~(Provisions of the ordinance introduced as Council Bill 118969 subject to the Public Employees' Collective Bargaining Act, chapter 41.56 RCW, shall not be effective until the City completes its collective bargaining obligations.))~~ As noted in Section 3.29.010, the police are granted extraordinary power to maintain the public peace, including the power of arrest and statutory authority under RCW 9A.16.040 to use deadly force in the performance of their duties under specific circumstances. Timely and comprehensive implementation of this ordinance constitutes significant and essential governmental interests of the City, including but not limited to (a) instituting a comprehensive and lasting civilian and community oversight system that ensures that police services are delivered to the people of Seattle in a manner that fully complies with the United States Constitution, the Washington State Constitution and laws of the United States, State of Washington and City of Seattle; (b) implementing directives from the federal court, the U.S. Department of Justice, and the federal monitor; (c) ensuring effective and efficient delivery of law enforcement services; and (d) enhancing

public trust and confidence in SPD and its employees.

~~((For these reasons, the City shall take whatever steps are necessary to fulfill all legal prerequisites within 30 days of Mayoral signature of this ordinance, or as soon as practicable thereafter, including negotiating with its police unions to update all affected collective bargaining agreements so that the agreements each conform to and are fully consistent with the provisions and obligations of this ordinance, in a manner that allows for the earliest possible implementation to fulfill the purposes of this Chapter 3.29.))~~

B. Until the effective date of the ordinance introduced as Council Bill 118969, the current accountability system shall remain in place to the extent necessary to remain consistent with provisions of the Consent Decree in the matter of *United States of America v. City of Seattle*, 12 Civ. 1282 (JLR).

C. Provisions of the ordinance introduced as Council Bill 118969 for which the City has fulfilled its collective bargaining requirements, if any, will go into effect (1) after Court approval in the matter of *United States of America v. City of Seattle*, 12 Civ. 1282 (JLR); and (2) either 30 days after Mayoral signature, or after 40 days if the Mayor fails to sign the bill. Consistent with Section 3.29.600, any provisions for which bargaining is not yet complete shall not go into effect until collective bargaining obligations are satisfied.

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:

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
LEG	Ann Gorman/684-8049	

** 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 civilian and community oversight of the police; establishing a process for investigating complaints naming the Chief of Police; adding a new subchapter V to Chapter 3.29 of the Seattle Municipal Code; and amending Section 49 of Ordinance 125315 to renumber the existing Subchapter V of Chapter 3.29 and Sections 3.29.500 and 3.29.510 of the Seattle Municipal Code.

Summary and Background of the Legislation: In 2017, Ordinance 125315 established the City’s police accountability system, including the roles of the Office of Police Accountability (OPA) and the Office of the Inspector General (OIG). This ordinance gave OPA authority over complaints of misconduct involving Seattle Police Department (SPD) employees relating to SPD policy and federal, state, and local law. The ordinance did not take into account the handling of such complaints that named the Chief of Police. Because OPA’s practice following its investigations is to recommend findings to the Chief of Police, a different process is necessary for complaints that name the Chief.

This bill would establish a role for OIG in the classification of complaints that name the Chief and in decision making about what agency will investigate such a complaint that is found to be warranted. This role, which is consistent with OIG’s oversight role as set out in Ordinance 125315, addresses a potentially perceived conflict of interest that is inherent in OPA’s organizational structure; OPA is housed administratively within SPD.

Complaints to OPA that could result in a finding of a violation or violations of the Equal Employment Opportunity Act typically result in OPA’s consultation with SPD Human Resources, which houses an investigator with specialized training to investigate such complaints. The bill would create a potential role, for complaints that name the Chief, for the Seattle Department of Human Resources Investigations Unit, which also houses such investigators.

The bill would establish a required notification process for elected officials and stakeholders in the police accountability system regarding complaints that name the Chief and that warrant an investigation. This group would be initially apprised that an investigation will take place and then of the investigation’s findings and any disciplinary action that the Mayor will take against the Chief.

The bill would require consideration of the public trust in decision making about complaints to the Office of Police Accountability that name the Chief. In some cases, the public trust will be best served when the investigation of a complaint that names the Chief is conducted

by an entity that is external to and independent of the City. The bill would establish criteria for decision making about whether such an entity should conduct an investigation and that entity's selection and management.

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?

Not implementing the legislation could damage the public trust, since Ordinance 125315 did not address a process for the classification of complaints that named the Chief of Police or for their independent investigation.

If there are no changes to appropriations, revenues, or positions, please delete sections 3.a., 3.b., and 3.c. and answer the questions in Section 4.

3.a. Appropriations

This legislation adds, changes, or deletes appropriations.

3.b. Revenues/Reimbursements

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

3.c. Positions

This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

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

This legislation poses operational-process impacts to OPA, OIG, SDHR, and SPD. These impacts do not imply any incremental changes to any of these departments' budgets or FTE count.

b. Is a public hearing required for this legislation?

No.

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

No.

d. Does this legislation affect a piece of property?

No.

e. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

N/A

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: