

# SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor  
Seattle, WA 98104



## Journal of the Proceedings of the Seattle City Council

Monday, September 23, 2019

2:00 PM

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

### City Council

*Bruce Harrell, Council President*

*Sally Bagshaw*

*M. Lorena González*

*Lisa Herbold*

*Debora Juarez*

*Teresa Mosqueda*

*Mike O'Brien*

*Abel Pacheco*

*Kshama Sawant*

Chair Info: 206-684-8804; [Bruce.Harrell@seattle.gov](mailto: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 September 23, 2019 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:** 9 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco, Sawant

**C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR**

[IRC 223](#)      **September 23, 2019**

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

**In Favor:** 9 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco, Sawant

**Opposed:** None

**D. APPROVAL OF THE AGENDA****ACTION 1:**

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

**ACTION 2:**

Motion was made by Councilmember Harrell, duly seconded and carried, to amend the proposed Agenda by moving the Report of the Governance, Equity, and Technology Committee, Agenda items 5 through 7, and Agenda item 21, Council Bill 119607, after Agenda item 1, Clerk File 314433.

**ACTION 3:**

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

**E. APPROVAL OF THE JOURNAL**[Min 246](#)**September 9, 2019**

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

**In Favor:** 9 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco, Sawant

**Opposed:** None

**F. PRESENTATIONS**

Mike Fong, Senior Deputy Mayor, delivered Mayor Durkan's 2020 Budget Message to the City Council.

Councilmember Mosqueda presented a Proclamation declaring Seattle Nanny Recognition Week. By unanimous consent, the Council Rules were suspended to present the Proclamation, and to allow representatives of the Seattle Nanny Collective to address the Council.

Councilmember Herbold presented a Proclamation recognizing Diaper Need Awareness Week. By unanimous consent, the Council Rules were suspended to allow Councilmember Herbold to present the Proclamation, and to allow Sarah Cody Roth, Deputy Director of WestSide Baby, to address the Council.

Councilmember Sawant presented a Proclamation recognizing September 24, 2019 as Stand With Kashmir Day. By unanimous consent, the Council Rules were suspended to present the Proclamation, and to allow Moumin Gani and Priya Nair, to address the Council.

**G. PUBLIC COMMENT**

Elizabeth Burton addressed the Council regarding Agenda item 21, Council Bill 119607.

Patience Malara addressed the Council regarding Agenda item 2, Appointment 01428.

Alison Eisinger addressed the Council regarding Agenda item 2, Appointment 01428.

LaCrese Green addressed the Council regarding a non-Agenda item.

Yvette Dinish addressed the Council regarding a non-Agenda item.

Cinda Lum addressed the Council regarding a non-Agenda item.

William Clarke addressed the Council regarding a non-Agenda item.

Warren Aakerulk addressed the Council regarding Agenda item 21, Council Bill 119607.

Shannon Ellis-Broch addressed the Council regarding Agenda item 21, Council Bill 119607.

Leah Missik addressed the Council regarding Agenda item 21, Council Bill 119607.

Rebecca Soyre addressed the Council regarding Agenda item 21, Council Bill 119607.

Alec Connon addressed the Council regarding Agenda item 21, Council Bill 119607.

Joe Wall addressed the Council regarding Agenda item 21, Council Bill 119607.

Michael Fuller addressed the Council regarding a non-Agenda item.

Shaunie Wheeler addressed the Council regarding Agenda item 21, Council Bill 119607.

Suraj Lobo addressed the Council regarding Agenda item 21, Council Bill 119607.

Nina Olivier addressed the Council regarding Agenda item 21, Council Bill 119607.

*Councilmember Harrell left the Council Chamber at 3:00 p.m.*

Steve Gelb addressed the Council regarding Agenda item 21, Council Bill 119607.

*Councilmember Mosqueda left the Council Chamber at 3:00 p.m.*

Tama Semo addressed the Council regarding Agenda item 21, Council Bill 119607.

Susan Boyd addressed the Council regarding Agenda item 2, Appointment 01428.

*Councilmember Harrell entered the Council Chamber at 3:03 p.m.*

Jared Moore addressed the Council regarding Agenda item 5, Council Bill 119519.

Shankar Navayan addressed the Council regarding Agenda item 5, Council Bill 119519.

*Councilmember Mosqueda entered the Council Chamber at 3:05 p.m.*

Julia Buck addressed the Council regarding Agenda item 21, Council Bill 119607.

## **H. PAYMENT OF BILLS**

[CB 119657](#) **AN ORDINANCE appropriating money to pay certain audited claims for the week of September 9, 2019 through September 13, 2019 and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 119657.

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

**In Favor:** 9 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco, Sawant

**Opposed:** None

## **I. COMMITTEE REPORTS**

### **CITY COUNCIL:**

1. [CF 314433](#) **Mayor Jenny A. Durkan's Budget Address on the 2020 Budget.**

Motion was made and duly seconded to accept and file Clerk File 314433.

**The Motion carried, and the Clerk File was accepted and filed by the following vote:**

**In Favor:** 9 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco, Sawant

**Opposed:** None

**From the amended Agenda**

### **GOVERNANCE, EQUITY, AND TECHNOLOGY COMMITTEE:**

5. [CB 119519](#) **AN ORDINANCE relating to surveillance technology implementation; authorizing approval of uses and accepting the 2018 surveillance impact reports for the Seattle Department of Transportation's use of closed-circuit television traffic cameras and license plate readers.**

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

**In Favor: 4 - Harrell, Herbold, Mosqueda, O'Brien**

**Opposed: None**

ACTION 1:

Motion was made by Councilmember O'Brien and duly seconded, to amend Council Bill 119519, by amending Attachment 4, as shown in Attachment 1 to the Minutes.

The Motion failed by the following vote:

In Favor: 4 - Herbold, Mosqueda, O'Brien, Sawant

Opposed: 5 - Bagshaw, González, Harrell, Juarez, Pacheco

ACTION 2:

Motion was made by Councilmember O'Brien and duly seconded, to amend Council Bill 119519, by amending Attachment 3, as shown in Attachment 2 to the Minutes.

The Motion failed by the following vote:

In Favor: 4 - Herbold, Mosqueda, O'Brien, Sawant

Opposed: 5 - Bagshaw, González, Harrell, Juarez, Pacheco

*Councilmember Mosqueda left the Council Chamber at 4:05 p.m.*

ACTION 3:

Motion was made by Councilmember O'Brien and duly seconded, to amend Council Bill 119519, Attachment 3, Section 1.0, by adding a new Subsection 1.4, as shown in the underlined language below:

1.4 Data or information from the SDOT LPR System will not be made available in response to civil or criminal enforcement purposes except as

provided by a superseding judicial warrant.

The Motion failed by the following vote:

In Favor: 2 - O'Brien, Sawant

Opposed: 6 - Bagshaw, González, Harrell, Herbold, Juarez, Pacheco

Absent: 1 - Mosqueda

*Councilmember Mosqueda entered the Council Chamber at 4:19 p.m.*

ACTION 4:

Motion was made by Councilmember O'Brien and duly seconded, to amend Council Bill 119519, by amending Attachment 3, as shown in Attachment 3 to the Minutes.

The Motion failed by the following vote:

In Favor: 3 - Mosqueda, O'Brien, Sawant

Opposed: 6 - Bagshaw, González, Harrell, Herbold, Juarez, Pacheco

ACTION 5:

Motion was made by Councilmember Harrell, duly seconded and carried, to amend Council Bill 119519, Section 1, as shown in the underlined language below:

Section 1. Pursuant to Ordinances 125376 and 125679, the City Council approves use of the Seattle Department of Transportation's closed-circuit television (CCTV) traffic cameras and license plate readers (LPRs) and accepts the September 23, 2019 Surveillance Impact Reports (SIRs), for those technologies, attached to this ordinance as Attachments 1 and 2, and the September 17, 2019 Condensed Surveillance Impact Reports (CSIRs), for those technologies, attached to this ordinance as Attachments 3 and 4.

ACTION 6:

Motion was made and duly seconded to pass Council Bill 119519 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:** 9 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco, Sawant

**Opposed:** None

6. [CB 119636](#) **AN ORDINANCE relating to the sale and use of tobacco and marijuana products to and by minors; amending Sections 6.240.010 and 6.240.100 of the Seattle Municipal Code; and adding a new Section 12A.20.110 to the Seattle Municipal Code.**

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

**In Favor:** 2 - Harrell, Herbold

**Opposed:** None

*Councilmember Sawant left the Council Chamber at 4:25 p.m.*

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

**In Favor:** 8 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 1 - Sawant

7. [CB 119637](#) **AN ORDINANCE relating to crimes and offenses concerning animals; amending Section 9.25.100 of the Seattle Municipal Code.**

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

**In Favor:** 2 - Harrell, Herbold

**Opposed:** None

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

**In Favor:** 8 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 1 - Sawant

**SUSTAINABILITY AND TRANSPORTATION COMMITTEE:**

21. [CB 119607](#) **AN ORDINANCE relating to heating oil; imposing a tax on heating oil service providers; directing the expenditure of heating oil tax revenues; directing relevant City departments to create a plan for regulating the use of heating oil tanks; adding a new Chapter 5.47 to the Seattle Municipal Code; and amending Sections 5.30.010, 5.30.060, 5.55.010, 5.55.040, 5.55.060, 5.55.150, 5.55.165, 5.55.220, 5.55.230, and 6.208.020 of the Seattle Municipal Code.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

ACTION 1:

Motion was made by Councilmember Mosqueda, duly seconded and carried, to amend Council Bill 119607, by amending the recitals, and Sections 14 and 15, as shown in Attachment 4 to the Minutes.

ACTION 2:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119607, Section 14, by adding a new third sentence, as shown in the underlined language below:

Additionally, the plan should consider: an exemption for residents over the age of 65 who use heating oil systems from the requirement to replace or decommission their heating oil tanks; and strategies for fully funding conversions from oil-fired heating systems to electric systems for all households that qualify under subsection 5.47.050.C.2.

The Motion passed by the following vote:

In Favor: 7 - Bagshaw, González, Harrell, Herbold, Juarez, Mosqueda,  
O'Brien

Opposed: 1 - Pacheco

Absent: 1 - Sawant

ACTION 3:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119607, Section 16, by amending the effective date as shown in the strike through and underlined language below:

Section 16. Sections 1 through 13 of this ordinance shall take effect ~~on July~~

~~1, 2020~~ on September 1, 2020.

The Motion passed by the following vote:

In Favor: 6 - Bagshaw, González, Harrell, Herbold, Juarez, Mosqueda

Opposed: 2 - O'Brien, Pacheco

Absent: 1 - Sawant

ACTION 4:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119607, by adding a new eighth recital, as shown in the underlined language below:

WHEREAS, refrigerants used in electric heating systems typically contain hydrofluorocarbons (HFCs) that, if not disposed of properly, contribute to global warming and the City Council commits to advocating for statewide legislation to expedite the reduction of HFCs with high global warming potential in consumer appliances, such as electric heat pumps; and

ACTION 5:

By unanimous consent, Council Rule III.A.7, relating to amendments presented to the City Council at least two hours before the meeting, was suspended to allow consideration of an amendment to Council Bill 119607.

ACTION 6:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119607, Section 15, as shown in Attachment 5 to the Minutes.

ACTION 7:

Motion was made and duly seconded to pass Council Bill 119607 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, González, Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 1 - Sawant

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

2. [Appt 01428](#) **Appointment of Emily L. Alvarado as Director of the Office of Housing.**

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

**In Favor: 2 - Mosqueda, Bagshaw**

**Opposed: None**

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

**In Favor: 8 - Bagshaw, González , Harrell, Herbold, Juarez, Mosqueda, O'Brien, Pacheco**

**Opposed: None**

**Absent(NV):** 1 - Sawant

Council President Harrell invited Ms. Alvarado to provide brief remarks to the Council.

3. [CB 119654](#) **AN ORDINANCE relating to hotel employees' health and safety; repealing Chapter 14.25 of the Seattle Municipal Code; and amending Section 3.15.000 of the Seattle Municipal Code.**

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

**In Favor: 2 - Mosqueda, Bagshaw**

**Opposed: None**

*Councilmember Herbold left the Council Chamber at 5:25 p.m.*

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

**In Favor: 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco**

**Opposed: None**

**Absent(NV):** 2 - Herbold, Sawant

- 4. [CB 119615](#) **AN ORDINANCE relating to the Multifamily Housing Property Tax Exemption Program; amending Chapter 5.73 of the Seattle Municipal Code to renew and modify the Multifamily Housing Property Tax Exemption program.**

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

**In Favor: 2 - Mosqueda, Bagshaw**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

**PLANNING, LAND USE, AND ZONING COMMITTEE:**

- 8. [CF 314359](#) **Application of Matt Driscoll to rezone an approximately 4,320 square foot site located at 4730 15th Avenue Northeast from Lowrise 3 (M) (LR3 (M)) multifamily residential to Neighborhood Commercial 2 with a 65-foot height limit (M1) (NC2-65 (M1)) (Project Number 3025193; Type IV).**

**The Committee recommends that City Council the grant the Application as conditioned.**

**In Favor: 3 - Pacheco, O'Brien, Herbold**

**Opposed: None**

*Councilmember Mosqueda left the Council Chamber at 5:30 p.m.*

*Councilmember Bagshaw left the Council Chamber at 5:31 p.m.*

**The Application was granted as conditioned by the following vote, and the President signed the Findings, Conclusions, and Decision of the City Council:**

**In Favor:** 5 - González , Harrell, Juarez, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 4 - Bagshaw, Herbold, Mosqueda, Sawant

**CITY COUNCIL:**

9. [CB 119651](#) **AN ORDINANCE relating to land use and zoning, amending Chapter 23.32 of the Seattle Municipal Code at pages 60 and 61 of the Official Land Use Map to rezone property located at 4730 15th Avenue NE from Lowrise 3 (M) (LR3 (M)) to Neighborhood Commercial 2-65 (M1) (NC2-65 (M1)), and accepting a Property Use and Development Agreement as a condition of rezone approval. (Petition by Matt Driscoll, C.F. 314359, SDCI Project 3025193-LU)**

Motion was made and duly seconded to pass Council Bill 119651.

*Councilmember Bagshaw entered the Council Chamber at 5:34 p.m.*

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

**In Favor:** 6 - Bagshaw, González , Harrell, Juarez, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 3 - Herbold, Mosqueda, Sawant

10. [CB 119649](#) **AN ORDINANCE approving and confirming the plat of "Raymond Place" in portions of the Southwest Quarter of the Southwest Quarter of Section 22, Township 24 North, Range 4 East, W.M., in King County, Washington.**

Motion was made and duly seconded to pass Council Bill 119649.

*Councilmember Mosqueda entered the Council Chamber at 5:35 p.m.*

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

11. [CF 314378](#) **Full unit lot subdivision application of Blackhawk Investments LLC, to subdivide one parcel into 14 unit lots at 5936 36th Ave S (Project No. 3028018; Type III).**

Motion was made and duly seconded to file Clerk File 314378.

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

12. [Appt 01430](#) **Appointment of Twyla Minor as member, Seattle Housing Authority Board of Commissioners, for a term to September 30, 2022.**

Motion was made and duly seconded to confirm Appointment 01430.

*Councilmember Juarez left the Council Chamber at 5:38 p.m.*

*Councilmember Juarez entered the Council Chamber at 5:39 p.m.*

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

13. [Appt 01431](#) **Appointment of Michael Diaz as member, Seattle Housing Authority Board of Commissioners, for a term to March 20, 2023.**

Motion was made and duly seconded to confirm Appointment 01431.

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

14. [Appt 01432](#) **Reappointment of Robert D. Crutchfield as member, Seattle Housing Authority Board, for a term to December 1, 2022.**

Motion was made and duly seconded to confirm Appointment 01432.

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

15. [Appt 01433](#) **Reappointment of Paul Purcell as member, Seattle Housing Authority Board, for a term to December 1, 2022.**

Motion was made and duly seconded to confirm Appointment 01433.

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

16. [Appt 01434](#) **Reappointment of Gerald Smiley as member, Seattle Housing Authority Board, for a term to March 19, 2023.**

Motion was made and duly seconded to confirm Appointment 01434.

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

**CIVIC DEVELOPMENT, PUBLIC ASSETS, AND NATIVE COMMUNITIES COMMITTEE:**

17. [CB 119648](#) **AN ORDINANCE relating to Seattle Parks and Recreation; authorizing the Superintendent to amend the existing ten-year lease with Seattle Children's PlayGarden to add a third additional extended term of five years.**

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

**In Favor:** 3 - Juarez, Bagshaw, González

**Opposed:** None

*Councilmember O'Brien left the Council Chamber at 5:40 p.m.*

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

**In Favor:** 6 - Bagshaw, González , Harrell, Juarez, Mosqueda, Pacheco

**Opposed:** None

**Absent(NV):** 3 - Herbold, O'Brien, Sawant

18. [CB 119655](#) **AN ORDINANCE relating to the Seattle Monorail; approving a letter of agreement between Seattle Monorail Services, LLC and the Seattle Center Department; authorizing the Seattle Center Director to negotiate and execute an amendment to the Monorail Concession Agreement previously authorized by Ordinance 124674, on terms consistent with the letter of agreement, which include but are not limited to implementation of One Regional Card for All ("ORCA") smartcard as a form of fare payment on the Monorail, alignment of the Monorail fare structure with ORCA and amendment of other fare types, establishment of a triennial schedule for future inflation based fare adjustments, extension of the term of the concession agreement through 2034, and extension of the concessionaire's right to pursue Monorail system non-fare revenues through 2039 conditioned upon concessionaire making privately-funded improvements to the Westlake Station; and ratifying and confirming certain prior acts.**

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

**In Favor: 3 - Juarez, Bagshaw, González**

**Opposed: None**

*Councilmember O'Brien entered the Council Chamber at 5:41 p.m.*

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

**In Favor:** 7 - Bagshaw, González, Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

19. [CB 119647](#) **AN ORDINANCE authorizing the General Manager/CEO of Seattle Public Utilities to execute a memorandum of agreement between The City of Seattle and the Muckleshoot Indian Tribe for the transfer and curation of the Chester Morse Collection; and ratifying and confirming certain prior acts.**

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

**In Favor: 3 - Juarez, Bagshaw, González**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

20. [Appt 01426](#) **Appointment of Andrea C. Akita as member, Seattle Park District Community Oversight Committee, for a term to March 31, 2022.**

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

**In Favor: 3 - Juarez, Bagshaw, González**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

**SUSTAINABILITY AND TRANSPORTATION COMMITTEE:**

22.     [CB 119653](#)    **AN ORDINANCE relating to the City’s traffic code; conforming the Seattle Municipal Code with changes in state law; amending Sections 11.14.055, 11.14.184, 11.14.333, 11.14.360, 11.14.710, 11.20.347, 11.22.070, 11.22.160, 11.22.200, 11.30.040, 11.31.050, 11.31.115, 11.40.220, 11.44.120, 11.53.020, 11.53.230, 11.56.140, 11.58.198, 11.58.272, 11.60.130, 11.72.040, 11.80.080, 11.82.360, and 11.82.560 of the Seattle Municipal Code; and adding new Sections 11.14.321 and 11.14.378 to the Seattle Municipal Code.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

23.     [CB 119652](#)    **AN ORDINANCE relating to citations and penalties in the Street and Sidewalk Use code; assessing citation penalties based on land use zoning and permit type; adding citation fee amounts to the Street Use Permit Fee Schedule; granting authority to annually adjust citation penalty fees; and amending Sections 15.91.016 and 15.91.030 and repealing Section 15.91.025 of the Seattle Municipal Code.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

24. [CB 119622](#) **AN ORDINANCE relating to pedestrian and business interactions in the public place; making updates to regulations for cafés in the public place; making updates to pedestrian clearance standards to align with existing standards and amendments to clarify regulations; making technical corrections; and amending Chapter 15.16 and Sections 15.02.042, 15.02.044, 15.02.046, 15.02.048, 15.04.035, 15.04.060, 15.04.070, 15.17.005, 15.17.006, 15.17.007, 15.17.008, 15.17.009, 15.17.100, 15.17.120, 15.17.130, 15.17.150, 15.17.152, 15.17.200, 15.32.200, and 15.32.250 of the Seattle Municipal Code.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

25. [CB 119618](#) **AN ORDINANCE relating to City streets; changing the name of the portion of NW 54th Street, generally located between NW Market Street and one block southwest at the entrance to the Ballard Locks, to NW Locks Place; and superseding any other prior ordinances to the extent inconsistent.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

26. [Appt 01417](#) **Appointment of Charlie Simpson as member, Seattle School Traffic Safety Committee, for a term to March 31, 2022.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

27. [Appt 01418](#) **Reappointment of Inga Manskopf as member, Levy to Move Seattle Oversight Committee, for a term to December 31, 2023.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

28. [Appt 01419](#) **Reappointment of Nick Paranjpye as member, Levy to Move Seattle Oversight Committee, for a term to December 31, 2023.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

29. [Appt 01420](#) **Reappointment of Christina J. Wong as member, Sweetened Beverage Tax Community Advisory Board, for a term to August 31, 2023.**

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

**In Favor: 1 - O'Brien**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

**GENDER EQUITY, SAFE COMMUNITIES, NEW AMERICANS, AND EDUCATION COMMITTEE:**

30. [CB 119650](#) **AN ORDINANCE relating to violations of and compliance with the Seattle Fire Code; establishing citation authority for the Seattle Fire Department; amending Sections 108, 109, 202, 901, and 902 and Appendix A of the 2015 Seattle Fire Code as adopted by Section 22.600.020 of the Seattle Municipal Code and as regulated and allowed by the State Building Code Act, Chapter 19.27 of the Revised Code of Washington; and amending Sections 3.02.125 and 3.16.320 of the Seattle Municipal Code.**

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

**In Favor: 1 - González**

**Opposed: None**

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

**In Favor:** 7 - Bagshaw, González , Harrell, Juarez, Mosqueda, O'Brien, Pacheco

**Opposed:** None

**Absent(NV):** 2 - Herbold, Sawant

**J. ADOPTION OF OTHER RESOLUTIONS**

There were none.

**K. OTHER BUSINESS**

There was none.

**L. ADJOURNMENT**

There being no further business to come before the Council, the meeting was adjourned at 5:54 p.m.

---

**Jodee Schwinn, Deputy City Clerk**

**Signed by me in Open Session, upon approval of the Council, on October 14, 2019.**

---

**Bruce Harrell, President of the City Council**

---

**Monica Martinez Simmons, City Clerk**

**Att 1 - Action 1 of CB 119519**

**Att 2 - Action 2 of CB 119519**

**Att 3 - Action 4 of CB 119519**

**Att 4 - Action 1 of CB 119607**

**Att 5 - Action 6 of CB 119607**

Att 1 – Action 1 of CB 119519

**Proposed Amendments to Attachment 4:**

In Attachment 4, dated September 17, 2019, on page 2 in Subsection 1.2 after “will be used”

Delete “to monitor general traffic conditions on public rights of way, traffic conditions after an unplanned incident, and traffic conditions impacted by a planned event.”

Add “only to monitor general traffic conditions on public rights of way, traffic conditions after an unplanned incident, traffic conditions impacted by a planned event, and for traffic engineering studies, images used for social media traffic updates, and training materials.”

In Attachment 4, dated September 17, 2019, on page 3 after Subsection 2.2

Add a new subsection “3. The SDOT CCTV Traffic Camera system and any data or images collected by it shall not be used in conjunction with any facial recognition or license plate reader technology.”

In Attachment 4, dated September 17, 2019, on page 4 in Subsection 3.1 after “1.”

Delete “CCTV camera videos recorded for engineering studies will be deleted within 10 days.”

Add “All data collected by the SDOT CCTV Traffic Camera System will be deleted within 10 days, except for still images used for training or social media traffic updates, which may be retained as needed.”

City Council Meeting Minutes of September 23, 2019

In Attachment 4, dated September 17, 2019, on page 4 in Subsection 3.2 after “The SDOT CCTV System will not be used”

Delete “to collect any data other than the following.”

Add “for any purpose other than the following:

In Attachment 4, dated September 17, 2019, on page 4 in Subsection 3.2(c) after “training materials”

Delete “or included in social media updates”

Add “or included in social media traffic updates”

In Attachment 4, dated September 17, 2019, on page 4 in Section 3 after “Operational Policy”

Add “1. The SDOT CCTV Traffic Camera System shall not record any data, including audio, video, or still images, except the minimum needed to conduct engineering studies or for use in training materials or social media traffic updates, and only if approved as set forth in this Section. Still images posted on social media must not contain personally identifiable information. The SDOT Traffic Operations Center Manager may provide written approval for the posting of such still images for potential posting on social media annually. Written approval for all other instances of recording must be given by the SDOT Traffic Operations Center Manager or their designee and retained for 10 years, in accordance with City retention policies.”

In Attachment 4, dated September 17, 2019, on page 4 in Subsection 4.1 after “1.”

Delete “SDOT only supports users of the software in the following departments or functional areas”

City Council Meeting Minutes of September 23, 2019

Add “Only users in the following departments or functional areas who have undergone SDOT’s standard training for operation of the SDOT CCTV Traffic Camera System and handling and deletion of data collected by it may operate the SDOT CCTV Traffic Camera System:”

In Attachment 4, dated September 17, 2019, on page 5 in Subsection 5.1 after “livestream.”

Add “except as otherwise set forth in this Condensed Surveillance Impact Report.”

Renumber sections and lines accordingly and group bold numbered sections together.

Att 2 – Action 2 of CB 119519

**Proposed Amendments to Attachment 3:**

In Attachment 3, dated September 17, 2019, on page 1 in Subsection 1.1 after “1.”

Delete “The SDOT LPR System and the travel time information produced by it is used only for system engineering, traffic planning, and public distribution purposes.”

Add “The SDOT LPR System collects data only for the purposes of calculating travel times and that data may only be used for calculating travel times. The travel times generated may be used only for system engineering, traffic planning and traffic management purposes.”

In Attachment 3, dated September 17, 2019, on page 2 in Subsection 2.1 after “No Raw Data”

Delete “that includes license plates numbers is stored”

Add “may be stored”

In Attachment 3, dated September 17, 2019, on page 3 in Subsection 2.2 after “2.”

Delete “Each raw data record will be comprised of: Time stamp, station identifier, camera channel, alphanumeric plate string, and confidence factor.”

Add “Only the following raw data may be collected by the SDOT LPR System: Time stamp, station identifier, camera channel, alphanumeric plate string, and confidence factor. The SDOT LPR System may not collect images of vehicles or occupants.”

In Attachment 3, dated September 17, 2019, on page 3 in Subsection 3.1 after “1.”

City Council Meeting Minutes of September 23, 2019

Delete “License Plate data is immediately deleted when the travel time is calculated by WSDOT and that calculated travel time is then sent back to SDOT.”

Add “SDOT may share with WSDOT data collected by the SDOT LPR System, for WSDOT to use to determine relevant travel times, after which it is deleted. SDOT shall immediately delete all data collected by the SDOT LPR system upon receipt of that calculated travel time from WSDOT.”

In Attachment 3, dated September 17, 2019, on page 3 in Subsection 3.1 after “2.”

Delete “No license plate information captured to create travel times is stored or used by SDOT, nor is it provided to other entities directly, or pooled into regional sharing systems and is only used for traffic management purposes.”

Add “SDOT shall not retain any data collected by the SDOT LPR System, nor provide such data to other entities, or pool such data into regional sharing systems.”

In Attachment 3, dated September 17, 2019, on page 3 in Subsection 4.3 after “LPR cameras.”

Delete “are”

Add “may”

In Attachment 3, dated September 17, 2019, on page 3 in Subsection 4.3 after “no entity other than SDOT.”

Delete “and WSDOT.”

In Attachment 3, dated September 17, 2019, on page 3 in Subsection 4.4 after “4.”

City Council Meeting Minutes of September 23, 2019

Delete “The LPR’s are remotely accessible only by members of the SDOT TOC Technical Team.”

Add “The SDOT LPRs may be accessed only by members of the SDOT TOC Technical Team. WSDOT shall not access or operate the SDOT LPR System.”

Renumber sections and lines accordingly and group bold numbered sections together.

Att 3 – Action 4 of CB 119519

**Proposed Amendment to Attachment 3:**

In Attachment 3, dated September 17, 2019, on page 4 in Subsection 5.1 after “between defined locations”

Delete “SDOT and WSDOT must have a written agreement pertaining to sharing LPR data.”

Add “WSDOT will not be allowed access to the technology that would trigger the requirements of SMC 14.18.040.D. However, within six months following Council approval of CB 119519, SDOT and WSDOT must have a written data-sharing agreement pertaining to the exchange of LPR data that establishes consistent privacy protocols with respect to data collection and use, data minimization and retention, system and data access and security, and data sharing that holds WSDOT to the same requirements and restrictions set forth in this CSIR. In the absence of such an agreement, SDOT shall not share LPR data with WSDOT.”

Att 4 – Action 1 of CB 119607

Notes:

Double underlines indicate new language to be added.

~~Double strikethroughs~~ indicate language proposed to be removed.

**Amendments**

1. Amend recitals of Council Bill 119607, as follows:

\*\*\*

WHEREAS, the use of heating oil in the City emits carbon pollution that would be substantially lessened if heating oil users converted from oil-fired heating systems to electric systems; and

WHEREAS, ~~most~~ underground heating oil tanks ~~are well~~ should be analyzed for the risk they pose, as many could be beyond their useful life, posing an environmental hazard to soil, surface water, groundwater and property as a result of leaking tanks; and

~~WHEREAS, the Washington State Pollution Liability Protection Act (chapter 70.149 RCW) protects tank owners from the financial hardship related to damaged heating oil tanks and expires July 1, 2030; and~~

WHEREAS, to reduce future hazards of heating oil tank leaks, The City of Seattle intends to develop a plan to regulate heating oil tanks that will require owners to decommission or replace with a modern tank by December 31, 2028; and

WHEREAS, the City Council recognizes that the requirement to replace or decommission heating oil tanks may pose a financial burden to middle-income and fixed-income households, renters, and seniors, and commits to reducing the financial burden of converting from oil to electric heat; and

WHEREAS, the Washington State Pollution Liability Protection Act (chapter 70.149 RCW) protects tank owners from the financial hardship related to damaged heating oil tanks expires on July 1, 2030, and may require additional resources to fulfill claims from Seattle as a result of implementing this requirement; and

WHEREAS, promoting the use of biodiesel allows for a bridge option for the approximately 17,000 heating oil customers that helps to protect nearly one hundred high-wage, local union jobs for Teamsters Joint Council 28 and IBEW Local 46; and

WHEREAS, The City of Seattle intends to exercise its taxing authority, as granted by the Washington State Constitution and as authorized by the Washington State Legislature, to tax the business of selling heating oil in the City;

WHEREAS, a tax on businesses selling heating oil in Seattle will finance conversions from oil heating systems to electric heating systems for low-income households, including those participating the City's Utility Discount Program; NOW, THEREFORE,

2. Amend Section 14 of Council Bill 119607, as follows:

Section 14. By July 1, 2020, the Office of Sustainability and Environment, the Seattle Fire Department, the Seattle Department of Construction and Inspections, and other relevant departments shall complete an implementation plan to address the prevention of future environmental hazards from leaking heating oil tanks with the intent that all heating oil storage tanks in Seattle are either decommissioned or replaced with a modern tank no later than December 31, 2028. The plan shall include but not be limited to residential and stakeholder outreach, necessary code updates or code authority, tank replacement, risk assessment, racial equity analysis, and decommissioning requirements and specifications. The residential outreach plan should include presenting residents with financing options for converting from an oil

heating system to an electric heating system. A copy of the implementation plan should be submitted to the City Clerk, ~~and~~ the Chair of the Sustainability and Transportation Committee, or successor committee, and the Green New Deal Oversight Board.

3. Amend Section 15 of Council Bill 119607, as follows:

Section 15. The Council requests that the Office of Sustainability and Environment (OSE):

A. Provide a status update on outreach efforts to date regarding the new heating oil tax by July 1, 2020. The update should include the number of households contacted; any changes in the number of low-income households with oil heat enrolled in the City's Utility Discount Program following outreach efforts; a summary of feedback from residents, labor unions, and heating oil service providers, received during outreach efforts, including a description of challenges encountered during the outreach process; and proposed strategies for overcoming these challenges, if applicable; and

B. Report annually on Heating Oil Tax program status, including the number of homes the City has helped convert from oil heat to electricity and outcomes of workforce development support, and collaborate with the Office of Economic Development, Seattle Department of Construction and Inspections, and the Office of Housing to determine a methodology to assess the following potential impacts of the Heating Oil Tax:

1. Job losses, gains, and retention in the Seattle area's home heating, ventilation, and air conditioning industry, with a focus on workers represented by labor unions and family-wage jobs, and what additional investments are necessary to support workers in the event of net job losses; and

2. Rates of conversion from oil heating systems to electric systems in homes occupied by renters enrolled in the Utility Discount Program, including identifying who is paying the costs of conversion and whether additional measures are necessary to alleviate the costs if renters are overly burdened.

OSE is requested to report to Council by July 1, 2021, and every year thereafter up to 2028.

Att 5 – Action 6 of CB 119607

Notes:

Double underlines indicate new language to be added.

~~Double strikethroughs~~ indicate language proposed to be removed.

**Amendments**

Amend Section 15 of Council Bill 119607, as follows:

Section 15. The Council requests that the Office of Sustainability and Environment (OSE):

A. Provide a status update on outreach efforts to date regarding the new heating oil tax by July 1, 2020. The update should include the number of households contacted; any changes in the number of low-income households with oil heat enrolled in the City’s Utility Discount Program following outreach efforts; a summary of feedback received during outreach efforts, including a description of challenges encountered during the outreach process; and proposed strategies for overcoming these challenges, if applicable; and

B. Report annually on Heating Oil Tax program status, and collaborate with the Office of Economic Development, Seattle Department of Construction and Inspections, and the Office of Housing to determine a methodology to assess the following potential impacts of the Heating Oil Tax:

1. Job losses, gains, and retention in the Seattle area’s home heating, ventilation, and air conditioning industry, with a focus on workers represented by labor unions and family-wage jobs, and what additional investments are necessary to support workers in the event of net job losses; and

2. Rates of conversion from oil heating systems to electric systems in homes occupied by renters enrolled in the Utility Discount Program, including identifying who is paying the costs of conversion and whether additional measures are necessary to alleviate the costs if renters are overly burdened.

3. Analysis of the viability to extend the heating oil tax reimbursement to households whose income is between 70 percent state median income and 80 percent area median income.

OSE is requested to report to Council by July 1, 2021, and every year thereafter up to 2028.