

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, January 30, 2017

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 January 30, 2017, pursuant to the provisions of the City Charter. The meeting was called to order at 2:02 p.m., with Council President Harrell presiding.

B. ROLL CALL

Present: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 97](#)**January 30, 2017**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 118905 and Clerk File 314368, and by referring both items to the Affordable Housing, Neighborhoods, and Finance Committee.

Council Bill 118905, AN ORDINANCE relating to strengthening The City of Seattle's policies for conducting City business with partners that are committed to fair business practices; adding Chapter 20.46 to the Seattle Municipal Code; amending the revised City of Seattle Investment Policies adopted by Resolution 31525; and 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 and refraining from making new investments in Wells Fargo securities for a period of three years.

Clerk File 314368, Documents relating to Wells Fargo Bank, Social Responsibility and Fair Business Practices.

ACTION 3:

Motion was made by Councilmember González, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by changing the referral of item 2, Council Bill 118904, from the Full Council to the Gender Equity, Safe Communities, and New Americans Committee; and by changing the sponsor from Burgess to González.

ACTION 4:

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

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, 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 Agenda item 15, Resolution 31730, as the first item on the Agenda.

ACTION 3:

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

E. APPROVAL OF THE JOURNAL

[Min 111](#) **January 23, 2017 (correction to year of meeting date; 1/30/17)**

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, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

F. PRESENTATIONS

Councilmember Harrell read a Proclamation recognizing January 2017 as National Mentoring Month.

Councilmember Juarez read a Proclamation recognizing the Bill and Melinda Gates Foundation for its groundbreaking work in support of public libraries in Seattle and King County. By unanimous consent, the Council Rules were suspended to allow Councilmember Juarez to present the Proclamation and to allow Marcellus Turner, City Librarian, Seattle Public Library, and Jessica Dorr, Deputy Director, Global Libraries at the Bill and Melinda Gates Foundation, to address the Council.

G. PUBLIC COMMENT

By unanimous consent, the Council Rules were suspended to extend Public Comment to one hour.

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

Jonathan Moore addressed the Council regarding Agenda item 15, Resolution 31730.

Tyrone Kenney addressed the Council regarding a non-Agenda item.

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

Marcos Martinez addressed the Council regarding Agenda item 15, Resolution 31730.

Ali Lee addressed the Council regarding Agenda item 15, Resolution 31730.

Khamis Hammoulch addressed the Council regarding Agenda item 15, Resolution 31730.

Michael Ramos addressed the Council regarding Agenda item 15, Resolution 31730.

Dr. Aminul Islam addressed the Council regarding Agenda item 15, Resolution 31730.

Elaine Fordyce addressed the Council regarding Agenda item 15, Resolution 31730.

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

Rachael Kauffung addressed the Council regarding Agenda item 15, Resolution 31730.

Vinod Goswami addressed the Council regarding Agenda item 15, Resolution 31730.

Diane Narasaki addressed the Council regarding Agenda item 15, Resolution 31730.

Lindsey Brooks addressed the Council regarding Agenda item 15, Resolution 31730.

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

Gabriel Grant addressed the Council regarding Agenda item 15, Resolution 31730.

Samantha Grad addressed the Council regarding Agenda item 15, Resolution 31730.

Rich Stolz addressed the Council regarding Agenda item 15, Resolution 31730.

Mark Okazoki addressed the Council regarding Agenda item 15, Resolution 31730.

Arsalan Bukhari addressed the Council regarding Agenda item 15, Resolution 31730.

Kathy Albert addressed the Council regarding Agenda item 15, Resolution 31730.

Teresa Mosqueda addressed the Council regarding Agenda item 15, Resolution 31730.

Hazim Macky addressed the Council regarding Agenda item 15, Resolution 31730.

Jesus Rodriguez addressed the Council regarding Agenda item 15, Resolution 31730.

Lauri Young addressed the Council regarding Agenda item 15, Resolution 31730.

Mahnaz Eshetu addressed the Council regarding Agenda item 15, Resolution 31730.

Aneelah Afzawli addressed the Council regarding Agenda item 15, Resolution 31730.

Thaddeus Whelan addressed the Council regarding a non-Agenda item.

Steve Daschle addressed the Council regarding Agenda item 15, Resolution 31730.

Bereket Kiros addressed the Council regarding Agenda item 15, Resolution 31730.

Michele Storms addressed the Council regarding Agenda item 15, Resolution 31730.

Sonja Ponath addressed the Council regarding Agenda item 15, Resolution 31730.

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

Aneelah Afzali addressed the Council regarding Agenda item 15, Resolution 31730.

Victoria Leistman addressed the Council regarding Agenda item 15, Resolution 31730.

Andrew Kashyap addressed the Council regarding Agenda item 15, Resolution 31730.

H. PAYMENT OF BILLS

[CB 118902](#) **AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 118902.

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

J. ADOPTION OF OTHER RESOLUTIONS

15. [Res 31730](#) **A RESOLUTION affirming the City of Seattle as a Welcoming City that promotes policies and programs to foster inclusion for all, and serves its residents regardless of their immigration or refugee status, race, color, creed, religion, ancestry, national origin, age, sex, marital status, parental status, sexual orientation, gender identity, political ideology, disability, homelessness, low-income or veteran status, and reaffirming the City’s continuing commitment to advocate and support the wellbeing of all residents.**

ACTION 1:

Motion was made and duly seconded to adopt Resolution 31730.

ACTION 2:

Motion was made by Councilmember González, duly seconded and carried, to amend Resolution 31730, by substituting version 3 for version 2c.

ACTION 3:

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 4:

Motion was made by Councilmember Burgess, duly seconded and carried, to amend Resolution 31730, Section 1, second sentence, by amending the date from February 15 to February 28.

ACTION 5:

By unanimous consent, the Council Rules were suspended to allow members of the Immigrant and Refugee Commission and a staff member of the Office of Immigrant and Refugee Affairs to address the Council.

ACTION 6:

Motion was made and duly seconded to adopt Resolution 31730 as amended.

The Motion carried, the Resolution (Res) was adopted as

amended by the following vote, and the President signed the Resolution:

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

I. COMMITTEE REPORTS

ENERGY AND ENVIRONMENT COMMITTEE:

- 1. [CB 118901](#) **AN ORDINANCE relating to the City Light Department; accepting statutory warranty deeds to the Swan property in King County, Washington, the Bettys Family Trust, Bettys Trust, Crossman, Farm and Fowl, LLC, Frol, James, Jones, Learned’s Little Houses, LLC, Nelson, Trowbridge, and Weatherburn properties in Skagit County, Washington, and the Watkins et al. property in Snohomish County, Washington; accepting a quit claim deed to Skagit Land Trust properties in Skagit County, for salmonid habitat protection purposes; declaring certain real property rights surplus and no longer required for providing public utility service or other municipal purposes; ratifying the grants of Deeds of Right to the State of Washington on the Bettys Family Trust, Bettys Trust, Crossman, Frol, Jones, Nelson, and Watkins et al. properties for salmon recovery and conservation purposes; placing said lands under the jurisdiction of the City Light Department; and ratifying and confirming certain prior acts.**

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

In Favor: 3 - Sawant, Juarez, González

Opposed: None

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

PLANNING, LAND USE, AND ZONING COMMITTEE:

Councilmember Bagshaw left the Council Chamber at 4:09 p.m.

2. [CB 118853](#) **AN ORDINANCE** relating to environmentally critical area (ECA) regulations and the State Environmental Protection Act (SEPA) as it relates to ECAs; amending Sections 21.33.010, 22.170.050, 22.170.210, 22.801.060, 22.801.240, 22.807.020, 22.900C.010, 23.60A.156, 23.60A.160, 23.60A.190, 23.60A.910, 25.05.305, 25.05.800, 25.05.900, 25.06.020, 25.06.040, 25.06.100, 25.06.110, 25.09.010, 25.09.015, 25.09.017, 25.09.030, 25.09.040, 25.09.045, 25.09.060, 25.09.080, 25.09.100, 25.09.110, 25.09.120, 25.09.160, 25.09.200, 25.09.220, 25.09.240, 25.09.260, 25.09.280, 25.09.300, 25.09.330, 25.09.335, 25.09.360, 25.09.380, 25.09.400, 25.09.410, 25.09.420, 25.09.430, 25.09.450, 25.09.460, 25.09.470, 25.09.480, 25.09.520, 25.09.530, 25.11.030, and 25.11.040 of the Seattle Municipal Code (SMC); renumbering Sections 25.09.020, 25.09.050, 25.09.180, and 25.09.320 of the SMC as 25.09.012, 25.09.042, 25.09.090, and 25.09.070 respectively and amending them; repealing Sections 25.05.747, 25.05.908, and 25.09.055 of the SMC; and adding new Sections 25.09.052, 25.09.065, 25.09.075, and 25.09.290 to the SMC.

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

In Favor: 2 - Johnson, Herbold

Opposed: None

Absent(NV): 1 - O'Brien

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

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

Opposed: None

Absent(NV): 1 - Bagshaw

CIVIL RIGHTS, UTILITIES, ECONOMIC DEVELOPMENT, AND ARTS COMMITTEE:

3. [CB 118895](#) **AN ORDINANCE relating to Seattle Public Utilities; harmonizing the City Position List and the Seattle Municipal Code; amending Sections 3.32.010, 3.32.020 and 3.32.030 of the Seattle Municipal Code, and adding a new Section 3.32.011 to the Seattle Municipal Code.**

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

In Favor: 1 - Herbold

Opposed: None

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

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

Opposed: None

Absent(NV): 1 - Bagshaw

4. [Appt 00528](#) **Appointment of Yasmin Christopher as member, Seattle Human Rights Commission, for a term to July 22, 2018.**

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

In Favor: 1 - Herbold

Opposed: None

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

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

Opposed: None

Absent(NV): 1 - Bagshaw

Councilmember Bagshaw entered the Council Chamber at 4:12 p.m.

5. [Appt 00578](#) **Reappointment of Dorothy H. Mann as member, Museum Development Authority Council, for a term to July 31, 2019.**

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

In Favor: 1 - Herbold

Opposed: None

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

6. [Appt 00579](#) **Reappointment of Rosita Romero as member, Museum Development Authority Council, for a term to July 31, 2019.**

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

In Favor: 1 - Herbold

Opposed: None

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

7. [Appt 00580](#) **Reappointment of Margaret K. Walker as member, Museum Development Authority Council, for a term to July 31, 2019.**

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

In Favor: 1 - Herbold

Opposed: None

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

Councilmember Juarez left the Council Chamber at 4:15 p.m.

GENDER EQUITY, SAFE COMMUNITIES, AND NEW AMERICANS COMMITTEE:

8. [CB 118899](#) **AN ORDINANCE** relating to the City’s traffic code; amending Sections 11.14.660, 11.50.570, 11.56.025, 11.60.240, 11.60.370, 11.60.420, 11.82.180, 11.84.020 and 11.84.400 of the Seattle Municipal Code, adding Sections 11.14.083 and 11.56.050 to the Seattle Municipal Code and repealing Sections 11.86.020 and 11.86.040 of the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.

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

In Favor: 3 - González , Burgess, Bagshaw

Opposed: None

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

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

Opposed: None

Absent(NV): 1 - Juarez

9. [CB 118900](#) **AN ORDINANCE relating to the City's criminal code; amending Sections 3.33.030, 12A.08.140, 12A.08.170, 12A.10.150, 12A.14.010, 12A.14.160, and 12A.16.040 of the Seattle Municipal Code; adding Sections 12A.08.165, 12A.08.180, 12A.08.190, and 12A.10.160 to the Seattle Municipal Code; and repealing Sections 6.36.010, 6.36.020, 6.36.030, 6.36.040, 6.36.050, 6.36.060, 6.36.070, and 6.36.080 of the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.**

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

In Favor: 3 - González , Burgess, Bagshaw

Opposed: None

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

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

Opposed: None

Absent(NV): 1 - Juarez

Councilmember Juarez entered the Council Chamber at 4:18 pm.

10. [Appt 00584](#) **Appointment of John Mark Galang as member, Seattle Immigrant and Refugee Commission, for a term to January 25, 2019.**

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

In Favor: 3 - González , Burgess, Bagshaw

Opposed: None

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

11. [Appt 00585](#) **Appointment of Jessica N. Yu as member, Seattle Immigrant and Refugee Commission, for a term to January 25, 2019.**

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

In Favor: 3 - González , Burgess, Bagshaw

Opposed: None

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

In Favor: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

SUSTAINABILITY AND TRANSPORTATION COMMITTEE:

12. [CB 118894](#) **AN ORDINANCE amending Ordinance 124874; modifying the use of the open space improvements over and across Utah Avenue South between South Stacy Street and South Lander Street for First and Utah Street Associates, LLC; and ratifying and confirming certain prior acts.**

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: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

13. [CB 118896](#) **AN ORDINANCE amending Section 15.04.100 of the Seattle Municipal Code to allow the Director of Transportation the authority to credit certain use fees in exchange for voluntary transportation improvements of equal value in the public right-of-way.**

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

In Favor: 2 - O'Brien, Johnson

Opposed: None

ACTION 1:

Motion was made and duly seconded to pass Council Bill 118896.

ACTION 2:

Motion was made by Councilmember O'Brien, duly seconded and carried, to amend Council Bill 118896, by adding a new Section 2, as shown in the underlined language below, and by renumbering the remaining sections accordingly.

Section 2. The Seattle Department of Transportation shall provide a written report on the implementation of this ordinance to the Sustainability and Transportation Committee, no later than January 31, 2018. The report shall describe: (1) the Department's use of Subsection 15.04.100.D of the Seattle Municipal Code during 2017, including a description of each project improvement and the amount of use fees credited to each project; and (2) the Department's methods and criteria for prioritizing and selecting projects for the use fee credit.

ACTION 3:

Motion was made and duly seconded to pass Council Bill 118896 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, Burgess, González , Harrell, Herbold, Johnson,
Juarez, O'Brien, Sawant

Opposed: None

14. [CB 118897](#) **AN ORDINANCE accepting various deeds for street or alley purposes and a limited purpose easement for public access, use, and maintenance; laying off, opening, widening, extending, and establishing portions of rights of way; placing the real property conveyed by said deeds and easement under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts. (This ordinance concerns the following rights of way: the alley in Block 21, North Seattle; University Way Northeast, Northeast 50th Street, and Brooklyn Avenue Northeast abutting Block 6, University Heights; the alley in Block 24, Addition to the Town of Seattle, as laid out by A. A. Denny (Commonly known as A. A. Denny's 3rd Addition to the City of Seattle); the alley in Block 23 and Block 51, Second Addition to the Town of Seattle as laid off by the Heirs of Sara A. Bell, (deceased) (Commonly known as Heirs of Sarah A. Bell's 2nd Addition to the City of Seattle); the alley in Block 4, University Heights; the alley in Block 12, North Seattle; the alley in Block 91, Woodlawn Addition to Green Lake; the alley in Block 18, University Park Addition to the City of Seattle; the alley in Section 5, Township 24 North, Range 4 East, W. M.; the alley in Block 50, Boston Co's Plat of West Seattle; the alley in Block 15, Hillman City Addition to the City of Seattle, Division Number 6; the alley in Block 2, Harvard Heights; the alley in Block 46, Central Seattle; South Holgate Street abutting Block 46, Central Seattle; the alley in Block 82, D. T. Denny's Home Addition to the City of Seattle; the alley in Block 5, Supplemental Plat of Blocks 5-8 & 17 of Eastern Addition; the alley in Block 25, Brooklyn Addition to Seattle; the alley in Block 2, Capitol Hill Addition to the City of Seattle, Division No. 1; the alley in Block 107, David T. Denny's First Addition to North Seattle; Mercer Street abutting Block 107, David T. Denny's First Addition to North Seattle; and public access to public benefit areas in the Yesler Terrace Community Platt as set forth in King County Recording Number 20141209001425.)**

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: 9 - Bagshaw, Burgess, González , Harrell, Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

K. OTHER BUSINESS

Motion was made, duly seconded and carried, to excuse Councilmember Juarez from the February 13, 2017 Full Council meeting.

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 4:24 p.m.

Emilia M. Sanchez, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on February 13, 2017.

Bruce Harrell, President of the City Council

Monica Martinez Simmons, City Clerk

[Prepared by: J Schwinn]