

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, December 12, 2016

2:00 PM

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

Full Council

Bruce Harrell, Council President

Sally Bagshaw

Tim Burgess

M. Lorena González

Lisa Herbold

Rob Johnson

Debora Juarez

Mike O'Brien

Kshama Sawant

Chair Info: 206-684-8804; bruce.harrell@seattle.gov

A. CALL TO ORDER

The City Council of The City of Seattle met in the Council Chamber in City Hall in Seattle, Washington, on December 12, 2016, pursuant to the provisions of the City Charter. The meeting was called to order at 2:06 p.m., with Council President Harrell presiding.

B. ROLL CALL

Present: 8 - Bagshaw, Burgess, Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Excused: 1 - González

C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 90](#)**December 12, 2016**ACTION 1:

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

ACTION 2:

Motion was made by Councilmember Burgess, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by introducing Council Bill 118882, and by referring it to the Full Council.

Council Bill 118882, AN ORDINANCE relating to the 2016 Budget; amending Ordinance 124927, which adopted the 2016 Budget; changing appropriations to various departments and budget control levels due to changes in City employment compensation; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

ACTION 3:

Motion was made by Councilmember Bagshaw, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by introducing Resolution 31725, and by referring it to the Full Council.

Resolution 31725, A RESOLUTION recognizing, acknowledging, and thanking Mrs. Tan, Teng In-Chung and Mrs. Kao Tan, Fang Ming for their significant contributions to support homeless services in The City of Seattle.

ACTION 4:

Motion was made by Councilmember Sawant and duly seconded, to amend the proposed Introduction and Referral Calendar by introducing Council Bill 118883, and by referring it to the Energy and Environment Committee.

Council Bill 118883, AN ORDINANCE relating to strengthening The City of Seattle's policies for conducting City business with socially responsible banks, amending Sections 20.65.010, 20.65.030, and 20.70.040 of the Seattle Municipal Code; amending the revised City of Seattle Investment Policies adopted by Resolution 31525; requesting the Mayor and Director of Finance and Administrative Services to take certain actions, including not renewing the Contract for Bank Depository Services with Wells Fargo Bank beyond the initial term, endeavoring to enter into a voluntary debarment agreement with Wells Fargo Bank for a

period of at least one year, and refraining from conducting banking, investment, or other business with Wells Fargo Bank for a period of at least one year when it is in the City's discretion.

ACTION 5:

Motion was made by Councilmember Harrell, duly seconded and carried, to amend the motion in Action 4 by referring Council Bill 118883 from the Energy and Environment Committee to the Affordable Housing, Neighborhoods, and Finance Committee.

ACTION 6:

The Motion in Action 4 was restated as amended and the Motion carried.

ACTION 7:

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

The Motion carried and the proposed Introduction and Referral Calendar (IRC) was adopted as amended by the following vote:

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

Opposed: None

D. APPROVAL OF THE AGENDA

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

E. APPROVAL OF THE JOURNAL

[Min 104](#)

November 28, 2016

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

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

Opposed: None

F. PRESENTATIONS

There were none.

G. PUBLIC COMMENT

Ruth McRee addressed the Council regarding Agenda item 1, Council Bill 118817.

Gwendalyn Jimeran addressed the Council regarding Agenda item 1, Council Bill 118817.

Joelle Craft addressed the Council regarding Agenda item 1, Council Bill 118817.

Katie Bucy addressed the Council regarding Agenda item 1, Council Bill 118817.

Vivian Querja addressed the Council regarding Agenda item 1, Council Bill 118817.

Gail Alexander addressed the Council regarding Agenda item 1, Council Bill 118817.

Rick Lockhart addressed the Council regarding Agenda item 1, Council Bill 118817.

Audray Lee addressed the Council regarding Agenda item 1, Council Bill 118817.

Gina Owens addressed the Council regarding Agenda item 1, Council Bill 118817.

Xochiti Maykovich addressed the Council regarding Agenda item 1, Council Bill 118817.

Danielle Fulfs addressed the Council regarding Agenda item 1, Council Bill 118817.

Margaret Diddoms addressed the Council regarding Agenda item 1, Council Bill 118817.

Tom Callahan addressed the Council regarding Agenda item 1, Council Bill 118817.

Bob Rate addressed the Council regarding Agenda item 1, Council Bill 118817.

Renee McCoy addressed the Council regarding Agenda item 1, Council Bill 118817.

Joan Segall addressed the Council regarding Agenda item 1, Council Bill 118817.

Robert Pane addressed the Council regarding Agenda item 1, Council Bill 118817.

Rachel Heaton addressed the Council regarding Introduction and Referral Calendar item, Council Bill 118883.

Susan Helf addressed the Council regarding Agenda item 1, Council Bill 118817.

By unanimous consent, the Council Rules were suspended to extend the Public Comment period for an additional 20 minutes.

Matt Remley addressed the Council regarding a non-Agenda item.

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

Paul Wagner addressed the Council regarding Agenda item 1, Council Bill 118817.

Jessica Ramirez addressed the Council regarding a non-Agenda item.

Jay Sweetman addressed the Council regarding Agenda item 1, Council Bill 118817.

Imogene addressed the Council regarding Agenda item 1, Council Bill 118817.

Alex Bacon addressed the Council regarding Agenda item 1, Council Bill 118817.

Councilmember Burgess left the Council Chamber at 2:50 p.m.

Sam Sumpter addressed the Council regarding Agenda item 1, Council Bill 118817.

Vance Larsen addressed the Council regarding Agenda item 1, Council Bill 118817.

Joan Neville addressed the Council regarding Agenda item 1, Council Bill 118817.

Robert Murray addressed the Council regarding Agenda item 1, Council Bill 118817.

Chris Genese addressed the Council regarding Agenda item 1, Council Bill 118817.

Councilmember Burgess entered the Council Chamber at 2:57 p.m.

Richard Nokes addressed the Council regarding Agenda item 1, Council Bill 118817.

Sean Martin addressed the Council regarding Agenda item 1, Council Bill 118817.

Ed Doyne addressed the Council regarding Agenda item 1, Council Bill 118817.

H. PAYMENT OF BILLS

[CB 118877](#) **AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 118877.

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

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

Opposed: None

I. COMMITTEE REPORTS

ENERGY AND ENVIRONMENT COMMITTEE:

1. [CB 118817](#) **AN ORDINANCE relating to residential rental properties; amending Sections 7.24.020, 7.24.030, 7.24.040, 7.24.050, 7.24.060, 7.24.070, and 7.24.080 of the Seattle Municipal Code (SMC); adding new Sections 7.24.035, 7.24.036, 7.24.038, 7.24.110, 7.24.120, 7.24.130, 7.24.140, 7.24.150, 7.24.160, 7.24.170, 7.24.180, 7.24.190, 7.24.200, and 7.24.210 to the SMC; and repealing Section 7.24.090 of the SMC; all to limit the amount of security deposits and non-refundable move-in fees, to allow residential tenants to pay security deposits, non-refundable move-in fees, and last month's rent in installments, and to establish enforcement provisions for Chapter 7.24.**

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

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

Opposed: None

ACTION 1:

Motion was made by Councilmember Johnson and duly seconded, to amend Council Bill 118817, Section 3, by adding new Seattle Municipal Code subsections 7.24.035.H and 7.24.036.D, as shown in the underlined language below:

Subsection 7.24.035.H.

H. This Section 7.24.035 does not apply to a tenant who rents a housing unit in a single-family residence if the residence is the principal residence of the owner of the residence.

Subsection 7.24.036.D.

D. This Section 7.24.036 does not apply to a tenant who rents a housing unit in a single-family residence if the residence is the principal residence of the owner of the residence.

ACTION 2:

Motion was made, duly seconded and carried, to suspend Council Rule

III.A.6, relating to the presentation of Full Council amendments at least two hours before the Full Council meeting.

ACTION 3:

Motion was made by Councilmember Herbold and duly seconded, to amend the amendment in Action 2, by deleting Seattle Municipal Code, subsections 7.24.035.H and 7.24.036.D, and by substituting, Seattle Municipal Code, subsection 7.24.036.A, as shown in the underlined and strike through language below:

Subsection 7.24.035.H

~~H. This Section 7.24.035 does not apply to a tenant who rents a housing unit in a single family residence if the residence is the principal residence of the owner of the residence.~~

Subsection 7.24.036.D

~~D. This Section 7.24.036 does not apply to a tenant who rents a housing unit in a single family residence if the residence is the principal residence of the owner of the residence.~~

Subsection 7.24.036.A

A. Limit on the amount of charges for security deposits and non-refundable move-in fees. Except as provided below, After the effective date of the ordinance introduced as Council Bill 118817, the total amount of a security deposit and nonrefundable move-in fees may not exceed the amount of the first full month's rent for the tenant's dwelling unit. If rent is not paid or otherwise apportioned on a monthly basis, then for the sole purpose of applying this limit the total rent shall be pro-rated on an equal, monthly basis and the total charge to a tenant for the cost of a security deposit and nonrefundable move-in fees may not exceed the pro-rated, monthly rental amount. This limit does not apply to charges for security deposits and non-refundable move-in fees

that are charged to a tenant who rents a housing unit in a single-family residence if the residence is the principal residence of the owner of the residence.

The Motion failed by the following vote:

In favor: 4 - Bagshaw, Herbold, O'Brien, Sawant

Opposed: 4 - Burgess, Harrell, Johnson, Juarez

ACTION 4:

The Motion in Action 2 was restated.

The Motion carried by the following vote:

In favor: 5 - Bagshaw, Burgess, Harrell, Johnson, Juarez

Opposed: 3 - Herbold, O'Brien, Sawant

ACTION 5:

Motion was made and duly seconded to pass Council Bill 118817 as amended.

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

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

Opposed: None

PARKS, SEATTLE CENTER, LIBRARIES AND WATERFRONT COMMITTEE:

Councilmember Sawant left the Council Chamber at 3:40 p.m.

2. [CB 118871](#) **AN ORDINANCE relating to the Department of Parks and Recreation and the Office of the Waterfront; authorizing submission of application(s) for grant funding assistance for a Boating Facilities Program project (Pier 62 Boat Dock) to the State's Recreation and Conservation Funding Board as provided in chapter 79A.25 RCW and WAC 286; authorizing acceptance of the grant if awarded; authorizing entry into a project agreement if the grant is awarded; and ratifying and confirming certain prior acts.**

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

In Favor: 2 - Juarez, Bagshaw

Opposed: None

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

In Favor: 7 - Bagshaw, Burgess, Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

Absent(NV): 1 - Sawant

PLANNING, LAND USE, AND ZONING COMMITTEE:

3. [Appt 00531](#) **Appointment of David A. Goldberg as member, Seattle Planning Commission, for a term to April 15, 2018.**

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

In Favor: 2 - Johnson, O'Brien

Opposed: None

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

In Favor: 7 - Bagshaw, Burgess, Harrell, Herbold, Johnson, Juarez, O'Brien

Opposed: None

Absent(NV): 1 - Sawant

Councilmember Sawant entered the Council Chamber at 3:44 p.m.

SUSTAINABILITY AND TRANSPORTATION COMMITTEE:

4. [CB 118872](#) **AN ORDINANCE vacating the alley in Block 14, Heirs of Sarah A. Bell's Addition, bounded by Westlake Avenue, Virginia Street, 6th Avenue, Lenora Street, and 7th Avenue, on the petition of Acorn Development LLC (Clerk File 312260).**

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

In Favor: 2 - O'Brien, Johnson

Opposed: None

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

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

Opposed: None

5. [CB 118789](#) **AN ORDINANCE vacating the remaining north 40 feet of the alley in Block 18, being the remaining portion of the alley in the block lying between East Cherry Street on the north and East Jefferson Street on the south, the alley being located approximately 140 feet west of 12th Avenue, on the petition of Seattle University (Clerk File 305367).**

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

In Favor: 2 - O'Brien, Johnson

Opposed: None

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

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

Opposed: None

6. [CB 118792](#) **AN ORDINANCE relating to street and sidewalk use; amending Section 11.40.250 of the Seattle Municipal Code to authorize the Play Street program as an allowable use of the public place.**

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

In Favor: 2 - O'Brien, Johnson

Opposed: None

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

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

Opposed: None

7. [Appt 00554](#) **Appointment of Sandy Wolf as member, Ballard Avenue Landmark District Board, for a term to June 30, 2018.**

Motion was made and duly seconded to confirm Appointment 00554.

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

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

Opposed: None

J. ADOPTION OF OTHER RESOLUTIONS

8. [Res 31724](#) **A RESOLUTION reaffirming Seattle's values of inclusion, respect, and justice, and the City's commitment toward actions to reinforce these values; and calling on President-elect Donald Trump to condemn recent attacks and hate speech that perpetuate religious persecution, racism, sexism, homophobia, transphobia, and xenophobia.**

Motion was made and duly seconded to adopt Resolution 31724.

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

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

Opposed: None

K. OTHER BUSINESS

There was none.

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 3:54 p.m.

Emilia M. Sanchez, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on January 3, 2017.

Bruce Harrell, President of the City Council

Monica Martinez Simmons, City Clerk

[Prepared by: J. Schwinn]