



CITY OF SEATTLE

City Council

Agenda

Public Hearing

Tuesday, June 1, 2021

2:00 PM

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or Seattle Channel online.

M. Lorena González, President

Lisa Herbold, Member

Debora Juarez, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

Chair Info: 206-684-8809; Lorena.González@seattle.gov

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CITY OF SEATTLE
City Council
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June 1, 2021 - 2:00 PM

Meeting Location:

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or Seattle Channel online.

Committee Website:

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

In-person attendance is currently prohibited per Washington State Governor's Proclamation 20-28.15, until the COVID-19 State of Emergency is terminated or Proclamation 20-28 is rescinded by the Governor or State legislature. Meeting participation is limited to access by telephone conference line and online by the Seattle Channel.

Register online to speak during the Public Comment period and the Public Hearing on Council Bill 120080 at the 2:00 p.m. City Council meeting at

<http://www.seattle.gov/council/committees/public-comment>.

Online registration to speak at the City Council meeting will begin two hours before the 2:00 p.m. meeting start time, and registration will end at the conclusion of the Public Comment period or the Public Hearing during the meeting. Speakers must be registered in order to be recognized by the Chair.

Submit written comments to all Councilmembers at

Council@seattle.gov

Sign-up to provide Public Comment at the meeting at

<http://www.seattle.gov/council/committees/public-comment>

Watch live streaming video of the meeting at

<http://www.seattle.gov/council/watch-council-live>

Listen to the meeting by calling the Council Chamber Listen Line at 253-215-8782 Meeting ID: 586 416 9164

One Tap Mobile No. US: +12532158782,,5864169164#

A. CALL TO ORDER

B. ROLL CALL**C. PRESENTATIONS****D. APPROVAL OF THE JOURNAL**

[Min 334](#) May 24, 2021

Attachments: [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 305](#) June 1, 2021

Attachments: [Introduction and Referral Calendar](#)

F. APPROVAL OF THE AGENDA**G. 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.

Register online to speak during the Public Comment period at the 2:00 p.m. City Council meeting at <http://www.seattle.gov/council/committees/public-comment>.

Online registration to speak at the City Council meeting will begin two hours before the 2:00 p.m. meeting start time, and registration will end at the conclusion of the Public Comment period during the meeting. Speakers must be registered in order to be recognized by the Chair.

H. PAYMENT OF BILLS

These are the only Bills which the City Charter allows to be introduced and passed at the same meeting.

- [CB 120091](#) AN ORDINANCE appropriating money to pay certain audited claims for the week of May 17, 2021 through May 21, 2021 and ordering the payment thereof.

I. COMMITTEE REPORTS

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

CITY COUNCIL:

1. [CB 120080](#) AN ORDINANCE relating to land use and zoning; extending for six months a moratorium established by Ordinance 125764, and extended by Ordinances 126006, 126090, and 126241, on the filing, acceptance, processing, and/or approval of any application to establish a new principal or accessory use, or change a principal or accessory use, for any site currently used as a mobile home park, as defined in Section 23.84A.032 of the Seattle Municipal Code; and ratifying and confirming certain prior acts.

Supporting Documents:

[Summary and Fiscal Note](#)

Public Hearing

Register online to speak during this Public Hearing at <http://www.seattle.gov/council/committees/public-comment>.

Sign-up registration will begin two hours before the 2:00 p.m. meeting start time and registration will end at the conclusion of the Public Hearing during the meeting. Speakers must be registered in order to be recognized by the Chair.

If you are unable to participate remotely, please submit written comments to all Councilmembers at Council@seattle.gov.

2. [CB 120089](#) AN ORDINANCE relating to the City Light and Seattle Public Utilities Departments; temporarily removing the charge of interest on delinquent utility consumption and utilization accounts; superseding several sections under Title 21 that authorize and require the collection of interest on delinquent utility consumption and utilization accounts; and ratifying and confirming certain prior acts.

Supporting Documents:

[Summary and Fiscal Note](#)

3. [CB 120087](#) AN ORDINANCE relating to appropriations for the Seattle Office for Civil Rights; amending Ordinance 126237, which adopted the 2021 Budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; lifting a proviso; imposing provisos; creating new positions; and ratifying and confirming certain prior acts.

Supporting Documents:

[Summary and Fiscal Note](#)

[Central Staff Memo \(added; 6/1/21\)](#)

[Proposed Amendment](#)

4. [Appt 01915](#) Reappointment of Martha Lucas as member, Community Involvement Commission, for a term to May 31, 2023.

Attachments: [Appointment Packet](#)

5. [Appt 01916](#) Appointment of Jessica Hernandez as member, Urban Forestry Commission, for a term to March 31, 2024.

Attachments: [Appointment Packet](#)

6. [Appt 01918](#) Reappointment of Vinita Sidhu as member, Seattle Design Commission, for a term to February 28, 2023.

Attachments: [Appointment Packet](#)

PUBLIC SAFETY AND HUMAN SERVICES COMMITTEE:

7. [CB 119981](#) AN ORDINANCE amending Ordinance 126237, which adopted the 2021 Budget, including the 2021-2026 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; and adding or modifying provisos.

The Committee recommends that City Council does not pass as amended the Council Bill (CB) with a Divided Report.

In Favor: 3 - González , Morales, Sawant

Opposed: 2 - Herbold, Lewis

Supporting

Documents:

[Summary and Fiscal Note](#)

[Proposed Amendment](#)

LAND USE AND NEIGHBORHOODS COMMITTEE:

8. [CB 120086](#) AN ORDINANCE relating to the transfer of City property located at 525 North 85th Street; authorizing the conveyance of the property to the Phinney Neighborhood Association, a Washington non-profit corporation, consistent with the intent of Resolution 31856 and to provide for the continued delivery of social services; making findings of fact about the consideration for the transfer; superseding Resolution 31837 for the purposes of this ordinance; and authorizing the Director of Finance and Administrative Services or designee to execute and deliver documents necessary to carry out the conveyance of such property on the terms and conditions of this ordinance.

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

In Favor: 3 - Strauss, Mosqueda, Lewis

Opposed: None

Abstain: 1 - Pedersen

Attachments:

[Att 1 - PNA Transfer Agreement](#)

[Att 1 Ex A – Subrecipient Agreement](#)

[Att 1 Ex B - Form of Deed](#)

Supporting

Documents:

[Summary and Fiscal Note](#)

[Summary Att A – Map of Greenwood Senior Center](#)

9. [CB 120084](#) AN ORDINANCE relating to land disturbing activity; updating the Grading Code to align with updates to other codes; and amending Sections 22.170.020, 22.170.050, 22.170.060, 22.170.070, 22.170.080, 22.170.110, and 22.170.190 of the Seattle Municipal Code.

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

In Favor: 3 - Strauss, Lewis, Pedersen

Opposed: None

Supporting Documents:

[Summary and Fiscal Note](#)

10. [CB 120083](#) AN ORDINANCE relating to Seattle's construction codes; amending Sections 713.13.7 and 1613.1.1 and Table 2902.1 of the 2018 Seattle Building Code, adopted by Ordinance 126278; amending Section R501.4 of the 2018 Seattle Energy Code, adopted by Ordinance 126279; amending Chapter 16 of the Seattle Existing Building Code, adopted by Ordinance 126278; and amending Sections 2.4, 4.5, 4.25, 4.26, and 5.9.1 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278.

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

In Favor: 3 - Strauss, Lewis, Pedersen

Opposed: None

Supporting Documents:

[Summary and Fiscal Note](#)

11. [CB 120085](#) AN ORDINANCE relating to boiler and steam engine operations; amending Chapter 6.420 of the Seattle Municipal Code.

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

In Favor: 3 - Strauss, Lewis, Pedersen

Opposed: None

Supporting Documents:

[Summary and Fiscal Note](#)

12. [Appt 01917](#) Appointment of Nick Setten as member, Pike Place Market Preservation and Development Authority Governing Council, for a term to June 30, 2022.

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

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

Opposed: None

Attachments: [Appointment Packet](#)

J. ADOPTION OF OTHER RESOLUTIONS

K. OTHER BUSINESS

L. ADJOURNMENT



Legislation Text

File #: Min 334, **Version:** 1

May 24, 2021

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, May 24, 2021

2:00 PM

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or
Seattle Channel online.

City Council

M. Lorena González, President

Lisa Herbold, Member

Debora Juarez, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

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Alex Pedersen, Member

Kshama Sawant, Member

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Chair Info: 206-684-8809; Lorena.González@seattle.gov

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A. CALL TO ORDER

The City Council of The City of Seattle met remotely pursuant to Washington State Governor's Proclamation 20-28.15, and guidance provided by the Attorney General's Office, on May 24, 2021, pursuant to the provisions of the City Charter. The meeting was called to order at 2:01 p.m., with Council President Pro Tem Herbold presiding.

B. ROLL CALL

Present: 6 - Herbold, Lewis, Mosqueda, Pedersen, Sawant, Strauss

Excused: 2 - González , Juarez

Late Arrival: 1 - Morales

C. PRESENTATIONS

Councilmember Morales joined the meeting at 2:03 p.m.

Councilmember Mosqueda presented a Proclamation honoring Patty Hayes, Director of Seattle King County Seattle Health, and declaring May 24, 2021, Patty Hayes Day. By unanimous consent, the Council Rules were suspended to allow Councilmember Mosqueda to present the Proclamation, and to allow Patty Hayes to address the Council.

Councilmember Herbold presented a Proclamation declaring May 25, 2021, Education for All Day. By unanimous consent, the Council Rules were suspended to allow Councilmember Herbold to present the Proclamation, and to allow Gene Boes, President and CEO of Northwest Center, to address the Council.

D. APPROVAL OF THE JOURNAL

[Min 333](#)

May 17, 2021

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

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

Opposed: None

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 304](#)**May 24, 2021**ACTION 1:

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

ACTION 2:

By unanimous consent, Council Rule III.A.5., relating to circulation of a Council Bill for introduction by 5:00 p.m. on the preceding business day, was suspended to allow consideration of an amendment to the proposed Introduction and Referral Calendar.

ACTION 3:

Motion was made by Councilmember Sawant and duly seconded, to amend the proposed Introduction and Referral Calendar by introducing Council Bill 120090, and by referring it to the Sustainability and Renters' Rights Committee.

Council Bill 120090, AN ORDINANCE relating to new residential rental tenancies; giving a tenant a right of first refusal of a new tenancy after the expiration of a tenancy for a specified time; requiring a landlord to have just cause for declining to give a tenant the right of first refusal; requiring notice in advance of asserting just cause; creating a private right for action for the tenant; providing a defense to eviction when a landlord fails to give a tenant a right of first refusal; allowing a tenant to rescind a termination agreement; and amending Sections 7.24.030, 14.08.050, and 22.206.160 of the Seattle Municipal Code.

ACTION 4:

Motion was made and duly seconded, to adopt the proposed 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: 7 - Herbold, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

F. APPROVAL OF THE AGENDAACTION 1:

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

ACTION 2:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend the proposed Agenda by moving City Council Agenda Item 13, Council Bill 120078, after Public Safety and Human Services Committee Agenda item 3, Council Bill 120065.

CB 120078, AN ORDINANCE relating to emergency communications; amending Ordinance 126237, which adopted the 2021 Budget; modifying a proviso; and ratifying and confirming certain prior acts.

ACTION 3:

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

G. PUBLIC COMMENT

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

The following individuals addressed the Council:

Howard Gale
Brian Evans
Edward Mast
Logan Swan
Blythe Serrano
Daniel Kavanaugh
Jessica Scalzo
Matthew Wylder
Jake Sisley
Sam Cristol
Kirstin Wagner
Nanette Toyoshima
Ryder Hoffman
Kevin Vitz-Wong
Andrew Larsen
Margot Stewart
Robert Strozier
Michael Blum
Raghav Kaushik
Josh Smith
Sonja Ponath
Nihal Fahim
Bissan Barghouti
Madeline Olson
Hallie Evans

H. PAYMENT OF BILLS

[CB 120082](#) **AN ORDINANCE appropriating money to pay certain audited claims for the week of May 10, 2021 through May 14, 2021 and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 120082.

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

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

Opposed: None

I. COMMITTEE REPORTS

COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE:

1. [CB 120000](#) **AN ORDINANCE** relating to the organization of the Office for Civil Rights; amending Section 3.14.910 of the Seattle Municipal Code to change the end of the Director’s term and remove an outdated subsection requiring a racial equity toolkit.

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

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

Opposed: None

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

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

Opposed: None

2. [CB 120071](#) **AN ORDINANCE** relating to commercial tenancies; amending Ordinance 126066.

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

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

Opposed: None

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

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

Opposed: None

PUBLIC SAFETY AND HUMAN SERVICES COMMITTEE:

3. [CB 120065](#) **AN ORDINANCE relating to emergency communications; amending Ordinance 126237, which adopted the 2021 Budget; transferring positions from the Seattle Police Department to the Community Safety and Communications Center; and ratifying and confirming certain prior acts.**

The Committee recommends that City Council pass the Council Bill (CB) with a Divided Report.

In Favor: 2 - Herbold, Lewis

Opposed: 1 - González

Abstain: 2 - Morales, Sawant

ACTION 1:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 120065, by amending Sections 1 and 2, as shown on Attachment 1 to the Minutes.

ACTION 2:

Motion was made and duly seconded to pass Council Bill 120065 as amended.

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

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

Opposed: None

13. [CB 120078](#) **AN ORDINANCE relating to emergency communications; amending Ordinance 126237, which adopted the 2021 Budget; modifying a proviso; and ratifying and confirming certain prior acts.**

Motion was made and duly seconded to pass Council Bill 120078.

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

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

Opposed: None

TRANSPORTATION AND UTILITIES COMMITTEE:

- 4. [Appt 01914](#) **Reappointment of Marilyn K. Firman as member, Seattle School Traffic Safety Committee, for a term to March 31, 2024.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

- 5. [CB 120052](#) **AN ORDINANCE relating to the City Light Department; authorizing the General Manager and Chief Executive Officer of City Light to execute an Interlocal Agreement with Skagit County for the transfer of real property from Skagit County to The City of Seattle, to execute conveyance documents and agreements deemed necessary for the transfer of the property on behalf of The City of Seattle, and to accept a Quit Claim Deed from Skagit County for such property; and placing the conveyed property under the jurisdiction of City Light as part of its Endangered Species Act Land Program.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

6. [CB 120053](#) **AN ORDINANCE relating to surveillance technology implementation; authorizing approval of uses and accepting the 2020 surveillance impact report and 2020 executive overview for the Seattle Police Department's use of Forward Looking Infrared Real-Time Video.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

In Favor: 6 - Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: 1 - Sawant

7. [CB 120054](#) **AN ORDINANCE relating to surveillance technology implementation; authorizing approval of uses and accepting the 2020 surveillance impact report and 2020 executive overview for the Seattle Police Department's use of Situational Awareness Cameras Without Recording.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

8. [CB 120055](#) **AN ORDINANCE relating to surveillance technology implementation; authorizing approval of uses and accepting the 2020 surveillance impact report and 2020 executive overview for the Seattle Police Department's use of Video Recording Systems.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

9. [CB 120061](#) **AN ORDINANCE granting permission to Northwest Kidney Center to continue to operate and maintain a pedestrian tunnel under and across Broadway, north of Cherry Street; repealing Section 8 of Ordinance 123367; and providing for acceptance of the permit and conditions.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

10. [CB 120074](#) **AN ORDINANCE granting Grange Insurance Association permission to continue maintaining and operating a pedestrian skybridge over and across the alley between 2nd Avenue and 3rd Avenue, north of Cedar Street; repealing Section 8 of Ordinance 123723; and providing for acceptance of the permit and conditions.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

11. [CB 120075](#) **AN ORDINANCE granting BGO Plaza 600 JV LLC permission to continue maintaining and operating a vehicular and pedestrian tunnel under the alley between 6th Avenue and 7th Avenue, north of Stewart Street; repealing Section 7 of Ordinance 119508; and providing for acceptance of the permit and conditions.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

12. [CB 120076](#) **AN ORDINANCE granting IC/RCDP Seattle Hotel, LLC permission to continue maintaining and operating a pedestrian tunnel under and across Seneca Street, between 4th Avenue and 5th Avenue; repealing Section 8 of Ordinance 123539; and providing for acceptance of the permit and conditions.**

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

In Favor: 4 - Pedersen, Strauss, Herbold, Morales

Opposed: None

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

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

Opposed: None

CITY COUNCIL:

14. [Res 32006](#) **A RESOLUTION requesting the Federal Aviation Authority (FAA) to transfer excess property around the Air Route Surveillance Radar facility at Discovery Park to The City of Seattle for Seattle Parks and Recreation (SPR) purposes.**

Motion was made and duly seconded to adopt Resolution 32006.

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

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

Opposed: None

15. [Appt 01909](#) **Appointment of Adam Paul Amrhein as member, Seattle Design Commission, for a term to February 28, 2023.**

Motion was made and duly seconded to confirm Appointment 01909.

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

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

Opposed: None

16. [Appt 01910](#) **Appointment of Justin Clark as chair, Seattle Design Commission, for a term to February 28, 2022.**

Motion was made and duly seconded to confirm Appointment 01910.

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

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

Opposed: None

17. [Appt 01911](#) **Reappointment of Amalia Leighton Cody as member, Seattle Design Commission, for a term to February 28, 2023.**

Motion was made and duly seconded to confirm Appointment 01911.

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

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

Opposed: None

18. [Appt 01912](#) **Appointment of Jill Crary as member, Seattle Design Commission, for a term to February 28, 2023.**

Motion was made and duly seconded to confirm Appointment 01912.

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

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

Opposed: None

19. [Appt 01913](#) **Reappointment of Elaine Wine as member, Seattle Design Commission, for a term to February 28, 2023.**

Motion was made and duly seconded to confirm Appointment 01913.

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

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

Opposed: None

J. ADOPTION OF OTHER RESOLUTIONS

There were none.

K. OTHER BUSINESS

Motion was made, duly seconded and carried, to excuse Councilmember Strauss from the June 7, 2021 City Council meeting

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 4:31 p.m.

Linda Barron, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on June 1, 2021

M. Lorena González, Council President of the City Council

Monica Martinez Simmons, City Clerk

Att 1 - Action 1 of CB 120065

Att 1 – Action 1 of CB 120065

Amendment 1

to

CB 120065 – Transfer 911 Call Center to CSCC

Sponsor: CM Herbold

Amend Section 1 as follows:

Section 1. The 2021 Adopted Budget is amended by amending a Budget Summary Level as follows:

Item	Fund	Department	Budget Summary Level	Budget Summary Level Purpose
2.1	General Fund (00100)	Community Safety and Communications Center	((Seattle Emergency Communications Center)) <u>Community Safety and Communications Center (BO-CS-10000)</u>	The purpose of the Community Safety and Communications Center Budget Summary Level is to: receive requests for public safety services for Seattle; provide dispatch, notification, and communication services; facilitate reporting of minor incidents; <u>and respond to community safety requests</u> ((; and provide parking enforcement to assist in the administration of traffic laws)) .

Amend Section 2 as follows:

Item	Department	Position Title	Position #	Position Status	Number
2.1	Seattle Police Department	Admin Spec II-BU	00005094	Full-Time	(1.0)
2.2	Seattle Police Department	Pol Comms Dispatcher I	00005137	Full-Time	(1.0)
2.3	Seattle Police Department	Pol Comms Dispatcher I	00005140	Full-Time	(1.0)
2.4	Seattle Police Department	Pol Comms Dispatcher I	00005141	Full-Time	(1.0)

Att 1 – Action 1 of CB 120065

Item	Department	Position Title	Position #	Position Status	Number
2.5	Seattle Police Department	Pol Comms Dispatcher I	00005142	Full-Time	(1.0)
2.6	Seattle Police Department	Pol Comms Dispatcher I	00005143	Full-Time	(1.0)
2.7	Seattle Police Department	Manager2, CL&PS	00005144	Full-Time	(1.0)
2.8	Seattle Police Department	Pol Comms Dispatcher I	00005145	Full-Time	(1.0)
2.9	Seattle Police Department	Pol Comms Dispatcher I	00005146	Full-Time	(1.0)
2.10	Seattle Police Department	Pol Comms Dispatcher I	00005147	Full-Time	(1.0)
2.11	Seattle Police Department	Pol Comms Dispatcher I	00005148	Full-Time	(1.0)
2.12	Seattle Police Department	Pol Comms Dispatcher I	00005149	Full-Time	(1.0)
2.13	Seattle Police Department	Pol Comms Dispatcher I	00005150	Full-Time	(1.0)
2.14	Seattle Police Department	Pol Comms Dispatcher Supv	00005151	Full-Time	(1.0)
2.15	Seattle Police Department	Pol Comms Dispatcher I	00005152	Full-Time	(1.0)
2.16	Seattle Police Department	Pol Comms Dispatcher I	00005153	Full-Time	(1.0)
2.17	Seattle Police Department	Pol Comms Dispatcher I	00005154	Full-Time	(1.0)
2.18	Seattle Police Department	Pol Comms Dispatcher Supv	00005155	Full-Time	(1.0)
2.19	Seattle Police Department	Pol Comms Dispatcher I	00005156	Full-Time	(1.0)
2.20	Seattle Police Department	Pol Comms Dispatcher I	00005157	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.21	Seattle Police Department	Pol Comms Dispatcher I	00005158	Full-Time	(1.0)
2.22	Seattle Police Department	Pol Comms Dispatcher I	00005159	Full-Time	(1.0)
2.23	Seattle Police Department	Pol Comms Dispatcher I	00005160	Full-Time	(1.0)
2.24	Seattle Police Department	Manager2, CL&PS	00005161	Full-Time	(1.0)
2.25	Seattle Police Department	Pol Comms Dispatcher I	00005162	Full-Time	(1.0)
2.26	Seattle Police Department	Pol Comms Dispatcher I	00005163	Full-Time	(1.0)
2.27	Seattle Police Department	Pol Comms Dispatcher I	00005164	Full-Time	(1.0)
2.28	Seattle Police Department	Pol Comms Dispatcher II	00005165	Full-Time	(1.0)
2.29	Seattle Police Department	Pol Comms Dispatcher II	00005166	Full-Time	(1.0)
2.30	Seattle Police Department	Pol Comms Dispatcher II	00005167	Full-Time	(1.0)
2.31	Seattle Police Department	Pol Comms Dispatcher II	00005168	Full-Time	(1.0)
2.32	Seattle Police Department	Pol Comms Dispatcher II	00005169	Full-Time	(1.0)
2.33	Seattle Police Department	Pol Comms Dispatcher II	00005170	Full-Time	(1.0)
2.34	Seattle Police Department	Pol Comms Dispatcher II	00005171	Full-Time	(1.0)
2.35	Seattle Police Department	Pol Comms Dispatcher II	00005172	Full-Time	(1.0)
2.36	Seattle Police Department	Pol Comms Dispatcher II	00005173	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.37	Seattle Police Department	Pol Comms Anlyst	00005175	Full-Time	(1.0)
2.38	Seattle Police Department	Pol Comms Dispatcher II	00005176	Full-Time	(1.0)
2.39	Seattle Police Department	Pol Comms Dispatcher II	00005178	Full-Time	(1.0)
2.40	Seattle Police Department	Pol Comms Dispatcher II	00005179	Full-Time	(1.0)
2.41	Seattle Police Department	Pol Comms Dispatcher II	00005180	Full-Time	(1.0)
2.42	Seattle Police Department	Pol Comms Anlyst	00005181	Full-Time	(1.0)
2.43	Seattle Police Department	Pol Comms Dispatcher II	00005182	Full-Time	(1.0)
2.44	Seattle Police Department	Pol Comms Dispatcher II	00005183	Full-Time	(1.0)
2.45	Seattle Police Department	Pol Comms Dispatcher II	00005184	Full-Time	(1.0)
2.46	Seattle Police Department	Pol Comms Dispatcher II	00005186	Full-Time	(1.0)
2.47	Seattle Police Department	Pol Comms Dispatcher II	00005187	Full-Time	(1.0)
2.48	Seattle Police Department	Pol Comms Dispatcher II	00005188	Full-Time	(1.0)
2.49	Seattle Police Department	Pol Comms Dispatcher II	00005189	Full-Time	(1.0)
2.50	Seattle Police Department	Pol Comms Dispatcher II	00005190	Full-Time	(1.0)
2.51	Seattle Police Department	Pol Comms Dispatcher II	00005191	Full-Time	(1.0)
2.52	Seattle Police Department	Pol Comms Dispatcher II	00005192	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.53	Seattle Police Department	Pol Comms Dispatcher II	00005193	Full-Time	(1.0)
2.54	Seattle Police Department	Pol Comms Dispatcher II	00005194	Full-Time	(1.0)
2.55	Seattle Police Department	Pol Comms Dispatcher II	00005195	Full-Time	(1.0)
2.56	Seattle Police Department	Pol Comms Dispatcher II	00005196	Full-Time	(1.0)
2.57	Seattle Police Department	Pol Comms Dispatcher II	00005197	Full-Time	(1.0)
2.58	Seattle Police Department	Pol Comms Dispatcher II	00005198	Full-Time	(1.0)
2.59	Seattle Police Department	Pol Comms Dispatcher II	00005201	Full-Time	(1.0)
2.60	Seattle Police Department	Pol Comms Dispatcher II	00005202	Full-Time	(1.0)
2.61	Seattle Police Department	Pol Comms Dispatcher II	00005203	Full-Time	(1.0)
2.62	Seattle Police Department	Pol Comms Anlyst	00019187	Full-Time	(1.0)
2.63	Seattle Police Department	Pol Comms Dispatcher Supv	00019188	Full-Time	(1.0)
2.64	Seattle Police Department	Pol Comms Dispatcher I	00019189	Full-Time	(1.0)
2.65	Seattle Police Department	Pol Comms Dispatcher I	00019190	Full-Time	(1.0)
2.66	Seattle Police Department	Pol Comms Dispatcher I	00019198	Full-Time	(1.0)
2.67	Seattle Police Department	Pol Comms Dispatcher I	00019199	Full-Time	(1.0)
2.68	Seattle Police Department	Pol Comms Dispatcher I	00021022	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.69	Seattle Police Department	Pol Comms Dispatcher I	00021023	Full-Time	(1.0)
2.70	Seattle Police Department	Pol Comms Anlyst	00021024	Full-Time	(1.0)
2.71	Seattle Police Department	Pol Comms Dispatcher II	00021025	Full-Time	(1.0)
2.72	Seattle Police Department	Pol Comms Dispatcher II	00021026	Full-Time	(1.0)
2.73	Seattle Police Department	Pol Comms Dispatcher II	00021027	Full-Time	(1.0)
2.74	Seattle Police Department	Pol Comms Dispatcher I	00022466	Full-Time	(1.0)
2.75	Seattle Police Department	Pol Comms Dispatcher I	00022467	Full-Time	(1.0)
2.76	Seattle Police Department	Pol Comms Dispatcher II	00022468	Full-Time	(1.0)
2.77	Seattle Police Department	Pol Comms Dispatcher II	00022469	Full-Time	(1.0)
2.78	Seattle Police Department	Pol Comms Anlyst	00022471	Full-Time	(1.0)
2.79	Seattle Police Department	Pol Comms Anlyst	00022472	Full-Time	(1.0)
2.80	Seattle Police Department	Pol Comms Dispatcher III	00023425	Full-Time	(1.0)
2.81	Seattle Police Department	Pol Comms Dispatcher III	00023426	Full-Time	(1.0)
2.82	Seattle Police Department	Pol Comms Dispatcher III	00023427	Full-Time	(1.0)
2.83	Seattle Police Department	Pol Comms Dispatcher III	00023428	Full-Time	(1.0)
2.84	Seattle Police Department	Pol Comms Dispatcher III	00023429	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.85	Seattle Police Department	Pol Comms Dispatcher III	00023430	Full-Time	(1.0)
2.86	Seattle Police Department	Pol Comms Dispatcher III	00023431	Full-Time	(1.0)
2.87	Seattle Police Department	Pol Comms Dispatcher III	00023432	Full-Time	(1.0)
2.88	Seattle Police Department	Pol Comms Dispatcher III	00023433	Full-Time	(1.0)
2.89	Seattle Police Department	Pol Comms Anlyst	00023465	Full-Time	(1.0)
2.90	Seattle Police Department	Pol Comms Dispatcher I	00023583	Full-Time	(1.0)
2.91	Seattle Police Department	Pol Comms Dispatcher I	00023584	Full-Time	(1.0)
2.92	Seattle Police Department	Pol Comms Dispatcher I	00023585	Full-Time	(1.0)
2.93	Seattle Police Department	Pol Comms Dispatcher II	00023586	Full-Time	(1.0)
2.94	Seattle Police Department	Pol Comms Dispatcher Supv	00025241	Full-Time	(1.0)
2.95	Seattle Police Department	Pol Comms Dispatcher Supv	00025242	Full-Time	(1.0)
2.96	Seattle Police Department	Pol Comms Dispatcher Supv	00025243	Full-Time	(1.0)
2.97	Seattle Police Department	Pol Comms Dispatcher Supv	00025244	Full-Time	(1.0)
2.98	Seattle Police Department	Pol Comms Dispatcher Supv	00025245	Full-Time	(1.0)
2.99	Seattle Police Department	Pol Comms Dispatcher Supv	00025246	Full-Time	(1.0)
2.100	Seattle Police Department	Pol Comms Dispatcher I	00025291	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.101	Seattle Police Department	Pol Comms Dispatcher I	00025434	Full-Time	(1.0)
2.102	Seattle Police Department	Pol Comms Dispatcher I	00025435	Full-Time	(1.0)
2.103	Seattle Police Department	Pol Comms Dispatcher I	10001309	Full-Time	(1.0)
2.104	Seattle Police Department	Pol Comms Dispatcher I	10001310	Full-Time	(1.0)
2.105	Seattle Police Department	Manager2, CL&PS	10001313	Full-Time	(1.0)
2.106	Seattle Police Department	Pol Comms Dispatcher Supv	10004187	Full-Time	(1.0)
2.107	Seattle Police Department	Pol Comms Dispatcher I	10004188	Full-Time	(1.0)
2.108	Seattle Police Department	Pol Comms Dispatcher I	10004189	Full-Time	(1.0)
2.109	Seattle Police Department	Pol Comms Dispatcher I	10005758	Full-Time	(1.0)
2.110	Seattle Police Department	Pol Comms Dispatcher I	10005759	Full-Time	(1.0)
2.111	Seattle Police Department	Pol Comms Dispatcher I	10005760	Full-Time	(1.0)
2.112	Seattle Police Department	Pol Comms Dispatcher I	10005761	Full-Time	(1.0)
2.113	Seattle Police Department	Pol Comms Dispatcher I	10005762	Full-Time	(1.0)
2.114	Seattle Police Department	Pol Comms Dispatcher I	10005763	Full-Time	(1.0)
2.115	Seattle Police Department	Pol Comms Dispatcher I	10005764	Full-Time	(1.0)
2.116	Seattle Police Department	Pol Comms Dispatcher Supv	10005917	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.117	Seattle Police Department	Pol Comms Dispatcher Supv	10005918	Full-Time	(1.0)
2.118	Seattle Police Department	Pol Comms Dispatcher Supv	10005919	Full-Time	(1.0)
2.119	Seattle Police Department	Pol Comms Dispatcher I	10006147	Full-Time	(1.0)
2.120	Seattle Police Department	Pol Comms Dispatcher I	10006148	Full-Time	(1.0)
2.121	Seattle Police Department	Pol Comms Dispatcher I	10006149	Full-Time	(1.0)
2.122	Seattle Police Department	Pol Comms Dispatcher I	10006150	Full-Time	(1.0)
2.123	Seattle Police Department	Pol Comms Dispatcher I	10006151	Full-Time	(1.0)
2.124	Seattle Police Department	Pol Comms Dispatcher I	10006152	Full-Time	(1.0)
2.125	Seattle Police Department	Pol Comms Dispatcher I	10006153	Full-Time	(1.0)
2.126	Seattle Police Department	Pol Comms Dispatcher III	10006154	Full-Time	(1.0)
2.127	Seattle Police Department	Pol Comms Dispatcher III	10006155	Full-Time	(1.0)
2.128	Seattle Police Department	Pol Comms Dispatcher I	10006532	Full-Time	(1.0)
2.129	Seattle Police Department	Pol Comms Dispatcher I	10006533	Full-Time	(1.0)
2.130	Seattle Police Department	Pol Comms Dispatcher I	10006534	Full-Time	(1.0)
2.131	Seattle Police Department	Pol Comms Dispatcher I	10006535	Full-Time	(1.0)
2.132	Seattle Police Department	Pol Comms Dispatcher I	10006536	Full-Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.133	Seattle Police Department	Pol Comms Dispatcher I	10006537	Full-Time	(1.0)
2.134	Seattle Police Department	Pol Comms Dispatcher Supv	10006538	Full-Time	(1.0)
2.135	Seattle Police Department	Pol Comms Dispatcher Supv	10006539	Full-Time	(1.0)
2.136	Seattle Police Department	Pol Comms Dispatcher Supv	10006540	Full-Time	(1.0)
2.137	Seattle Police Department	Pol Comms Dispatcher Supv	10006541	Full-Time	(1.0)
2.138	Seattle Police Department	Pol Comms Dispatcher Supv	10006542	Full-Time	(1.0)
2.139	Seattle Police Department	Pol Comms Dispatcher Supv	10006543	Full-Time	(1.0)
2.140	Seattle Police Department	Pol Comms Dispatcher Supv	10006544	Full-Time	(1.0)
2.141	Community Safety and Communications Center	Admin Spec II-BU	00005094	Full-Time	1.0
2.142	Community Safety and Communications Center	Pol Comms Dispatcher I	00005137	Full-Time	1.0
2.143	Community Safety and Communications Center	Pol Comms Dispatcher I	00005140	Full-Time	1.0
2.144	Community Safety and Communications Center	Pol Comms Dispatcher I	00005141	Full-Time	1.0
2.145	Community Safety and	Pol Comms Dispatcher I	00005142	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.146	Community Safety and Communications Center	Pol Comms Dispatcher I	00005143	Full-Time	1.0
2.147	Community Safety and Communications Center	Manager2, CL&PS	00005144	Full-Time	1.0
2.148	Community Safety and Communications Center	Pol Comms Dispatcher I	00005145	Full-Time	1.0
2.149	Community Safety and Communications Center	Pol Comms Dispatcher I	00005146	Full-Time	1.0
2.150	Community Safety and Communications Center	Pol Comms Dispatcher I	00005147	Full-Time	1.0
2.151	Community Safety and Communications Center	Pol Comms Dispatcher I	00005148	Full-Time	1.0
2.152	Community Safety and Communications Center	Pol Comms Dispatcher I	00005149	Full-Time	1.0
2.153	Community Safety and Communications Center	Pol Comms Dispatcher I	00005150	Full-Time	1.0
2.154	Community Safety and	Pol Comms Dispatcher Supv	00005151	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.155	Community Safety and Communications Center	Pol Comms Dispatcher I	00005152	Full-Time	1.0
2.156	Community Safety and Communications Center	Pol Comms Dispatcher I	00005153	Full-Time	1.0
2.157	Community Safety and Communications Center	Pol Comms Dispatcher I	00005154	Full-Time	1.0
2.158	Community Safety and Communications Center	Pol Comms Dispatcher Supv	00005155	Full-Time	1.0
2.159	Community Safety and Communications Center	Pol Comms Dispatcher I	00005156	Full-Time	1.0
2.160	Community Safety and Communications Center	Pol Comms Dispatcher I	00005157	Full-Time	1.0
2.161	Community Safety and Communications Center	Pol Comms Dispatcher I	00005158	Full-Time	1.0
2.162	Community Safety and Communications Center	Pol Comms Dispatcher I	00005159	Full-Time	1.0
2.163	Community Safety and	Pol Comms Dispatcher I	00005160	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.164	Community Safety and Communications Center	Manager2, CL&PS	00005161	Full-Time	1.0
2.165	Community Safety and Communications Center	Pol Comms Dispatcher I	00005162	Full-Time	1.0
2.166	Community Safety and Communications Center	Pol Comms Dispatcher I	00005163	Full-Time	1.0
2.167	Community Safety and Communications Center	Pol Comms Dispatcher I	00005164	Full-Time	1.0
2.168	Community Safety and Communications Center	Pol Comms Dispatcher II	00005165	Full-Time	1.0
2.169	Community Safety and Communications Center	Pol Comms Dispatcher II	00005166	Full-Time	1.0
2.170	Community Safety and Communications Center	Pol Comms Dispatcher II	00005167	Full-Time	1.0
2.171	Community Safety and Communications Center	Pol Comms Dispatcher II	00005168	Full-Time	1.0
2.172	Community Safety and	Pol Comms Dispatcher II	00005169	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.173	Community Safety and Communications Center	Pol Comms Dispatcher II	00005170	Full-Time	1.0
2.174	Community Safety and Communications Center	Pol Comms Dispatcher II	00005171	Full-Time	1.0
2.175	Community Safety and Communications Center	Pol Comms Dispatcher II	00005172	Full-Time	1.0
2.176	Community Safety and Communications Center	Pol Comms Dispatcher II	00005173	Full-Time	1.0
2.177	Community Safety and Communications Center	Pol Comms Anlyst	00005175	Full-Time	1.0
2.178	Community Safety and Communications Center	Pol Comms Dispatcher II	00005176	Full-Time	1.0
2.179	Community Safety and Communications Center	Pol Comms Dispatcher II	00005178	Full-Time	1.0
2.180	Community Safety and Communications Center	Pol Comms Dispatcher II	00005179	Full-Time	1.0
2.181	Community Safety and	Pol Comms Dispatcher II	00005180	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.182	Community Safety and Communications Center	Pol Comms Anlyst	00005181	Full-Time	1.0
2.183	Community Safety and Communications Center	Pol Comms Dispatcher II	00005182	Full-Time	1.0
2.184	Community Safety and Communications Center	Pol Comms Dispatcher II	00005183	Full-Time	1.0
2.185	Community Safety and Communications Center	Pol Comms Dispatcher II	00005184	Full-Time	1.0
2.186	Community Safety and Communications Center	Pol Comms Dispatcher II	00005186	Full-Time	1.0
2.187	Community Safety and Communications Center	Pol Comms Dispatcher II	00005187	Full-Time	1.0
2.188	Community Safety and Communications Center	Pol Comms Dispatcher II	00005188	Full-Time	1.0
2.189	Community Safety and Communications Center	Pol Comms Dispatcher II	00005189	Full-Time	1.0
2.190	Community Safety and	Pol Comms Dispatcher II	00005190	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.191	Community Safety and Communications Center	Pol Comms Dispatcher II	00005191	Full-Time	1.0
2.192	Community Safety and Communications Center	Pol Comms Dispatcher II	00005192	Full-Time	1.0
2.193	Community Safety and Communications Center	Pol Comms Dispatcher II	00005193	Full-Time	1.0
2.194	Community Safety and Communications Center	Pol Comms Dispatcher II	00005194	Full-Time	1.0
2.195	Community Safety and Communications Center	Pol Comms Dispatcher II	00005195	Full-Time	1.0
2.196	Community Safety and Communications Center	Pol Comms Dispatcher II	00005196	Full-Time	1.0
2.197	Community Safety and Communications Center	Pol Comms Dispatcher II	00005197	Full-Time	1.0
2.198	Community Safety and Communications Center	Pol Comms Dispatcher II	00005198	Full-Time	1.0
2.199	Community Safety and	Pol Comms Dispatcher II	00005201	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.200	Community Safety and Communications Center	Pol Comms Dispatcher II	00005202	Full-Time	1.0
2.201	Community Safety and Communications Center	Pol Comms Dispatcher II	00005203	Full-Time	1.0
2.202	Community Safety and Communications Center	Pol Comms Anlyst	00019187	Full-Time	1.0
2.203	Community Safety and Communications Center	Pol Comms Dispatcher Supv	00019188	Full-Time	1.0
2.204	Community Safety and Communications Center	Pol Comms Dispatcher I	00019189	Full-Time	1.0
2.205	Community Safety and Communications Center	Pol Comms Dispatcher I	00019190	Full-Time	1.0
2.206	Community Safety and Communications Center	Pol Comms Dispatcher I	00019198	Full-Time	1.0
2.207	Community Safety and Communications Center	Pol Comms Dispatcher I	00019199	Full-Time	1.0
2.208	Community Safety and	Pol Comms Dispatcher I	00021022	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.209	Community Safety and Communications Center	Pol Comms Dispatcher I	00021023	Full-Time	1.0
2.210	Community Safety and Communications Center	Pol Comms Anlyst	00021024	Full-Time	1.0
2.211	Community Safety and Communications Center	Pol Comms Dispatcher II	00021025	Full-Time	1.0
2.212	Community Safety and Communications Center	Pol Comms Dispatcher II	00021026	Full-Time	1.0
2.213	Community Safety and Communications Center	Pol Comms Dispatcher II	00021027	Full-Time	1.0
2.214	Community Safety and Communications Center	Pol Comms Dispatcher I	00022466	Full-Time	1.0
2.215	Community Safety and Communications Center	Pol Comms Dispatcher I	00022467	Full-Time	1.0
2.216	Community Safety and Communications Center	Pol Comms Dispatcher II	00022468	Full-Time	1.0
2.217	Community Safety and	Pol Comms Dispatcher II	00022469	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.218	Community Safety and Communications Center	Pol Comms Anlyst	00022471	Full-Time	1.0
2.219	Community Safety and Communications Center	Pol Comms Anlyst	00022472	Full-Time	1.0
2.220	Community Safety and Communications Center	Pol Comms Dispatcher III	00023425	Full-Time	1.0
2.221	Community Safety and Communications Center	Pol Comms Dispatcher III	00023426	Full-Time	1.0
2.222	Community Safety and Communications Center	Pol Comms Dispatcher III	00023427	Full-Time	1.0
2.223	Community Safety and Communications Center	Pol Comms Dispatcher III	00023428	Full-Time	1.0
2.224	Community Safety and Communications Center	Pol Comms Dispatcher III	00023429	Full-Time	1.0
2.225	Community Safety and Communications Center	Pol Comms Dispatcher III	00023430	Full-Time	1.0
2.226	Community Safety and	Pol Comms Dispatcher III	00023431	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.227	Community Safety and Communications Center	Pol Comms Dispatcher III	00023432	Full-Time	1.0
2.228	Community Safety and Communications Center	Pol Comms Dispatcher III	00023433	Full-Time	1.0
2.229	Community Safety and Communications Center	Pol Comms Anlyst	00023465	Full-Time	1.0
2.230	Community Safety and Communications Center	Pol Comms Dispatcher I	00023583	Full-Time	1.0
2.231	Community Safety and Communications Center	Pol Comms Dispatcher I	00023584	Full-Time	1.0
2.232	Community Safety and Communications Center	Pol Comms Dispatcher I	00023585	Full-Time	1.0
2.233	Community Safety and Communications Center	Pol Comms Dispatcher II	00023586	Full-Time	1.0
2.234	Community Safety and Communications Center	Pol Comms Dispatcher Supv	00025241	Full-Time	1.0
2.235	Community Safety and	Pol Comms Dispatcher Supv	00025242	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.236	Community Safety and Communications Center	Pol Comms Dispatcher Supv	00025243	Full-Time	1.0
2.237	Community Safety and Communications Center	Pol Comms Dispatcher Supv	00025244	Full-Time	1.0
2.238	Community Safety and Communications Center	Pol Comms Dispatcher Supv	00025245	Full-Time	1.0
2.239	Community Safety and Communications Center	Pol Comms Dispatcher Supv	00025246	Full-Time	1.0
2.240	Community Safety and Communications Center	Pol Comms Dispatcher I	00025291	Full-Time	1.0
2.241	Community Safety and Communications Center	Pol Comms Dispatcher I	00025434	Full-Time	1.0
2.242	Community Safety and Communications Center	Pol Comms Dispatcher I	00025435	Full-Time	1.0
2.243	Community Safety and Communications Center	Pol Comms Dispatcher I	10001309	Full-Time	1.0
2.244	Community Safety and	Pol Comms Dispatcher I	10001310	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.245	Community Safety and Communications Center	Manager2, CL&PS	10001313	Full-Time	1.0
2.246	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10004187	Full-Time	1.0
2.247	Community Safety and Communications Center	Pol Comms Dispatcher I	10004188	Full-Time	1.0
2.248	Community Safety and Communications Center	Pol Comms Dispatcher I	10004189	Full-Time	1.0
2.249	Community Safety and Communications Center	Pol Comms Dispatcher I	10005758	Full-Time	1.0
2.250	Community Safety and Communications Center	Pol Comms Dispatcher I	10005759	Full-Time	1.0
2.251	Community Safety and Communications Center	Pol Comms Dispatcher I	10005760	Full-Time	1.0
2.252	Community Safety and Communications Center	Pol Comms Dispatcher I	10005761	Full-Time	1.0
2.253	Community Safety and	Pol Comms Dispatcher I	10005762	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.254	Community Safety and Communications Center	Pol Comms Dispatcher I	10005763	Full-Time	1.0
2.255	Community Safety and Communications Center	Pol Comms Dispatcher I	10005764	Full-Time	1.0
2.256	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10005917	Full-Time	1.0
2.257	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10005918	Full-Time	1.0
2.258	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10005919	Full-Time	1.0
2.259	Community Safety and Communications Center	Pol Comms Dispatcher I	10006147	Full-Time	1.0
2.260	Community Safety and Communications Center	Pol Comms Dispatcher I	10006148	Full-Time	1.0
2.261	Community Safety and Communications Center	Pol Comms Dispatcher I	10006149	Full-Time	1.0
2.262	Community Safety and	Pol Comms Dispatcher I	10006150	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.263	Community Safety and Communications Center	Pol Comms Dispatcher I	10006151	Full-Time	1.0
2.264	Community Safety and Communications Center	Pol Comms Dispatcher I	10006152	Full-Time	1.0
2.265	Community Safety and Communications Center	Pol Comms Dispatcher I	10006153	Full-Time	1.0
2.266	Community Safety and Communications Center	Pol Comms Dispatcher III	10006154	Full-Time	1.0
2.267	Community Safety and Communications Center	Pol Comms Dispatcher III	10006155	Full-Time	1.0
2.268	Community Safety and Communications Center	Pol Comms Dispatcher I	10006532	Full-Time	1.0
2.269	Community Safety and Communications Center	Pol Comms Dispatcher I	10006533	Full-Time	1.0
2.270	Community Safety and Communications Center	Pol Comms Dispatcher I	10006534	Full-Time	1.0
2.271	Community Safety and	Pol Comms Dispatcher I	10006535	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.272	Community Safety and Communications Center	Pol Comms Dispatcher I	10006536	Full-Time	1.0
2.273	Community Safety and Communications Center	Pol Comms Dispatcher I	10006537	Full-Time	1.0
2.274	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10006538	Full-Time	1.0
2.275	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10006539	Full-Time	1.0
2.276	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10006540	Full-Time	1.0
2.277	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10006541	Full-Time	1.0
2.278	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10006542	Full-Time	1.0
2.279	Community Safety and Communications Center	Pol Comms Dispatcher Supv	10006543	Full-Time	1.0
2.280	Community Safety and	Pol Comms Dispatcher Supv	10006544	Full-Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
	Communications Center				
2.281	Seattle Police Department	Admin Spec II-BU	10004773	Full Time	(1.0)
2.282	Seattle Police Department	Manager3,General Govt	00008588	Full Time	(1.0)
2.283	Seattle Police Department	Parking Enf Ofer	00005365	Full Time	(1.0)
2.284	Seattle Police Department	Parking Enf Ofer	00005366	Full Time	(1.0)
2.285	Seattle Police Department	Parking Enf Ofer	00005368	Full Time	(1.0)
2.286	Seattle Police Department	Parking Enf Ofer	00005369	Full Time	(1.0)
2.287	Seattle Police Department	Parking Enf Ofer	00005370	Full Time	(1.0)
2.288	Seattle Police Department	Parking Enf Ofer	00005371	Full Time	(1.0)
2.289	Seattle Police Department	Parking Enf Ofer	00005372	Full Time	(1.0)
2.290	Seattle Police Department	Parking Enf Ofer	00005373	Full Time	(1.0)
2.291	Seattle Police Department	Parking Enf Ofer	00005374	Full Time	(1.0)
2.292	Seattle Police Department	Parking Enf Ofer	00005375	Full Time	(1.0)
2.293	Seattle Police Department	Parking Enf Ofer	00005376	Full Time	(1.0)
2.294	Seattle Police Department	Parking Enf Ofer	00005377	Full Time	(1.0)
2.295	Seattle Police Department	Parking Enf Ofer	00005378	Full Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.296	Seattle Police Department	Parking Enf Ofer	00005380	Full Time	(1.0)
2.297	Seattle Police Department	Parking Enf Ofer	00005382	Full Time	(1.0)
2.298	Seattle Police Department	Parking Enf Ofer	00005383	Full Time	(1.0)
2.299	Seattle Police Department	Parking Enf Ofer	00005384	Full Time	(1.0)
2.300	Seattle Police Department	Parking Enf Ofer	00005385	Full Time	(1.0)
2.301	Seattle Police Department	Parking Enf Ofer	00005387	Full Time	(1.0)
2.302	Seattle Police Department	Parking Enf Ofer	00005388	Full Time	(1.0)
2.303	Seattle Police Department	Parking Enf Ofer	00005389	Full Time	(1.0)
2.304	Seattle Police Department	Parking Enf Ofer	00005393	Full Time	(1.0)
2.305	Seattle Police Department	Parking Enf Ofer	00005395	Full Time	(1.0)
2.306	Seattle Police Department	Parking Enf Ofer	00005396	Full Time	(1.0)
2.307	Seattle Police Department	Parking Enf Ofer	00005397	Full Time	(1.0)
2.308	Seattle Police Department	Parking Enf Ofer	00005398	Full Time	(1.0)
2.309	Seattle Police Department	Parking Enf Ofer	00015405	Full Time	(1.0)
2.310	Seattle Police Department	Parking Enf Ofer	00015406	Full Time	(1.0)
2.311	Seattle Police Department	Parking Enf Ofer	00015407	Full Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.312	Seattle Police Department	Parking Enf Ofer	00015409	Full Time	(1.0)
2.313	Seattle Police Department	Parking Enf Ofer	00015411	Full Time	(1.0)
2.314	Seattle Police Department	Parking Enf Ofer	00017311	Full Time	(1.0)
2.315	Seattle Police Department	Parking Enf Ofer	00017312	Full Time	(1.0)
2.316	Seattle Police Department	Parking Enf Ofer	00017313	Full Time	(1.0)
2.317	Seattle Police Department	Parking Enf Ofer	00017314	Full Time	(1.0)
2.318	Seattle Police Department	Parking Enf Ofer	00017315	Full Time	(1.0)
2.319	Seattle Police Department	Parking Enf Ofer	00017316	Full Time	(1.0)
2.320	Seattle Police Department	Parking Enf Ofer	00017317	Full Time	(1.0)
2.321	Seattle Police Department	Parking Enf Ofer	00017318	Full Time	(1.0)
2.322	Seattle Police Department	Parking Enf Ofer	00017319	Full Time	(1.0)
2.323	Seattle Police Department	Parking Enf Ofer	00021479	Full Time	(1.0)
2.324	Seattle Police Department	Parking Enf Ofer	00021480	Full Time	(1.0)
2.325	Seattle Police Department	Parking Enf Ofer	00021481	Full Time	(1.0)
2.326	Seattle Police Department	Parking Enf Ofer	00021482	Full Time	(1.0)
2.327	Seattle Police Department	Parking Enf Ofer	00021483	Full Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.328	Seattle Police Department	Parking Enf Ofer	00021484	Full Time	(1.0)
2.329	Seattle Police Department	Parking Enf Ofer	00021485	Full Time	(1.0)
2.330	Seattle Police Department	Parking Enf Ofer	00021486	Full Time	(1.0)
2.331	Seattle Police Department	Parking Enf Ofer	00024280	Full Time	(1.0)
2.332	Seattle Police Department	Parking Enf Ofer	00024281	Full Time	(1.0)
2.333	Seattle Police Department	Parking Enf Ofer	00024282	Full Time	(1.0)
2.334	Seattle Police Department	Parking Enf Ofer	00024283	Full Time	(1.0)
2.335	Seattle Police Department	Parking Enf Ofer	10001299	Full Time	(1.0)
2.336	Seattle Police Department	Parking Enf Ofer	10001301	Full Time	(1.0)
2.337	Seattle Police Department	Parking Enf Ofer	10001302	Full Time	(1.0)
2.338	Seattle Police Department	Parking Enf Ofer	10001303	Full Time	(1.0)
2.339	Seattle Police Department	Parking Enf Ofer	10001304	Full Time	(1.0)
2.340	Seattle Police Department	Parking Enf Ofer	10001305	Full Time	(1.0)
2.341	Seattle Police Department	Parking Enf Ofer	10001306	Full Time	(1.0)
2.342	Seattle Police Department	Parking Enf Ofer	10001307	Full Time	(1.0)
2.343	Seattle Police Department	Parking Enf Ofer	10002693	Full Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.344	Seattle Police Department	Parking Enf Ofer	10003651	Full Time	(1.0)
2.345	Seattle Police Department	Parking Enf Ofer	10003652	Full Time	(1.0)
2.346	Seattle Police Department	Parking Enf Ofer	10003653	Full Time	(1.0)
2.347	Seattle Police Department	Parking Enf Ofer	10003865	Full Time	(1.0)
2.348	Seattle Police Department	Parking Enf Ofer	10003866	Full Time	(1.0)
2.349	Seattle Police Department	Parking Enf Ofer	10003867	Full Time	(1.0)
2.350	Seattle Police Department	Parking Enf Ofer	10004184	Full Time	(1.0)
2.351	Seattle Police Department	Parking Enf Ofer	10004185	Full Time	(1.0)
2.352	Seattle Police Department	Parking Enf Ofer	10004406	Full Time	(1.0)
2.353	Seattle Police Department	Parking Enf Ofer	10004407	Full Time	(1.0)
2.354	Seattle Police Department	Parking Enf Ofer	10004408	Full Time	(1.0)
2.355	Seattle Police Department	Parking Enf Ofer	10004409	Full Time	(1.0)
2.356	Seattle Police Department	Parking Enf Ofer	10004410	Full Time	(1.0)
2.357	Seattle Police Department	Parking Enf Ofer	10004411	Full Time	(1.0)
2.358	Seattle Police Department	Parking Enf Ofer	10004412	Full Time	(1.0)
2.359	Seattle Police Department	Parking Enf Ofer	10004413	Full Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.360	Seattle Police Department	Parking Enf Ofer	10004671	Full Time	(1.0)
2.361	Seattle Police Department	Parking Enf Ofer	10004672	Full Time	(1.0)
2.362	Seattle Police Department	Parking Enf Ofer	10004673	Full Time	(1.0)
2.363	Seattle Police Department	Parking Enf Ofer	10004674	Full Time	(1.0)
2.364	Seattle Police Department	Parking Enf Ofer	10004675	Full Time	(1.0)
2.365	Seattle Police Department	Parking Enf Ofer	10004676	Full Time	(1.0)
2.366	Seattle Police Department	Parking Enf Ofer	10004677	Full Time	(1.0)
2.367	Seattle Police Department	Parking Enf Ofer	10004736	Full Time	(1.0)
2.368	Seattle Police Department	Parking Enf Ofer	10004737	Full Time	(1.0)
2.369	Seattle Police Department	Parking Enf Ofer	10004771	Full Time	(1.0)
2.370	Seattle Police Department	Parking Enf Ofer	10004775	Full Time	(1.0)
2.371	Seattle Police Department	Parking Enf Ofer	10004776	Full Time	(1.0)
2.372	Seattle Police Department	Parking Enf Ofer	10004777	Full Time	(1.0)
2.373	Seattle Police Department	Parking Enf Ofer	10005013	Full Time	(1.0)
2.374	Seattle Police Department	Parking Enf Ofer	10005014	Full Time	(1.0)
2.375	Seattle Police Department	Parking Enf Ofer	10005015	Full Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.376	Seattle Police Department	Parking Enf Ofer	10005016	Full Time	(1.0)
2.377	Seattle Police Department	Parking Enf Ofer	10005017	Full Time	(1.0)
2.378	Seattle Police Department	Parking Enf Ofer	10005018	Full Time	(1.0)
2.379	Seattle Police Department	Parking Enf Ofer	10005019	Full Time	(1.0)
2.380	Seattle Police Department	Parking Enf Ofer	10005020	Full Time	(1.0)
2.381	Seattle Police Department	Parking Enf Ofer	10006160	Full Time	(1.0)
2.382	Seattle Police Department	Parking Enf Ofer	00005367	Full Time	(1.0)
2.383	Seattle Police Department	Parking Enf Ofer	00005379	Full Time	(1.0)
2.384	Seattle Police Department	Parking Enf Ofer	00005390	Full Time	(1.0)
2.385	Seattle Police Department	Parking Enf Ofer	00005391	Full Time	(1.0)
2.386	Seattle Police Department	Parking Enf Ofer	00005392	Full Time	(1.0)
2.387	Seattle Police Department	Parking Enf Ofer	00015404	Full Time	(1.0)
2.388	Seattle Police Department	Parking Enf Ofer	00015408	Full Time	(1.0)
2.389	Seattle Police Department	Parking Enf Ofer Supv	00005363	Full Time	(1.0)
2.390	Seattle Police Department	Parking Enf Ofer Supv	00005364	Full Time	(1.0)
2.391	Seattle Police Department	Parking Enf Ofer Supv	00015412	Full Time	(1.0)

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Item	Department	Position Title	Position #	Position Status	Number
2.392	Seattle Police Department	Parking Enf Ofer Supv	00021487	Full Time	(1.0)
2.393	Seattle Police Department	Parking Enf Ofer Supv	10001308	Full Time	(1.0)
2.394	Seattle Police Department	Parking Enf Ofer Supv	10004414	Full Time	(1.0)
2.395	Seattle Police Department	Parking Enf Ofer Supv	10004415	Full Time	(1.0)
2.396	Seattle Police Department	Parking Enf Ofer Supv	10004734	Full Time	(1.0)
2.397	Seattle Police Department	Parking Enf Ofer Supv	10004735	Full Time	(1.0)
2.398	Seattle Police Department	Parking Enf Ofer Supv	10004772	Full Time	(1.0)
2.399	Seattle Police Department	Parking Enf Ofer Supv	10005012	Full Time	(1.0)
2.400	Seattle Police Department	Parking Enf Ofer Supv	00017320	Full Time	(1.0)
2.401	Community Safety and Communications Center	Admin Spec II BU	10004773	Full Time	1.0
2.402	Community Safety and Communications Center	Manager3,General Govt	00008588	Full Time	1.0
2.403	Community Safety and Communications Center	Parking Enf Ofer	00005365	Full Time	1.0
2.404	Community Safety and Communications Center	Parking Enf Ofer	00005366	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.405	Community Safety and Communications Center	Parking Enf Ofer	00005368	Full Time	1.0
2.406	Community Safety and Communications Center	Parking Enf Ofer	00005369	Full Time	1.0
2.407	Community Safety and Communications Center	Parking Enf Ofer	00005370	Full Time	1.0
2.408	Community Safety and Communications Center	Parking Enf Ofer	00005371	Full Time	1.0
2.409	Community Safety and Communications Center	Parking Enf Ofer	00005372	Full Time	1.0
2.410	Community Safety and Communications Center	Parking Enf Ofer	00005373	Full Time	1.0
2.411	Community Safety and Communications Center	Parking Enf Ofer	00005374	Full Time	1.0
2.412	Community Safety and Communications Center	Parking Enf Ofer	00005375	Full Time	1.0
2.413	Community Safety and Communications Center	Parking Enf Ofer	00005376	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.414	Community Safety and Communications Center	Parking Enf Ofer	00005377	Full Time	1.0
2.415	Community Safety and Communications Center	Parking Enf Ofer	00005378	Full Time	1.0
2.416	Community Safety and Communications Center	Parking Enf Ofer	00005380	Full Time	1.0
2.417	Community Safety and Communications Center	Parking Enf Ofer	00005382	Full Time	1.0
2.418	Community Safety and Communications Center	Parking Enf Ofer	00005383	Full Time	1.0
2.419	Community Safety and Communications Center	Parking Enf Ofer	00005384	Full Time	1.0
2.420	Community Safety and Communications Center	Parking Enf Ofer	00005385	Full Time	1.0
2.421	Community Safety and Communications Center	Parking Enf Ofer	00005387	Full Time	1.0
2.422	Community Safety and Communications Center	Parking Enf Ofer	00005388	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.423	Community Safety and Communications Center	Parking Enf Ofer	00005389	Full Time	1.0
2.424	Community Safety and Communications Center	Parking Enf Ofer	00005393	Full Time	1.0
2.425	Community Safety and Communications Center	Parking Enf Ofer	00005395	Full Time	1.0
2.426	Community Safety and Communications Center	Parking Enf Ofer	00005396	Full Time	1.0
2.427	Community Safety and Communications Center	Parking Enf Ofer	00005397	Full Time	1.0
2.428	Community Safety and Communications Center	Parking Enf Ofer	00005398	Full Time	1.0
2.429	Community Safety and Communications Center	Parking Enf Ofer	00015405	Full Time	1.0
2.430	Community Safety and Communications Center	Parking Enf Ofer	00015406	Full Time	1.0
2.431	Community Safety and Communications Center	Parking Enf Ofer	00015407	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.432	Community Safety and Communications Center	Parking Enf Ofer	00015409	Full Time	1.0
2.433	Community Safety and Communications Center	Parking Enf Ofer	00015411	Full Time	1.0
2.434	Community Safety and Communications Center	Parking Enf Ofer	00017311	Full Time	1.0
2.435	Community Safety and Communications Center	Parking Enf Ofer	00017312	Full Time	1.0
2.436	Community Safety and Communications Center	Parking Enf Ofer	00017313	Full Time	1.0
2.437	Community Safety and Communications Center	Parking Enf Ofer	00017314	Full Time	1.0
2.438	Community Safety and Communications Center	Parking Enf Ofer	00017315	Full Time	1.0
2.439	Community Safety and Communications Center	Parking Enf Ofer	00017316	Full Time	1.0
2.440	Community Safety and Communications Center	Parking Enf Ofer	00017317	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.441	Community Safety and Communications Center	Parking Enf Ofer	00017318	Full Time	1.0
2.442	Community Safety and Communications Center	Parking Enf Ofer	00017319	Full Time	1.0
2.443	Community Safety and Communications Center	Parking Enf Ofer	00021479	Full Time	1.0
2.444	Community Safety and Communications Center	Parking Enf Ofer	00021480	Full Time	1.0
2.445	Community Safety and Communications Center	Parking Enf Ofer	00021481	Full Time	1.0
2.446	Community Safety and Communications Center	Parking Enf Ofer	00021482	Full Time	1.0
2.447	Community Safety and Communications Center	Parking Enf Ofer	00021483	Full Time	1.0
2.448	Community Safety and Communications Center	Parking Enf Ofer	00021484	Full Time	1.0
2.449	Community Safety and Communications Center	Parking Enf Ofer	00021485	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.450	Community Safety and Communications Center	Parking Enf Ofer	00021486	Full Time	1.0
2.451	Community Safety and Communications Center	Parking Enf Ofer	00024280	Full Time	1.0
2.452	Community Safety and Communications Center	Parking Enf Ofer	00024281	Full Time	1.0
2.453	Community Safety and Communications Center	Parking Enf Ofer	00024282	Full Time	1.0
2.454	Community Safety and Communications Center	Parking Enf Ofer	00024283	Full Time	1.0
2.455	Community Safety and Communications Center	Parking Enf Ofer	10001299	Full Time	1.0
2.456	Community Safety and Communications Center	Parking Enf Ofer	10001301	Full Time	1.0
2.457	Community Safety and Communications Center	Parking Enf Ofer	10001302	Full Time	1.0
2.458	Community Safety and Communications Center	Parking Enf Ofer	10001303	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.459	Community Safety and Communications Center	Parking Enf Ofer	10001304	Full Time	1.0
2.460	Community Safety and Communications Center	Parking Enf Ofer	10001305	Full Time	1.0
2.461	Community Safety and Communications Center	Parking Enf Ofer	10001306	Full Time	1.0
2.462	Community Safety and Communications Center	Parking Enf Ofer	10001307	Full Time	1.0
2.463	Community Safety and Communications Center	Parking Enf Ofer	10002693	Full Time	1.0
2.464	Community Safety and Communications Center	Parking Enf Ofer	10003651	Full Time	1.0
2.465	Community Safety and Communications Center	Parking Enf Ofer	10003652	Full Time	1.0
2.466	Community Safety and Communications Center	Parking Enf Ofer	10003653	Full Time	1.0
2.467	Community Safety and Communications Center	Parking Enf Ofer	10003865	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.468	Community Safety and Communications Center	Parking Enf Ofer	10003866	Full Time	1.0
2.469	Community Safety and Communications Center	Parking Enf Ofer	10003867	Full Time	1.0
2.470	Community Safety and Communications Center	Parking Enf Ofer	10004184	Full Time	1.0
2.471	Community Safety and Communications Center	Parking Enf Ofer	10004185	Full Time	1.0
2.472	Community Safety and Communications Center	Parking Enf Ofer	10004406	Full Time	1.0
2.473	Community Safety and Communications Center	Parking Enf Ofer	10004407	Full Time	1.0
2.474	Community Safety and Communications Center	Parking Enf Ofer	10004408	Full Time	1.0
2.475	Community Safety and Communications Center	Parking Enf Ofer	10004409	Full Time	1.0
2.476	Community Safety and Communications Center	Parking Enf Ofer	10004410	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.477	Community Safety and Communications Center	Parking Enf Ofer	10004411	Full Time	1.0
2.478	Community Safety and Communications Center	Parking Enf Ofer	10004412	Full Time	1.0
2.479	Community Safety and Communications Center	Parking Enf Ofer	10004413	Full Time	1.0
2.480	Community Safety and Communications Center	Parking Enf Ofer	10004671	Full Time	1.0
2.481	Community Safety and Communications Center	Parking Enf Ofer	10004672	Full Time	1.0
2.482	Community Safety and Communications Center	Parking Enf Ofer	10004673	Full Time	1.0
2.483	Community Safety and Communications Center	Parking Enf Ofer	10004674	Full Time	1.0
2.484	Community Safety and Communications Center	Parking Enf Ofer	10004675	Full Time	1.0
2.485	Community Safety and Communications Center	Parking Enf Ofer	10004676	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.486	Community Safety and Communications Center	Parking Enf Ofer	10004677	Full Time	1.0
2.487	Community Safety and Communications Center	Parking Enf Ofer	10004736	Full Time	1.0
2.488	Community Safety and Communications Center	Parking Enf Ofer	10004737	Full Time	1.0
2.489	Community Safety and Communications Center	Parking Enf Ofer	10004771	Full Time	1.0
2.490	Community Safety and Communications Center	Parking Enf Ofer	10004775	Full Time	1.0
2.491	Community Safety and Communications Center	Parking Enf Ofer	10004776	Full Time	1.0
2.492	Community Safety and Communications Center	Parking Enf Ofer	10004777	Full Time	1.0
2.493	Community Safety and Communications Center	Parking Enf Ofer	10005013	Full Time	1.0
2.494	Community Safety and Communications Center	Parking Enf Ofer	10005014	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.495	Community Safety and Communications Center	Parking Enf Ofer	10005015	Full Time	1.0
2.496	Community Safety and Communications Center	Parking Enf Ofer	10005016	Full Time	1.0
2.497	Community Safety and Communications Center	Parking Enf Ofer	10005017	Full Time	1.0
2.498	Community Safety and Communications Center	Parking Enf Ofer	10005018	Full Time	1.0
2.499	Community Safety and Communications Center	Parking Enf Ofer	10005019	Full Time	1.0
2.500	Community Safety and Communications Center	Parking Enf Ofer	10005020	Full Time	1.0
2.501	Community Safety and Communications Center	Parking Enf Ofer	10006160	Full Time	1.0
2.502	Community Safety and Communications Center	Parking Enf Ofer	00005367	Full Time	1.0
2.503	Community Safety and Communications Center	Parking Enf Ofer	00005379	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.504	Community Safety and Communications Center	Parking Enf Ofer	00005390	Full Time	1.0
2.505	Community Safety and Communications Center	Parking Enf Ofer	00005391	Full Time	1.0
2.506	Community Safety and Communications Center	Parking Enf Ofer	00005392	Full Time	1.0
2.507	Community Safety and Communications Center	Parking Enf Ofer	00015404	Full Time	1.0
2.508	Community Safety and Communications Center	Parking Enf Ofer	00015408	Full Time	1.0
2.509	Community Safety and Communications Center	Parking Enf Ofer Supv	00005363	Full Time	1.0
2.510	Community Safety and Communications Center	Parking Enf Ofer Supv	00005364	Full Time	1.0
2.511	Community Safety and Communications Center	Parking Enf Ofer Supv	00015412	Full Time	1.0
2.512	Community Safety and Communications Center	Parking Enf Ofer Supv	00021487	Full Time	1.0

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Item	Department	Position Title	Position #	Position Status	Number
2.513	Community Safety and Communications Center	Parking Enf Ofer Supv	10001308	Full Time	1.0
2.514	Community Safety and Communications Center	Parking Enf Ofer Supv	10004414	Full Time	1.0
2.515	Community Safety and Communications Center	Parking Enf Ofer Supv	10004415	Full Time	1.0
2.516	Community Safety and Communications Center	Parking Enf Ofer Supv	10004734	Full Time	1.0
2.517	Community Safety and Communications Center	Parking Enf Ofer Supv	10004735	Full Time	1.0
2.518	Community Safety and Communications Center	Parking Enf Ofer Supv	10004772	Full Time	1.0
2.519	Community Safety and Communications Center	Parking Enf Ofer Supv	10005012	Full Time	1.0
2.520	Community Safety and Communications Center	Parking Enf Ofer Supv	00017320	Full Time	1.0

Effect: This amendment would remove provisions in CB 120065 that would transfer the Parking Enforcement Officers’ positions to the Community Safety and Communications Center and would amend the Budget Summary Level Purpose accordingly.



Legislation Text

File #: IRC 305, **Version:** 1

June 1, 2021



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 120091	AN ORDINANCE appropriating money to pay certain audited claims for the week of May 17, 2021 through May 21, 2021 and ordering the payment thereof.	City Council
<u>By: González</u>		
2. CB 120092	AN ORDINANCE relating to the regulation of food delivery businesses and platforms; adding a new Chapter 7.30 to the Seattle Municipal Code.	Community Economic Development Committee
<u>By: Morales</u>		
3. Appt 01920	Appointment of Andrew Ashiofu as member, Seattle LGBTQ Commission, for a term to April 30, 2022.	Community Economic Development Committee
<u>By: Morales</u>		
4. Appt 01921	Appointment of Diondra Braswell as member, Seattle LGBTQ Commission, for a term to April 30, 2022.	Community Economic Development Committee
<u>By: Morales</u>		
5. Appt 01922	Appointment of Raja Fouad as member, Seattle LGBTQ Commission, for a term to October 31, 2022.	Community Economic Development Committee
<u>By: Morales</u>		
6. Appt 01923	Reappointment of Latosha Correll as member, Seattle LGBTQ Commission, for a term to April 30, 2023.	Community Economic Development Committee

By: Morales

7. [Appt 01924](#) Reappointment of DeAunte' Damper as member, Seattle LGBTQ Commission, for a term to April 30, 2023. Community Economic Development Committee

By: Morales

8. [Appt 01925](#) Reappointment of Byram Simpson as member, Seattle LGBTQ Commission, for a term to April 30, 2023. Community Economic Development Committee

By: Morales

9. [Appt 01926](#) Appointment of Heyiwot Amare as member, Seattle Disability Commission, for a term to April 30, 2022. Community Economic Development Committee

By: Morales

10. [Appt 01927](#) Appointment of Christine Lew as member, Seattle Disability Commission, for a term to April 30, 2023. Community Economic Development Committee

By: Morales

11. [Appt 01928](#) Appointment of Dawn Dailey as member, Seattle Disability Commission, for a term to October 31, 2022. Community Economic Development Committee

By: Morales

12. [Appt 01929](#) Appointment of Taylor Woods as member, Seattle Disability Commission, for a term to October 31, 2022. Community Economic Development Committee

By: Morales

13. [Appt 01930](#) Appointment of April Snow as member, Seattle Disability Commission, for a term to October 31, 2021. Community Economic Development Committee

By: Morales

14. [Appt 01931](#) Reappointment of Joleen Winther Hughes as member, Seattle Music Commission, for a term to August 31, 2023. Community Economic Development Committee

By: Morales

15. [Appt 01932](#) Reappointment of Benjamin J. Hunter as member, Seattle Music Commission, for a term to August 31, 2021. Community Economic Development Committee

By: Morales

16. [Appt 01933](#) Reappointment of Paula Olivia Nava Madrigal as member, Seattle Music Commission, for a term to August 31, 2024. Community Economic Development Committee

By: Morales

17. [Appt 01934](#) Reappointment of Judi Rafaela Martinez as member, Seattle Music Commission, for a term to August 31, 2024. Community Economic Development Committee

By: Morales

18. [Appt 01935](#) Reappointment of Terry D. Morgan as member, Seattle Music Commission, for a term to August 31, 2024. Community Economic Development Committee

By: Mosqueda,González

19. [CB 120093](#) AN ORDINANCE related to the City's response to the COVID-19 crisis; creating a new Fund in the City Treasury; amending Ordinance 126237, which adopted the 2021 Budget, including the 2021-2026 Capital Improvement Program (CIP); accepting funding from non-City sources; changing appropriations to various departments and budget control levels, and from various funds in the 2021 Budget; revising project allocations for certain projects in the 2021-2026 CIP; modifying or adding provisos; and ratifying and confirming certain prior acts. Finance and Housing Committee

By: Mosqueda,González

20. [CB 120094](#) AN ORDINANCE related to the City's response to the COVID-19 crisis; amending Ordinance 126237, which adopted the 2021 Budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; imposing provisos; and ratifying and confirming certain prior acts, all by a 3/4 vote of the City Council. Finance and Housing Committee

By: Mosqueda

21. [Appt 01936](#) Reappointment of Frank F. Alvarado III as member, Community Roots Housing Public Development Authority Governing Council, for a term to March 31, 2024. Finance and Housing Committee

By: Mosqueda

22. [Appt 01937](#) Reappointment of Barbara Nabors-Glass as member, Community Roots Housing Public Development Authority Governing Council, for a term to March 31, 2024. Finance and Housing Committee

By: Mosqueda

23. [Appt 01938](#) Reappointment of Drew Porter as member, Community Roots Housing Public Development Authority Governing Council, for a term to March 31, 2024. Finance and Housing Committee

By: González

24. [Appt 01939](#) Appointment of Manuela Slye as member, Families, Education, Preschool and Promise Levy Oversight Committee, for a term to December 31, 2023. Governance and Education Committee



Legislation Text

File #: CB 120091, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE appropriating money to pay certain audited claims for the week of May 17, 2021 through May 21, 2021 and ordering the payment thereof.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Payment of the sum of \$19,544,692.23 on PeopleSoft 9.2 mechanical warrants numbered 4100461203- 4100463205 plus manual or cancellation issues for claims, E-Payables of \$72,539.15 on PeopleSoft 9.2 9100009242- 9100009293 and Electronic Financial Transactions (EFT) in the amount of \$27,805,006.26 are presented for ratification by the City Council per RCW 42.24.180.

Section 2. Any act consistent with the authority of this ordinance taken prior to its effective date is hereby ratified and confirmed.

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 1st day of June 2021 and signed by me in open session in authentication of its passage this 1st day of June 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)



Legislation Text

File #: CB 120080, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to land use and zoning; extending for six months a moratorium established by Ordinance 125764, and extended by Ordinances 126006, 126090, and 126241, on the filing, acceptance, processing, and/or approval of any application to establish a new principal or accessory use, or change a principal or accessory use, for any site currently used as a mobile home park, as defined in Section 23.84A.032 of the Seattle Municipal Code; and ratifying and confirming certain prior acts.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City Council makes the following legislative findings of fact and declarations:

A. The Council incorporates by reference the findings of fact contained in Ordinance 125764.

B. In January 2019, the City Council passed Ordinance 125764, establishing a moratorium on the filing, acceptance, processing, and/or approval of any application to establish a new principal or accessory use, or change a principal or accessory use, for any site currently used as a mobile home park, as defined in Section 23.84A.032 of the Seattle Municipal Code.

C. That moratorium was extended for three additional six-month periods by Ordinance 126006 (December 2019), Ordinance 126090 (June 2020), and Ordinance 126241 (November 2020).

D. On April 26, 2021, the Council issued a State Environmental Policy Act (SEPA) threshold determination of non-significance for permanent regulations creating a Mobile Home Park Overlay District to help preserve the remaining mobile home parks in Seattle.

E. That threshold determination of non-significance was appealed to the City Hearing Examiner on May 17, 2021.

F. On May 24, 2021, the Council introduced Council Bill 120079, creating a Mobile Home Park

Overlay District.

G. Seattle Municipal Code Section 23.76.062.D precludes Council action on Council Bill 120079 until the Hearing Examiner issues a decision affirming the determination of non-significance.

H. Although the City has worked to develop permanent regulations, the work has not been completed and the City Council will not be able to consider and act on permanent regulations until after the expiration of the moratorium on July 10, 2021.

I. Work on permanent regulations has been limited due to the February 29, 2020, and March 3, 2020, proclamations of civil emergency by Governor Inslee and Mayor Durkan, respectively, related to the spread of COVID-19, and the SEPA appeal to the City Hearing Examiner.

J. Revised Code of Washington (RCW) 36.70A.390 authorizes the City to extend the duration of a moratorium by ordinance for one or more six-month periods.

Section 2. The moratorium first set forth in Ordinance 125764, and extended by Ordinances 126006, 126090, and 126241, shall be extended and in effect for a period of six months from the effective date of this ordinance, and shall automatically expire on the earlier of the effective date of the ordinance introduced as Council Bill 120079 creating a Mobile Home Park Overlay District, or after the six-month period unless the same is extended as provided by statute, or unless terminated sooner by the City Council.

Section 3. Any act relating to the filing, acceptance, processing, and/or approval of permits and permit applications consistent with the authority of this ordinance taken after its passage and prior to its effective date is ratified and confirmed.

Section 4. 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 _____, 2021, and signed by me in open session in authentication of its passage this _____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
LEG	Freeman / 48178	NA

** 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; extending for six months a moratorium established by Ordinance 125764, and extended by Ordinances 126006, 126090, and 126241, on the filing, acceptance, processing, and/or approval of any application to establish a new principal or accessory use, or change a principal or accessory use, for any site currently used as a mobile home park, as defined in Section 23.84A.032 of the Seattle Municipal Code; and ratifying and confirming certain prior acts.

Summary and background of the Legislation:

The legislation would extend a moratorium established by Ordinance 125764. That moratorium was previously extended by Ordinances 126006, 126090, and 126241. The extended moratorium will expire in July 2021.

Ordinance 125764 established a moratorium on the filing, acceptance, processing, and/or approval of any application to establish a new principal or accessory use, or change a principal or accessory use, for any site currently used as a mobile home park. The ordinance also established a work program for the Office of Planning and Community Development (OPCD) and the Seattle Department of Construction and Inspections (SDCI) to develop proposed regulations for Council consideration and conduct any required environmental review pursuant to the State Environmental Policy Act (SEPA). Those regulations could include land use regulations that protect residents of mobile home parks who suffer from housing insecurity.

The work program requested that the Executive publish any required SEPA threshold determination by June 2019 and transmit proposed legislation to Council by September 2019. In April 2021, the Council issued a State Environmental Policy Act (SEPA) threshold determination of non-significance for a proposal to create a Mobile Home Park Overlay District. That threshold determination was appealed to the City Hearing Examiner on May 17, 2021. The COVID-19 civil emergencies declared by the Governor and Mayor and the SEPA appeal have forestalled the City's efforts to develop a proposal for Council consideration. A six-month extension of the moratorium is necessary to preserve the option for Council to consider future land use regulations related to mobile home parks.

There are currently at least two mobile home parks located in Seattle: (1) the Halcyon mobile home park located at 12234 Stone Av. N. and (2) the Bella B mobile home park located at 1301 N 125th St. Mobile homes are a source of market rate affordable housing. The Halcyon

mobile home park includes 76 homes, many of which are occupied by lower-income and elderly residents.

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.

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

Existing mobile home parks house many low-income and senior households. Displacement of low-income residents could increase demand for services provided by affordable housing and human services providers.

4. OTHER IMPLICATIONS

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

Yes, the Seattle Department of Construction and Inspections.

b. Is a public hearing required for this legislation?

A public hearing is required. A hearing is scheduled for June 1, 2021 at the Full Council.

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

Yes, hearing notice is required in the Daily Journal of Commerce.

d. Does this legislation affect a piece of property?

The legislation affects property currently in use as mobile home parks. Those properties include, at least, the Halcyon mobile home park, located at 12234 Stone Av. N. and the Bella B mobile home park located at 1301 N. 125th St.

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?

Mobile home parks offer market rate affordable housing to seniors and low-income households. This legislation extends a moratorium to allow the City to explore options for stabilizing those communities.

f. Climate Change Implications

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

No. Disclosure of climate change implications for permanent regulations are discussed in the summary to that bill.

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. Disclosure of climate change implications for permanent regulations are discussed in the summary to that bill.

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)?

NA

List attachments/exhibits below:



Legislation Text

File #: CB 120089, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to the City Light and Seattle Public Utilities Departments; temporarily removing the charge of interest on delinquent utility consumption and utilization accounts; superseding several sections under Title 21 that authorize and require the collection of interest on delinquent utility consumption and utilization accounts; and ratifying and confirming certain prior acts.

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a public health emergency, beginning on January 27, 2020, as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States; and

WHEREAS, the Governor of the State of Washington on February 29, 2020 issued Proclamation 20-05, proclaiming a State of Emergency for all counties throughout the state of Washington; and

WHEREAS, on March 3, 2020, Seattle Mayor Jenny Durkan proclaimed a civil emergency exists in the City of Seattle; and

WHEREAS, while this practice of social distancing is critical in mitigating the rate of spread of the COVID-19 virus, it is having significant negative economic effects on the national and regional economy, in particular small businesses and workers in large sectors of the Seattle-area economy who cannot work remotely; and

WHEREAS, Seattle Public Utilities has several Seattle Municipal Code provisions requiring collection of interest on delinquent utility consumption and utilization charges; and

WHEREAS, Seattle Municipal Code ("SMC") Section 21.49.130 authorizes the City Light Department to charge interest on delinquent utility consumption and utilization accounts, but requires compliance with

SMC Chapter 3.02 procedures for any changes; and

WHEREAS, a consistent temporary policy towards relief from the collection of interest on delinquent utility consumption and utilization policy is intended for utility ratepayers having difficulty paying their bills in full; and

WHEREAS, the relief effectuated by Ordinance 126254, which extended the policy, expires June 30, 2021, necessitating another ordinance to continue the relief; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. No new interest charges shall be added to utility consumption and utilization accounts for residential customers, customers that are non-profit organizations as defined under Seattle Municipal Code subsection 5.30.040.C, or commercial customers with taxable gross annual receipts of less than \$5 million in 2019 on bills issued from January 1, 2021 until the earlier of:

- A. Termination of the civil emergency proclaimed by the Mayor on March 3, 2020; or
- B. January 1, 2022.

Section 2. To the extent the following sections or subsections of the Seattle Municipal Code that authorize or require the collection of interest on delinquent utility customer consumption and utilization charges are inconsistent with Section 1 of this ordinance, they are superseded during the time period stated in Section 1:

- 21.04.470.D (Bills for water used - Delinquency);
- 21.28.260 (Billing and collection of wastewater charges);
- 21.33.110 (Delinquent payments - Enforcement procedures);
- 21.40.070 (Commercial collection rates and charges);
- 21.40.080 (Recycling and disposal station rates);
- 21.40.120.C (Payment of charges - delinquency and lien); and

21.49.130.E (Authority).

Section 3. Any act consistent with the authority of this ordinance taken prior to its effective date is ratified and confirmed.

Section 4. 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 _____, 2021, and signed by me in open session in authentication of its passage this _____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
City Light	Kirsty Grainger 684-3713	Greg Shiring 386-4085
Seattle Public Utilities	Paula Laschober 684-0958	Akshay Iyengar 684-0716

** 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 the City Light and Seattle Public Utilities Departments; temporarily removing the charge of interest on delinquent utility consumption and utilization accounts; superseding several sections under Title 21 that authorize and require the collection of interest on delinquent utility consumption and utilization accounts; and ratifying and confirming certain prior acts.

Summary and background of the Legislation:

The COVID-19 outbreak presents risk of severe negative economic effects on the national and regional economy, particularly for small businesses and workers in sectors of the Seattle-area economy who cannot work remotely. As a result, both the State and the City declared an emergency and are implementing a variety of measures to help people and business during the period of public response and mitigation. One measure is providing utility bill relief to vulnerable populations and small businesses.

This ordinance would temporarily suspend requirements for interest charges and late payment fees for all residential customers, non-profit organizations and businesses with taxable gross receipts of less than \$5 million. This approach will provide a consistent temporary policy towards relief from the collection of interest on delinquent utility consumption and utilization policy and is intended to help residential, non-profit, and small business customers of the utilities. The financial threshold for small businesses is consistent with City's B&O tax deferral program. The Department of Finance and Administrative Services, Seattle City Light, and Seattle Public Utilities will work together to maintain a database of qualifying businesses.

Per the proposed ordinance, the suspension of interest charges and late payment fees will remain in effect until either the termination of the civil emergency proclaimed by the Mayor, or January 1, 2022, whichever is earlier. Ordinance 126058, which initially suspended these charges and fees, expired August 1, 2020; and, later Ordinances 126182 and 126254 extended the suspension to January 1st, 2021, and June 30th, 2021, respectively.

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. Both utilities pay City taxes on revenues, so this legislation will also proportionately reduce revenue for the City General Fund by an estimated \$372,000 (SCL) + \$271,000 (SPU) = \$643,000.

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

None that aren't described elsewhere in this fiscal note.

3.a. Appropriations

This legislation adds, changes, or deletes appropriations.

3.b. Revenues/Reimbursements

This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

This table shows the anticipated reduction to revenue as a result of this legislation:

Fund Name and Number	Dept	Revenue Source	2020 Revenue	2021 Estimated Revenue
Light - 41000	SCL	Interest and Late Fees	-\$1,400,000 ¹	-\$6,200,000
SPU – Water 43000	SPU	Interest and Late Fees	-\$260,833	-\$626,000
SPU – Drainage & Wastewater 45000	SPU	Interest and Late Fees	-\$290,385	-\$697,000
SPU – Solid Waste 45010	SPU	Interest and Late Fees	-\$388,889	-\$934,000
TOTAL			-\$2,340,107	-\$8,457,000

¹Anticipated reduction represents 2020 planned revenues. Actual foregone revenue would be higher given increase in overdue customer accounts receivable balances.

Is this change one-time or ongoing?

This change is temporary and will sunset either upon termination of the civil emergency proclaimed by the Mayor or on January 1, 2022, whichever is soonest.

Revenue/Reimbursement Notes:

In addition to the revenue reduction directly attributable to interest charges and late fees, this policy change in conjunction with suspending shut offs and offering payment deferrals will increase revenue risk for both utilities and the general fund through tax revenue. Both utilities will monitor to assess risk and fiscal impacts.

3.c. Positions

_____ This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
Both utilities pay City taxes on revenues, and this legislation will also proportionately reduce revenue for the City General Fund.
- b. Is a public hearing required for this legislation?**
No.
- c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?**
No.
- d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.
- e. Does this legislation affect a piece of property?**
No.
- f. 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 legislation should have a positive impact on locally-owned businesses, non-profits, and on disadvantaged communities. Language access provision can be developed to lower barriers to access for non-English speakers.
- 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: None.



Legislation Text

File #: CB 120087, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to appropriations for the Seattle Office for Civil Rights; amending Ordinance 126237, which adopted the 2021 Budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; lifting a proviso; imposing provisos; creating new positions; and ratifying and confirming certain prior acts.

WHEREAS, the Council is committed to confronting structural and institutional racism as a fundamental step towards addressing the racist institution of policing; and

WHEREAS, in May 2020, Minneapolis police officers murdered George Floyd, setting off nationwide protests against police brutality and for justice for Black victims of police violence; and

WHEREAS, these protests forced many nationwide and in Seattle to confront the racism that has been plaguing the Black community for centuries and spread to other communities of color, the harmful impacts of white supremacy culture, and the Seattle Police Department's (SPD) role in perpetuating racism and violence; and

WHEREAS, in response to both recent events and through the efforts of decades of organizing, anti-racist organizations coalesced around the following demands made to the City by *Decriminalize Seattle* and *King County Equity Now*: 1. Replace current 911 operations with civilian-controlled system; 2. Scale up community-led solutions; 3. Fund a community-led process to create a roadmap to life without policing; and 4. Invest in housing for all; and

WHEREAS, members of the communities most impacted by policing support the demands to the City to push back against the harm the police cause to the Black community and correct years of failure to invest in

Black communities; and

WHEREAS, the co-leads of the City’s Race and Social Justice Initiative (RSJI) sent a letter on June 8, 2020 to the Mayor requesting that she “Commit to a community participatory budget process. The anti-racist organizations named above must oversee and co-design a community-centered process to determine how the funds are reinvested”; and

WHEREAS, since the 1980s there has been a disturbing trend to defund investments in affordable housing, education, behavioral and mental health, and drug/alcohol addiction diversion programs resulting in police officers responding to many of these systemic failures; and

WHEREAS, the lack of funding in these systems also disproportionately affect communities of color, compounding the harms of overpolicing; and

WHEREAS, Ordinance 126151 appropriated \$3,000,000 to the Legislative Department to enter into contracts with community-based organizations to research processes that will promote public safety informed by community needs, including, in part, developing and sharing a roadmap for future equitable participatory budget processes related to public safety; and

WHEREAS, the Council funded the Black Brilliance Research Project to conduct public safety research to determine what investments would create true community safety, true community health, and would allow community members to thrive; and

WHEREAS, the Black Brilliance Research Project included over 100 researchers in the Seattle area learning from community through surveys, case studies, focus groups, photovoice and story mapping; and

WHEREAS, the Black Brilliance Research Project identified five priority investment areas for creating community safety, health, and thriving: housing and physical spaces, mental health, youth and children, economic development, and crisis and wellness; and

WHEREAS, the Black Brilliance Research Final Report, including recommendations for a 2021 Participatory Budgeting process, was submitted to the Council on February 20, 2021; and

WHEREAS, over 7,000 jurisdictions around the world have implemented Participatory Budgeting programs;

and

WHEREAS, The City of Seattle's 2021 Adopted Budget appropriated \$28.3 million for Participatory

Budgeting; and

WHEREAS, the proviso in Council Budget Action FG-004-A-002 specifies that, "Of the appropriation in the 2021 budget for Finance General Reserves, \$18,025,000 is appropriated solely to run the Participatory Budgeting Process, implement actions recommended to the City from the Participatory Budgeting process, and to develop a civilian crisis response and social services triage system app and may be spent for no other purpose. Furthermore, none of the money so appropriated may be spent until authorized by future ordinance. Council anticipates that such authority will not be granted until the Executive submits to the Council a plan for spending the funds"; and

WHEREAS, on March 30, 2021, the Executive provided the Council with two possible options for participatory budgeting, including using a third-party administrator to conduct the process; and

WHEREAS, the Council intends that the Seattle Office for Civil Rights lead an equitable, collaborative process to select a third-party administrator to conduct the participatory budgeting process, incorporating as many of the recommendations from the Black Brilliance Research Project Report as possible, and to negotiate a contract with the selected provider; and

WHEREAS, the Council anticipates funding the selected third-party administrator to conduct the Participatory Budgeting process with support from Seattle Office for Civil Rights staff; and

WHEREAS, the Council anticipates that it will use its budgetary authority to fund projects selected by the Participatory Budgeting process in 2022; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The restrictions imposed by the following budget proviso, which limits spending on the

following item, are removed and they are no longer restrictions for any purpose, including those set forth in subsection 1(b) of Ordinance 126237:

Item	Department	2021 CBA	Proviso	Budget Summary Level
1.1	Finance General	FG-004-A-002	“Of the appropriation in the 2021 budget for Finance General Reserves, \$18,025,000 is appropriated solely to run the Participatory Budgeting Process, implement actions recommended to the City from the Participatory Budgeting process, and to develop a civilian crisis response and social services triage system app and may be spent for no other purpose. Furthermore, none of the money so appropriated may be spent until authorized by future ordinance. Council anticipates that such authority will not be granted until the Executive submits to the Council a plan for spending the funds.”	FG-BO-FG-2QD00 - General Purpose

Section 2. The appropriations for the following items in the 2021 Budget are modified as follows:

Item	Department	Fund	Budget Summary Level/BCL Code	Amount
2.1	Executive (Office for Civil Rights)	General Fund (00100)	Civil Rights (BO-CR-X1R00)	\$1,050,900
	Finance General	General Fund (00100)	General Purpose (BO-FG-2QD00)	(\$1,050,900)
Total				\$0

Unspent funds so appropriated shall carry forward to subsequent fiscal years until they are exhausted or abandoned by ordinance.

Section 3. This ordinance imposes a proviso, as follows:

“Of the appropriation in the 2021 budget for Seattle Office for Civil Rights, \$1,050,900 is appropriated solely for the Participatory Budgeting Process, including, but not limited to, developing and issuing a Request for Proposal (RFP) for a third-party administrator, reimbursing community members for support of the RFP process, negotiating and managing the contract with the third-party administrator, and providing staff support for the Participatory Budgeting program.”

Section 4. This ordinance imposes a proviso, as follows:

“Of the appropriation in the 2021 budget for Finance General Reserves, \$16,974,100 is appropriated solely for contracting with a provider to administer the Participatory Budgeting Process and funding projects identified by the Participatory Budgeting Process. Furthermore, none of the money so appropriated may be spent until authorized by future ordinance.”

Section 5. The following new positions are created:

Department	Position Title	Position Status	Number
Executive (Office for Civil Rights)	Strategic Advisor 1, General Government	Full-time	1.0
Executive (Office for Civil Rights)	Manager 2, General Government	Full-time	1.0
Executive (Office for Civil Rights)	Administrative Specialist 3	Full-time	1.0

The Director of the Seattle Office for Civil Rights is authorized to fill these positions subject to Seattle Municipal Code Title 4, the City’s Personnel Rules, Civil Service rules, and applicable employment laws.

Section 6. Any act consistent with the authority of this ordinance taken after its passage and prior to its effective date is ratified and confirmed.

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 _____, 2021, and signed by me in open session in authentication of its passage this ____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
LEG	Amy Gore 206-386-9107	

** 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 appropriations for the Seattle Office for Civil Rights; amending Ordinance 126237, which adopted the 2021 Budget; changing appropriations to various departments and budget control levels, and from various funds in the Budget; lifting a proviso; imposing provisos; creating new positions; and ratifying and confirming certain prior acts.

Summary and background of the Legislation: The 2021 Adopted Budget includes \$28.3 million for participatory budgeting. This funding is currently held in Finance General under provisos. This legislation would lift one proviso, create three new positions in the Seattle Office for Civil Rights (SOCR) and appropriate \$1,050,900 to SOCR for the Participatory Budgeting program, and impose two new provisos.

The funds are intended to staff three positions to support the program from July 1, 2021 to December 31, 2023, and will carry forward automatically. The staff will develop and issue a Request for Proposal (RFP) to hire a third-party to lead the PB process, and will provide administrative, data, and logistical support as requested. The third-party administrator would be responsible for hiring and managing the steering committee and other PB staff and volunteers, providing technical support and expertise, and managing funds to reduce barriers to participation, including digital equity initiatives and youth fellowships. The funds also include \$15,000 to provide funds to community for supporting the RFP development and selection process.

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

If there are no changes to appropriations, revenues, or positions, please delete the table below.

Appropriation change (\$):	General Fund \$		Other \$	
	2021	2022	2021	2022
Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2021	2022	2021	2022

Positions affected:	No. of Positions		Total FTE Change	
	2021	2022	2021	2022
	3	3	3	3

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 legislation lifts a proviso and moves \$1,050,900 in appropriation authority from Finance General to SOCR.

Is there financial cost or other impacts of *not* implementing the legislation?
 No.

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.

If this box is checked, please complete this section. If this box is not checked, please proceed to Revenues/Reimbursements.

Fund Name and number	Dept	Budget Control Level Name/##*	2021 Appropriation Change	2022 Estimated Appropriation Change
General Fund (00100)	Finance General	General Purpose (BO-FG-2QD00)	(\$1,050,900)	
General Fund (00100)	Executive (Office for Civil Rights)	Civil Rights (BO-CR-X1R00)	\$1,050,900	
TOTAL			\$0	

Is this change one-time or ongoing?

One-time. It is anticipated that part of the funds will be carried forward into 2022 and 2023.

Appropriations Notes:

3.b. Revenues/Reimbursements

This legislation adds, changes, or deletes revenues or reimbursements.

If this box is checked, please complete this section. If this box is not checked, please proceed to Positions.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2021 Revenue	2022 Estimated Revenue
TOTAL				

Is this change one-time or ongoing?

Please explain any complicated scenarios – e.g. three-year funding agreement but not permanent ongoing.

Revenue/Reimbursement Notes:

3.c. Positions

This legislation adds, changes, or deletes positions.

If this box is checked, please complete this section. If this box is not checked, please proceed to Other Implications.

Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact:

Position # for Existing Positions	Position Title & Department*	Fund Name & #	Program & BCL	PT/FT	2021 Positions	2021 FTE	Does it sunset? (If yes, explain below in Position Notes)
N/A	Office for Civil Rights Strategic Advisor 1, General Government	General Fund (00100)	Civil Rights (BO-CR-X1R00)	FT	1	1	No
N/A	Office for Civil Rights Manager 2, General Government	General Fund (00100)	Civil Rights (BO-CR-X1R00)	FT	1	1	No
N/A	Office for Civil Rights Administrative Specialist 3	General Fund (00100)	Civil Rights (BO-CR-X1R00)	FT	1	1	No
TOTAL					3	3	

Position Notes: The positions do not sunset, but are funded through 2023 with one-time funds. Ongoing funding will need to be found for the positions beyond 2023.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
Yes; it impacts Seattle Office for Civil Rights.
- 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 legislation funds staffing for Participatory Budgeting, which was a demand of the BIPOC Community during the summer of 2020.
 - Moving forward with Participatory Budgeting at SOCR is consistent with the recommendations of the Black Brilliance Research Project.
 - The Participatory Budgeting program is intended to fund programs which promote safety, health, and thriving, particularly for Black and Indigenous communities.
- 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).**
This legislation continues the process of establishing a new Participatory Budgeting program focused on community safety, health, and thriving. The long-term goals of the program are to empower and engage more voices in the City's budgeting process and to fund community-led programs in five areas: housing and physical spaces, mental health, youth and children, economic development, and crisis and wellness. This legislation will fund staff to coordinate

the PB program and begin the process of finding a third-party administrator to lead the PB effort in 2022.

List attachments/exhibits below:

May 25, 2021

MEMORANDUM

To: City Council
From: Amy Gore, Analyst
Subject: Council Bill 120087: Participatory Budgeting Contract Proviso Lift

On Tuesday, June 1, 2021, Council will consider [Council Bill \(CB\) 120087](#) which would lift a proviso, create three new positions in the Seattle Office for Civil Rights (SOCR) and appropriate funds to SOCR for the Participatory Budgeting (PB) program, and impose new provisos on those new appropriations. This memo briefly summarizes the background of the PB effort, describes the legislation, and includes policy considerations for the Council. ¹

Background

On September 22, 2020, Council passed [Ordinance 126151](#) which appropriated \$3 million to the Legislative Department to “enter into contracts with community-based organizations to research processes that will promote public safety informed by community needs.” The Council’s intent was that this initial funding would be used to develop recommendations for a PB process for 2021.

The 2021 Adopted Budget includes \$28.3 million for PB.², Council Budget Action (CBA) [FG-004-A-002](#) described that the funding was intended to be used as follows:

- up to \$1,000,000 for community-based organizations and City departments to run the PB process;
- \$500,000 to support the development of a civilian crisis response and social services triage system app to make it easier to find, pay, and support community service providers and healers; and
- the remainder of the funding for investments recommended by the PB process.

¹ A draft version of this legislation was discussed in the [May 19 Community Economic Development Committee](#) meeting. A version of this memo was provided at that time but has been revised to reflect the final version of the legislation, additional policy considerations, and a proposed amendment.

² The 2021 Adopted Budget included two provisos on the SPD budget which could potentially redirect SPD sworn officer salary savings to PB. The first, [SPD-011-B-002](#), identified \$5.0 million from potential 2021 SPD salary savings that might accrue from an extraordinary number of officer departures. The second, [SPD-008-A-003](#), identified \$2.5 million in potential salary savings that might result from officers that would be laid off “out of order,” but staff has determined that for a variety of reasons this proviso is unlikely to result in additional PB funds.

Substitute Council Bill 119981, currently being considered by Council and scheduled for a final vote on May 24, 2021, would cut \$2.0 million of SPD salary savings and appropriate it to Finance General for PB. The substitute also modifies SPD-011-B-002 (\$5.0 million proviso) such that the authority is returned to SPD when it submits regular staffing reports. Finally, the substitute eliminates entirely the \$2.5 million proviso on out of order layoffs.

The \$28.3 million is currently held in Finance General under provisos³ which state these funds are:

“appropriated solely to run the Participatory Budgeting Process, [to] implement actions recommended to the City from the Participatory Budgeting process, and to develop a civilian crisis response and social services triage system app and may be spent for no other purpose. Furthermore, none of the money so appropriated may be spent until authorized by future ordinance. Council anticipates that such authority will not be granted until the Executive submits to the Council a plan for spending the funds.”

On November 18, 2020, Council entered into a contract with the Freedom Project to conduct a community research project, also referred to as the Black Brilliance Research (BBR) Project. The BBR Project team conducted extensive qualitative and quantitative research about community safety and community needs. This research provided the basis for the BBR Project’s recommendations for the City’s PB program, including identifying community needs to support participation in the program, a framework for an equitable PB process, and recommended priority investment areas. The [Final Report](#) was submitted to Council on February 20, 2021.

The Executive worked with the BBR Project team to develop a spending plan based on their recommendations, resulting in the presentation of two options to Council. (See Attachment 1. March 30, 2021 Letter).

- The Executive’s first proposed option would authorize the Department of Neighborhoods (DON) to issue an RFP for a third-party to administer the PB program, at an estimated cost of \$7.5 million. This option would require five to eight months to develop and issue an RFP, negotiate a contract, and allow the third-party to hire staff before the PB program could begin. The third-party administrator would be responsible for hiring and managing the steering committee and other PB staff and volunteers, providing technical support and expertise, and managing funds to reduce barriers to participation, including digital equity initiatives and youth fellowships. This option includes \$375,000 for DON staff to provide administrative, data, and logistical support as requested.
- The Executive’s second proposed option would authorize DON to run the PB program, at an estimated cost of \$2.6 million. This option would require three to four months to select and hire and on-board a 15-member a steering committee before the PB program could begin.

Under both options, the PB program would take six to 10 months.

³ The \$28.3 million was appropriated through five CBAs: [FG-004-A-002](#) (\$18.025M), [SPD-014-A-003](#) (\$300K), [SPD-013-B-002](#) (\$175K), [SPD-009-A-003](#) (\$6.100M) and [SPD-010-A-003](#) (\$3.700M) . The provisos vary slightly.

Summary of CB 120087

On May 18, 2021, the Community Economic Development Committee discussed a draft version of this legislation that had not yet been introduced. A revised bill, which makes changes to the positions created and to the total appropriations, was introduced as CB 120087 on May 24 and referred directly to Council.

The Council Bill would do the following:

- 1. Lift a proviso** - As noted above, the 2021 Adopted Budget includes a total of \$28.3 million in Finance General for funding PB, appropriated through several different CBAs, each with a proviso. The legislation would lift one proviso on \$18.025 million (imposed through CBA FG-004-A-002) so that a portion of the funds can be appropriated. The remaining PB funds are still under the original provisos.
- 2. Create Three Positions** – The CB creates three new positions at SOCR: a Strategic Advisor 1, a Manager 2, and an Administrative Specialist 2 to work with community to develop and issue an RFP, to select a third-party administrator, to negotiate and manage the contract, and to staff the PB Program, including coordinating internal City staff and collaborating with external partners in support of the program.
- 3. Appropriates Funds** – The legislation appropriates \$1,050,900 to SOCR to fund three FTE staff for the work described above from July 1, 2021 to December 31, 2023, as well as \$15,000 to support community involvement in the RFP and selection process. The legislation includes an automatic carry-forward of any unused funds into subsequent years.
- 4. Impose New Provisos** – The legislation imposes two provisos. The first states: “Of the appropriation in the 2021 budget for Seattle Office for Civil Rights, \$1,050,900 is appropriated solely for the PB program, including, but not limited to, developing and issuing an RFP for a third-party provider, negotiating and managing the contract with the third-party provider, and providing staff support for the Participatory Budgeting program.” The second, on the remaining funds from CBA FG-004-A-002, states: “Of the appropriation in the 2021 budget for Finance General Reserves, \$16,974,100 is appropriated solely for contracting with a provider to administer the PB Process and funding projects identified by the PB Process. Furthermore, none of the money so appropriated may be spent until authorized by future ordinance.”
- 5. Ratify and Confirm** – The legislation includes a Ratify and Confirm clause which would allow SOCR to begin work before legislation becomes effective.

Policy Considerations

- 1. Duration of Funding** – The proposed legislation creates authority for three new positions at SOCR and funds the positions with one-time funds sufficient for 30 months. To continue the PB program beyond 2023, the Council will need to identify another funding source for any additional staffing, the PB administrator, and selected projects.
- 2. PB Contract Funding** – The legislation funds the development and issuance of the RFP for a third-party administrator, as well as department staff to manage the PB contract and provide support for the PB program, but it does not fund the contract with a third-party administrator. It assumes that the City will make future appropriations to support the contract once SOCR selects a contractor through the RFP process.
- 3. Department Lead** – The Council Bill appropriates the PB funds to SOCR, which is consistent with the recommendation made by the BBR Project team, rather than to DON, as the Executive proposed. The PB program will still require staff participation from other departments, particularly during the project development phase and during the project funding/contracting phase. Therefore, future proviso lifts may require additional staff or funding for other departments in support of the PB program. This action would have no effect on Your Voice Your Choice, the existing PB program run by DON.
- 4. Participatory Budgeting Schedule** – The 2021 Adopted Budget anticipated that all \$28.3M of funding would be spent during 2021, however, hiring of staff, developing and issuing the RFP, and the contracting process will likely take several months, meaning that the actual PB program will not begin until the end of 2021 (or possibly the beginning of 2022), with the bulk of the program being conducted in 2022.
- 5. Additional Program Development** – Deputy Mayor Washington’s March 30 letter lists several issues, including race and social justice considerations, pay equity, organizational capacity, potential legal limitations on project funding and voting eligibility, and suggested Council address them in the proviso lift. The legislation does not address these issues specifically; and it allows SOCR, the community, and organizations responding to the RFP to ensure that the proposed PB program considers and addresses them appropriately.
- 6. Racial Equity** – An RFP process will require additional time and resources from community organizations to prepare proposals; the legislation would provide additional \$15,000 to support community participation in the development of the RFP and to create a more equitable RFP process, which could include technical support for bidders or other supports identified by community stakeholders and SOCR.

7. Civilian Crisis Response and Social Services Triage System Application – The proviso imposed on the \$28.3 million in the 2021 Adopted Budget anticipated funding a civilian crisis response and social services triage system application. The proposed legislation does not provide funds for the development of this application. Council may choose to:

- a. Fund the development of the app in a separate, independent piece of legislation;
- b. Amend the legislation to fund the application (“app”);
- c. Fund the development of an app only if it is chosen as a project through the PB stakeholder process; or
- d. Choose not to fund the app with the PB funds.

8. Guidance to SOCR – The legislation provides SOCR with wide discretion to ask for interested parties to propose an approach for how the City should go about allocating the balance of PB funding. The Council could consider leaving expectations open-ended or could provide additional guidance to the Executive about how to tailor the recommendations that emerge from the RFP (and then the PB process). For instance, the Council may choose to provide further guidance on investment priorities or on the funding of ongoing projects given that there is currently only one-time City funding available. The Council may choose to:

- a. Amend the legislation to provide SOCR with additional program guidance; or
- b. Pass the legislation as introduced (no amendment).

Proposed Amendment

As of the distribution of this memo, there is one proposed amendment to the legislation.

1. Sunset Positions (Sponsored by CM Morales) – This amendment would add language to abrogate the positions created by the legislation effective December 31, 2023 (See Attachment 2). If passed, there will be no staff support for the PB program beyond December 31, 2023 without additional action from Council.

Next Steps

Council will consider and potentially vote on the legislation at the June 1, 2021 City Council meeting.

Attachments:

1. March 30, 2021 Letter to Council on PB Implementation Options
2. Amendment 1 - Sunset Positions

cc: Dan Eder, Interim Director
Aly Pennucci, Policy and Budget Manager

Dear Council President Gonzalez and Councilmember Morales:

In 2020, you appropriated \$3 million dollars directly to City Council to "fund a community-led process to create a roadmap to life without policing." The Council then passed a final budget for 2021 that redesigned the Executive's proposed \$100 million investment in BIPOC communities to designate and additional \$30 million of the funds to a participatory budgeting process.

The Council entered into a \$3 million in a direct contract with the Freedom Project, which was entitled "The King County Equity Now (KCEN) Community Research Project." This contract funded the Freedom Project, KCEN, and the Black Brilliance Research Project, which delivered a report to Council and presented the report at Council on February 26, 2021. The funding was to be formally appropriated by follow-up action by the City Council after the research project was complete.

The project, powered by young black community leaders, intentionally included the experience, and input from a range of community organizations and individuals often not centered in government deliberations. This has great benefit in our mutual work to redesign community safety alternatives that respond to community needs and experience.

Because the work was conducted independently, however, it proceeded without the usual input from the City Attorney's Office and City departments regarding legal and implementation factors that impact the design, timing, and implementation of the program. These include issues relating to timeline, staffing, budget, voting, and legal impacts of contracting, hiring, I-200 and the gift of public funds.

The Mayor's Office and Executive Departments have met with some of the project leaders and Councilmember Morales to discuss the findings and recommendations; they also have reviewed the Black Brilliance Research Project's final report. Those conversations have yielded two potential options for Council to consider in its legislation authorizing the \$30 million for a Participatory Budgeting process. Each has pros and cons. Both will need further input from the City Attorney's Office to resolve legal and implementation issues as Council considers its ordinance.

We are mindful that Council decided that it wanted to control and approve the framework for this process and believe Council can detail into an ordinance the process, budget, and timeline with this feedback.

The following table outlines the two possible options including potential roles and timelines. Option One tracks the BBP recommendations, but avoids significant issues raised by hiring steering committee members as city employees. Option Two attempts to capture key input and elements, while ensuring more funding for the projects themselves. Under both options, all phases, including steering committee selection, voting and project/contract approval will have to follow state and city laws. As noted below, the process envisioned by the report results in approximately \$4.8 million less actually going into projects, and more into conducting the process. We appreciate Council may have additional alternatives envisioned for their ordinance too.

Chart 1: Two Options for administration of Participatory Budget Process

<p style="text-align: center;">Option 1: Third Party Administration (as proposed by the BBP)</p>	<p style="text-align: center;">Option 2: City Administration via DON & multi-department IDT</p>
<ul style="list-style-type: none"> • Third-Party Administrator (TPA) hires and manages a 26-person Steering Committee for one year with each committee member earning a recommended \$112,000 inclusive of benefits. • Administrator manages funds to reduce barriers to participation, including digital equity initiatives (\$2.6 million) and youth fellowships (\$450,000) • City provides administrative, data and logistical support as requested. (up to \$375,000) 	<ul style="list-style-type: none"> • DON administers a community-driven process as outlined by Black Brilliance Research the Participatory Budgeting Project, to advertise and identify a paid 15-person independent contractor Steering Committee (this budget assumes each member earning \$75/hr. based on input)

<p>Timeline (5-8 months to launch; 6-10 months for process):</p> <ul style="list-style-type: none"> • Step One - DON drafts and releases an RFP for the TPA and a vendor is selected. (3-6 months) • Step Two – DON negotiates, develops, and signs contract with selected TPA. (1 month) • Step Three – TPA hires 26-person steering committee according to process laid out in their contract. (1-2 months) • Step Four – TPA leads engagement, proposal development, voting, implementation, evaluation (6-10 months) 		<p>Timeline (3-4 months to launch; 6-10 months for process):</p> <ul style="list-style-type: none"> • Step One – Based on Council and community input, DON advertises, develops scoring criteria and selection process to select the 15-members committee. (1-2 months) • Step Two – DON identifies and secures contracts with 15 independent contractors to serve on the steering committee. (1-2 months) • Step Three – DON onboards steering committee. (1 month) • Step Four – DON leads engagement, proposal development, voting, implementation, evaluation (6-10 months) 	
Total Budget:	\$7,475,000	Total Budget:	\$2,630,000
Remaining for Project Proposals:	\$20,825,000	Remaining for Project Proposals:	\$25,170,000

Third party administration: items to address as part of the ordinance:

- RSJI considerations, citywide representation, and legal issues regarding selection criteria for Steering Committee members. Some of the criteria suggested by the report may not be legal or inclusive enough.
- Internal pay equity to ensure that the 26 new “hires” for the Steering Committee salaries are fair and equitable in comparison to other staff that may be doing or supporting the work.
- Internal capacity of an organization to hire and onboard 26 new, qualified staff within a short amount of time, develop rules and procedures, and conduct training and sufficient oversight. It typically takes a CBO 1-3 months to hire one person.
- Identifying required resources such as such as space, equipment, transportation, etc.
- Required resources and time to design and implement a citywide participatory budgeting process, that complies with state and city laws.

- Depending on design, projects that are selected by “vote” may still need to go through city contracting process, including RFP or other competitive bid process.
- Legal risks around eligibility of voting and gift of public funds.

City administration: issues that need to be addressed as part of the ordinance:

- Legal Guidance on the proposed Steering Committee qualifications criteria and consistency with city consultant procurement processes which because of I-200 must be race neutral. Some of the criteria suggested by the report may not be legal or inclusive enough. At least one is discordant with established relationships with sovereign Tribal governments.
- Ensure that the steering committee members have the required documentation to operate as independent contractors (business license, WA state ID, SS card, insurance, ability to set aside funds for required taxes, etc.)
- Realistic implementation timeline.
- Potential legal risk related to employment status and scope of work if the independent contractors are performing work and acting in a capacity that is essentially a City employer and employee relationship.
- The RSJI and other unintended legal and budget consequences of not equitably compensating other volunteer city boards and commission members at a similar rate.
- Legal risks around eligibility of voting and gift of public funds.
- Process for evaluation of projects ahead of voting. This is particularly important given the need to be guided by community voice.

As the City Council determines the next steps on the Participatory Budgeting process, we stand ready to discuss any issues that must be addressed as part of City Council’s ordinance. Mayor Durkan, the city Departments, and I are very supportive of participatory budget and want to see the ordinance passed as soon as possible. However, I know we all are equally committed to ensuring they are implemented in a thoughtful and legal manner that maximizes our ability to change outcomes and disparities while being transparent using \$30 million of public resources.

Sincerely,



Tiffany Washington

CC: Councilmember Herbold
Councilmember Sawant
Councilmember Pedersen
Councilmember Juarez
Councilmember Strauss
Councilmember Lewis
Councilmember Mosqueda
Senior Deputy Mayor Fong
Stephanie Formas
Kylie Rolf
Ben Noble
Adrienne Thompson
Director Andres Mantilla

Amy Gore
Date: May 24, 2021
Version: d1

Amendment #1
to
CB 120087 – Participatory Budgeting Proviso Lift
Sponsor: CM Morales

Adds a sunset provision for the three positions created by the legislation.

Amend Section 5 as follows:

Section 5. The following new positions are created:

Department	Position Title	Position Status	Number
Executive (Office for Civil Rights)	Strategic Advisor 1, General Government	Full-time	1.0
Executive (Office for Civil Rights)	Manager 2, General Government	Full-time	1.0
Executive (Office for Civil Rights)	Administrative Specialist 3	Full-time	1.0

The Director of the Seattle Office for Civil Rights is authorized to fill these positions subject to Seattle Municipal Code Title 4, the City’s Personnel Rules, Civil Service rules, and applicable employment laws. These positions will be abrogated effective December 31, 2023.

Effect: This amendment abrogates the three positions created by the legislation effective on December 31, 2023.

If passed, there will be no staff support for the Participatory Budgeting program beyond December 31, 2023 without additional action from Council.

Amendment #1
to
CB 120087 – Participatory Budgeting Proviso Lift
Sponsor: CM Morales

Adds a sunset provision for the three positions created by the legislation.

Amend Section 5 as follows:

Section 5. The following new positions are created:

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Executive (Office for Civil Rights)	Administrative Specialist 3	Full-time	1.0

The Director of the Seattle Office for Civil Rights is authorized to fill these positions subject to Seattle Municipal Code Title 4, the City’s Personnel Rules, Civil Service rules, and applicable employment laws. These positions will be abrogated effective December 31, 2023.

Effect: This amendment abrogates the three positions created by the legislation effective on December 31, 2023.

If passed, there will be no staff support for the Participatory Budgeting program beyond December 31, 2023 without additional action from Council.



Legislation Text

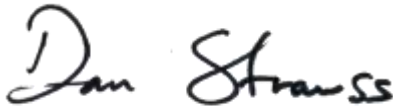
File #: Appt 01915, **Version:** 1

Reappointment of Martha Lucas 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: <i>Martha Lucas</i>		
Board/Commission Name: <i>Community Involvement Commission</i>		Position Title: <i>District 4 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 checked="" type="checkbox"/> Council <input type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>5/17/2021</i>	Term of Position: * <i>6/1/2021</i> to <i>5/31/2023</i> <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>Wedgwood</i>	Zip Code: <i>98115</i>	Contact Phone No.:
Background: <i>Martha was born in Ethiopia and moved to Seattle at the age of 2. Martha is a proud double Husky and long-time resident of the Wedgwood neighborhood with a background in healthcare management, public health, education, insurance, caregiving, and 25+ years of community service. For over five years, Martha has been a local insurance broker in car, home, business, life, disability, and Medicare. Currently, Martha is enjoying learning how to balance the growth in her financial services and insurance practice, serving as Co-Chair and managing the Census Project for the Washington State Coalition of African Community Leaders, completing her 2019-2020 Community Leadership Fellowship, and serving on the Tigray (Ethiopian) Women’s Advisory Council.</i>		
Authorizing Signature (original signature): 	Appointing Signatory: <i>Councilmember Dan Strauss</i>	

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

Martha Lucas

EDUCATION

University of California Irvine Extension, Irvine, CA
Certificate of Contract Management

University of Washington, Seattle WA
Masters in Health Administration

University of Washington, Seattle, WA
Bachelor of Art's in Political Science

PAID/NON-PAID EXPERIENCE

- **Financial Educator & Full-Service Licensed Insurance Broker**, WA & OR
 - Teach Financial Literacy classes to improve/maintain financial security
 - Connect Individuals & Families with cradle to death financial wellness and wrap around services
 - Develop Referral Partnerships, market products/services, and maintain client relationships
 - Built a team of 11 agents
- **Late Stage Dementia Care Giver**, Seattle, WA
 - Act as Stand-by-Guardian during Guardian's vacations
 - Caregiver for father during second through four stages of Dementia
 - Coordinate estate planning, legal, and financial affairs
 - Facilitate all culturally appropriate care planning meetings with healthcare providers and professionals
- **Veteran Affairs Puget Sound Medical Center**, Seattle, WA
Home Based Primary Care (HBPC) Volunteer
 - Served as Administration Support for Seattle, American Lake, Bremerton, and Port Angeles HBPC sites
 - Developed spreadsheets to track and monitor equipment/supplies/work-orders, update medical staff directory, create Standard Operating Procedures (SOPs) for all tasks, maintain staff personnel files, and man multi-line phone.

April 2010-July 2013 Married Active Duty Military Personnel and facilitated move from WA-OH-CA

- **Washington State Department of Health**, Shoreline, WA
Early Hearing-loss Detection, Diagnosis and Intervention (EHDDI) Health Services Consultant
 - Coordinated WA state's Newborn Hearing Screen Learning Collaborative project sponsored by the Health Resources Services Administration (HRSA)
 - Facilitated the Care Plan and Quality Improvement Committees which both produced deliverables modeled in other states, which included parent materials more diversely reflective of the changing state demographics
 - Negotiated donation of nine pieces of newborn hearing screen equipment valued at a total of \$153K from an external partner
 - Received awards for participation in Parent Survey and Public Health Standards Assessment Teams
- **Mercer Middle School & Seahawks Academy**, Seattle, WA
Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP) Coordinator
 - Supervised GEAR UP program staff of six and Budget of \$61K
 - Tripled number of GEAR Up college tutors
 - Doubled number of regular after school low income and at-risk students participating in program
 - Negotiated an increase in \$55K for the upcoming school year

- **Texas Health Resources (THR)**, Arlington, Texas
Administrative Resident stationed at Harris Methodist Hospital, Fort Worth, Texas
 - First Administrative Resident to manage one of our system flagship hospitals, Harris Methodist's largest budget of \$25M
 - Evaluated the financial solvency for the Trauma-Careflight Service Line Business and co-facilitated Strategic Plan process at Harris Methodist Hospital
 - Designed, administered, and presented the Annual Physician Satisfaction Survey at Harris Methodist Hospital
 - Chaired the THR Healthcare Career Day Project which exceeded our touch target which included many underrepresented students by 280%, negotiated several prizes from Human Resources, and developed a pre and post survey that provided our CEO data on the effectiveness of the program.
- **Tigray (A State in Ethiopia) Community Center**, Seattle, WA
Community Development Manager
 - Facilitated first youth led fundraising activities that raised over \$2K and developed additional products to sell for Tigray Community Center's Seattle Youth Entrepreneur Program
 - Developed curriculum and taught Tigrean at-risk (Ethiopian) teenagers practical business skills such as marketing, leadership, strategic planning, and management by objectives
 - Taught positive life skills, mentored students, and encouraged youth to buy local and live greener
- **University of Pennsylvania**, Philadelphia, PA
Mellon Minority PhD Demography Fellowship
 - Redesigned African Census Analysis Project website utilizing Microsoft FrontPage
 - Edited Dr. Tukufu Zuberi's manuscript, "Thicker than Blood: How Racial Statistics Lie"
 - Took Ph D courses in Quantitative Methods, Statistics, and Demography
- **University of Washington/University of Zimbabwe**, Harare, Zimbabwe
Minority International Research Training Epidemiology Fellowship-Undergraduate
 - Entered, cleaned, and analyzed data using EPI Info 6.0 for congenital syphilis study
 - Co-authored paper accepted for poster presentation at Population Association of America Conference
 - Presented preliminary results at Third Annual Minority International Research Training Conference at University of Zimbabwe

RESEARCH/PUBLICATIONS/PRESENTATION

- Co-authored journal article, "Community Care Networks: Linking Vision to Outcomes. Doug Conrad, Jennifer Harville, and Martha Lucas et al. Medical Research Review: October 2003."
- Entered, cleaned, and analyzed data using EPI Info 6.0 for congenital syphilis study
- Persuasive and highly adaptable presentation style based on audience and environment. Present for diverse audiences and stakeholders ranging from 2 to 200 people

NON PROFIT

- Community Leadership Institute (CLI) 2019-2020 Fellow for Racial and Social Justice on Local Boards/Commissions
- Washington State Coalition of African Community Leaders, Census Project Manager, successfully secured five grants for Census and Family Support committees
- Tigray Women's Advisory Council Member, provide technical assistance to Tigray Women's Advisory board.
- Co-founder of Mela Group, 501 (3) c, group of Ethiopian professionals working towards the betterment and empowerment of underprivileged Ethiopians in the United States and aboard- Member of Legal & Grant committee
- Mentored graduate, college, high school, middle, elementary school at risk students of color
- Sunday Homeless dinner volunteer at Blessed Sacrament Church, Seattle
- Promoted free health care services for minority and at-risk women at community health fairs for the Center of Multicultural Health
- Designed and implemented fundraising campaigns for UW MHA program and Phi Theta Kappa Honor Society
- Organized and managed two successful campaigns for student government
- Appointed UW Student senator as Undergraduate and Graduate and successfully lobbied & passed student led legislation
- Re-activated chapter and filled vacant officer seats for Pi Iota Chapter of Phi Theta Kappa Honor Society

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-appointed

Roster April 2021

*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.	City Council District #2	VACANT	6/1/19	5/31/21		City Council
		3	3.	City Council District #3	VACANT	6/1/18	5/31/20		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.	6/1/20	5/31/22	2	City Council
6	M	6	6.	City Council District #6	Chris Maykut	6/1/19	5/31/21	2	City Council
			7.	City Council District #7	VACANT	6/1/20	5/31/22		City Council
1	F	2	8.	Member At Large	Julie Pham	6/1/19	5/31/21	2	Mayor
			9.	Member At Large	VACANT	6/1/20	5/31/22		Mayor
			10.	Member At Large	VACANT	6/1/19	5/31/21		Mayor
			11.	Member At Large	VACANT	6/1/20	5/31/22		Mayor
1	F	7	12.	Member At Large	Emily Kim	6/1/19	5/31/21	2	Mayor
			13.	Member At Large	VACANT	6/1/19	5/31/21		Mayor
1	F	2	14.	Get Engaged Member	Robin Kim	9/1/20	8/31/21	1	Mayor
1	M	3	15.	Commissioner	Felix Y. Chang	6/1/19	5/31/21	2	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	5			2				1				1
Council	1	2			1	2			1	1			1
Other					2								
Total	2	7			5	2			2	1			2

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

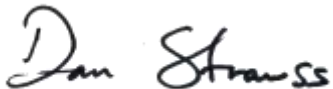
File #: Appt 01916, **Version:** 1

Appointment of Jessica Hernandez as member, Urban Forestry Commission, for a term to March 31, 2024.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Jessica Hernandez</i>		
Board/Commission Name: <i>Urban Forestry Commission</i>		Position Title: <i>Environmental Justice Representative</i>
<input checked="" type="checkbox"/> Appointment OR <input 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: * <i>4/1/2021</i> to <i>3/31/2024</i> <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>TBD</i>	Zip Code: <i>TBD</i>	Contact Phone No.:
Background: <i>Jessica holds a Ph D in Environmental and Forest Sciences from the University of Washington.</i> <i>She is currently a postdoctoral scholar with the Division of Physical Sciences of the University of Washington Bothell. Her graduate school research has focused on urban ecology and the intersection of food, climate, and environmental justice through an Indigenous and decolonial lens. The work she completed for her dissertation focused on the urban Native American and Indigenous communities of Seattle. Based on this work, she created a holistic framework to indigenize restoration at Discovery Park. As an indigenous scientist, her community work has aimed to center and bring to the forefront Indigenous voices and knowledge systems.</i> <i>Her deep understanding of indigenous science and experience applying an environmental justice lens to her work will bring a unique perspective to the Urban Forestry Commission.</i> <i>Jessica is being appointed to a three-year term ending March 31, 2024.</i>		
Authorizing Signature (original signature): 	Appointing Signatory: <i>Councilmember Dan Strauss</i>	

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



EDUCATION

Postdoctoral Scholar	Division of Physical Sciences, University of Washington Bothell. National Science Foundation, DRL #1936601	September 2020-present
Ph.D.	Environmental and Forest Sciences, University of Washington Co-Advisors: Dr. Mike Spencer & Dr. Kristiina Vogt <u>Dissertation</u> : Indigenous Lands Before Urban Parks: Indigenizing Restoration in Discovery Park	July 2020
Certificate	Permaculture Design, Permaculture College Australia	July 2018
Certificate	Permaculture Teacher Certificate, Permaculture College Australia	November 2018
M.M.A.	Marine Affairs, University of Washington	June 2017
M.S.	Environmental and Forest Sciences, University of Washington <u>Master's Thesis</u> : Environmental Justice in the Pacific Northwest: Developing an Environmental Justice Atlas & Website to Identify Indigenous Pillars of Environmental Justice for Policy Recommendations	June 2017
B.S.	Marine Science, University of California, Berkeley	August 2013
B.A.	Italian Studies, University of California, Berkeley	August 2013

RESEARCH FELLOWSHIPS & AWARDS

American Indian Science and Engineering Society (AISES), Lighting the Pathway to Faculty Careers for Natives in STEM	2020-2022
Puget Sound Sage's Community Leadership Institute (CLI) Fellowship	2020-2021
Kavli Foundation Travel Grant	2019
UW Resilience and Compassion Initiatives Seed Grant	2019
Northwest Horticulture Scholarship	2019
National Science Foundation Graduate Research Fellowship	2017-2020
Linda Maxson Endowment Marine Policy Award	2016
Latino/a Graduate Scholars Graduate Fellowship	2015
Charles Ramsden Research Grant, Earth and Planetary Science Department	2011-2013



Women in Science and Engineering Student Training and Research in Science Grant	2011-2013
NSF Louis Stokes Alliance for Minority Participation in Science, Engineering and Mathematics	2009-2013
National Science Foundation CA Minority Alliance Conference, Special Recognition in Biological Sciences	2012-2013

RESEARCH EXPERIENCE

National Science Foundation, Postdoctoral Research Fellow, Scherr Physics Research Lab, University of Washington, Bothell. Research Topic: Energy and Equity.	September 2020- Present
Graduate Researcher, Research Mentor, Vogt Lab, University of Washington, College of the Environment; School of Environmental and Forest Sciences. Funded by the National Science Graduate Research Fellowship	September 2015- July 2020
Faculty Research Mentor, Doris Duke Conservation Scholars Program at the University of Washington.	June 2017- August 2017
Research Assistant & Marine Educator and Outreach Associate, Coastal Waters Consortium & Louisiana Universities Marine Consortium.	August 2013- April 2014
Research Associate, Department of Integrative Biology, Dr. M. Koehl, University of California, Berkeley. Project: Biomechanics: Strength of adhesion for <i>Schizoporella errata</i> larvae & their active behavioral responses to turbulent water flow.	September 2011- May 2013
Summer Research Intern, Stanford University John Hopkins Marine Station, Crowder Lab, Center for Ocean Solutions. Project: Analyzed the commercial and non-commercial fish caught in the Monterey Peninsula by small-scale fishermen and the policies implemented in area.	May 2013- July 2013
Research Associate, Department of Marine Biology and Zoology, Boero Lab, University of Salento, Lecce, Italy. Project: Implemented a new cultivation laboratory technique for <i>Clytia hummelincki</i> , an invasive species of the Mediterranean Sea.	May 2012- August 2012
Hawaii Wildlife Fund, Maui, Hawaii. Project: Restoring ancestral practices for the farming of kalo and restoration of Kō'ie'ie fishponds. Conservation project: Focusing on the endangered Honu: Native Hawaiian green sea turtle.	December 2011- January 2013
Winter Research Intern, Global Student Embassy, Bahia de Caraquez, Ecuador. Project: Deforestation problems in the coast of Ecuador and mangrove conservation.	December 2010- January 2011



ACADEMIC AND COMMUNITY AWARDS

College of the Environment: Outstanding Commitment Diversity	2017
Husky 100	2017
Comcast NBCUniversal Leadership Award	2015
City Year & Obama-Biden Administration's My Brother's Keeper Social Ambassador	2015
Segal AmeriCorps Educational Award	2015
American Indian Science and Engineering Society Leadership Award	2011-2013
Native American Retention and Recruitment Center Certificate of Honoring	2011-2013
Academic Achievement Programs Scholarship	2009
Riordan Scholar Scholarship	2008
Chapin-Herron Scholarship	2008
Berkeley Scholarship	2008
Vaughn Brown Scholarship	2008
Levi & Strauss Scholarship	2008
Animo South L.A. Charter High School Valedictorian of the Founding Class '08	2008

UNDERGRADUATE RESEARCH ADVISOR & MENTOR

Vanessa Sanchez, Capstone Project: Environmental Science and Environmental Justice, 11th-12th Grade Curriculum Proposal	May 2017- August 2017
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TEACHING EXPERIENCE

Instructor & Teaching Professor, AIS 375A—Indigenizing Conservation in a Changing Climate, Winter Quarter '19.	January 2020- March 2020
Teaching Assistant, American Indian Studies Department (Study Abroad). Course: AIS 270 & 475. Summer quarter '17: Standing Together-Tribal Canoe Journey Field Study	July 2017- August 2017
Instructor & Teaching Professor, AIS 475B—Decolonizing the Environmental Discourse, University of Washington, Department of American Indian Studies, Spring quarter '17. Course Evaluation Combined Median (out of 5.0): 5.0.	March 2017- June 2017
Instructor & Teaching Professor, ESRM 490—Decolonizing the Environmental Discourse, University of Washington College of the Environment and Graduate School. Winter quarter '17 Course Evaluation Combined Median (out of 5.0): 4.9.	January 2017- March 2017
Teaching Assistant, American Indian Studies Department, University of Washington. Fall quarter '16. Course: AIS 270, Native Peoples of the Pacific Northwest.	September 2016- December 2016



Washington NASA Space Grant Consortium, Teaching Assistant. Summer quarter '16. Mission Earth Scout One/Misión Exploración Tierra	July 2016- September 2016
Lummi Nation, San Juan Island Conservation Corps. Crew Leader/Lead Instructor position for Coast Salish Mini-University.	April 2016- September 2016
Teaching Assistant, School of Environmental and Forest Sciences, University of Washington. Spring quarter '16. Course: ESRM 101, Forests and Society.	March 2016- May 2016
Graduate Teaching Appointment, Department of Intercollegiate Athletics, University of Washington, Ackerley Academic Center. Courses tutored included: Intro to Geology (ESS 101), Intro to Environmental Science (ESRM C100), Wildlife in the Modern World (ESRM 150), Forests and Society (ESRM 101), Intro to Communication and Environmental Planning (CEP 200), Earthquakes (ESS 202) Environmental Communication (ENVIR 200), The Changing Oceans (OCEAN 102) & Living with Volcano (ESS 106).	September 2015- February 2016

LEADERSHIP & SERVICE

Sustainable Seattle, Board Member.	April 2021-present
Committee Member, Media Relations Director, and Secretary, The Living Breath of wələbʔaltxʷ: Indigenous Foods and Ecological Knowledge.	November 2016- December 2018
Graduate Student Board Member, Graduate Opportunities and Minority Achievement Program (GO-MAP) Graduate Student Advisory Board (GSAB).	January 2017- March 2018
Co-president, Native Organization of Indigenous Scholars.	April 2016- August 2018
Graduate Student Representative, American Indian Science and Engineering Society-UW Chapter.	April 2016- December 2017
President, American Indian Science and Engineering Society, UC Berkeley Chapter.	September 2011- May 2013

PUBLICATIONS

Peer-Review Publications

Hernandez, Jessica. "Indigenizing Environmental Justice: Case Studies from the Pacific Northwest." <i>Environmental Justice Journal</i> (2019).	August 2019
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- Hernandez, Jessica & Vogt, Kristiina, A. "Indigenizing Restoration and Conservation at Discovery Park." *Human Biology* (2020). October 2020
- Hernandez, Jessica & Spencer, Michael. "Weaving Indigenous Sciences into Ecological Research: Culturally Grounding our Indigenous Scholarship." *Human Biology* (2020). October 2020
- Spencer, Michael, Fentress, Taurmini, Touch, Ammara, & Hernandez, Jessica. "Indigenous Knowledge Systems, Environmental Justice, and Native Hawaiians and Pacific Islanders." *Human Biology* (2020). October 2020

Book Chapters

- The Medicine Wheel: Environmental Decision-making Process of Indigenous Peoples. Chapter 4.8: Role of Environmental Economics in Environmental Justice March 2020

Book Supplement

- North Atlantic Books, *The Whale Child* by Keith Egawa and Chenoa Egawa. Developed: Environmental curriculum for children ages 7 to 12. October 2020

Book

- Fresh Banana Leaves: Healing Indigenous Landscapes through Indigenous Science. *Book Contract: April 2020*. Forthcoming
March 2022

Guest Editor: Peer-Reviewed Journal

- Human Biology Journal, Special Edition: Indigenous Science & Ecology/Environmental Science May 2019-
January 2020

Peer-Reviewer

- The Lancet Planetary Health January 2021-present
Human Biology Journal May 2019- present
Environmental Justice Journal March 2020- present

PRESENTATIONS

Oral Presentations

- American Indian Science and Engineering Society (AISES) Conference, *Indigenizing Science and Reasserting Indigeneity in Research*, Milwaukee, Wisconsin. October 2019
- Native American and Indigenous Student Association International Conference (NAISA), *Indigenizing Conservation, The Future of Research is Indigenous*, University of Waikato, New Zealand. June 2019



Native American and Indigenous Student Association International Conference, June 2018
 (NAISA) Presentation(s): *Indigenizing Environmental Justice in the Pacific Northwest & Making Waves: Empow(her)ed Native Women Indigenizing Environmental and Food Justice in the Pacific Northwest*. Los Angeles, CA

Invited Talks & Presentations

- Supporting Indigenous Communities in the time of Climate Change & Global Pandemic, Indigenous Women’s Series, Oberlin College. March 24, 2021
- Indigenizing Environmental Science: Centering Indigenous Knowledge in Academia March 10, 2021
- Food, Water, and Housing is Life. Office of Multicultural Student Success, DePaul University. February 19, 2021
- Student Equitable Medicine Initiative (SEMI): Indigenous Communities & Environmental Racism February 9, 2021
- Northwest Horticultural Society Annual Meeting, Center for Urban Horticulture, Presentation: *Indigenizing Restoration at Daybreak Star*. November 13, 2019
- Black Lives on the Front Line: Climate Justice Discussions, Fridays For Future Seattle, Town Hall Seattle, Panel: *Local Climate Justice*. November 29, 2019
- Indigenous Feminisms Speaker Series, UW "wələbʔaltxw" Intellectual House, University of Washington, Seattle, Presentation: *Indigenous Lands before Urban Parks*. December 6, 2019
- 2020 Urban Natural Areas Seminar: Let’s Talk About Plants, UW Botanic Gardens Center for Urban Horticulture, Presentation: *Indigenous Lands Before Urban Parks: Indigenizing Restoration in Discovery Park*. January 29, 2020
- Science in the City, Pacific Science Center, Panel: *Womxn of Color in STEM*. March 31, 2020

CONFERENCE & SYMPOSIUM PLANNING

- Committee Member, Media Relations Director & Secretary: The Living Breath of wələbʔaltxw: Indigenous Foods and Ecological Knowledge 5th Annual Symposium. May 2018
- Chair & Event Planner: Environmental (IN)Justice Showcase Symposium June 2017
May 2017
- Committee Member, Media Relations Director & Secretary: The Living Breath of wələbʔaltxw: Indigenous Foods and Ecological Knowledge 5th Annual Symposium



- Co-Chair & Volunteer & Promotion Director: 16th Annual Research Symposium:
“Stories of Resistance from Indigenous Peoples.” May 2017
- Co-chair & Funding/Sponsorships Director: “Making NOIS-e for Standing Rock”
Fundraising Symposium/Teach-in December 2016
- Co-chair & Media Relations Director : 15th Annual Research Symposium—
“Scholarship as Resistance: Indigenous Research Unsettling the Academy.” May 2016
- Chair & Event Planner: AISES Regional 2 Conference April 2012

Urban Forestry Commission

5-14-21

13 Members: Pursuant to SMC 3.14.920, all members subject to City Council confirmation, 3-year terms:

- 6 City Council-appointed
- 6 Mayor-appointed
- 1 Commission-appointed

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
6	F	6	1.	Wildlife Biologist	Julia Michalak	4/1/20	3/31/23	1	Council
6	NB	2	2.	Urban Ecologist	Elby Jones	4/1/20	3/31/23	1	Mayor
6	M	6	3.	Natural Resource Agency or University Representative	Weston Brinkley	4/1/19	3/31/22	2	Council
6	F	6	4.	Hydrologist or Similar Professional	Sarah Rehder	4/1/21	3/31/24	1	Mayor
6	M	4	5.	Arborist	Stuart Niven	4/1/21	3/31/24	2	Council
6	M	5	6.	Landscape Architect	Michael Walton	4/1/21	3/31/24	2	Mayor
6	M	3	7.	NGO Representative	Joshua N. Morris	14/1/19	3/31/22	1	Council
6	M	7	8.	Development Community or Utility Representative	David Moehring	1/19/21	3/31/22	1	Mayor
6	M	n/a	9.	Economist, Financial Analyst, Realtor, or Similar Professional	Blake Voorhees	4/1/20	3/31/23	1	Commission
9	F	7	10.	Get Engaged Member	Elena Arakaki	9/1/20	8/31/22	1	Mayor
9	F	4	11.	Environmental Justice Rep.	Jessica Hernandez	4/1/21	3/31/24	1	Council
6	F	7	12	Public Health Rep.	Jessica Jones	4/1/21	3/31/24	2	Mayor
2	F	6	13	Community/Neighborhood Rep.	Shari Selch	4/1/18	3/31/24	2	Council

SELF-IDENTIFIED DIVERSITY CHART

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)				
	Men	Women	Transgender	Unknown	Asian	Black/African American	Hispanic/Latino	American Indian/Alaska Native	Other	Caucasian/Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	2	3		Non-Binary						5			1
Council	3	3				1				4			1
Other	1									1			
Total	6	6		1		1				10			2

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 01918, **Version:** 1

Reappointment of Vinita Sidhu as member, Seattle Design Commission, for a term to February 28, 2023.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Vinita Sidhu		
Board/Commission Name: Seattle Design Commission		Position Title: Landscape Architect
<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: mm/dd/yy.	Term of Position: * 3/1/2021 to 2/28/2023 <input type="checkbox"/> Serving remaining term of a vacant position
Residential Neighborhood: Fremont	Zip Code: 98109	Contact Phone No.: [REDACTED]
Background: <i>Ms. Sidhu is a Principal in Site Workshop, a Seattle based Landscape Architecture firm. Vinita has a 20+ year career in landscape architecture, acting as lead designer for signature private and publicly funded projects in Seattle and the Pacific NW. Her work includes work at Children’s Hospital, Federal Detention Center, UW Medical Center, Lakeside School, as well as a broad range of hospitals, parks and other public facilities.</i> <i>Vinita has an extensive history in public and professional service including work with the Landscape Architecture Foundation, Mary’s Place, Seattle’s Office of Arts and Culture, and as a guest lecturer at University of Washington.</i> <i>Vinita has a Masters’ Degree in Landscape Architecture from Harvard, and Bachelor Degrees in Art History and Design of the Environment from University of Pennsylvania.</i>		
Authorizing Signature (original signature): 		Appointing Signatory: Jenny A Durkan Mayor of Seattle

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

Resume

Vinita Sidhu, PLA ASLA

Partner, Site Workshop



Education

Harvard University Graduate School of Design
Master of Landscape Architecture, 1998

University of Pennsylvania

Bachelor of Arts, 1995
Art History and Design of the Environment

Registration

Landscape Architect: Washington No. 949

Professional Affiliations

American Society of Landscape Architects

Select Project Awards

Helen Sommers Building

AIA Washington Civic Design Honor Award, 2018

WSU North Puget Sound at Everett

AIA Washington Civic Design Award, 2019
Building Design & Construction's Building Team Awards, Silver Award, 2018

Renton Library

AIA Seattle Award of Honor, 2017
AIA Washington Civic Design Honor Award, 2017
AIA/ALA Library Design Award, 2016
Chicago Athenaeum, American Architecture Awards, 2016

Seattle Children's Hospital Building Hope

Healthcare Design, Landscape Architecture Award for Health Care Communities, Silver, 2014
Major Institution Master Plan and Building Hope, ENR Northwest Best Projects, Healthcare, 2013
Major Institution Master Plan and Building Hope, Modern Healthcare Design Awards, Award of Excellence, 2013

Federal Center South, USACE District Headquarters

AIA COTE Top 10 Plus Award, 2015
US General Services Administration Citation Award, 2014
Design-Build Institute of America Award, 2013
AIA NW/Pacific Region Civic Design Award, 2013
National AIA COTE Top 10 Award, 2013

UW Medical Center Expansion

Northwest Construction Consumer Council Distinguished Project Award for Public Projects Over \$10 Million, 2012

Professional Recognition & Boards

Seattle Design Commission

Landscape Architect Commissioner, 2018 - 2020
Public Art Advisory Committee, 2020

Landscape Architecture Foundation

Perspectives bio feature, January 2018

Volunteer Committees, Lectures & Panels

Landscape Architecture Foundation

2019 Fellowship for Innovation and Leadership, Juror
2017 Olmsted Scholars Webinar, Speaker

WASLA Conferences

2018 "Wellness through Community Based Design", Lead Speaker
2019 "Design Build and the Landscape Architect", Speaker
2020 "Beyond Inclusive Design: Creating a welcoming, nature-based park for all", Lead Speaker

AIA Seattle

2019 "Learning Landscapes", Panelist
2017 "Extraordinary Playscapes", Guest Curator

University of Washington College of Built Environments

2018 Intro to Landscape Architecture, Guest Lecturer
2018 Women Leading in Landscape, Panelist

Seattle Architecture Foundation

2012 Expanding Your Horizons Conference, Teacher

City of Seattle Office of Planning and Community Development

2019 "Creative Parks for Healthy Communities", Speaker

City of Seattle Office of Arts and Culture

2015 South Transfer Station Phase II Public Art, Selection Committee
2011 Burke Gilman Trail Public Art, Selection Committee
2008 Seattle Center Skate Park Public Art, Selection Committee

The Block Project

2018-2019, Block Home #010, Garden Designer

Mary's Place

2017 Outdoor Play Space, Designer

B.F. Day Elementary

2017-2018 Finding Urban Nature Audubon Program, Teacher
2016-2017 Playground Committee Chair

Friends of Fremont Peak Park

2007-2013 Steering Committee Member

Phinney Neighborhood Pre-School Co-op

2010-2011 Board Member



Select Project Experience

Affordable Housing

Jazz House Seattle WA

Africatown Plaza Seattle WA

Civic

Federal Center South Building 1202 Seattle WA

State Capitol Campus Helen Sommers Building Olympia WA

Fire Station 8 Seattle WA

SPU DWW South Operations Complex Seattle WA

Olympia Transit Center Olympia WA

Auburn Library Auburn WA

Fife Library Fife WA

Kent Panther Lake Library Kent WA

Renton Library Renton WA

Sedro-Wooley Library Sedro-Wooley WA

Origami Theater Garden Tempe Transportation Center Tempe AZ

Healthcare

Swedish Medical Center First Hill Expansion Seattle WA

Seattle Children's Hospital Building Hope Expansion Seattle WA

UW Medical Center Montlake Tower Expansion Seattle WA

Valley Medical Center Covington WA

Higher Ed

UW Population Health Facility Seattle WA

UW Architecture Hall Seattle WA

UW Denny Hall Seattle WA

Everett Community College Liberty Hall Everett WA

WSU North Puget Sound at Everett Academic Center Everett WA

Historic Landscapes

PSE Baker Club House Visitors Center Concrete WA

PSE Snoqualmie Restroom Snoqualmie WA

Cape Disappointment State Park Design Guidelines Ilwaco WA

Mukilteo Lighthouse Park Master Plan Mukilteo WA

Mosquito Fleet Trail Master Plan Kitsap County WA

Iron Horse State Park Master Plan WA

Parks & Open Space

Garfield Super Block Legacy and Promise Promenade Seattle WA

The Eli's Park Project Seattle WA

Ernst Park Seattle WA

9th St Park Concept Plan East Wenatchee WA

Kiwanis Methow Park Wenatchee WA

San Antonio River Public Art Master Plan San Antonio TX

Island Garden at Long Key Natural Area Broward County FL

Old Mill Park Silverdale WA

Lake Oswego Open Space Plan Lake Oswego OR

Kitsap County Bicycle Facilities Plan Kitsap County WA

K-12 Schools - Private

Seattle Country Day School Seattle WA

Seattle Girls School Seattle WA

Seattle Academy of Arts & Sciences STREAM Building Seattle WA

Lakeside Upper School Seattle WA

St. Thomas School Gymnasium Medina WA

Three Cedars Waldorf School Bellevue WA

K-12 Schools - Public

Tacoma Green Schoolyards Tacoma WA

Viewlands Elementary Seattle WA

Rainier Beach High School Seattle WA

Mercer International Middle School Seattle WA

Van Asselt School Addition Seattle WA

Hazel Wolf K-8 STEM School Field Seattle WA

Green Lake Elementary School Active Space Master Plan Seattle WA

John Hay Elementary Playground Improvements Seattle WA

B.F. Day Elementary Playground Improvements Seattle WA

John Stanford International Elementary Improvements Seattle WA

Sacajawea Elementary Playground Improvements Seattle WA

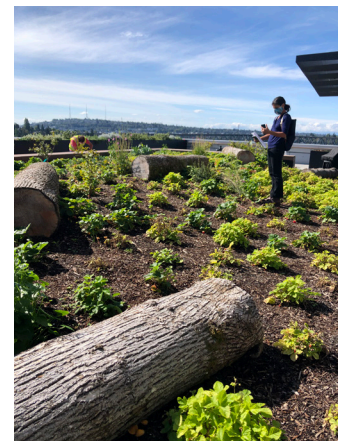
Lynnwood Elementary Lynnwood WA

Mountlake Terrace Elementary Mountlake Terrace WA

Spruce Elementary Lynnwood WA

Liberty High School Renton Highlands WA

Skyline Highschool Stadium Sammamish WA



Seattle Design Commission

The Seattle Design Commission is comprised of 10 members, all of which are appointed by the Mayor and confirmed by City Council. Commissioners serve a two-year term and are eligible for one reappointment. Commissioners include 2 licensed architects, a fine artist, an at large member, and at least one (but not more than two) members from the following professions:

- Urban planner
- Environmental or Urban Designer
- Landscape Architect
- Licensed Engineer

The commission also participates in the YMCA's Get Engaged program.

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
6	M	3	1.	Urban Planner	Adam Paul Amrhein	3/1/21	2/28/23	1	Mayor
		3	2.	Get Engaged	Kim Baker	9/1/20	8/31/22	1	Mayor
2	M	2	3.	Engineer (Civil/Transportation) CHAIR 3/1/2021-2/28/22	Justin Clark	3/1/20	2/28/22	2	Mayor
6	M	4	4.	At Large	Jill Crary	3/1/21	2/28/23	1	Mayor
6	M	1	5.	Architect	Mark Johnson	3/1/20	2/28/22	2	Mayor
5	F	5	6.	Landscape Architect	Vinita Sidhu	3/1/21	2/28/23	2	Mayor
6	F	6	7.	Architect	Elaine Wine	3/1/21	2/28/23	2	Mayor
2	F	7	8.	Urban Designer	Azzurra Cox	3/1/20	2/28/22	1	Mayor
6	F	6	9.	Planner (Civil/Transportation)	Amalia Leighton Cody	3/1/21	2/28/23	2	Mayor
6	F	NA	10.	Fine Artist	Elizabeth Conner	3/1/20	2/28/22	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	3	7				2			1	7								
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 #: CB 119981, Version: 3

AN ORDINANCE amending Ordinance 126237, which adopted the 2021 Budget, including the 2021-2026 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; and adding or modifying provisos.

WHEREAS, Resolution 31962, adopted by the City Council (“Council”) on August 10, 2020, stated that the

Council would not support any budget amendments to increase the Seattle Police Department’s (SPD) budget to offset overtime expenditures above the funds budgeted in 2020 or 2021, and expressed the Council’s intent to reduce SPD’s budget in phases and increase funding for community-led research and participatory budgeting; and

WHEREAS, Ordinance 126257, introduced after adoption of the 2021 Budget, increased SPD’s 2020 budget by \$5.4 million; and

WHEREAS, the Council believes that SPD would have had sufficient appropriation authority to cover the \$5.4 million had it not overspent its overtime budget, due largely to over-deployment of officers during the largely peaceful demonstrations in the summer of 2020, including a deployment of officers that exceeded \$10 million in overtime costs in less than 60 days; and

WHEREAS, the Council anticipates that there will be salary savings in SPD’s budget in 2021 due to higher than anticipated attrition that has already occurred in October 2020 and may continue to occur during November 2020 and December 2020 and is continuing into 2021; and

WHEREAS, reducing SPD’s 2021 appropriation authority offsets the increased authority provided in 2020 and increases funding for the community-led participatory budgeting work called for in Resolution 31962;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City Council (Council) finds and declares:

A. The Seattle Police Department (SPD) has experienced an unprecedented number of officer separations over the past eight months, culminating in the separation of 186 officers by the end of 2020. In total, SPD had 135 fewer officers than at the start of 2020, with only 51 officers hired, partly resulting from the citywide hiring freeze ordered by the Mayor in response to budget shortfalls resulting from the COVID pandemic. The trend in additional separations appears to be continuing in 2021 as SPD reported that a total of 58 officers separated and 30 officers were hired in the first quarter of the year.

B. SPD has and may continue to realize salary savings in 2021 because the Adopted Budget provided salaries for many officers that separated late in 2020, either during the development of the 2021 Adopted Budget or shortly after it was adopted.

C. A Council Central Staff Analysis found that the unplanned separations in 2020 could result in as much as \$13 million in salary savings in 2021.

D. The Mayor's 2021 Proposed Budget cut \$4.1 million in civilian salary funding, which requires SPD to hold unfilled approximately 40 civilian positions. This cut was included in the City's 2021 Adopted Budget.

E. SPD has expressed an interest in using its salary savings on expenditures that will help to mitigate the loss of officers, to respond to calls for more transparency and accountability, and to allow the agency to continue its compliance with the 2012 Federal Consent Decree. The expenditures requested by SPD include:

1. \$1,400,000 on civilian positions including 2.0 FTE Crime Prevention Coordinators, 4.0 FTE Community Service Officers, 1.0 FTE Community Service Officer Supervisor, 1.0 FTE Management Systems Analyst Supervisor, 2.0 FTE Administrative Staff Analysts for public disclosure and 1.0 FTE Sr. Management Systems Analyst;

2. \$2,185,000 on technology investments that include maintenance and expansion of the Data Analytics Platform, purchase of a capacity planning tool that will allow SPD to evaluate demand for 911 response, calculate staffing requirements and determine "future state" based on scenarios such as 911 alternate

responses, an Innovation Blueprint that would increase transparency, build public trust, and improve police practices as called for by Executive Order 2020-10 and an Early Intervention System that would expand capacity for predicting and guiding interventions for employees exhibiting signs they need support, all of which would support SPD's ability to comply with the Federal Consent Decree; and

3. Up to \$1,800,000 on separation pay for officers and civilians that are projected to leave in 2021, including payout of unused vacation time and other costs associated with separation from the City.

F. In a March 2015 Audit, the City Auditor found that staffing issues in SPD's Public Disclosure unit hinder SPD's ability to ensure accurate and timely responses, provide reasonable assurance of compliance with state law, and promote transparency and public trust. The Council agrees with City Auditor recommendations and supports: (1) the hiring of the 2.0 FTE Administrative Staff Analysts identified in finding D.1; (2) the hiring of an additional 1.0 FTE Administrative Staff Analyst; (3) a dedication of no fewer than 2.0 FTE Administrative Staff Analysts funded through the Office of Police Accountability to work on public records requests made of the Office of Police Accountability; and (4) the addition of 1.0 FTE Information Technology Specialist position that is funded in the Seattle Information Technology Department but is dedicated to SPD public disclosure e-mail search and may be housed inside of the Seattle Police Department Headquarters Building.

G. In a December 2020 audit, the Office of the Inspector General for Public Safety found that the "high capacity of the warehouse and the 100 percent capacity of the vehicle storage facility presented risk" and recommended that "SPD should remedy the capacity issues at both storage facilities to ensure fire safety and proper evidence storage." The Council finds that the Department of Finance and Administrative Services can begin to address storage capacity issues with an additional \$500,000 to dedicate towards additional leased space for SPD.

H. The SPD Crisis Response Team (CRT), which pairs specially trained officers with mental health professionals funded in the Human Services Department to assist individuals in mental health crises, should be

augmented with an additional five mental health responders to better enable it to connect individuals in crisis to resources to help to address their physical and mental health needs, to divert them from the criminal justice system, and to better equip officers who are responding to 911 calls that require interaction with persons in crisis, who may also be a threat to the safety of the officers or the public.

I. SPD has a sufficient amount of salary savings to fund position costs for half of 2021 for at least the positions identified in these findings as well as the technology investments, separation pay, CRT investment, and investments in public disclosure and evidence storage space. Additionally, SPD has sufficient salary savings to absorb a cut of \$2.0 million that can be redirected towards the City's Participatory Budgeting efforts.

J. The Council will, through separate legislation, provide any necessary position authority to allow SPD to hire the civilian positions that will be funded with salary savings.

K. The Council recognizes the importance of SPD's need to plan for use of future salary savings to (1) address emerging issues related to the COVID pandemic and the timing and availability of vaccines to the general public, including the need to use salary savings to address costs related to a resurgence in special events; (2) for patrol augmentation that would help to offset staffing losses; and (3) to address training issues including those required by the Federal Consent Decree. The Council finds that an amendment of a \$5.0 million salary savings proviso in the 2021 Adopted Budget (CBA-011-B-002) and the elimination of a \$2.5 million out-of-order proviso in the 2021 Adopted Budget (CBA-008-A-003) would allow SPD more flexibility to plan for these and other emerging fiscal issues.

L. The Council expresses its ongoing interest in monitoring SPD salary savings and will do so with the assistance of the sworn staffing reports requested in Council Budget Action SPD-003-A-003 as adopted in Clerk File 314464.

M. Recent legal analyses show that out-of-order layoffs based on sustained misconduct are not practical because: (1) Public Safety Civil Service rules would allow laid off officers to be placed on a reinstatement register and re-hired when SPD is hiring new officers; and (2) Chapter 10.93 RCW precludes any "adverse

personnel action” to be taken against a police officer solely because the officer is on a Brady list, a disclosures of members of law enforcement whose involvement in a case as an arresting officer, investigator, or witness is in question because of a history of dishonesty or misconduct.

Section 2. The appropriations for the following items in the 2021 Budget are modified from the funds shown, as follows:

Item	Department	Fund	Budget Summary Level/BCL Code	Amount
2.1	Seattle Police Department	General Fund (00100)	West Precinct (00100-BO-SP-P6100)	(\$438,691)
2.2	Seattle Police Department	General Fund (00100)	North Precinct (00100-BO-SP-P6200)	(\$499,442)
2.3	Seattle Police Department	General Fund (00100)	South Precinct (00100-BO-SP-P6500)	(\$321,666)
2.4	Seattle Police Department	General Fund (00100)	East Precinct (00100-BO-SP-P6600)	(\$348,929)
2.5	Seattle Police Department	General Fund (00100)	Southwest Precinct (00100-BO-SP-P6700)	(\$270,123)
2.6	Seattle Police Department	General Fund (00100)	Criminal Investigations (00100-BO-SP-P7000)	(\$946,149)
2.7	Seattle Police Department	General Fund (00100)	Chief of Police (00100-BO-SP-P1000)	(\$144,457)
2.8	Finance General	General Fund (00100)	General Purpose (00100-BO-FG-2QD00)	\$2,000,000
2.9	Finance and Administrative Services	Finance and Administrative Services Fund (50300)	Facilities Services (50300-BO-FA-FACILITY)	\$500,000
2.10	Seattle Information Technology Department	Information Technology Fund (50410)	Leadership and Administration (50410-BO-IT-D0100)	\$100,000
2.11	Human Services Department	General Fund (00100)	Supporting Safe Communities (00100-BO-HS-H4000)	\$225,000
2.12	Seattle Police Department	General Fund (00100)	Office of Police Accountability (00100-BO-SP-P1300)	\$144,457
Total				\$0

Section 3. This ordinance imposes a proviso, as follows:

“Of the appropriation in the 2021 budget for the Finance General, General Purpose Budget Summary Level (00100-BO-FG-2QD00), \$2,000,000 is appropriated solely to implement actions recommended to the City from the Participatory Budgeting process and may be spent for no other purpose. Furthermore, none of the money so appropriated may be spent until authorized by future ordinance. Council anticipates that such authority will not be granted until the Executive submits to the Council a plan for spending the funds in accordance with the Participatory Budgeting recommendations.”

Section 4. Council Budget Action SPD-011-B-002 of Clerk File 314464 is amended as follows:

This Council Budget Action would impose the following proviso: “Of the appropriation in the 2021 budget for the Seattle Police Department, \$5 million may not be spent ~~((until authorized by a future ordinance))~~ until the Seattle Police Department complies with the terms of Statement of Legislative Intent SPD-003-A-003 of this Clerk File, including the provision of forecasted separation and hiring numbers in 2021 and 2022, and a copy of the SLI responses have been filed with the City Clerk. For each monthly report received by the City Clerk between May 19, 2021 and December 21, 2021, \$625,000 shall be released and the \$5.0 million proviso will be reduced accordingly.”

The Council’s intent in amending this proviso is that SPD staff have access to future salary savings to fund its staffing plan.

Section 5. Council Budget Action SPD-008-A-003 of Clerk File 314464 is amended as follows:

~~((This Council Budget Action would impose the following proviso: “Of the appropriation in the 2021 budget for the Seattle Police Department, \$2,500,000 may not be spent until authorized by future ordinance. The Council requests that the Chief of the Seattle Police Department and the Director of the City’s Office of Labor relations immediately petition the Public Safety Civil Service Commission to authorize 35 out of order layoffs in accordance with the principles identified in Resolution 31962.”))~~

Section 6. The Council intends that use of salary savings for overtime costs above those budgeted in 2021 for special events, including staffing mass vaccination sites, should be consistent with an events staffing

deployment approach that ensures, excepting security within facilities, non-sworn SPD staff are prioritized to provide events staffing so sworn staff can be prioritized for patrol staffing and 911 response needs, consistent with:

1. The 2017 City Audit finding that “at many special events, SPD sworn personnel perform work that is primarily traffic-directing” and recommendation to “evaluate the traffic-centric special events work SPD sworn officers perform and consider using non-sworn personnel for some of it;”
2. The Special Event shared work jurisdiction between Seattle Parking Officers’ Guild (“SPEOG”) and Seattle Police Officers’ Guild (“SPOG”) as described in the Memorandum of Agreement on September 29, 2018; and
3. SPD Manual 14.100: If event staffing requires more resources beyond Traffic Section personnel, Non-Traffic volunteers are solicited.

Section 7. The Council establishes its intent that SPD, to the extent possible, uses salary savings from unanticipated, extraordinary officer separations to fund the position costs and investments within SPD identified in Section 1, findings E and F. The Council also recognizes the flexibility that SPD budget staff need to address emerging issues and mitigate recent officer attrition and staffing issues. The Council requests that SPD prioritize its salary saving expenditures to fulfill its obligations under the Federal Consent Decree and its Charter responsibility to provide adequate public safety services to those who visit, live, and work in Seattle.

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 _____, 2021, and signed by me in open session in authentication of its passage this _____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
LEG	Aly Pennucci / 48148	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: AN ORDINANCE amending Ordinance 126237, which adopted the 2021 Budget, including the 2021-2026 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; and adding or modifying provisos.

Summary and background of the Legislation: This legislation would reduce appropriations in the Seattle Police Department’s (SPD) 2021 Adopted Budget by \$5.4 million and increase appropriations in Finance General for participatory budgeting by the same amount and imposes a proviso.

Council Bill 119970, introduced after adoption of the 2021 budget and will be acted on by the City Council on December 14, 2020, will, if passed, increases SPD’s 2020 budget by \$5.4 million. Resolution 31962, adopted by the Council on August 10, 2020, stated that the City Council would not support any budget amendments to increase the SPD’s budget to offset overtime expenditures above the funds budgeted in 2020 or 2021 and expressed Council’s intent to reduce SPD’s budget in phases and increase funding for community-led research and participatory budgeting.

Reducing 2021 appropriation authority through separate legislation would offset the increased authority provided in 2020 and increase funding for the community-led work. Further, the Council expresses its intent that the anticipated amendment to SPD’s 2021 appropriation authority will recognize salary savings achieved by higher than anticipated attrition that has already occurred in October 2020 and may continue to occur during November 2020 and December 2020.

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

If there are no changes to appropriations, revenues, or positions, please delete the table below.

Appropriation change (\$):	General Fund \$		Other \$	
	2021	2022	2021	2022
	\$0			

Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2021	2022	2021	2022
Positions affected:	No. of Positions		Total FTE Change	
	2021	2022	2021	2022

This proposed legislation cuts \$5.4 million from SPD’s budget and adds \$5.4 million to Finance general so overall it is a \$0 impact to the 2021 Adopted budget.

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

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

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.

If this box is checked, please complete this section. If this box is not checked, please proceed to Revenues/Reimbursements.

Fund Name and number	Dept	Budget Control Level Name/#*	2021 Appropriation Change	2022 Estimated Appropriation Change
General Fund (00100)	SPD	Special Operations (00100-BO-SP-P3400)	(\$5,388,072)	n/a
General Fund (00100)	Finance General	General Purpose (00100-BO-FG-2QD00)	\$5,388,072	n/a
TOTAL			\$0	

*See budget book to obtain the appropriate Budget Control Level for your department.

This table should reflect appropriations that are a direct result of this legislation. In the event that the project/programs associated with this ordinance had, or will have, appropriations in other legislation please provide details in the Appropriation Notes section below. If the appropriation is not completely supported by revenue/reimbursements listed below, please identify the funding source (e.g. available fund balance) to cover this appropriation in the notes section. Also indicate if the legislation changes appropriations one-time, ongoing, or both.

Is this change one-time or ongoing?

One time

Appropriations Notes:

3.b. Revenues/Reimbursements

This legislation adds, changes, or deletes revenues or reimbursements.

If this box is checked, please complete this section. If this box is not checked, please proceed to Positions.

3.c. Positions

_____ This legislation adds, changes, or deletes positions.

If this box is checked, please complete this section. If this box is not checked, please proceed to Other Implications.

Position Notes:

4. OTHER IMPLICATIONS

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

Yes, this legislation impacts the Seattle Police Department's 2021 budget and will increase funding available for the participatory budgeting process that may have an impact on the several Department's work in 2021

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 legislation is responding to both recent events and the efforts of decades of organizing related to the nation's and Seattle's history of racism and the current impact of institutional racism and structural racism that have resulted in over-policing and underinvestment in communities of color and especially in Black communities. This will reduce SPD's budget and funds for a community-led process to create an alternative to policing and support other programs to support community health and safety.

f. Climate Change Implications

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

N/A. Programs or services that are ultimately funded through the community-led participatory budgeting process will require approval by the City and additional consideration of the climate change implications.

- 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 (as above)

- 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:

Amendment 1

to

CB 119981 Amending Ordinance 126237, which adopted the 2021 Budget, including the 2021-2026 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; and adding or modifying provisos.

Sponsor: CM Herbold

Making, legal, technical changes.

On Page 5, After Finding “M,” Delete “Recent legal analyses show that”

Effect: Incorporates suggestions made by the City Attorney’s Office.



Legislation Text

File #: CB 120086, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to the transfer of City property located at 525 North 85th Street; authorizing the conveyance of the property to the Phinney Neighborhood Association, a Washington non-profit corporation, consistent with the intent of Resolution 31856 and to provide for the continued delivery of social services; making findings of fact about the consideration for the transfer; superseding Resolution 31837 for the purposes of this ordinance; and authorizing the Director of Finance and Administrative Services or designee to execute and deliver documents necessary to carry out the conveyance of such property on the terms and conditions of this ordinance.

WHEREAS, in 1977, The City of Seattle (“City”) purchased a medical clinic on an approximately 22,000-square-foot site located at 525 North 85th Street (“Greenwood Senior Center”) for use as a neighborhood senior center; and

WHEREAS, the purchase money for the Greenwood Senior Center included funds from a community development block grant from the United States Department of Housing and Urban Development and from an award of Referendum 29 funds as administered by the State of Washington Department of Social and Health Services; and

WHEREAS, in 1987 Greenwood Senior Center, Inc. (“GSC, Inc.”), purchased the 3,171-square-foot parcel abutting the east boundary of the Greenwood Senior Center to provide parking for the users of the Greenwood Senior Center; and

WHEREAS, in 1987 the City entered into a long-term mutual and offsetting benefit lease (“GSC Lease”) with Senior Services of Seattle/King County and GSC, Inc., both organizations being non-profit corporations and operating as joint tenants, pursuant to which the tenants paid no cash rent in exchange for a commitment to use the Greenwood Senior Center to provide offsetting public benefits in the form of

senior services, and which then converted to a month-to-month lease; and

WHEREAS, in 2006, GSC, Inc., and the Phinney Neighborhood Association (PNA), a Washington non-profit corporation, merged, with the PNA acquiring all of GSC, Inc.'s right, title, and interest in (a) the GSC Lease (including GSC, Inc.'s standing as a month-to-month tenant), and (b) the 3,171-square-foot parcel abutting the east boundary of the Greenwood Senior Center; and

WHEREAS, pursuant to those certain *Procedures for Evaluation of the Reuse and Disposal of the City's Real Property* ("Disposition Procedures"), as first adopted by Resolution 29799 and amended by Resolutions 30862 and 31837, in May 2015 the Department of Finance and Administrative Services (FAS) declared the Greenwood Senior Center excess to its needs; and

WHEREAS, in 2016 and 2017, pursuant to the Disposition Procedures, FAS conducted public outreach with respect to the proposed conveyance of the Greenwood Senior Center to the PNA, and in doing so identified no opposition to such conveyance; and

WHEREAS, a portion of the funding for the City's acquisition of the Greenwood Senior Center was provided by Washington State Social and Health Services Facilities 1972 bonds ("1972 Bonds"); and

WHEREAS, RCW 43.83.410 permits public bodies to transfer property and facilities acquired and constructed with the 1972 Bonds to non-profit agencies in exchange for the promise to continuously operate services benefitting the public on the site without further consideration; and

WHEREAS, as a month-to-month tenant, PNA has continued to use and currently uses and occupies the Greenwood Senior Center property in exchange for mutual and offsetting benefits in the form of social services to older adult residents of the Greenwood neighborhood, including senior programs, classes, events, daily hot lunch program, and social activities; and

WHEREAS, in 2018 in Resolution 31856, City Council stated its intention to collaborate with the Executive with the goal of transferring certain properties to non-profit organizations, including PNA, in exchange for commitments to provide services to the community; and

WHEREAS, pursuant to that certain 2019 *Memorandum of Agreement Implementing Criteria for Initiating Transfer of Mutually Offsetting Facilities to Tenants*, by and amongst six City of Seattle departments and offices (the Department of Finance and Administrative Services, the Office of Planning and Community Development, the Department of Neighborhoods, the Office of Economic Development, the Office of Housing, and the Human Services Department), an interdepartmental team within the City has determined that the proposed new property owner, PNA, in all material respects meets the transfer criteria established by the City for transferring property to tenants who have been operating properties under mutually and offsetting benefit lease agreements; and

WHEREAS, FAS and the PNA have entered into an agreement regarding the consideration, terms, and conditions for the City's conveyance of the Greenwood Senior Center to the PNA, subject to the City Council's authorization; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. As used in this ordinance, the "Greenwood Senior Center" means the real property and all easements, privileges, and appurtenant improvements on a site of approximately 21,987 square feet located at 525 North 85th Street and legally described as follows:

THE NORTH HALF OF LOT 2; AND THE EAST 60 FEET OF LOT 3; BLOCK 19, OSNER'S SECOND ADDITION TO SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 12 OF PLATS, PAGE 3, IN KING COUNTY, WASHINGTON, EXCEPT THE SOUTH 110 FEET OF SAID PORTION OF LOT 3.

SITUATE IN THE COUNTY OF KING, STATE OF WASHINGTON

Section 2. The Director of Finance and Administrative Services ("Director") or the Director's designee is authorized to convey the Greenwood Senior Center to the Phinney Neighborhood Association (PNA), a Washington non-profit corporation, for consideration and on the terms and conditions described under the Agreement for the Transfer of Real Property between The City of Seattle and the Phinney Neighborhood Association ("PNA Transfer Agreement"), included as Attachment 1 to this ordinance. The Director is

authorized to enter into a Subrecipient Agreement in the form of Exhibit A to the PNA Transfer Agreement (“Subrecipient Agreement”) and convey title by deed substantially in the form of the Quitclaim Deed Conveying Determinable Estate with Covenants (“Deed”) that is included as Exhibit B to the PNA Transfer Agreement.

Section 3. The City Council finds that (i) the environmental and use covenants in the Deed, (ii) the Subrecipient Agreement requiring compliance with federal funding requirements, and (iii) the reversion of the property to the City if it is not used for the purposes required in the Deed together are sufficient consideration for the transfer of the property to the PNA consistent with the terms of RCW 43.83.410.

Section 4. The City Council finds that the property interests in 525 North 85th Street that are authorized to be conveyed to the PNA on the terms of this ordinance are consistent with municipal purposes, and therefore the surplus property procedures of Resolution 31837 are superseded for the purposes of this ordinance.

Section 5. The Director or the Director’s designee is authorized to negotiate, execute, deliver, and record, for and on behalf of the City, any and all documents and agreements necessary or advisable to carry out the conveyance of the Greenwood Senior Center consistent with the terms and conditions of the PNA Transfer Agreement.

Section 6. 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 _____, 2021, and signed by me in open session in authentication of its passage this _____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

- Attachment 1 - Agreement for the Transfer of Real Property between The City of Seattle and the Phinney Neighborhood Association
- Exhibit A - Form of Subrecipient Agreement
- Exhibit B - Form of Quitclaim Deed Conveying Determinable Estate with Covenants

AGREEMENT FOR THE TRANSFER OF REAL PROPERTY (the “Agreement”)

EFFECTIVE DATE: _____ (see Section 9.G.B. for provisions governing the Effective Date)

PARTIES

- THE CITY OF SEATTLE, a Washington municipal corporation (the “City”) acting by and through its Department of Finance and Administrative Services; and
- PHINNEY NEIGHBORHOOD ASSOCIATION, a Washington nonprofit corporation (the “PNA”).

RECITALS

- A. The City owns that certain real property having a street address of 525 North 85th Street, Seattle, WA 98103, and legally described as follows:

The north half of Lot 2; and the east 60 feet of Lot 3; Block 19, Osner’s Second Addition to Seattle, according to the plat thereof recorded in Volume 12 of Plats, page 3, in King County, Washington, EXCEPT the south 110 feet of said portion of Lot 3.

Situate in the City of Seattle, County of King, State of Washington,

which real property, including appurtenant improvements, is referred to in this Agreement as the “Real Property.”

- B. Effective January 1, 1987, the City, as landlord, and the Greenwood Senior Center, a Washington non-profit corporation, as tenant, entered into that certain *Mutual and Offsetting Benefit Lease Agreement*, whereby the City leased the Real Property to the Greenwood Senior Center (the “Lease”).
- C. The PNA is the successor-in-interest to the Greenwood Senior Center under the Lease. The initial term of the Lease expired and as of the Effective Date, PNA occupies the Real Property on a month-to-month basis on the terms and conditions of the Lease for the purposes of operating a senior center.
- D. The City acquired the Real Property, in part, using funds provided through the 1972 social and health services bond issuance of the State of Washington (“Ref. 29 Bonds”).
- E. Under RCW 43.83.410, public bodies are authorized to transfer real property acquired or improved through Ref. 29 Bonds to nonprofit corporations organized to provide individuals with social and health services subject to certain promises and covenants.

- F. In addition to funding provided under Ref. 29 Bonds, City’s acquisition of the Real Property was funded, in part, by a United States Community Development Block Grant, and as a result City’s transfer of the Real Property is subject to certain federal requirements.
- G. Pursuant to City of Seattle Resolution 31856 and that certain 2019 *Memorandum of Agreement/Implementing Criteria for Initiating Transfer of Mutually Offsetting Facilities to Tenants* by and amongst various City of Seattle departments and offices, an interdepartmental team within the City of Seattle has determined that the PNA in all material respects meets the transfer criteria established by the City for transferring property to tenants who have been operating properties under mutually and offsetting benefit lease agreements.
- H. Consistent with the intent of Resolution 31856, the City and PNA mutually desire to enter into a binding agreement for the City’s transfer and conveyance of the Real Property to PNA.

AGREEMENT

In consideration of the mutual covenants and promises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and PNA agree as follows:

1. The **RECITALS** are made a part of this Agreement.
2. **TRANSFER OF THE PROPERTY.** Subject to the terms and conditions of this Agreement, the City shall transfer and convey to PNA, and PNA agrees to accept from the City, the Real Property together with any and all personal property owned by the City and located within or used in connection with the Real Property, including any and all furniture, furnishings, fixtures, appliances, heating, air conditioning and cooling units or systems, sign and boilers. Such personal property, together with the Real Property, is collectively referred to in this Agreement as the “**Property**”.
3. **CONSIDERATION.** Consideration for the City’s transfer and conveyance of the Property to PNA shall be as provided in this Section 3.
 - A. **Covenants.** PNA shall promise and covenant, for and on behalf of itself and its successors and heirs, as follows:
 - i. PNA shall use the Property to continuously provide and operate social services to the public with a focus on meeting the social, physical, and mental health and welfare needs of seniors. Additionally, if PNA redevelops the Property or otherwise expands or constructs additional improvements on the Property, the improvements shall be dedicated to providing social services, which may be combined with affordable housing.

- ii. PNA shall assume all environmental risk associated with the property and shall indemnify the City from all environmental liabilities arising from the Property. In the event ownership of the Property reverts to the City, PNA’s obligation shall not apply to the extent any environmental liability that results from any release, contamination or occurrence that occurs after the date of any reversion if the release or contamination is through no fault or action of PNA or its employees, agents, contractors, licensees, tenants, or invitees.
- iii. Title shall automatically revert to the City if (i) the Subrecipient Agreement (defined below) is terminated for material default under its terms, or (ii) if the Property is not used to meet a national objective set forth in 24 CFR section 570.208 for the recapture period required under the Subrecipient Agreement, or (iii) if the Property reverts under the terms of RCW 43.83.410.
- iv. PNA’s covenants and promises shall be included in the Deed (defined in Section 8) and shall run with the land and shall bind future owners of the Property. PNA shall not sell the Property except as permitted under the Deed.

B. Subrecipient Agreement. On or before Closing, PNA shall execute a Subrecipient Agreement in the form attached as **Exhibit A** (“**Subrecipient Agreement**”).

4. “AS-IS”; CITY DISCLOSURE STATEMENT; PNA ACKNOWLEDGEMENT OF CERTAIN CONDITIONS.

A. AS-IS Condition. PNA is in possession of the Property, is familiar with the Property and understands its limitations and defects. Therefore, except as expressly set forth in this Agreement:

- i. PNA acknowledges that City is transferring and conveying the Property “**AS-IS**” with all faults, and that City makes no representations or warranties regarding the Property or its suitability for PNA’s intended use, and that City will convey the Property and PNA will accept the Property subject to any defects, including but not limited to easements, encroachments or claims for adverse possession, whether known or unknown, matters of public record, and off-record liens, if any.
- ii. Neither City nor any agent, employee, officer, director, attorney, broker, contractor, representative or property manager of City has made, and City specifically disclaims, any warranties, representations or guaranties of any kind or character, express or implied, statutory, oral or written, past, present or future, with respect to the Property.
- iii. PNA acknowledges that it has not relied upon and will not rely upon, either directly or indirectly, any representation or warranty of City (except those provided for in this Agreement) or any of its respective agents, employees,

officers, directors, attorneys, brokers, contractors, representatives or property managers and acknowledges that no such representations have been made.

- iv. The Property is conveyed subject to all existing easements, covenants, restrictions, conditions, reservations, exceptions, and agreements, recorded and unrecorded, and the City makes no warranties of any kind as to the title of the Property.

B. City will furnish a Seller disclosure statement, as required pursuant to RCW CH. 64.06.

C. PNA acknowledges receipt of the following: (i) GeoEngineers' Greenwood Senior Center Property Phase I Environmental Site Assessment dated September 11, 2013, and (ii) the SoundEarth Letter Report dated February 20, 2015.

5. REPRESENTATIONS AND WARRANTIES

A. City's Representations and Warranties. For purposes of the representations and warranties in subsections 5.a.i.-v., "the City Representative" is Karen Gruen. City represents and warrants to PNA as of the Effective Date, as follows:

- i. Seller is a municipal corporation duly organized and validly existing under the laws of the state of Washington.
- ii. City has the authority to enter into this Agreement and, as of Closing, to complete the transaction contemplated by this Agreement.
- iii. Entering into this Agreement does not conflict with any other contract or legal obligation of Seller.
- iv. To the best of City Representative's knowledge, there are no actions, suits or other legal proceedings pending or threatened against City with respect to the Property.
- v. The City Representative has not received written notice that City is in default under any covenants, easements, deeds, regulations, laws, rules, ordinances, orders, or restrictions affecting or encumbering the Property.

B. PNA's Representations and Warranties. PNA hereby represents and warrants to City that as of the Effective Date:

- i. PNA is a duly organized and validly existing entity under the laws of the State of Washington.

- ii. PNA has obtained all necessary approvals to enter into this Agreement, and, as of Closing, to complete the transaction contemplated by this Agreement.
- iii. Entering into the Agreement does not conflict with any other contract or legal obligation of PNA.
- iv. PNA is in possession of the Property and PNA has not granted any other party, affiliate, subtenant, or licensee a right to use and possession of the Property in a manner that conflicts with the use under the Deed or the Subrecipient Agreement.
- v. PNA (a) has not filed a petition in bankruptcy, (b) is not the subject of a petition in bankruptcy, (c) does not have a trustee or receiver appointed with respect to PNA's assets, (d) has not assigned assets for the benefit of creditors, (e) has not received notice of default, trustee's sale, foreclosure or forfeiture.

6. ACCESS AND DUE DILIGENCE. As of the Effective Date, the PNA is in possession of the Property pursuant to the Lease and has sufficient access to the Property and information regarding the Property to enable PNA to complete due diligence prior to entering into this Agreement without need of an additional due diligence period.

7. ESCROW. The Parties appoint Chicago Title Company, 701 Fifth Avenue, Suite 2700, Seattle WA 98104 as the Escrow Agent (referred to elsewhere in this Agreement as the "Escrow Agent") for the transfer and conveyance of the Property.

8. FORM OF DEED. At Closing, City shall convey the Property to PNA by quitclaim deed in the form attached as **Exhibit B** (the "**Deed**").

9. CONDITIONS TO CITY'S AND PNA'S PERFORMANCE

A. City's Closing Conditions. The obligation of the City to close the transaction contemplated by this Agreement is subject to the following closing conditions, any of which the City may waive, in whole or in part:

- i. PNA shall have delivered to Escrow Agent all funds, documents and instruments required to be delivered by PNA hereunder.
- ii. PNA shall have performed in all material respects all covenants and obligations required by this Agreement to be performed by PNA on or prior to Closing.
- iii. PNA's representations and warranties in Section 5 of this Agreement are true and correct as of the Closing date.

B. PNA's Closing Conditions. PNA's obligation to close the transaction contemplated by this Agreement is subject to the following closing conditions, any of which PNA may waive in whole or in part:

- i. Ratification of this Agreement by the PNA’s board of directors.
- ii. City shall have delivered to Escrow Agent all documents and instruments required to be delivered by City hereunder.
- iii. City shall have performed in all material respects all covenants and obligations required to be performed by City on or prior to Closing.
- iv. City’s representations and warranties in Section 5 of this Agreement are true and correct as of the Closing date.

**10. CLOSING; CLOSING DELIVERABLES; CLOSING COSTS/PRORATIONS;
OBLIGATION FOR LEASEHOLD EXCISE TAX**

A. Closing.

- i. The Closing Date will be a mutually agreed-upon date following the effective date of a Seattle City Council ordinance authorizing the transfer of the Property; ; provided that, City may extend the Closing Date for up to ninety (90) days if needed to secure the necessary authorizing legislation.
- ii. “**Closing**” will be deemed to have been completed when the Deed is recorded by the King County Recorder’s Office.

B. City’s Closing Deliverables. On or before the Closing Date, City shall deposit with Escrow Agent the following:

- i. The Deed, executed by the City;
- ii. The City’s executed counterpart of the Subrecipient Agreement;
- iii. Certification that City’s representations and warranties are true and correct;
- iv. Real Estate Excise Tax Affidavit in form required by law;
- v. Seller’s certification of Non-Foreign Status under Foreign Investment in Real Property Tax Act (26 U.S.C. 1445); and
- vi. Any mutually agreed-upon assignment of services contracts.

C. PNA’s Closing Deliverables. On or before the Closing Date, PNA shall deposit with the Escrow Agent the following:

- i. Certification that PNA’s representations and warranties are true and correct as of Closing;
- ii. Executed Subrecipient Agreement;
- iii. Executed Real Estate Excise Tax Affidavit in form required by law; and
- iv. PNA’s executed acceptance of Deed.

D. Closing Costs/Prorations.

- i. PNA and the City shall share equally all costs associated with the transfer and conveyance of the Property, including recording fees and real estate excise tax (if any). PNA shall be responsible for the cost of an owner’s policy of title insurance (whether it provides standard coverage or extended coverage).
- ii. Real and personal property taxes, assessments, and charges payable in the year of Closing will be pro-rated as of Closing Date. PNA acknowledges that pursuant to RCW 84.36.010 the Real Property is not currently subject to property tax because City is a public entity, and that the Real Property will become subject to taxation when PNA acquires it. City calls PNA’s attention to the fact that the Real Property is subject to miscellaneous charges (e.g., a charge for surface water), even though Property is exempt from taxation pursuant to RCW 84.36.010(1). Such miscellaneous charges will be pro-rated at Closing.
- iii. **Leasehold Excise Tax.** In the event the State of Washington makes any demand upon the City for payment of leasehold excise taxes resulting from the PNA’s occupation of the Property under the Lease (including possession of the Property by the PNA’s predecessors-in-interest under the Lease) or withholds funds due to the City to enforce collection of leasehold excise taxes, the PNA shall, at its sole expense, defend and indemnify the City from all such demands, and if necessary repay City for all sums expended by the City, or withheld by the State from the City, in connection with such taxation; provided that this shall not prevent PNA from contesting such action, at PNA’s sole cost. The obligations of this Section shall survive Closing.

E. RELEASE AND INDEMNITY. City’s willingness to enter into this Agreement is conditioned, in part, on PNA’s agreement to take the Property AS-IS and PNA’s covenant to release and indemnify City from environmental liabilities arising from the Property as provided under the terms and conditions of the environmental covenant in the Deed.

F. BROKERS

The City represents and warrants that, in the context of the transaction contemplated by this Agreement, it is not represented by a real estate broker. Similarly, PNA represents and warrants that in the context of the transaction contemplated by this Agreement, it is not represented by a real estate broker. If any person or entity makes a claim for a brokerage commission or finder's fee of any kind, then the party through whom or on whose behalf such services are claimed shall defend and indemnify the other party from any claims, costs or fees for unpaid broker's fees or commissions.

G. MISCELLANEOUS

- A. Notices.** Any notice required or permitted to be delivered under this Agreement must be in writing and will be deemed given on the earlier of actual receipt or (i) when delivered, if delivered by hand during regular business hours, (ii) three (3) days after being sent by United States Postal Service, registered or certified mail, postage prepaid, return receipt requested and first class mail, postage prepaid, or (iii) the next business day if sent by a reputable national overnight express mail service that provides tracing and proof of receipt or refusal of items mailed. Notices to City and/or PNA shall be delivered as follows:

If to City: THE CITY OF SEATTLE
Department of Finance and Administrative
Services
Attn: Karen Gruen, Director Real Estate Services
700 Fifth Avenue, Suite 5200
P.O. Box 94689
Seattle, WA 98124-4689
Telephone: 206-733-9238

With Copy sent via email to:
Rebecca Keith
Seattle City Attorney's Office
Rebecca.Keith@seattle.gov

Note: If delivering notice to City by hand pursuant to subsection (i) above, notice must be delivered to the City's street address; if sending notice by U.S. Mail pursuant to subsection (ii) above, notice must be sent to the City's P.O. Box; and if sending notice by overnight express mail service pursuant to subsection (iii) above, notice must be delivered to the City's street address.

If to PNA: PHINNEY NEIGHBORHOOD ASSOCIATION
Attention: Christi Beckley, Executive Director
6532 Phinney Avenue North
Seattle, WA 98103
Telephone: 206-783-2244

- B. Effective Date.** The “**Effective Date**” of this Agreement is the date the last party to execute this Agreement executes it, as represented by the date appearing below each party’s signature. Each party authorizes the endorsement of such date for administrative reference in the space provided in the Agreement’s heading.
- C. Entire Agreement.** This Agreement, including exhibits, constitutes the entire agreement of the City and PNA with respect to the Property and supersedes all written or oral agreements or undertakings. This Agreement may be modified only pursuant to a writing signed by both parties.
- D. Negotiated Agreement.** This Agreement has been negotiated by the parties and each party has had the opportunity to review it with legal counsel and to participate in the drafting. It shall be construed according to the fair intent of the language as a whole, and not for or against either party as the drafting party.
- E. No Assignment.** PNA may not assign its interest in this Agreement to any other party, without the City’s prior written consent, which the City may withhold in its sole and absolute discretion.
- F. No Third-Party Beneficiaries.** Nothing in this Agreement, whether express or implied, is intended to confer any rights or remedies on any person other than the parties to this Agreement, nor is anything in this Agreement intended to relieve or discharge the obligation or liability of any third-party, nor shall any provision give any third-party any right of subrogation or action against any party to this Agreement.
- G. Attorney Fees.** In the case of any legal action or dispute arising under this Agreement, each party will bear its own attorney fees and costs.
- H. Further Acts.** City and PNA will each execute and deliver such additional documents and instruments and take such further actions as may be reasonably necessary to carry out the Agreement’s terms and conditions.
- I. Time** is of the essence.
- J. Subject to the Approval of the Seattle City Council.** Final decisions regarding the disposal of the City’s real property require authorization by the Seattle City Council.

K. Governing Law; Jurisdiction and Venue. This Agreement shall be governed by the laws of the State of Washington. Jurisdiction and venue shall be in the Superior Court for the State of Washington – King County.

L. Counterparts and Facsimile Signatures. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original and all of which, when taken together, shall be deemed to be one agreement. This Agreement may be executed pursuant to original or facsimile copies of signatures, with the same effect as if the parties had signed the document pursuant to original signature.

CITY:

THE CITY OF SEATTLE
Department of Finance and Administrative
Services

By: _____
Michelle Reed

Title: Chief Operating Officer

Date: _____

PNA:

PHINNEY NEIGHBORHOOD
ASSOCIATION, a Washington nonprofit
corporation

By: _____

Printed Name: Christi Beckley

Title: Executive Director

Date: _____

EXHIBIT A

SUBRECIPIENT AGREEMENT

This Subrecipient Agreement is by and between the following parties:

- THE CITY OF SEATTLE, a first-class charter city of the State of Washington (the “**City**”) acting by and through its Department of Finance and Administrative Services; and
- THE PHINNEY NEIGHBORHOOD ASSOCIATION, a Washington nonprofit corporation (the “**PNA**”).

EFFECTIVE DATE: _____, 2021 (see Section 19).

RECITALS

- A. The City and the PNA are parties to that certain Agreement for the Transfer of Real Property (the “**Transfer Agreement**”) which governs the transfer of the following, real property from the City to the PNA:

The north half of Lot 2; and the east 60 feet of Lot 3; Block 19, Osner’s Second Addition to Seattle, according to the plat thereof recorded in Volume 12 of Plats, page 3, in King County, Washington, EXCEPT the south 110 feet of said portion of Lot 3.

Situate in the City of Seattle, County of King, State of Washington

Elsewhere in this Subrecipient Agreement, such real property is referred to as the “**Property**”.

- B. Available records show that the City acquired the Property in 1977 for \$412,420.00. Approximately 74% of the acquisition cost of the Property was funded with proceeds from a Department of Housing and Urban Development (“**HUD**”) community development block grant and the balance was funded by 1972 social and health services bond issuance of the State of Washington (“Ref. 29 Bonds”).
- C. In partial consideration for the City’s transfer of the Property to PNA, and to comply with the provisions of 24 CFR section 570.503 applicable to the transfer of the Property and as provided under the Transfer Agreement, the City and the PNA enter into this Subrecipient Agreement.

AGREEMENT

- 1. Term.** This Subrecipient Agreement (“Agreement”) shall be for a term of fifteen years beginning on the Effective Date, provided that any provision which by its express terms or reasonable context is intended to survive the expiration or termination of the Agreement shall continue in effect as provided, including but not limited to Sections 8 and 16.
- 2. Statement of Work.** As required pursuant to 24 CFR 570.503(b)(1), during the fifteen-year term of this Agreement, the PNA shall deliver services at the Property as further described in **Attachment A** attached and made a part of this Agreement.
- 3. Disposition of Program Income.** As provided under 24 CFR 570.504, PNA shall either (i) remit to the City any program income it receives during the fifteen-year term of this Agreement or (ii) retain program income and use it for program purposes in compliance with all applicable regulations and requirements. Program income is as defined under 24 CFR 570.500.
- 4. Records and Reports.** Pursuant to 24 CFR 570.503(b)(2) and 24 CFR 570.504(c), on or before each anniversary of the Effective Date, the PNA shall furnish the City with a sufficiently detailed report to provide the City with a sound basis to:
 - a.** monitor whether the PNA has delivered the services required under Section 2; and
 - b.** identify all the activities undertaken with any program income received by the PNA during the fifteen-year term of this Agreement.
- 5. Uniform Administrative Requirements.** Pursuant to 24 CFR 570.503(b)(4), the PNA shall comply with applicable uniform requirements as described in 24 CFR 570.502.
- 6. Other Program Requirements.**
 - a.** Pursuant to 24 CFR section 570.503(b)(5), the PNA shall carry out each of its activities in compliance with all Federal laws and regulations described in subpart K, as such requirements may be amended from time to time, except as provided in 24 CFR 570.503 (b)(5)(i-ii).
 - b.** PNA shall comply with all requirements of 2 CFR Part 200, except as otherwise provided under 24 CFR 570.502 (a).

- c. The requirements of 24 CFR Part 570 Subpart K, as amended from time to time, are hereby incorporated and made part of this Agreement.

7. Default, Suspension and Termination.

- a. If PNA violates or fails to keep or perform any term, provision, covenant, or any obligation of this Agreement, such failure or violation shall be a “default”. PNA shall be in “material default” under this Agreement in any of the following circumstances:
 - i. if PNA is in default and such default continues or has not been remedied to the City’s reasonable satisfaction within thirty (30) days after written notice has been provided to PNA, provided that if the nature of the default is such that it cannot be cured within thirty (30) days, PNA shall not be in material default if PNA commences a cure within thirty days and thereafter diligently pursues the cure to completion; or
 - ii. if PNA files or is the subject of a petition in bankruptcy, or if a trustee or receiver is appointed for PNA’s assets or if PNA makes an assignment for the benefit of creditors, or if PNA is adjudicated insolvent, or becomes subject to any proceeding under any bankruptcy or insolvency law whether domestic or foreign; or
 - iii. if HUD determines that PNA has materially failed to comply with a federal term or condition applicable to this Agreement beyond any applicable notice and cure period.
- b. If PNA is in material default under this Agreement, in addition to any other right permitted at law or equity, the City reserves the right take any other action provided for under 24 CFR 85.43, as amended or supplemented from time to time, including but not limited to termination of this Agreement, which shall result in reversion of the Property to the City under the deed by which the City conveyed the Property to PNA.

8. Reversion of Assets; Use of Property for National Objective; Survival of Remedies.

- a. As required by 24 CFR 570.503(b)(7), upon the expiration of this Agreement, the PNA shall transfer to the City any CDBG funds on hand at the time of expiration and any accounts receivable attributable to the use of CDBG funds.
- b. As required by 24 CFR section 570.503(b)(7)(i), the PNA shall use the Property to meet one of the national objectives set forth in 24 CFR section 570.208 for five full years after the expiration of this Agreement.
- c. As required by 24 CFR section 570.503(b)(7)(ii), if the Property is not used to meet one of national objectives set forth in 24 CFR section 570.208 for five years after

expiration of this Agreement, the Property shall revert to the City as provided under the deed by which the City conveyed the Property to PNA.

- d.** PNA’s obligations under this Section 8 shall survive the expiration of this Agreement.
- 9. Right of Entry.** The City may, during the PNA’s regular business hours, enter the building on the Property for purposes of verifying that the PNA is using the Property to deliver the services as required pursuant to the paragraph above with the caption “Statement of Work”; provided that, the City’s right of entry is conditioned on the City giving the PNA not less than 48-hours’ prior written notice of the time and date of such entry and verification.
- 10. Nondiscrimination; Delivery of Certificate of Compliance with Civil Rights Act.** PNA shall comply with all applicable equal employment opportunity and nondiscrimination laws of the United States, the State of Washington, and The City of Seattle, including but not limited to Chapters 14.04, 14.10 and 20.42 of the Seattle Municipal Code, as they may be amended from time to time. On or before the Effective Date, the PNA shall deliver to the City a fully executed certificate of assurance of compliance with the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973 in the form of **Attachment B**, which is made incorporated into this Agreement.
- 11. Lobbying.** PNA hereby certifies and agrees as follows, in accordance with 31 U.S.C. Section 1352, to the best of its knowledge and belief:
 - a.** No Federal appropriated funds have been paid or will be paid, by or on behalf of PNA, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
 - b.** If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any PNA, a member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
 - c.** It will require that the language of this section be included in the award documents for sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction by Section 1352, title 31, U. S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

12. Audit Requirement.

- a.** If PNA is a nonprofit organization receiving a total of \$750,000 or more in federal direct or indirect funds, PNA shall comply with the provisions of Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; 2 CFR 200. To this end, PNA shall have an audit conducted by an independent certified public accountant in accordance with Government Auditing Standards. The auditor shall determine whether:
 - i.** The financial statements of PNA present fairly its financial position and the results of its operations in accordance with generally accepted accounting principles.
 - ii.** PNA has an internal control structure to provide reasonable assurance that PNA is managing federal awards in compliance with applicable laws and regulations, and controls that ensure compliance with the laws and regulations that could have a material impact on the financial statements; and
 - iii.** PNA has complied with laws and regulations that may have a direct and material effect on its financial statement amounts and on each major federal program.
- b.** Audit reports must be prepared at the completion of the audit. The audit report shall state that the audit was made in accordance with the provisions of Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; 2 CFR 200. The audit report shall be made up of at least the following three parts:
 - i.** The financial statements and a schedule of federal awards and the auditor's report on the statements and the schedule.
 - ii.** A written report of the independent auditor's understanding of the internal control structure and the assessment of control risk.
 - iii.** An auditor report on compliance.
- c.** If PNA receives less than \$750,000 per year it is exempt from federal audit requirements, but records must be available for review by appropriate officials.

- d. No audit costs shall be allowable costs if audits required by Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; 2 CFR 200 have not been made or have been made but not in accordance with Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; 2 CFR 200.425. In cases of continued inability or unwillingness to have a proper audit in accordance with Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; 2 CFR 200, PNA will be subject to appropriate sanction.
- e. If an audit is required, it shall be done annually. Audits shall be completed within six (6) months of the end of PNA’s fiscal year. A copy of the audit report shall be submitted to the City of Seattle – Human Services Department within thirty (30) days after the completion of the audit. In addition to the audit report, PNA shall provide a copy of the audit management letter and a report of its comments on the findings and recommendations in the report, including a plan for corrective action if necessary. Resolution of all findings must be made within six (6) months of the receipt of the audit report.
- f. Use of small audit firms and audit firms owned and controlled by socially and economically disadvantaged individuals is encouraged.

13. Attorney fees. Each party shall bear its own attorney fees and costs.

14. Notices. Any notice required or permitted to be delivered under this Sub-Recipient Agreement must be in writing and shall be deemed given on the earlier of actual receipt or (i) when delivered, if delivered by hand during regular business hours, (ii) three (3) days after being sent by United States Postal Service, registered or certified mail, postage prepaid, return receipt requested and first class mail, postage prepaid, or (iii) the next business day if sent by a reputable national overnight express mail service that provides tracing and proof of receipt or refusal of items mailed. Notices to the City and/or Purchaser shall be delivered as follows:

If to the City:

THE CITY OF SEATTLE
Department of Finance and Administrative
Services
Attn: Karen Gruen
700 Fifth Avenue, Suite 5200
P.O. Box 94689
Seattle, WA 98124-4689
Telephone: 206-733-9238

Note: If delivering notice by hand pursuant to subsection (i) above, notice must be delivered to the City’s street address; if sending notice by U.S. Mail pursuant to subsection (ii) above, notice must be sent to the City’s P.O. Box; and if sending notice by overnight express mail service pursuant to subsection (iii) above, notice must be delivered to the City’s street address.

If to the PNA:

PHINNEY NEIGHBORHOOD
ASSOCIATION

Attention: Christi Beckley, Executive Director
6532 Phinney Avenue North
Seattle, WA 98103
Telephone: 206-783-2244

15. Compliance with Laws. As a subrecipient of a community development block grant, the PNA shall comply with the requirements of Title 24 of the Code of Federal Regulations, Part 570 (the Housing and Urban Development regulations concerning community development block grants), as may be amended during the Term. The PNA shall also comply with all other applicable federal, state and local laws, regulations and policies governing the Property and its conveyance to the PNA. The PNA shall also utilize the Property to supplement rather than supplant funds and property otherwise available to the PNA.

16. Indemnification. PNA shall defend, indemnify, and hold the City, its elected officials and employees harmless from and against any and all losses, allegations, claims, actions, suits, charges, costs, fees and judgments whatsoever, including reasonable attorney’s fees, to the extent arising out of (i) the PNA’s performance of this Agreement, including any performance of the services or obligations of this Agreement by PNA’s subcontractors, subrecipients, agents, employees, or representatives, and (ii) any breach of this Agreement by PNA, including but not limited to failure to comply with any requirements of the applicable federal regulations, HUD, City, and/or other applicable federal, state and/or municipal laws, statutes, regulations, and/or requirements. The obligations under this Section shall survive the expiration of this Agreement for the period of legal limitation applicable to any claim that to which PNA’s obligations under this Section apply.

17. Insurance. PNA retains all responsibilities and shall bear all costs and liabilities of any kind related to the ownership, operation, upkeep, and maintenance of the Property and the provision of the services under this Agreement, including the maintenance of liability insurance coverage with a liability limit of not less than \$1,000,000 per occurrence and \$1,000,000 in the aggregate. Such insurance shall name the City as an additional insured, shall provide for at least thirty (30) days’ notice to the City before cancellation, and shall provide that the act or omission of one insured will not invalidate the policy as to the other

insured party. The parties release and relieve the other and waive their entire right to recovery for loss or damage to the extent that the loss or damage is covered by insurance.

18. Assignment. The PNA may not voluntarily or involuntarily, directly or indirectly, sell, transfer, assign, pledge or otherwise dispose of, or mortgage, pledge, hypothecate or otherwise encumber, or permit or suffer any encumbrances of, all or any part of its rights or obligations hereunder, without the City’s prior written approval, which shall not be unreasonably withheld.

19. Effective Date. When used in this Agreement, the term “**Effective Date**” is the date the deed conveying title to the Property from the City to the PNA is recorded in the records of the King County Recorder. Each party authorizes the endorsement of such date for administrative reference in the space provided in the Agreement’s heading.

20. Counterparts. This Agreement may be executed in counterparts, each of which when taken together shall form a complete Agreement.

CITY:

THE CITY OF SEATTLE, a first-class charter city of the State of Washington acting by and through its Department of Finance and Administrative Services

By: _____

Printed Name: Michelle Reed

Title: Chief Operating Officer, Department of Finance and Administrative Services

PNA:

THE PHINNEY NEIGHBORHOOD ASSOCIATION, a Washington nonprofit corporation

By: _____

Printed Name: Christi Beckley

Title: Executive Director

[Attachments A and B follow]

Attachment A
To
Phinney Neighborhood Association Subrecipient Agreement

PHINNEY NEIGHBORHOOD ASSOCIATION SCOPE OF SERVICE AND STATEMENT OF WORK

Greenwood Senior Center (GSC), a program of the Phinney Neighborhood Association (PNA) will offer programs and social services at the Property that provide an opportunity for thousands of seniors each year to enhance physical fitness, mental stimulation, emotional well-being and social connections. In addition, all classes will be open to people of all ages, as the PNA strives to offer intergenerational programming at all of its sites, including the Property.

The collection of services in this statement will be offered without discrimination to all members of the community seeking to participate in the services at the Property (also referred to in this attachment as the Greenwood Senior Center). During the term of the Subrecipient Agreement, the PNA will provide the following types of activities and services at levels comparable to services provided during 2019 unless otherwise approved by the City, recognizing that the types and levels of services will vary to some extent over the term of the Subrecipient Agreement. PNA will be responsive to the community's needs and interests, and will respond accordingly by adapting programming in a manner consistent with the requirements of the Subrecipient Agreement. In 2019, GSC served 2,435 individuals over age 50, and another 1046 under age 50 at the Property.

Food and Nutrition Programming

GSC offers programs geared toward addressing the dietary and nutritional challenges faced by seniors including a daily community dining lunch program in partnership with another nonprofit, and a once weekly dinner and nutrition classes. In 2019, there were 245 nutrition and food activities at the Property.

Health Promotion, Wellness, and Fitness

Senior programming has a strong emphasis in health promotion, wellness and fitness. Some of the offerings include ongoing classes and one-time activities. These currently include: Zumba Gold, line dancing, yoga, yoga for osteoarthritis, tai chi, walking groups, low impact exercise and stretching. In 2019, there were 824 activities at the Property in health promotion, wellness, and fitness.

Education, Recreation, Socialization, and Personal Growth

PNA offers many education and recreation activities and classes each month. They include computer classes, cell phone mentoring, computer mentoring, and resume classes. Art classes include watercolor and drawing, printmaking, coloring for relaxation, senior stitchers and jewelry making. PNA has speakers on a range of subjects including history

and the humanities. We offer many opportunities for social connection and personal growth including elder culture groups, book groups, movie afternoon, current events group and special topics. Our members also have opportunities to volunteer and stay engage with greater community including our Talk Time Program, our community garden group, and volunteering in the community. In 2019, there were 923 activities at the Property in education, recreation, socialization, and personal growth.

Social Services and Support Groups

GSC has a strong and healthy social services program. Headed by our licensed social worker, programs include one-on-one counseling, family consultations and 9 monthly support groups. The GSC also has a program for people with a diagnosed memory loss including The Gathering Place, a Tuesday and Thursday enrichment program. We also have a Memory Loss Chorus, an Alzheimer's Café and always an additional special program each quarter. Our social worker provides support for caregivers through her counseling and support groups, and twice a year offers Powerful Tools for Caregivers, a six week class that gives tools to support caregivers. This year we are beginning a collaboration with a homeless women's shelter to provide a support group for homeless, aging women. In 2019, there were 297 activities in social services and support groups.

Community Gathering and Meeting Spaces

Rooms at the GSC are available for hourly rentals, in-kind exchanges, and occasionally free use to community groups. Spaces are available for a variety of purposes, including educational, events, meetings, seminars, and retreats. Use of space is open to anyone, regardless of race, religion, sexual orientation, or special abilities. In 2019, PNA rented to 56 groups and individuals.

**Attachment B
Form of Certificate of
Assurance of Compliance**

**ASSURANCE OF COMPLIANCE
WITH
TITLE VI OF THE CIVIL RIGHTS ACT OF 1964
AND
SECTION 504 OF THE REHABILITATION ACT OF 1973**

The Agency provides this assurance in consideration of and for the purpose of obtaining federal grants, loans and contracts (except contracts of insurance or guaranty), property, discounts or other federal financial assistance as an Agency to the City.

The Agency assures that it will comply with:

1. Title VI of the Civil Rights Act of 1964, as amended, 42 USC 2000d et. seq., which prohibits discrimination on the basis of race, color or national origin in programs and activities receiving federal financial assistance.
2. Section 504 of the Rehabilitation Act of 1973, as amended, 29 USC 794, which prohibits discrimination on the basis of handicap in programs and activities receiving federal financial assistance, and regulations thereunder, 24 CFR Part 8.

The Agency agrees that compliance with this Assurance constitutes a condition of continued receipt of federal financial assistance and that it is binding upon the applicant, its successors, transferees and assignees for the period during which such assistance is provided. The Agency further assures that all Consultants, subcontractors, sub-grantees or others with whom it arranges to provide services or benefits in connection with programs or activities are not discriminating in violation of the above statutes, regulations, guidelines and standards. In the event of failure to comply, the Agency understands that the contract can be terminated and the Agency denied the right to receive further assistance.

CERTIFICATION

I, the undersigned, do hereby certify under penalty of perjury that I am authorized to sign this certification on behalf of the Agency.

Authorized Official Signature

Date

PHINNEY NEIGHBORHOOD ASSOCIATION, a Washington non-profit corporation
Agency Name

6532 Phinney Avenue North, Seattle, WA 98103
Address (Street, State, Zip Code)

Exhibit B
Form of Deed

Return Address:

PHINNEY NEIGHBORHOOD ASSOCIATION
Attention: Christi Beckley, Executive Director
6532 Phinney Avenue North
Seattle, WA 98103

**Please print or type information WASHINGTON STATE RECORDER'S Cover Sheet
(RCW 65.04)**

<p>Document Title(s) (or transactions contained therein): (all areas applicable to your document must be filled in)</p> <p style="text-align: center;">1. QUIT CLAIM DEED CONVEYING DETERMINABLE ESTATE WITH COVENANTS</p>
<p>Reference Number(s) of Documents assigned or released:</p> <p style="text-align: center;">NONE</p>
<p>Grantor(s) (Last name, first name, initials)</p> <p>CITY OF SEATTLE, a Washington municipal corporation</p>
<p>Grantee(s) (Last name first, then first name and initials)</p> <p>PHINNEY NEIGHBORHOOD ASSOCIATION, a Washington non-profit corporation</p>
<p>Legal description (abbreviated: i.e. lot, block, plat or section, township, range)</p> <p>N ½ of 2 and E 60 FT of 3, Block 19, Osner's 2d Add, King County, WA</p>
<p>Assessor's Property Tax Parcel/Account Number <input type="checkbox"/> Assessor Tax # not yet assigned</p> <p>643050-0322</p>
<p>The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.</p>

QUIT CLAIM DEED CONVEYING DETERMINABLE ESTATE WITH COVENANTS
(the “**Deed**”)

This Deed conveys real property located in King County, Washington legally described as follows:

THE NORTH HALF OF LOT 2; AND THE EAST 60 FEET OF LOT 3; BLOCK 19, OSNER’S SECOND ADDITION TO SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 12 OF PLATS, PAGE 3, IN KING COUNTY, WASHINGTON, EXCEPT THE SOUTH 110 FEET OF SAID PORTION OF LOT 3.

Situate in the City of Seattle, County of King, State of Washington (the “Property”).

For good and valuable consideration, the receipt of which is hereby acknowledged, **THE CITY OF SEATTLE (“Grantor”)**, a Washington municipal corporation, hereby conveys and quitclaims to the **PHINNEY NEIGHBORHOOD ASSOCIATION (“Grantee”)**, a Washington non-profit corporation, all Grantor’s right, title and interest in the Property, other than the rights expressly reserved in this Deed, for: (i) so long as the Property is used as a non-profit senior center to provide social services in compliance with the Covenant for Use of the Property in Section B below; and (ii) so long as any additional development or expansion of improvements on the Property is limited to improvements dedicated to senior services facilities, affordable housing, or both; and at such time when the Property is no longer used as provided in this Deed, the Property shall revert to Grantor and its heirs and successors. By acceptance of this Deed and signature below, the Grantee hereby binds itself and its successors and assigns, grantees, and lessees forever to use the Property as provided in this Deed, and further covenants as follows:

A. Environmental Covenant

1. The Property is conveyed AS-IS, WHERE-IS, WITH-ALL-FAULTS, AND WITHOUT ANY REPRESENTATION OR WARRANTY WHATSOEVER, EXPRESS OR IMPLIED, AS TO ITS CONDITION, ENVIRONMENTAL OR OTHERWISE, OR ITS SUITABILITY OR SUFFICIENCY FOR THE GRANTEE’S INTENDED USES AND PURPOSES. Grantee acknowledges that adverse physical, economic or other conditions (including without limitation, adverse environmental soils and ground-water conditions), either latent or patent, may exist on the Property. Grantee assumes Grantor’s responsibility for all environmental conditions of the Property, known or unknown, including but not

limited to responsibility, if any, for investigation, removal or remediation actions relating to the presence, release or threatened release of any Hazardous Substance (defined below) or other environmental contamination relating to the Property. Grantee also hereby releases and shall indemnify, defend, and hold Grantor and its past, present and future officials, employees, and agents, harmless from and against any and all claims, demands, penalties and costs assessed by any regulatory agency, fees, damages, losses, expenses (including but not limited to attorneys' fees, contractors' and consultants' fees and costs), and liabilities arising out of, or in any way connected with, the condition of the Property, including but not limited to any alleged or actual past, present or future presence, release or threatened release of any Hazardous Substance in, on, under or emanating from the Property, or any portion thereof or improvement thereon, from any cause whatsoever; it being intended that Grantee shall so indemnify Grantor and such personnel without regard to any fault or responsibility of Grantor or Grantee. The obligation to complete all environmental investigation, removal or remediation of the Property and the acknowledgement, release and indemnification touch and concern the Property, restrict the use of the Property, constitute an assessment against the Property and are intended to run with the land and bind Grantee and Grantee's heirs, successors and assigns, and inure to the benefit of Grantor and its successors and assigns.

2. For purposes of this Environmental Covenant, the term "Hazardous Substance" shall mean petroleum products and compounds containing them; flammable materials; radioactive materials; polychlorinated biphenyls ("PCBs") and compounds containing them; asbestos or asbestos-containing materials in any friable form; underground or above-ground storage tanks; or any substance or material that is now or hereafter becomes regulated under any federal, state, or local statute, ordinance, rule, regulation, or other law relating to environmental protection, contamination or cleanup.
3. Grantee's release shall include both claims by Grantee against Grantor and cross-claims against Grantor by Grantee based upon claims made against Grantee by any and all third parties. The obligation to indemnify and defend shall include, but not be limited to, any liability of Grantor to any and all federal, state or local regulatory agencies or other persons or entities for remedial action costs and natural resources damages claims. The obligation to complete all environmental investigation, removal or remediation of the Property and the acknowledgement, release and indemnification touch and concern the Property, restrict the use of the Property, constitute an assessment against the Property and are intended to run with the land and bind Grantee and Grantee's heirs, successors and assigns, and inure to the benefit of Grantor and its successors and assigns. This release means that Grantee accepts the Property "as-is, where-is and with-all-faults," and that Grantee assumes all responsibility of Grantor to investigate, remove and remediate any environmental conditions on the Property and has no recourse against Grantor or any of its officers, employees or agents for any claim or liability with respect to the Property.
4. Grantor shall have the right to defend itself and seek from Grantee recovery of any damages, liabilities, settlement awards and defense costs and expenses incurred by Grantor if Grantee does not accept unconditionally Grantor's tender to Grantee of the duty to investigate, remove and/or remediate environmental conditions on the Property and/or defend and indemnify Grantor against any such claim, suit, demand, penalty, fee, damages, losses, cost

or expense. This Covenant shall apply regardless of whether or not Grantee is culpable, negligent or in violation of any law, ordinance, rule or regulation. This Covenant is not intended, nor shall it, release, discharge or affect any rights or causes of action that Grantor or Grantee may have against any other person or entity, except as otherwise expressly stated herein, and each of the parties reserves all such rights including, but not limited to, claims for contribution or cost recovery relating to any Hazardous Substance in, on, under or emanating from the Property.

B. Covenants Regarding Use of the Property:

1. The Property shall be continuously owned and used by a non-profit organization that shall use the Property to provide social services for the public, focusing on needs of seniors. Additionally, the Property shall be used in compliance with the Subrecipient Agreement between The City of Seattle and Phinney Neighborhood Association dated as of the same date herein (the “Subrecipient Agreement”) for the full term of the Subrecipient Agreement, including the five year recapture period following its expiration.
2. Title shall automatically revert to the City if the Property is not owned and used by a non-profit organization to provide social services programs for the public.
3. Title shall automatically revert to the City if the Subrecipient Agreement is terminated early for material default.
4. For purposes of this Deed, “social services” means services consistent with the Subrecipient Agreement (during its term) and RCW 43.83.410. For purposes of this Deed, “affordable housing” means housing development that creates and maintains housing units on the Property with a mix of units that are affordable to households with income levels up to 80% of area median income and with a majority of units serving households with incomes up to 60% of adjusted median income.
5. Services targeted to meet the needs of seniors may include but not be limited to:
 - a. Health services and wellness programs;
 - b. Assistance and support for accessing benefits available to low-income seniors;
 - c. Low cost meals and nutritional support;
 - d. Fitness and recreation programs;
 - e. Social and educational gatherings; and
 - f. Affordable housing.
6. Grantee is authorized to sell the Property only if all the following conditions are satisfied: (a) the sale must be subject to prior written approval by the Grantor and, if applicable, the State of Washington; (b) all proceeds from such a sale must be applied to the purchase price of a different property or properties of equal or greater value than the Property; and (c) (i) any new property or properties must be used for the purposes stated in Section B and the new property or properties must be available for use within one year of sale or (ii) the nonprofit organization must enter into an agreement with Grantor to reimburse Grantor for

the value of the Property at the time of the sale if the nonprofit organization ceases to use the new property for the purposes described in Section B.1.

7. Nothing herein shall preclude use of the Property for fundraising activities to benefit the primary purposes of the Grantee.

C. Additional Covenants

1. With the prior written consent of Grantee (which shall not be unreasonably withheld), Grantor shall have the right to enter the Property during weekday business hours for the purpose of making inspections of the property to determine if there is compliance by Grantee with the terms of this Deed. Grantee shall not request inspection more than annually unless Grantee has reasonable cause to believe there is a violation of one or more covenant in this Deed.
2. After expiration of the Subrecipient Agreement, the Grantee shall annually, no later than March 31, if requested in writing by the Director, submit to the Director of Finance and Administrative Services, or the head of any successor agency, certification that it has used the Property consistent with the covenants and limitations of this Deed.
3. If the Property reverts to Grantor, then Grantor will execute in favor of Grantee a Deed covenant release, notice of reversion, or similar document relating to such reversion that will include environmental covenants which will be effective on a prospective basis after the date of such reversion or reconveyance to release Grantee from any subsequent environmental liabilities, excluding any environmental conditions that may have been created or caused by Grantee while it owned the Property.
4. Grantee shall use the Property in compliance with all municipal, county, state and federal laws, ordinances and regulation and shall comply with all applicable equal employment opportunity and nondiscrimination laws of the United States, the State of Washington, and The City of Seattle, including but not limited to Chapters 14.04, 14.10 and 20.42 of the Seattle Municipal Code, as they may be amended from time to time, and rules, regulations, orders and directives of the associated administrative agencies and their officers.
5. Grantee shall comply with all applicable provisions of the Americans with Disabilities Act of 1990 (ADA) in use of the Property and provision of services required by this Deed.
6. Grantee shall not deny an otherwise qualified individual any services anticipated by or required under this Agreement on the grounds of race, color, sex, religion, national origin, creed, marital status, age, sexual orientation, political ideology, ancestry, or the presence of any sensory, mental or physical handicap. Grantee shall not discriminate on any of the foregoing grounds in the awarding of any contract, in the provision of services required by this Deed.

D. Notice and Remedy

1. The provisions in this Section D shall apply following the expiration of the Subrecipient Agreement and shall not in any way amend, limit, or otherwise require the Grantor to take any action with respect to the reversion of the Property to Grantor and Grantor's heirs and assigns at such time as the Property is no longer used as provided in the granting clause above and Section B. This section applies to any breach of one or more of the Covenants in Section A and C ("Deed Requirement").
2. If Grantor reasonably determines that the Grantee is in violation of any Deed Requirement or that a violation is likely to occur, Grantor shall give written notice to Grantee of such violation and demand specific corrective action in writing sufficient to cure the violation.
3. Grantor may bring an action as provided in Section D.4 if Grantee:
 - a. Fails to cure a violation of any Deed Requirement within thirty (30) days after receipt of written notice thereof from Grantor; or
 - b. Under circumstances where the violation cannot reasonably be cured within the thirty (30) day period, fails to begin curing such violation within the thirty (30) day period, or fails to diligently pursue the cure to completion.
4. Grantor may bring an action at law or in equity, or both, to enforce the terms of the Deed Requirement, to enjoin the violation, ex parte as necessary and as allowed under the applicable civil rules, by temporary or permanent injunction. All such actions for injunctive relief may be taken without Grantor being required to post bond or provide other security.
5. Grantor's remedies described in this Section D shall be cumulative and shall be in addition to all remedies now or hereafter existing at law or in equity.
6. Enforcement of the Deed Requirements shall be at the discretion of the Grantor in accordance with the terms of this Section D. Any forbearance by Grantor to exercise its rights under this Deed shall not be deemed or construed to be a waiver by Grantor of such term or of any of Grantor's rights under this Deed, including the reversion of the Property. Grantor's delay or omission in the exercise of any right or remedy upon any breach by Grantee shall not impair such right or remedy or be construed as a waiver.
7. Nothing contained in this Section D shall be construed to entitle Grantor to bring any action against Grantee to abate, correct, or restore any condition on the Property or to recover damages for any injury to or change in the Property resulting from actions by a trespasser upon the Property or causes beyond Grantee's control, including, without limitation, civil unrest, epidemic, natural disaster, fire, flood, storm, pest infestation, earth movement, and climate change, and from any prudent action taken by Grantee under emergency conditions to prevent, abate, or mitigate significant injury to the Property resulting from such causes. The Property is conveyed subject to all existing easements, covenants, restrictions, conditions, reservations, exceptions, and agreements, recorded and unrecorded, and the Grantor makes no warranties of any kind as to the title of the Property.

The Property is conveyed subject to all existing easements, covenants, restrictions, conditions, reservations, exceptions and agreements, recorded and unrecorded, and the Grantor makes no warranties of any kind as to the title of the Property.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed.

<p>GRANTOR: THE CITY OF SEATTLE, a Washington municipal corporation</p> <p>By: _____ Michelle Reed</p> <p>Title: Chief Operating Officer, Finance and Administrative Services</p> <p>Date: _____</p>	<p>GRANTEE: Phinney Neighborhood Association, a Washington non-profit corporation</p> <p>By: _____ Christi Beckley</p> <p>Title: Executive Director</p> <p>Date: _____</p>
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This Quit Claim Deed is executed and delivered pursuant to City of Seattle Ordinance _____.

Page __ of __

[Notary page follows]

STATE OF WASHINGTON)

) ss.

COUNTY OF KING)

On this ____ day of _____, 2021, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared **Michelle Reed** known to me (or proved to me on the basis of satisfactory evidence) to be the **Chief Operating Officer of Finance and Administrative Services of The City of Seattle**, the municipal corporation named in and which executed the foregoing document, and stated on oath that he was authorized to execute the foregoing document on behalf of said municipal corporation and signed the same as the free and voluntary act and deed of said municipal corporation for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

Name: _____
NOTARY PUBLIC in and for the State of
Washington, residing at _____
My commission expires: _____

STATE OF WASHINGTON)

) ss.

COUNTY OF KING)

On this ____ day of _____, 2021, before me, personally appeared **Christi Beckley**, to me known to be the _____ of **Phinney Neighborhood Association**, the Washington non-profit corporation who executed the foregoing instrument, and acknowledged the same to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that _____ was authorized to execute such document for and on behalf of said corporation.

WITNESS my hand and official seal hereto affixed the day and year written above in this certificate.

Name: _____
NOTARY PUBLIC in and for the State of
Washington, residing at _____
My commission expires: _____

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Finance and Administrative Services	Karen Gruen 206-733-9238	Jennifer Breeze 206-256-5972

** 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 the transfer of City property located at 525 North 85th Street; authorizing the conveyance of the property to the Phinney Neighborhood Association, a Washington non-profit corporation, consistent with the intent of Resolution 31856 and to provide for the continued delivery of social services; making findings of fact about the consideration for the transfer; superseding Resolution 31837 for the purposes of this ordinance; and authorizing the Director of Finance and Administrative Services or designee to execute and deliver documents necessary to carry out the conveyance of such property on the terms and conditions of this ordinance.

Summary and background of the Legislation:

For many years, the City has contemplated conveying title to certain senior centers/community centers, each to its non-profit operator, so long as the operator demonstrates the capacity to own and operate the property. The City is now prepared to move forward with the transfer of title on one such property to its non-profit operator, Phinney Neighborhood Association (PNA), pursuant to City Council Resolution 31856 for Mutual and Offsetting Benefit Properties.

In 1977, the City of Seattle (“City”) purchased a medical clinic on an approximately 22,000-square-foot site located at 525 North 85th Street for use as a neighborhood senior center (“Greenwood Senior Center”). The purchase money included funds from a community development block grant from the United States Department of Housing and Urban Development and from an award of Referendum 29 funds as administered by the State of Washington Department of Social and Health Services.

In 1987 the City entered into a long-term mutual and offsetting benefit lease (“GSC Lease”) with Senior Services of Seattle/King County and Greenwood Senior Center, Inc. (“GSC, Inc.”), both organizations being non-profit corporations and operating as joint tenants, pursuant to which the tenants paid no cash rent in exchange for a commitment to use the Greenwood Senior Center to provide off-setting public benefits in the form of senior services and which then converted to a month-to-month lease.

In 2006, the GSC, Inc. and the Phinney Neighborhood Association, a Washington non-profit corporation (“PNA”), merged, with the PNA acquiring all of the GSC, Inc.’s right, title, and interest in the GSC Lease (including the GSC Inc.’s standing as a month-to-month tenant).

Pursuant to those certain *Procedures for Evaluation of the Reuse and Disposal of the City's Real Property*, as first adopted by Resolution 29799 and amended by Resolutions 30862 and 31837 ("Disposition Procedures"), in May 2015 FAS declared the Greenwood Senior Center excess to its needs. In 2016 and 2017 pursuant to the Disposition Procedures, FAS conducted public outreach with respect to the proposed conveyance of the Greenwood Senior Center to the PNA. The outreach identified no opposition to the proposed conveyance.

Purchase money for the Greenwood Senior Center came in part from the Washington State Social and Health Services Facilities 1972 bonds ("1972 Bonds"). RCW 43.83.410 permits the transfer of property acquired with 1972 Bonds to non-profit agencies without consideration, so long as the transferee uses the property to furnish services benefitting the public.

As a month-to-month tenant under the GSC Lease, PNA continues to use the Greenwood Senior Center for purposes of furnishing social services to older, adult residents of the Greenwood neighborhood. Services furnished include classes, events, daily hot lunch program, and social activities.

Pursuant to City Council resolution 31856 as adopted in 2018, the City Council declared its intent to collaborate with the Executive in transferring properties subject to mutual and offsetting benefit ("MOB") leases. Each property would be transferred to its non-profit operator. Consideration would be in the form of a promise from the non-profit operator to use the property to provide social services benefitting the community.

The 2019 *Memorandum of Agreement Implementing Criteria for Initiating Transfer of Mutually Offsetting Facilities to Tenants*, by and amongst six, City of Seattle departments and offices, charged an interdepartmental team with determining whether a tenant under a MOB lease met the criteria for the conveyance of the leased premises. This team recently determined that the PNA met such criteria and is thus eligible to take title to the Greenwood Senior Center.

FAS and the PNA have agreed to the terms and conditions governing the City's conveyance of the Greenwood Senior Center to the PNA. The agreement remains subject to the City Council's approval.

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?
Conveying title to the Greenwood Senior Center to its nonprofit operator the Phinney Neighborhood Association in exchange for a commitment to furnish needed social services

or a combination of social services and affordable housing means that the City will forego the monetary value of these properties in its citywide real estate holdings. In 2020, the King County Assessor assigned a value of \$4.9 million to the Greenwood Senior Center.

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

The financial impact of not conveying the property to the Phinney Neighborhood Association is that the City would continue to be responsible for the cost of maintenance. For example, for 2019 and 2020, the City spent \$11,600 and \$3,500, respectively, to maintain the Greenwood Senior Center. Conveying the Greenwood Senior Center to the Phinney Neighborhood Association would allow the City to avoid estimated maintenance costs of \$7,550 for each of 2021 and 2022.

4. OTHER IMPLICATIONS

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

Yes. Representatives from six departments and offices were participants on an interdepartmental team tasked with overseeing the disposition of properties subject to Mutual and Offsetting Benefit leases, such as the lease for the Greenwood Senior Center.

b. Is a public hearing required for this legislation?

No. While no public hearings are required or have been held to date, discussion of this legislation will be held before the City Council's Finance and Housing Committee and/or full City Council.

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

No. However, the disposition of the Greenwood Senior Center triggered a review under the State Environmental Policy Act pursuant to Washington Administrative Code section 197-11-800(5)(b). A notice of the determination of non-significance issued by FAS was published on July 31, 2017 in the Seattle Daily Journal of Commerce.

d. Does this legislation affect a piece of property?

Yes. See map attached to this fiscal note.

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 impact of the legislation is limited to vesting the property's title in its non-profit operator, with no disruption to the ongoing delivery of social services.

However, an underlying principle of MOB property transfers is that it brings control of these properties closer to the communities and clients they serve. Greenwood Senior Center has historically served the vulnerable elder community in Greenwood. Transferring this property

is a community priority and this transfer is aligned with City priorities such as community wealth building and community ownership.

No language access plan was prepared as outreach for the disposition pre-dates the 2017 Executive Order requiring such a plan.

f. Climate Change Implications

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

No impact is expected.

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 impact is expected.

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.

List attachments/exhibits below:

Summary Attachment A – Depiction of the location of the Greenwood Senior Center

Depiction of the location of the Greenwood Senior Center



Greenwood Senior Center PMA 145

Feet 0 20 40 80 120 Feet



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No guarantee of any part implied, including accuracy, completeness or fitness of use February 2017

- Site:** 21,987 square feet (City property); 3,171 square feet (PNA property)
- Zoning:** NC2-55 (M)
- Building area:** 9,587 square feet



Legislation Text

File #: CB 120084, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to land disturbing activity; updating the Grading Code to align with updates to other codes; and amending Sections 22.170.020, 22.170.050, 22.170.060, 22.170.070, 22.170.080, 22.170.110, and 22.170.190 of the Seattle Municipal Code.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 22.170.020 of the Seattle Municipal Code, enacted by Ordinance 123107, is amended as follows:

22.170.020 Scope

This code applies to all grading and other land disturbing activity, including addition and replacement of ((~~impervious~~)) hard surface, within the City of Seattle; to the maintenance and protection of grades, slopes, and soil stability; and to the correction of hazards related to any of the foregoing.

Section 2. Section 22.170.050 of the Seattle Municipal Code, last amended by Ordinance 125248, is amended as follows:

22.170.050 Definitions

* * *

"Development" means land disturbing activity or the addition or replacement of ((~~impervious~~)) hard surface.

* * *

~~("Impervious surface" means any surface exposed to rainwater from which most water runs off. Common impervious surfaces include, but are not limited to, roof tops, walkways, patios, driveways, formal~~

~~planters, parking lots or storage areas, concrete or asphalt paving, permeable paving, gravel surfaces subjected to vehicular traffic, compact gravel, packed earthen materials, and oiled macadam or other surfaces which similarly impede the natural infiltration of stormwater. Open, uncovered retention/detention facilities shall not be considered as impervious surfaces for the purposes of determining whether the thresholds for application of minimum requirements are exceeded. Open, uncovered retention/detention facilities shall be considered impervious surfaces for purposes of stormwater modeling.))~~

“Hard surface” means “hard surface” as defined in Section 22.801.090.

* * *

"Land disturbing activity" means any activity resulting in a movement of earth, or a change in the existing soil cover, both vegetative and nonvegetative, or the existing topography. Land disturbing activities include, but are not limited to, clearing, grading, filling, excavation, or addition of new or the replacement of (~~impervious~~) hard surface. Compaction, excluding hot asphalt mix, that is associated with stabilization of structures and road construction shall also be considered a land disturbing activity. Vegetation maintenance practices are not considered land disturbing activities.

* * *

"Potentially hazardous location" includes:

1. (~~All sites on the Hazardous Sites List compiled by the Washington State Department of Ecology pursuant to WAC 173-340-330 or any successor rule, or listed on the National Priorities List by the U.S. Environmental Protection Agency pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), commonly known as the Superfund statute. When a site is no longer on either list, or when the owner otherwise establishes contamination does not pose a present or potential threat to human health or the environment, the site will no longer be considered a potentially hazardous location.)) Any site on a list, register, or database compiled by the U.S. Environmental Protection Agency (EPA) or the Washington State Department of Ecology (Ecology) for investigation, cleanup, or other action~~

regarding contamination under any federal or state environmental law. When EPA or Ecology removes the site from from the list, register, or database, or when the Director or the Director of SPU determines the owner has otherwise established the contamination does not pose a present or potential threat to human health or the environment, the site will no longer be considered a potentially hazardous location.

2. When designated by the Director, existing and abandoned solid waste disposal sites; and facilities for hazardous waste treatment, storage, or disposal, all as defined by the federal Solid Waste Disposal Act, 42 U.S.C. 6901, et seq.

* * *

"Replaced (~~((impervious))~~) hard surface" or "replacement of (~~((impervious))~~) hard surface" means (~~((for structures, the removal and replacement of impervious surface down to the foundation. For other impervious surface, the impervious surface that is removed down to earth material and a new impervious surface is installed))~~) those terms as defined in Section 22.801.190.

"Site" means the lots or parcels, or portions of street, highway, or other rights-of-way, or contiguous combination thereof, where a permit for the addition or replacement of (~~((impervious))~~) hard surface or the undertaking of land disturbing activity has been issued or where any such work is proposed or performed. For roadway projects, the length of the project site and the right-of-way boundaries define the site.

* * *

Section 3. Section 22.170.060 of the Seattle Municipal Code, enacted by Ordinance 123107, is amended as follows:

22.170.060 Grading (~~((Permit Required))~~) permit required

A. Grading (~~((Permit Required))~~) permit required. Except as otherwise specifically provided in this code, a grading permit shall be obtained from the Director before commencing any activity for which a permit is required as specified in subsection 22.170.060.A. The required grading permit may be a component of a building permit, and, in this case, a separate grading permit is not required. The provisions of this (~~((chapter))~~)

code apply to both a separate grading permit and a grading permit that is a component of a building permit except as expressly otherwise stated. Actions exempt from the requirement for a grading permit are specified in subsection 22.170.060.B.

1. General. A grading permit is required prior to any of the actions in subsection 22.170.060.A.1, whether or not the site is subject to any other provision of subsection 22.170.060.A:

a. Changing existing grade at any location more than 4 feet measured vertically, if the combined volume of excavation, filling, and other movement of earth material on a site is more than 50 cubic yards;

b. Changing the existing grade at any location more than 4 feet measured vertically, if the grading will result in a permanent slope steeper than 3 horizontal to 1 vertical;

c. Changing the existing grade at any location more than 4 feet measured vertically, if there will be a temporary slope steeper than 1 horizontal to 1 vertical;

d. Any grading if the combined volume of excavation, filling, and other movement of earth material exceeds 500 cubic yards;

e. ~~((One acre))~~ 5,000 square feet or more of land disturbing activity on a site;

f. ~~((Two thousand))~~ 750 square feet or more of new plus replaced ~~((impervious))~~ hard surface.

g. Extracting groundwater from a well dewatering system.

2. Shoreline District. In the Shoreline District as established in Section 23.60A.010 a grading permit is required:

a. If there will be any grading of lands covered by water;

b. If there will be any land disturbing activity within 100 feet of the ordinary high water mark; or

c. If the combined volume of excavation, filling, and other movement of earth material is

more than 25 cubic yards in the area between 100 and 200 feet of the ordinary high water mark.

3. Environmentally ~~((Critical Areas))~~ critical areas and ~~((Buffers))~~ buffers. A grading permit is required for:

a. Any land disturbing activity in riparian corridors, wetlands, wetland buffers, and shoreline buffers;

b. Land disturbing activity in liquefaction-prone areas, abandoned landfills, seismic hazards areas, peat settlement-prone areas, and volcanic hazard areas, if any threshold in subsection 22.170.060.A.1 is met or exceeded;

c. Land disturbing activity in any ~~((Environmentally Critical Area))~~ environmentally critical area not listed in subsections 22.170.060.A.3.a and 22.170.060.A.3.b, if the combined volume of excavation, filling, and other movement of earth material is more than 25 cubic yards or grading reaches any threshold in subsection 22.170.060.A.1.

4. Potentially ~~((Hazardous Locations))~~ hazardous locations. A grading permit is required for any volume of excavation, filling, or other movement of earth material in potentially hazardous locations as defined in Section 22.170.050.

5. ~~((In-Place Ground Modification))~~ In-place ground modification. A grading permit is required for any in-place ground modification. The Director may waive the requirement for a grading permit if the Director determines the in-place ground modification will be insignificant in amount or type.

6. Temporary ~~((Stockpiles))~~ stockpiles. A grading permit is required for temporary stockpiles that meet or exceed any applicable threshold of subsection 22.170.060.A.1 through 22.170.060.A.5 and that are not located on sites for which a valid grading permit has been issued.

7. Grading ~~((Near Public Places))~~ near public places. A grading permit is required to excavate or fill in excess of 3 feet, measured vertically, on private property within any area between the vertical prolongation of the margin of a public place, and a 100 percent slope line (45 degrees from a horizontal line)

from the existing elevation of the margin of a public place to the proposed elevation of the private property. See Sections 15.44.020 and 15.44.030.

B. Exemptions. A grading permit is not required for the activities listed in this subsection 22.170.060.B.

1. Activity conducted in the public right of way by a City agency, or under a street use permit that specifically authorizes the activity;
2. Excavation and filling of cemetery graves;
3. Exploratory excavations that comply with the requirements of subsection 22.170.190.N;
4. Operation of sewage treatment plant sludge settling ponds;
5. Operation of surface mines for the extraction of mineral and earth materials subject to the regulations and under a permit of the State of Washington;
6. Stockpiling and handling of earth material when the earth material is consumed or produced in a process that is the principal use of the site and that complies with the requirements of subsection 22.170.190.M;
7. Maintenance or reconstruction of active tracks and yards of a railroad in interstate commerce within its existing right-of-way;
8. Maintenance or reconstruction of the facilities of parks and playgrounds including work required for the protection, repair, replacement, or reconstruction of any existing paths, trails, sidewalks, public improvement or public or private utility, and the stockpiling of material for these maintenance and reconstruction activities;
9. Excavation and filling of post holes;
10. Trenching and backfilling for the ~~((installation,))~~ reconstruction or repair of existing utilities on property other than a public right-of-way that includes replacing the ground surface with in-kind material or materials with similar runoff characteristics;
11. Trenching and backfilling the installation of utilities on property other than a public right-of-

way or an environmentally critical area that includes replacing the ground surface with in-kind material or materials with similar runoff characteristics, except that installation of drainage systems and facilities for short plats and subdivisions that are subject to subsection 22.805.010.D are not exempt;

12. Grading done as part of a City public works project (see also Section 22.800.070);

~~((12.))~~ 13. Public works and other publicly funded activities on property owned by public entities, when all of the following conditions are satisfied:

- a. Stormwater discharges from the property do not enter the public drainage control system or the public combined sewer system;
- b. The project will not undercut or otherwise endanger adjacent property; and
- c. The Director has waived grading permit requirements by interagency agreement~~((:))~~ ;

~~((13. Underground storage tank removal and replacement that is subject to regulation by a state or federal agency, unless any grading is done on a potentially hazardous location. See subsection 22.170.060.A.))~~

14. Development undertaken by the Washington State Department of Transportation in state highway right-of-way that complies with standards established pursuant to ~~((Chapter))~~ chapter 173-270 ((Washington Administrative Code, the Puget Sound Highway Runoff Program)) WAC;

15. On-site work required for construction, repair, repaving, replacement, or reconstruction of an existing road, street, or utility installation in a public right-of-way~~((:))~~ ;

16. Pavement maintenance practices with no change to drainage patterns or existing discharge points limited to the following activities;

a. Pothole and square cut patching;

b. Overlaying existing asphalt or concrete or brick pavement with asphalt or concrete without expanding the area of coverage;

c. Shoulder grading;

d. Reshaping or regrading drainage ditches;

e. Crack sealing; and

f. Vegetation maintenance.

C. Compliance (~~(Required)~~) required. All grading and other land disturbing activity, whether or not it requires a grading permit, shall comply with the provisions of this code, the Stormwater Code, and all other applicable laws.

Section 4. Section 22.170.070 of the Seattle Municipal Code, enacted by Ordinance 123107, is amended as follows:

22.170.070 Application (~~(Requirements for Grading Permits)~~) requirements for grading permits

* * *

B. Plans and (~~(Information Required.)~~) information required

1. Projects (~~(Requiring Plans)~~) requiring plans. The information listed in subsection 22.170.070.B.2 shall be provided on plans submitted with each application for a grading permit.

Exceptions:

a. When the only grading included in an application is for an approved drainage control plan (~~(the information required in subsection 22.170.070.B is not required)~~) , a separate grading plan is not required if all information in subsection 22.170.070.B.2 is shown on the drainage control plan.

b. When the only grading included in an application for a building permit is excavation and replacement of earth material within an area 4 feet or less from the footing lines of a building or structure, (~~(plans are)~~) the grading plan is not required, except that the applicant shall show the location of temporary stockpiles and the slope of temporary cuts on the site plan.

c. A separate grading plan may be omitted if all information in subsection 22.170.070.B.2 is shown on the site plan and drainage control plans and preparation by a civil engineer or stamping by a geotechnical engineer is required.

d. The work will be permitted by the Seattle Department of Transportation and a separate grading plan may be omitted if the work is in the right-of-way and all information in subsection 22.170.070.B.2 is shown on the right-of-way plans.

2. Requirements for ~~((Plans))~~ plans. The following information shall be submitted with applications for grading permits requiring plans.

a. A general vicinity map and legal description of the site;

b. A site plan ~~((showing:))~~ as required by the director of the department that will issue the permit;

~~((1) location of existing buildings and structures, easements, utilities and other surface and above-ground improvements on the site;~~

~~2) the approximate location of all buildings, structures, impervious surface and other improvements on adjacent land;~~

~~3) the location of existing and planned temporary and permanent drainage control facilities, existing and proposed drainage discharge points, watercourses, drainage patterns, environmentally critical areas, and areas of standing water;~~

~~4) the approximate location, type and size of trees and other vegetation on the site;~~

~~5) designation of trees and vegetation to be removed, and the minimum distance between tree trunks and the nearest excavation and/or fill; and~~

~~6) areas where equipment traffic will be permitted and excluded;))~~

c. A grading plan showing:

1) An estimate of the total combined volume of excavation, filling, and other movement of earth material;

2) A topographic ~~((map))~~ plan, including cross-sections of the site and adjacent

property, showing the ~~((present))~~ existing and proposed contours of the land at not more than 2-foot contour intervals, and the location and amount of all temporary stockpiles and excavations. On steeper sites, the Director may authorize plans to show a contour interval greater than 2 feet but in no case more than a 5-foot interval. The information relating to adjacent properties may be approximated;

3) A bar scale and north arrow;

4) The limits of proposed land disturbance;

5) Existing and proposed retaining walls, rockeries, and all other features that create sudden grade changes. Proposed retaining walls and rockeries shall include top and bottom elevations at the ends, high points, and at least every 25 feet along the feature;

6) Location of existing and proposed buildings, structures, hard surface, and other improvements on the site;

7) The approximate location of all buildings, structures, hard surface, and other improvements on adjacent land;

8) The location of existing and proposed drainage control facilities, drainage discharge points, watercourses, drainage patterns, and areas of standing water;

9) Environmentally critical areas and associated setbacks and buffers;

10) Non-disturbance areas;

11) The approximate location, type, and size of trees and other vegetation on the site;

12) Designation of trees and vegetation to be removed, and the minimum distance between tree trunks and the nearest excavation and/or fill; and

13) Areas where equipment traffic will be permitted and excluded;

d. A drainage control plan as set forth in ~~((SMC))~~ Chapter 22.807 ~~((, except when the grading is limited to the area providing for vehicular and pedestrian access to the building or to the temporary~~

stockpiling of excavated material)).

3. ~~((Number Required. If a grading permit is sought as a component of another permit, the minimum number of plan sets required for the grading permit application shall be the same as the number of plan sets required for the other permit application. If only a grading permit is sought, the applicant shall submit at least 3 sets of plans. Additional sets may be required by the Director.~~

4. ~~Clarity of Plans.))~~ Clarity of plans. Plans shall be drawn to a clearly indicated and commonly accepted scale ~~((upon substantial paper such as blueprint quality or standard drafting paper. Tissue paper, poster board or cardboard will not be accepted))~~ and shall include a bar scale. The plans shall be of ~~((microfilm))~~ legible print quality and limited to a minimum size of ~~((18))~~ 11 inches by ~~((18))~~ 17 inches and a maximum size of 41 inches by 54 inches.

~~((5. Preparation by Civil Engineer.))~~ 4. Preparation by civil engineer. The grading plans shall be prepared by, or under the direction of, a licensed civil engineer for all applications where the total amount of materials graded is more than 2,500 cubic yards. The Director may require that grading plans for lesser quantities be prepared by or under the direction of a licensed civil engineer for sites such as, but not limited to, those in geologic hazard areas and areas with known erosion problems.

~~((6. Stamping by Geotechnical Engineer.))~~ 5. Stamping by geotechnical engineer. When required by the Director in accordance with the provisions of this code, the grading plans shall be reviewed and stamped by the geotechnical engineer who performed the geotechnical investigation to indicate that the plans conform to the conclusions and recommendations of the investigation.

* * *

Section 5. Section 22.170.080 of the Seattle Municipal Code, enacted by Ordinance 123107, is amended as follows:

22.170.080 Financial ~~((Assurance and Covenants))~~ assurance and covenants

As a condition precedent to issuance of any grading permit provided for in this code, the Director may require

an applicant to submit financial assurances and a covenant as provided in this Section 22.170.080.

A. Insurance.

1. The Director may require the owner(s) or contractor to carry liability and property damage insurance against bodily injury, death, disability, property damage, and/or loss from or related to land disturbing activities or resulting conditions, or operation of equipment on or about the property, naming the City as an additional insured, covering any occurrence prior to determination by the Director that the requirements of the grading permit have been met. The amount and policy terms shall be commensurate with the risks as determined by the Director. The Director may require proof that the insurance is in effect prior to issuance of a grading permit.

2. The Director may also require the owner(s) to maintain a policy of general public liability insurance against personal injury, death, property damage, and/or loss from activities conducted pursuant to the grading permit, or conditions caused by grading activities, and naming the City as an additional insured. The policy shall be in an amount and on terms that the Director determines to be commensurate with the risks. It shall cover a period of not more than ten years from the date of issuance of a Certificate of Occupancy or finalization of the grading permit. A certificate evidencing the insurance shall be filed with the Director before issuance of a grading permit.

3. The insurance policy shall provide that the City will be notified of cancellation of the policy at least 30 days prior to cancellation. The notice shall be sent to the Director and to the Risk Management Division in the Department of Finance and Administrative Services and shall state the insured's name and the property address. If a property owner's insurance is canceled and not replaced ten days prior to a lapse in coverage, the Director may order that any further work under a grading permit stop, or issue a notice of violation, or the grading permit and any interrelated permit or approval may be revoked, including a Certificate of Occupancy or approval for occupancy.

* * *

Section 6. Section 22.170.110 of the Seattle Municipal Code, last amended by Ordinance 124105, is amended as follows:

22.170.110 Granting or denial of grading permits

A. Granting

1. If the Director finds that an application for a grading permit complies with the requirements of this code and rules promulgated hereunder, that the fees specified in the Fee Subtitle have been paid, and that the applicant has satisfied all other conditions precedent imposed by or pursuant to this code, the Stormwater Code, and rules promulgated under those codes, the Director shall issue a permit to the applicant. A permit may be granted with or without conditions. Conditions may include, but are not limited to: restricting grading work to specific seasons, months or weather conditions; limiting vegetation removal; sequencing of work; requiring that recommendations contained in the geotechnical investigation are followed; requiring observation by a licensed civil or geotechnical engineer; requiring special inspection pursuant to Section 22.170.130; requiring structural safeguards; specifying methods of erosion, sedimentation, and drainage control; specifying methods for maintenance of slope stability; retaining existing trees; requiring revegetation and grass seeding and/or long term maintenance activities; requiring compliance with Chapter 25.09, Regulations for Environmentally Critical Areas, Chapter 23.60A, Shoreline Master Program, and other regulations of the City or other agencies with jurisdiction.

2. The Director may require that plans and specifications be stamped and signed by a licensed civil engineer or geotechnical engineer to indicate that the grading and proposed structure comply with the conclusions and recommendations of any required investigation or report.

3. Minimal risk. In geologic hazard areas and steep slope erosion hazard areas as identified in Chapter 25.09, the geotechnical/civil engineer who prepared the soils analysis and report may be required to submit a letter stating that:

a. The plans and specifications conform to the recommendations of the soils analysis and

report; and

b. So long as conditions stated in the soils report are satisfied, areas disturbed by construction will be stabilized, the risk of damage to the proposed development or to adjacent properties from soil instability will be minimal, and the proposed grading and development will not increase the potential for soil movement.

* * *

Section 7. Section 22.170.190 of the Seattle Municipal Code, last amended by Ordinance 124952, is amended as follows:

22.170.190 General requirements

* * *

I. Amendment with organic matter. Areas that have been cleared, graded, or compacted and that have not been covered by ((impervious)) hard surface, incorporated into a drainage facility, or engineered as structural fill or slope shall be amended with organic matter prior to final inspection.

* * *

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 _____, 2021, and signed by me in open session in authentication of its passage this _____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Construction and Inspections	Micah Chappell 206-256-5157	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 disturbing activity; updating the Grading Code to align with updates to other codes; and amending Sections 22.170.020, 22.170.050, 22.170.060, 22.170.070, 22.170.080, 22.170.110, and 22.170.190 of the Seattle Municipal Code.

Summary and background of the Legislation: This legislation adopts the 2021 Seattle Grading Code. SDCI is revising SMC 22.170 to align relevant thresholds, definitions, and exemptions with the concurrent 2021 Seattle Stormwater Code update to SMC 22.800-22.808. The Grading Code was last updated in January 2009. The update is occurring to ensure compliance with Seattle’s National Pollution Distribution Elimination System (NPDES) permit and to ensure compliance with Ecology’s Stormwater Management Manual for Western Washington. The updates to this code are minimal:

Threshold adjustments

- The Grading Code will require a grading permit when there is 5,000 square feet or more of land disturbing activity on a site, rather than 1 acre. This is consistent with Ecology’s expectations for management of large projects and aligns with current thresholds in the Stormwater Code.
- The Grading Code will require a grading permit when there is 750 square feet of new plus replaced hard surface, rather than 2000 square feet. This is consistent with Ecology’s expectations for management of hard surfaces and aligns with current thresholds in the Stormwater Code.
- The Grading Code will require a grading permit when extracting groundwater.

Definition adjustments

- The term “impervious surface” is replaced by “hard surface” as defined in SMC Section 22.801.090, which defines “hard surface” as an impervious surface, a permeable pavement, or a vegetated roof.
- “Development” means land disturbing activity or the addition or replacement of hard surface, rather than impervious surface.
- “Potentially hazardous location” is broadened to include any site on a list, register, or database compiled by EPA or Ecology for investigation, cleanup, or other action regarding contamination under any federal or state environmental law, rather than being defined as a location on Ecology’s Hazardous Sites List or on Superfund sites. When EPA or Ecology removes the site from the list, register or database, or when the Director of SDCI or the Director of SPU determines the owner has otherwise established the

contamination does not pose a present or potential threat to human health or the environment, the site will no longer be considered a potentially hazardous location.

New Exemptions

- Trenching and backfilling for the reconstruction or repair of existing utilities on property other than a public right-of-way that includes replacing the ground surface with in-kind material or materials with similar runoff characteristics.
- Trenching and backfilling for the installation of utilities on property other than a public right-of-way or an Environmentally Critical Area that includes replacing the ground surface with in-kind material or materials with similar runoff characteristics, with the exception that installation of drainage systems and facilities for Short Plats and Subdivisions that are subject to SMC 22.805.010.D are not exempt.

Eliminated Exemptions

- Underground storage tank removal subject to state or federal regulation is no longer exempt.

The update also includes various clarifications of grading plan requirements, and includes a new requirement that the geotechnical/civil engineer who prepares the soils analysis and report may need to submit a letter attesting that the risk of damage to proposed development or adjacent properties is minimal.

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

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

Yes. If Seattle is audited by the Washington State Department of Ecology, it may be determined that the City is out of compliance with our NPDES permit requirements and the Stormwater Management Manual for Western Washington if this update does not occur. There are significant fines associated with lack of compliance.

4. OTHER IMPLICATIONS

- a. **Does this legislation affect any departments besides the originating department?** The legislation will require that all departments that build or renovate buildings in the city of Seattle comply with the 2021 codes.
- 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 legislation will affect large grading projects and projects with new plus replaced hard surface area greater than 750 square feet; however, it is not directed at any specific property.
- 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 perceive no impacts to vulnerable or historically disadvantaged communities. The SDCI communications director will ensure that all public messaging regarding the update utilizes plain language.
- f. **Climate Change Implications**
1. **Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?** Not in a substantial manner but it will provide enhanced environmental protections to the City's receiving water bodies. See 4f.2 below.
 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?** This update will increase the amount of On-Site Stormwater Management Best Management Practices (OSM BMPs) installed in the City (See Seattle Stormwater Code for OSM requirements). OSM provides runoff volume and pollutant mitigation. While some OSM BMPs provide carbon emission reduction, the primary impact is the reduction of pollutants introduced to the City's receiving waters.
- 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 new initiatives or major expansion of any program.

List attachments/exhibits below:



Legislation Text

File #: CB 120083, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to Seattle's construction codes; amending Sections 713.13.7 and 1613.1.1 and Table 2902.1 of the 2018 Seattle Building Code, adopted by Ordinance 126278; amending Section R501.4 of the 2018 Seattle Energy Code, adopted by Ordinance 126279; amending Chapter 16 of the Seattle Existing Building Code, adopted by Ordinance 126278; and amending Sections 2.4, 4.5, 4.25, 4.26, and 5.9.1 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 713.13.7 of the Seattle Building Code, adopted by Ordinance 126278, is amended to read as follows:

[S] 713.13.7 Chute venting and roof termination. The full diameter of waste and linen chutes shall extend a minimum of 3 feet (0.92 m) above the building roof and be gravity vented per NFPA 82.

Exceptions:

1. Waste and linen chutes are permitted to be mechanically ventilated by an exhaust fan in lieu of gravity venting. The exhaust fan shall be located outside the building at the top of the chute.
2. Where the trash chute does not extend to the ~~((upper))~~ highest floor of the building below the roof, the trash chute shall be permitted to ~~((gravity))~~ vent to a sidewall louver termination by gravity venting or mechanical venting. The horizontal extension of the trash chute shall ~~((be the full diameter of))~~ have the same cross-sectional area as the chute and shall be enclosed in rated construction equal to the rating of the shaft enclosure. ~~((Where the chute is mechanically ventilated per *International Mechanical Code* Section 515 the blast cap shall terminate behind the louver and the exhaust fan and duct connection will be enclosed in the rated shaft.))~~ No operable openings shall be located within 10 feet of the sidewall louver termination.

Section 2. Section 1613.1.1 of the Seattle Building Code, adopted by Ordinance 126278, is amended to read as follows:

[S] 1613.1.1 Presubmittal conference. At least 60 days prior to submittal of a building permit application that contains the construction documents for any structural component of the building, the applicant shall arrange a presubmittal conference with the structural engineer of record and the *building official* to review the proposed building structural system when an alternate procedure is used under the provisions in Section 104.4 or 104.5. The purpose of the meeting is to obtain conceptual approval from the *building official* of the proposed structural system.

Note: Projects using non-linear response history analysis methods or using an alternative lateral force resisting system are subject to peer review in accordance with Section ((1613.4.3)) 1613.4.2, and ASCE 7 Sections 12.2.1.1 and 16.1.1. Peer reviews require lengthy lead time prior to permit application and issuance. Applicants should contact the building official prior to the start of structural design.

Section 3. Table 2902.1 of the Seattle Building Code, adopted by Ordinance 126278, is amended to read as follows:

**[W][S][P] TABLE 2902.1
MINIMUM NUMBER OF REQUIRED PLUMBING FIXTURES^a
(See Sections 2902.1.1 and 2902.2)**

No.	CLASSIFICATION	OCCUPANCY	DESCRIPTION	WATER CLOSING		LAVATORIES		BATH TUBS/SHOWERS
				Male	Female	Male	Female	
1	Assembly	A-1 ^d	Theaters and other buildings for the performing arts and motion pictures ^d	1 per 12	1 per 6	1 per 200		-
		A-2 ^d	Nightclubs, bars, taverns, dance halls and buildings for similar purposes ^d	1 per 40	1 per 40	1 per 75		-

		Restaurants, banquet halls and food courts ^d	1 per 75	1 per 75	1 per 200	-
		((Casino gaming areas	1 per 100 for the first 400 and 1 per 250 for the remainder exceeding 400	1 per 50 for the first 400 and 1 per 150 for the remainder exceeding 400	1 per 250 for the first 750 and 1 per 500 for the remainder exceeding 750	-))
	A-3 ^d	Auditoriums without permanent seating, art galleries, exhibition halls, museums, lecture halls, libraries, arcades and gymnasiums ^d	1 per 121	1 per 65	1 per 200	-
		Passenger terminals and transportation facilities ^d	1 per 50	1 per 50	1 per 750	-
		Places of worship and other religious services ^d	1 per 15	1 per 75	1 per 200	-
	A-4	Coliseums, arenas, skating rinks, pools and tennis courts for indoor sporting events and activities	1 per 75 for the first 1,500 and 1 per 120 for the remainder exceeding 1,500	1 per 40 for the first 1,500 and 1 per 60 for the remainder exceeding 1,500	1 per 200	1 per 150
	A-5	Stadiums, amusement parks, bleachers and grandstands for outdoor sporting events and activities ^f	1 per 75 for the first 1,500 and 1 per 120 for the remainder exceeding 1,500	1 per 40 for the first 1,500 and 1 per 60 for the remainder exceeding 1,500	1 per 200	1 per 150

2	Business	<u>B</u>	Buildings for the transaction of business, professional services, other services involving merchandise, office buildings, banks, light industrial, ((ambulatory care)) and similar uses	1 per 25 for the 50 and 1 per 50 the remainder exceeding 50	1 per 40 for the 80 and 1 per 80 the remainder exceeding 80	-
3	Educational	<u>E^e</u>	Educational facilities	1 per 35	1 per 25 1 per 85	1 per 50
4	Factory and industrial	<u>F-1 and F-2</u>	Structures in which occupants are engaged in work fabricating, assembly or processing of products or materials	1 per 100	1 per 100	See footnote g
5	Institutional	<u>I-1</u>	((Custodial)) Residential care facilities	1 per 10	1 per 10	1 per 8
		<u>I-2</u>	((Medical care recipients in hospitals and nursing homes)) Hospitals, ambulatory nursing home care recipient ^b	1 per room ^c	1 per room ^c	1 per 15
			Employees ((in hospitals and nursing homes)) other than residential care ^b	1 per 25	1 per 35	-
			Visitors ((in hospitals and nursing homes)) other than residential care	1 per 75	1 per 100	-
		<u>I-3</u>	Prisons ^b	1 per cell	1 per cell	1 per 15

		<u>I-3</u>	Reformatories, detention centers and correctional centers ^b	1 per 15	1 per 15	1 per 15
			Employees in ((reformatories)) reformatories, detention centers and correctional centers ^b	1 per 25	1 per 35	-
		<u>I-4</u>	Adult day care and child day care	1 per 15	1 per 15	1
6	Mercantile	<u>M</u>	Retail stores, service stations, shops, salesrooms, markets and shopping centers	1 per 500	1 per 750	-
7	Residential	<u>R-1</u>	Hotels, motels, boarding houses (transient)	1 per sleeping u	1 per sleeping u	1 per sleepin g unit
		<u>R-2</u>	Dormitories, fraternities, sororities and boarding houses (not transient)	1 per 10	1 per 10	1 per 8
		<u>R-2</u>	Apartment house	1 per dwelling u	1 per dwelling u	1 per dwellin g unit
		<u>R-3</u>	One- and two-family dwellings and lodging houses with five or fewer guestrooms	1 per dwelling u	1 per 10	1 per dwellin g unit
			Congregate living facilities with 16 or fewer persons	1 per 10	1 per 10	1 per 8
8	Storage	<u>S-1 S-2</u>	Structures for the storage of goods, warehouses, storehouses and freight depots, low and moderate hazard	1 per 100	1 per 100	See footnot e g

Section 4. Section R501.4 of the Seattle Energy Code, adopted by Ordinance 126279, is amended to read as

follows:

[S] **R501.4 Compliance.** *Alterations, repairs, additions* and changes of occupancy to, or relocation of, existing buildings and structures shall comply with the provisions for *alterations, repairs, additions* and changes of occupancy or relocation, respectively, in this code and the *International Residential Code, International Building Code, International Existing Building Code, International Fire Code, International Fuel Gas Code, International Mechanical Code, Uniform Plumbing Code, International Property Maintenance Code, and ((NFPA 70)) Seattle Electrical Code.*

Section 5. Chapter 16 of the Seattle Existing Building Code, adopted by Ordinance 126278, is amended to read as follows:

CHAPTER 16 REFERENCED STANDARDS

* * *

ASME	American Society of Mechanical Engineers Two Park Avenue New York, NY 10016
((ASME A17.1-2016/ CSA B44-16)) <u>A17.1/CSA B44-2019:</u>	Safety Code for Elevators and Escalators 305.8.2 ((,902.1.2))
((A17.3-2015:	Safety Code for Existing Elevators and Escalators 902.1.2))
<u>A18.1- ((2014)) 2017:</u>	Safety Standard for Platform Lifts and Stairway Chair Lifts 305.8.3

* * *

Section 6. Section 2.4 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278, is amended to read as follows:

2.4 Terms not defined. When a definition is not found below, the definitions of terms found in the codes and standards listed in Section 3.1 of this code shall govern.

* * *

AUTOMATIC CERTIFICATION PERMIT means a permit used to modify the licensed attendance requirements for a specific boiler. (See Steam Engineer and Boiler ((Fireman)) Operator License Law, Seattle

Municipal Code Chapter 6.420.)

* * *

BOILER, CERTIFIED AS AUTOMATIC means a boiler that complies with Section 4.25 of this code, has an automatic certification permit that passed final inspection and is used to modify the licensed attendant requirements for a specific boiler. (See “Steam Engineer and Boiler (~~Fireman~~) Operator License Law”, Seattle Municipal Code Chapter 6.420).

BOILER, CERTIFIED AS MONITORED means a boiler that complies with Section 4.26 of this code and is used to modify the licensed attendant requirements for a specific boiler. (See “Steam Engineer and Boiler (~~Fireman~~) Operator License Law”, Seattle Municipal Code Chapter 6.420.)

* * *

LICENSED OPERATOR means a person licensed to operate boilers in accordance with the Seattle Steam Engineer and Boiler (~~Fireman~~) Operator License Law, SMC Chapter 6.420.

* * *

Section 7. Section 4.5 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278, is amended to read as follows:

4.5 Emergency repairs. In the case of (~~an~~) emergency, the installation or repair of any boiler or pressure vessel or auxiliary equipment may be made without first applying for a permit. The code official shall be given notice by email or voicemail of the work performed within 24 hours or one business day from the time when the emergency work was started. Permit applications shall be submitted within the later of 24 hours or one working day from the start of the emergency work or as directed by the code official.

Section 8. Section 4.25 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278, is amended to read as follows:

4.25 Boilers certified as automatic. The Seattle Steam Engineer and Boiler (~~Fireman~~) Operator License Law, Seattle Municipal Code Chapter 6.420, provides for reduced attendance requirements for boilers that are

certified as automatic. Boilers certified as automatic are required to have the following:

1. Control and limit devices as set forth in Table 4.25 or as certified by the manufacturer if approved by the code official to be equivalent.
2. Feed water systems not requiring manual operation.
3. Stack temperature gauges.
4. Oil temperature and oil suction pressure gauges and/or high and low gas pressure gauges, as applicable.
5. The original equipment manufacturer's operating and installation manual, together with electrical schematics or diagrams.
6. Boilers 12.5 MM BTU/H and greater. All boilers certified as automatic of 12,500,000 Btu/h input and greater shall also comply with the installation requirements of the current edition of NFPA 85, Boiler and Combustion Systems Hazards Code.
7. Solid fuel boilers. The code official may approve solid-fuel-fired boilers that meet the safety requirements for automatic gas- or oil-fired boilers.

Section 9. Section 4.26 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278, is amended to read as follows:

4.26 Boilers certified as monitored. Boilers certified as monitored shall comply with the reduced attendance requirements allowed by the Seattle Steam Engineer and Boiler ((Fireman)) Operator License Law, Seattle Municipal Code Chapter 6.420. The boiler owner or lessee is responsible for compliance with this Section 4.26.

* * *

Section 10. Section 5.9.1 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278, is amended to read as follows:

5.9 Operation of boilers and pressure vessels.

5.9.1. Operation. Boilers and pressure vessels shall be operated and maintained by an appropriately

licensed boiler operator as required by the Seattle Steam Engineer and Boiler (~~Fireman~~) Operator License Law, Seattle Municipal Code Chapter 6.420.

* * *

Section 11. 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 _____, 2021, and signed by me in open session in authentication of its passage this _____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
SDCI	Micah Chappell, 206-256-5157	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 Seattle’s construction codes; amending Sections 713.13.7 and 1613.1.1 and Table 2902.1 of the 2018 Seattle Building Code, adopted by Ordinance 126278; amending Section R501.4 of the 2018 Seattle Energy Code, adopted by Ordinance 126279; amending Chapter 16 of the Seattle Existing Building Code, adopted by Ordinance 126278; and amending Sections 2.4, 4.5, 4.25, 4.26, and 5.9.1 of the Seattle Boiler and Pressure Vessel Code, adopted by Ordinance 126278.

Summary and background of the Legislation:

This legislation adopts errata to the 2018 Seattle Construction Codes, which consists of Codes from the International Code Council (ICC), National Fire Protection Association (NFPA), and International Association of Plumbing and Mechanical Officials (IAPMO), with Seattle amendments.

The Seattle Construction Codes -- building, residential, existing building, mechanical, fire, plumbing, energy, electrical, fuel gas, boiler, and elevator -- are a vital component of providing a safe, healthy, livable community, and every three years, as changes occur at the national and state levels, our local codes are also refined to meet or exceed those standards.

This legislation includes adoption of proposed errata for Seattle’s construction codes to clarify regulations, adopt amendments consistent with Washington State regulations, and make technical corrections from omissions and errors.

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 other fiscal impacts.

Is there financial cost or other impacts of *not* implementing the legislation?
No other fiscal impacts.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
This legislation will adopt errata to Seattle construction codes that require all departments that will build or renovate buildings in the city of Seattle to comply with the 2018 codes.
- b. Is a public hearing required for this legislation?**
No, a public hearing is not required for this legislation.
- c. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No, a publication of notice is not required for this legislation.
- d. Does this legislation affect a piece of property?**
The legislation will adopt errata to Seattle construction codes that affect construction, alteration, and demolition of structures on any property but is not directed at any specific property.
- 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 impact on vulnerable or historically disadvantaged communities is anticipated.
- f. Climate Change Implications**
- 1. Emissions: Is this legislation likely to increase or decrease carbon emissions in a material way?**
This legislation will have no effect on 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.**
This legislation will have no effect on climate change.
- 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 initiatives or programmatic expansions are included in this legislation.

List attachments/exhibits below:

N/A



Legislation Text

File #: CB 120085, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to boiler and steam engine operations; amending Chapter 6.420 of the Seattle Municipal Code.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Chapter 6.420 of the Seattle Municipal Code, last amended by the ordinance introduced as Council Bill 119992, is amended as follows:

CHAPTER 6.420 STEAM ENGINEERS AND BOILER ((FIREMEN)) OPERATORS

6.420.010 Scope, purpose, and authority ((-))

The regulation and licensing of steam engineers and boiler ((firemen)) operators and the operation of boilers and steam engines are governed by this Chapter 6.420.

The purpose of this Chapter 6.420 is to provide standards for safe operation of boilers and steam engines.

The Director of the Seattle Department of Construction and Inspections is authorized to implement and enforce all the provisions of this Chapter 6.420.

6.420.020 Unlawful activities ((-))

A. It is unlawful to have charge of, or operate, or permit anyone to have charge of, or operate, any boiler or steam engine without a license issued under this ((chapter)) Chapter 6.420.

B. It is unlawful to hire or contract with a person who does not have a license issued under this ((chapter)) Chapter 6.420 to have charge of, or operate, any boiler or steam engine.

C. It is unlawful for any person to knowingly:

1. Prevent or attempt to prevent any person licensed under this ((chapter)) Chapter 6.420 from performing any act required to be performed by this ((chapter)) Chapter 6.420; or

2. Require or attempt to require any person licensed under this ((chapter)) Chapter 6.420 to perform any act prohibited by this ((chapter)) Chapter 6.420.

D. It is unlawful to fail to abide by a stop work order issued by the Director.

6.420.030 Definitions ((-))

Words and phrases used in this ((chapter)) Chapter 6.420 have the following meanings:

“Boiler” means a closed vessel in which water is heated, steam is generated, steam is superheated, or any combination thereof, under pressure or vacuum by the direct application of heat. The term “boiler” also includes fired units for heating or vaporizing liquids other than water where these systems are complete within themselves.

“Boiler plant” means one ((+)) or more boilers and connecting piping and vessels within the same premises.

“Boiler supervisor” means a steam engineer Grade I, II, or III who has passed additional examinations as required by the Director pursuant to the provisions of this ((chapter)) Chapter 6.420.

“BHP” means brake horsepower.

“Certified automatic boiler” means a boiler equipped with certain controls and limit devices as required by the Seattle Boiler Code, and for which the Director has finalized an Automatic Certification Application Permit.

“Certified monitored boiler” is a certified automatic boiler that meets the requirements ((of Section 330)) of the Seattle Boiler Code and for which the Director has finalized a Monitored Certification Application Permit.

“City Boiler Inspector” means a City of Seattle Boiler/Pressure Systems Inspector employed by the

Department.

“Department” means the Seattle Department of Construction and Inspections.

“Director” means the Director of the Seattle Department of Construction and Inspections and authorized representatives.

“Hoist and portable boiler” means a boiler used to provide steam for the operation of various types of equipment such as floating cranes, piledrivers, and other similar types of equipment used in the construction industry.

“Hot-water supply boiler” is a boiler having a volume exceeding (~~(one hundred twenty (120))~~) 120 gallons, or a heat input exceeding (~~(two hundred thousand (200,000))~~) 200,000 BTU per hour, or a water temperature exceeding (~~(two hundred ten (210))~~) 210 degrees Fahrenheit but not exceeding a temperature of (~~(two hundred fifty (250))~~) 250 degrees Fahrenheit, (~~(or)~~) and a pressure not exceeding (~~(one hundred sixty (160))~~) 160 psi, that provides hot water to be used externally to itself.

“kBtuh” means thousand BTU per hour.

“Low-pressure hot-water heating boiler” is a boiler from which hot water is circulated for heating purposes at pressures not exceeding (~~(one hundred sixty (160))~~) 160 psi and temperatures not exceeding (~~(two hundred fifty (250))~~) 250 degrees Fahrenheit, that provides hot water to be used externally to itself.

“Low-pressure steam-heating boiler” is a boiler furnishing steam at pressures not exceeding (~~(fifteen (15))~~) 15 psi.

“Nonregenerative system” is a system in which the heat rejected by an engine is lost to the atmosphere.

“Out of service.” A boiler is “out of service” if it is manually shut down for inspection, maintenance, or repair, except for limited repairs and adjustments as set forth in Section (~~(6.420.150)~~) 6.420.120.

“Potable water heater” (fired, electric, solar, and indirect) is a closed vessel in which water is heated by the combustion of fuels, electricity, or any other source, and withdrawn for use external to the system. Potable water heaters do not exceed any of the following criteria or capacities: a nominal water-containing capacity of

~~((one hundred twenty (120)))~~ 120 gallons, a heat input of ~~((two hundred thousand (200,000)))~~ 200,000 BTU per hour, an operating temperature of ~~((two hundred ten (210)))~~ 210 degrees Fahrenheit, and a pressure of ~~((one hundred sixty (160)))~~ 160 psi.

“Power hot-water boiler” (high-temperature water boiler) is a boiler used for heating water or liquid to a pressure exceeding ~~((one hundred sixty (160)))~~ 160 psi or to a temperature exceeding ~~((two hundred fifty (250)))~~ 250 degrees Fahrenheit.

“Power steam boiler” is a boiler in which steam or other vapor is generated at pressures exceeding ~~((fifteen (15)))~~ 15 psi. For purposes of this ~~((chapter))~~ Chapter 6.420, the term shall not include a small power boiler.

“psi” means pounds per square inch.

“Regenerative system” is a system in which the heat rejected by an engine is used in a boiler.

“Seattle Boiler Code” is the Seattle Boiler and Pressure Vessel Code (Title 22, Subtitle ~~((IVA))~~ IVB of the Seattle Municipal Code).

“Small power boiler” is a power steam boiler with pressures not exceeding ~~((one hundred fifty (150)))~~ 150 psi and not exceeding ~~((eight hundred thousand (800,000)))~~ 800,000 BTU per hour heat input.

“Steam engine” means all prime movers using vapors from a boiler for motive power, steam-driven compressors, and steam pumps except steam pumps and similar auxiliaries used only as appurtenances for the operation of a boiler.

6.420.040 Applications and examinations ((:))

A. Persons desiring a license, or change of limitation as described in Section 6.420.070, shall make written application to the Director on forms provided by the Director. Applications shall be accompanied by ~~((a receipt showing payment of the required examination fee as required by the Fee Subtitle, Chapter 22.900E))~~ an affidavit attesting to the applicant’s training and experience, and other supporting credentials as may be necessary to determine the applicant’s fitness. Proof of experience is not required for Grade V or Small Power

Boiler Operator licenses.

B. Applicants for an operator's license shall pass an examination administered by the Director, ~~((, and shall show to the satisfaction of the Director that they meet the minimum qualifications for one of the grades of license specified in Table A of Section 6.420.070.))~~ The examination fee in Section 22.900E.050 shall be paid in advance and shall be assessed each time the examination is administered.

C. Examinations shall be practical in their character and shall relate to those matters that will fairly test the minimum capacity, skill, experience, and competence of each person examined to safely operate and properly care for boilers and steam engines, within the scope of the license sought.

~~((D. The Director may require affidavits regarding an applicant's character, training, experience and record, and such other supporting credentials as may be necessary to determine the applicant's fitness.))~~

D. An applicant who successfully completes the examination and shows to the satisfaction of the Director that they meet the minimum qualifications for one of the grades of license specified in Table A of Section 6.420.070, shall be issued the appropriate license upon payment of the license fee in Section 22.900E.050.

E. The Director shall refuse to certify the applicant for a steam engineer's or boiler ~~((fireman's))~~ operator's license if the result of the examination is such that the Director determines the applicant does not have sufficient knowledge of, and experience in, the care or operation of boilers or steam engines, or if the applicant is found to be unfit to operate boilers or steam engines safely. ~~((The action of the Director shall be final.))~~

F. It is sufficient cause to refuse a steam engineer's or boiler ~~((fireman's))~~ operator's license, or any renewal thereof, if the applicant, through neglect or incompetence while in charge of a boiler or steam engine, has caused serious damage to property or has endangered the lives of others.

6.420.050 Exemptions from license requirements ((:))

A steam engineer's or boiler ~~((fireman's))~~ operator's license is not required of any person in charge of, or

operating, the following:

- A. Any boiler or steam engine subject to federal regulations;
- B. Any boiler not subject to reinspection by the Seattle Boiler Code;
- C. Low-pressure hot water, low-pressure steam and hot-water supply boiler plants having inputs of less than ~~((two million five hundred thousand (2,500,000)))~~ 2,500,000 BTU per hour;
- D. Any boiler having an input of less than ~~((one hundred thousand (100,000)))~~ 100,000 BTU per hour and a maximum pressure of ~~((one hundred (100)))~~ 100 pounds per square inch or less;
- E. Potable water heaters;
- F. Ancillary equipment that may be connected to the operation of a boiler or boiler system such as, but not limited to, pumps, filters, pre-heaters, heat exchangers, and related pressure vessels;
- G. Non-regenerative gas turbines; ~~(())~~ or
- H. Boiler equipment being installed by and under the control of the boiler manufacturer or the manufacturer's representative, a boiler installation contractor, or a boiler or burner installer making the installation under the manufacturer's written instructions and recommendations.

6.420.060 Periodic refresher training required ~~(())~~

All persons licensed according to this ~~((chapter))~~ Chapter 6.420 shall attend an approved refresher course every five ~~((5))~~ years. A document indicating proof of completion of the approved refresher course shall be provided to the Director.

6.420.070 Grades of licenses and limitations ~~(())~~

- A. The grades of steam engineer~~((s²))~~ and boiler ~~((firemen's))~~ operator licenses are as follows:

Grade I Boiler Supervisor

Grade II Boiler Supervisor

Grade III Boiler Supervisor

Grade I Steam Engineer

- Grade II Steam Engineer
- Grade III Steam Engineer
- Grade IV Boiler ((Fireman)) Operator
- Small Power Boiler ((Fireman)) Operator
- Grade V Boiler ((Fireman)) Operator

B. License Limitations. The Director may impose limitations on licenses restricting the licensee to the operation and maintenance of particular equipment at a stated location, or to the operation and maintenance of a certain class of boilers or steam engines, or to specified permitted services in connection with the operation and maintenance of boilers and steam engines. Limitations shall be based upon the applicant’s qualifications and shall be reasonably related to the protection of the public in the safe operation and maintenance of boilers and steam engines. Limitations may include, but are not limited to, the following:

1. Operation of boilers only.
2. Operation of electric boilers only.
3. Operation of hot water boilers only.
4. Work at one ((+)) address only.

C. Applicants for a license shall possess the minimum qualifications for each grade of license as specified in Table A for 6.420.070.

Table A for 6.420.070-Qualifications for Steam Engineer and Boiler ((Fireman)) <u>Operator</u> Licenses	
Grade of License ((applied for:) <u>Applied For</u>	Minimum Qualifications
Grade I Boiler Supervisor	At least one year of experience as a Grade I Steam Engine <u>Boiler Supervisor</u> pursuant to the provisions of this ((ordinance) <u>Chapter 6.420</u> .
Grade II Boiler Supervisor	At least one year of experience as a Grade II Steam Engine <u>Boiler Supervisor</u> pursuant to the provisions of this ((ordinance) <u>Chapter 6.420</u> .
Grade III Boiler Supervisor	At least one year of experience as a Grade III Steam Engine <u>Boiler Supervisor</u> pursuant to the provisions of this ((ordinance) <u>Chapter 6.420</u> .

Grade I Steam Engineer	1. At least five years of employment in a position directly related to the operation of boilers, or 2. Educational substitution allowed by Section 6.420.080.A, ((item 1,)) plus three years of experience. Licenses shall be limited to boilers only unless the applicant has at least one year of experience in the operation of steam engines.
Grade II Steam Engineer	1. At least four years of employment in a position directly related to the operation of boilers, or 2. Educational substitution allowed by Section 6.420.080.A, ((item 1,)) plus two years of experience. Licenses shall be limited to boilers only unless the applicant has at least one year of experience in the operation of steam engines.
Grade III Steam Engineer	1. At least three years of employment in a position directly related to the operation of boilers, or 2. Educational substitution allowed by Section 6.420.080.A, ((item 1,)) plus one year of experience. Licenses shall be limited to boilers only unless the applicant has at least one year of experience in the operation of steam engines.
Grade IV Boiler ((Fireman)) Operator	1. At least one year of employment in a position directly related to the operation of boilers, or 2. Allowable educational experience as allowed by Section 6.420.080.A or 6.420.080.B, ((item 2,)) Licenses shall be limited to boilers only unless the applicant has at least one year of experience in the operation of steam engines.
Small Power Boiler ((Fireman)) Operator	No previous experience required.
Grade V Boiler ((Fireman)) Operator	No previous experience required.

6.420.080 Allowable educational substitution for experience ~~((:))~~

The educational qualifications described in this ~~((section))~~ Section 6.420.080 may substitute for the work experience required by Section 6.420.070, when approved by the Director.

A. Graduation from a recognized school of technology with a curriculum approved by the Steam Licensing Advisory Board.

B. Completion of a training course in the fundamentals of boiler operation approved by the Director may be substituted for one ~~((1))~~ year of boiler operating experience. The course shall include at least ~~((forty))~~ 40 hours of classroom work and either:

1. Eighty ~~((80))~~ hours of on-site training relating to the care and operation of boilers under the direct supervision of a steam engineer with a license of Grade I, II, or III; or

2. Forty ~~((40))~~ hours of lab work at a facility approved by the Director.

6.420.090 Special license ~~((:))~~

A. Those who have been employed at least two ~~((2))~~ years as licensed steam engineers or boiler ~~((firemen))~~ operators operating a boiler plant may apply for a special license if the capacity of the plant is enlarged or changed beyond the limits of their license. The special license shall permit the licensee to operate only such plant. The Director shall make an investigation of the changed boiler plant conditions together with such examination of the applicant as may be necessary to determine whether the applicant is qualified under this ~~((chapter))~~ Chapter 6.420 to operate the enlarged or changed boiler plant. When the investigation and examination reveal that the applicant is qualified to operate the plant in its changed condition, the Director shall approve the application and issue a special license.

B. Special licenses may be renewed only once. At the expiration of the renewed license, licensees shall upgrade their licenses in accordance with the requirements of Section 6.420.070. If upgrades are not applied for, the licenses shall revert to the grade held prior to the issuance of the special license.

6.420.095 Reciprocity ~~((:))~~

The Director may establish procedures for recognizing ~~((gas piping mechanic))~~ steam engineer and boiler operator licenses issued by other jurisdictions whose licensing programs satisfy the purposes of this ~~((chapter))~~ Chapter 6.420.

6.420.100 Observation and inspection of boilers ~~((:))~~

A. The minimum requirements for operation and inspection of each type and capacity of equipment are as set forth in this Section 6.420.100 and Tables ~~((B and C of this Section))~~ A and B for 6.420.100.

B. Constant attendance. When constant attendance is required by this ~~((chapter))~~ Chapter 6.420, the engineer or boiler ~~((fireman))~~ operator in charge of a boiler, boiler plant, or steam engine shall not leave the boiler room or engine room when the boiler or steam engine is being operated without first either stopping the steam engine and shutting off all sources of heat in the boiler, or being relieved by a person duly licensed under

this ~~((chapter))~~ Chapter 6.420.

Exception: The steam engineer or boiler ~~((fireman))~~ operator may take an occasional break without stopping the engine, shutting down the boiler or being relieved. In no case may any break last more than ~~((twenty (20)))~~ 20 minutes.

C. Checked by boiler supervisor. When this chapter requires a boiler to be checked by a boiler supervisor, the boiler supervisor shall inspect all controls and safety devices pursuant to the requirements of ~~((Section))~~ subsection 6.420.120.D, as a minimum.

D. Checked by licensed operator. When this ~~((chapter))~~ Chapter 6.420 requires a boiler to be checked by a licensed operator, a person holding a license issued under this ~~((chapter))~~ Chapter 6.420 shall perform a physical examination of the boiler or engine to ensure proper operation and maintenance pursuant to the requirements of Sections 6.420.110 and 6.420.150, as a minimum.

E. Twice daily check. When this ~~((chapter))~~ Chapter 6.420 requires twice daily checks, the inspections that are required to be recorded in the boiler logbook by Section 6.420.110 shall be performed at least two ~~((2))~~ times each day. The first check of the day shall be made not less than eight ~~((8))~~ hours after the last recorded check of the previous day; the second check of the day shall be made at least six ~~((6))~~ hours after the first recorded check of the day. Additional checks may be made to ensure safe operation of a boiler. Twice daily checks may not be performed by a Boiler Supervisor unless the Boiler Supervisor is a full time employee of the boiler owner.

F. Check once every two ~~((2))~~ hours. When this ~~((chapter))~~ Chapter 6.420 requires a check every two ~~((2))~~ hours, a physical examination of the boiler or engine to ensure proper operation and maintenance pursuant to the requirements of Sections 6.420.110 and 6.420.150, as a minimum, shall be made at least once every two ~~((2))~~ hours.

G. For purposes of Tables ~~((B and C))~~ A and B for 6.420.100, the input ratings of boilers shall be computed as follows:

1. For gas, propane, and similar burners, the rating shall be equal to the burner input as rated and labeled by the burner manufacturer. Where actual fuel flow during burner operation at the maximum firing rate can be reliably measured, the burner input may be computed by such method.

2. For oil burners, the rating shall be equal to the gallons-per-hour rating of the fuel nozzle or nozzles.

3. For electric boilers, the rating shall be equal to the electrical input in KW as rated and labeled by the boiler manufacturer.

4. In the case of multiple fuel burners, the rating shall be the greater of all computed inputs.

5. For boilers in battery (connected to a common header), the rating shall be the cumulative input, as measured in ((paragraphs 1, 2, 3, or 4 above)) subsections 6.420.100.G.1 through 6.420.100.G.4. For boilers in battery wired so that only a single boiler can operate at a given time, the license requirement shall be determined by the most restrictive individual license requirement for any boiler in the battery.

6. For regenerative systems, the BHP of the prime mover (gas turbine, engine, etc.) will determine the grade for downstream recovery boilers and steam turbines.

H. All checks of boilers pursuant to the requirements of this ((chapter)) Chapter 6.420 shall be logged and recorded as set forth in Section 6.420.110.

Table ((B)) A for 6.420.100 License Requirements ((For)) for Operation of Power Boilers and Steam Engines	
Type of Boiler	Minimum License Requirement
A. All Boilers	
0-100 psi and 0-100 kBtuh input	No license required
B. Electric Boilers	
Not exceeding 1.5 cu. ft. and not exceeding 100 psi	No license required
C. All Boilers except Small Power Boilers	
Less than 1,000 kBtuh input each; not certified as Automatic. No more than 2 steam boilers on same header. ¹	Check by a Grade IV Boiler ((Fireman)) Operator or two hours
D. Small Power Boilers	

Maximum 800 kBtuh input; not certified as Automatic. No more than 2 steam boilers on same header	Semiannual check by a Grade III Boiler Supervisor and daily checks by a Small Power Boiler ((Fireman)) Operator or a Small Power Boiler ((Fireman)) Operator on pre
E. Boilers ((certified)) Certified as Automatic	
1. Maximum 20,000 kBtuh input. No more than 2 steam boilers on same header with a combined capacity no more than 20,000 kBtuh ¹	Check by a Grade IV Boiler ((Fireman)) Operator on two hours
2. More than 20,000 to 50,000 kBtuh input	Check by a Grade III Steam Engineer once every two
3. More than 50,000 to 300,000 kBtuh input	Check by a Grade II Steam Engineer once every two
4. More than 300,000 kBtuh input	Check by a Grade I Steam Engineer once every two
F. Boilers ((certified)) Certified as Monitored	
1. Maximum 20,000 kBtuh input. No more than 2 steam boilers on same header with a combined capacity no more than 20,000 kBtuh ¹	Monthly checks by a Grade III Boiler Supervisor and daily checks by a Grade IV Boiler ((Fireman)) Operator
2. More than 20,000 to 50,000 kBtuh input	Monthly checks by a Grade III Boiler Supervisor and daily checks by a Grade III Steam Engineer
3. More than 50,000 to 300,000 kBtuh input	Monthly checks by a Grade II Boiler Supervisor and daily checks by a Grade II Steam Engineer; or Weekly by a Grade II Boiler Supervisor and twice daily checks by a Grade III Steam Engineer.
4. More than 300,000 kBtuh input	Monthly checks by a Grade I Boiler Supervisor and daily checks by a Grade I Steam Engineer; or Weekly by a Grade I Boiler Supervisor and twice daily checks by a Grade II Steam Engineer.
G. All ((other boilers)) Other Boilers	
1. Maximum 20,000 kBtuh input. No more than 2 steam boilers on same header with a combined capacity no more than 20,000 kBtuh ¹	Constant attendance by a Grade IV Boiler ((Fireman)) Operator
2. More than 20,000 to 50,000 kBtuh input	Constant attendance by a Grade III Steam Engineer
3. More than 50,000 to 300,000 kBtuh input	Constant attendance by a Grade II Steam Engineer
4. More than 300,000 kBtuh input	Constant attendance by a Grade I Steam Engineer
H. Steam ((engines)) Engines	
1. Maximum 250 BHP	Constant attendance by a Grade III Steam Engineer or same attendance requirements as the boiler serving the

2. More than 250 to 1,500 BHP	Constant attendance by a Grade II Steam Engineer or same attendance requirements as the boiler serving the engine
3. More than 1,500 BHP	Constant attendance by a Grade I Steam Engineer or same attendance requirements as the boiler serving the engine

Table ((C)) B for 6.420.100 License Requirements for Operation of Low Pressure Boilers

((TYPE OF BOILER)) <u>Type of Boiler</u>	((MINIMUM LICENSE REQUIRED)) <u>Minimum License Required</u>
A. All types of boilers	
((0-)) <u>Less than 2,500 kBtuh input</u>	No license required
B. Boilers Not Certified as Automatic or Monitored	
1. 2,500 to 5000 kBtuh max input. ((No boilers in battery-))	Grade V Boiler ((Fireman)) <u>Operator</u> on premises
2. More than 5,000 to 20,000 kBtuh max input. No more than 2 steam boilers on same header with a combined capacity no greater than 20,000 kBtuh. ¹	Constant attendance by a Grade IV Boiler ((Fireman)) <u>Operator</u>
3. More than 20,000 to 50,000 kBtuh max input.	Constant attendance by a Grade III Steam Engineer
4. More than 50,000 to 300,000 kBtuh max input.	Constant attendance by a Grade II Steam Engineer
5. More than 300,000 kBtuh max input.	Constant attendance by a Grade I Steam Engineer
C. Boilers ((certified)) <u>Certified</u> as Automatic	
1. 2,500 to 5000 kBtuh max input	Monthly checks by a Grade III Boiler Supervisor, or quarterly checks by a Grade III Boiler Supervisor and daily checks by a Grade V Boiler ((Fireman)) <u>Operator</u> or Grade V Boiler ((Fireman)) <u>Operator</u> on premises
2. More than 5000 kBtuh to 20,000 kBtuh max input. No more than 2 steam boilers on same header with a combined capacity no more than 20,000 kBtuh ¹	Quarterly checks by a Grade III Boiler Supervisor and daily checks by a Grade IV Boiler ((Fireman)) <u>Operator</u>
3. More than 20,000 kBtuh-50,000 kBtuh max input.	Quarterly checks by a Grade III Boiler Supervisor and daily checks by a Grade III Steam Engineer
4. More than 50,000 kBtuh to 300,000 kBtuh max input.	Quarterly checks by a Grade II Boiler Supervisor and daily checks by a Grade II Steam Engineer.
5. Over 300,000 kBtuh max input.	Quarterly checks by a Grade I Boiler Supervisor and daily checks by a Grade I Steam Engineer
D. Boilers ((certified)) as Monitored	
1. 2,500 to 5000 kBtuh max input.	Quarterly checks by a Grade III Boiler Supervisor.

2. More than 5,000 to 20,000 kBtuh max input. No more than 2 steam boilers on same header with a combined capacity no more than 20,000 kBtuh ¹	Semiannual checks by a Boiler Supervisor and twice checks by a Grade IV Boiler ((Fireman)) Operator.
3. More than 20,000 to 50,000 kBtuh max input. ¹	Semiannual checks by a Boiler Supervisor and twice checks by a Grade III Steam Engineer.
4. More than 50,000 to 300,000 kBtuh max input.	Semiannual checks by a Grade II Boiler Supervisor and twice daily checks by a Grade II Steam Engineer; or ((Semiannual)) Quarterly checks by a Grade II Boiler Supervisor and twice daily checks by a Grade III Steam Engineer.
5. Over 300,000 kBtuh max input.	Semiannual checks by a Grade I Boiler Supervisor and daily checks by a Grade I Steam Engineer; or ((Semiannual)) Quarterly checks by a Grade I Boiler Supervisor and daily checks by a Grade II Steam Engineer.

Footnote to Tables ((B and C)) A and B for 6.420.100: A Grade IV Boiler ((Fireman)) Operator may operate more than two ((2)) steam or vapor boilers with a greater combined capacity when the ((fireman)) operator is the head ((fireman)) operator on duty and under the direct on-site supervision of a licensed steam engineer for the purpose of training. The boilers shall not exceed the capacity permitted by the license of the supervising engineer.

6.420.110 Duties of steam engineers and boiler ((firemen)) operators ((-))

Licensed steam engineers and boiler ((firemen)) operators shall perform the following duties in connection with the operation and maintenance of boilers and steam engines:

A. Test the operation of the boiler and its control and safety devices periodically on a routine basis in accordance with nationally recognized standards and/or boiler and control manufacturer’s written recommendations;

B. Maintain and operate the equipment in a safe manner and according to nationally recognized standards such as those recommended by the American Society of Mechanical Engineers for boilers and as adopted by the Director;

C. Prepare and maintain a boiler log book and record, at least daily or as otherwise required by this ((

~~chapter~~) Chapter 6.420, such pertinent boiler readings and data as may be recommended by the boiler manufacturer, nationally recognized standards, or required by the Boiler Inspector and/or the senior license holder or other authorized person in charge of the boiler operation. The boiler logbook shall be kept on the premises at all times and be available for inspection by the City Boiler Inspector.

6.420.120 Duties of boiler supervisors ((-))

Boiler supervisors shall perform the duties listed in this ((section)) Section 6.420.120 in connection with the supervision of automatic and monitored boilers.

A. Prepare boiler logbooks with the name, telephone numbers, email address, if any, and home and business addresses of the boiler supervisor on the front cover. The boiler logbooks shall be kept on the premises and be available for inspection by the City Boiler Inspector.

B. Determine the proper light-off, operating, and shutdown procedures and clearly set forth such procedures in the inside front cover of the boiler logbooks. Determine proper firing rate and the set point or operating limits of all safety devices required on automatic or monitored boilers by the Seattle Boiler Code. Boiler supervisors shall clearly mark such set point or limits in the inside back cover of the boiler logbooks.

C. Determine the list of pertinent boiler data entries to be recorded in the boiler logbooks by the boiler owners or the owners' designated representatives and list such entries on the inside back cover. This list shall include such items as any unusual conditions observed, including safety shutdowns, repairs required, adjustments required and adjustments made. All entries shall be made in the boiler logbook and shall include the signature of the person making such readings, observations, or adjustments. It is lawful to cross out words or sentences which should be changed or corrected but erasures are prohibited. The boiler supervisor's written instructions shall include the above signature requirement and the prohibition of erasures.

D. Examine each boiler and boiler logbook in accordance with the frequency of examinations required by Section 6.420.100. Examination shall include the testing of all control devices required for automatic boilers by the Seattle Boiler Code and the testing of monitoring systems when used.

E. If a boiler is a certified monitored boiler as defined in Section 6.420.030:

1. The boiler supervisor shall cause signals to be sent to the monitoring station to test the reliability of the monitoring equipment and the response of the monitoring station.

2. The boiler supervisor shall report all failures of either the equipment or the response to the City Boiler Inspector within ~~((twenty-four (24)))~~ 24 hours. Such report shall be in writing.

F. Boiler supervisors shall inspect and test all other controls on the boiler and shall flush the low-water cutoffs, if applicable, to assure that all control devices are in safe and proper operation. They shall permit continued automatic boiler operation only if their examination, inspection, and testing indicate that the boiler is in a safe operating condition.

G. No modification, revisions, or alterations to a boiler or its control devices shall be made except under a boiler supervisor's supervision except:

1. Restoration of control devices to original factory operating conditions at the set point or within the operating limits determined by the boiler supervisor as set forth in the boiler logbook; ~~((;))~~ or

2. Repair or adjustment of the burner system for viscosity changes or to correct fuel-air ratios to restore proper operation at the firing rate indicated in the boiler logbook by the boiler supervisor; ~~((;))~~ or

3. Repair or adjustment of any other system not directly related to the primary safety controls or to the pressure vessel to restore such systems to proper operating conditions. Entries of such repairs or adjustments shall be made in the boiler logbook and shall include the signature of those making such repairs or adjustments.

H. Attend all startups of an automatic boiler out of service after corrective work other than limited adjustments or repairs by others as set forth in subsection 6.420.120.G has been performed on the boiler, its firing equipment, or its control and safety devices. The boiler supervisor shall remain in constant attendance until:

1. The boiler has reached its preset operating range of pressure; ~~((;))~~ and

2. The primary controls and safety devices have been proved; ~~((5))~~ and
3. The boiler is acceptable to ~~((him/her))~~ the boiler supervisor for continued operation.

Boiler supervisors are not required to be in attendance during light-off of original boiler equipment being installed by and under the control of the boiler manufacturer or the manufacturer's representative, by a boiler installation contractor or boiler or burner installer making such installation under the manufacturer's written instructions and recommendations. Boiler supervisors are not required to be in attendance during light-off following adjustment or authorized boiler or burner manufacturer alterations made by the above representative, contractor, or installer within the guarantee or warranty time period during which time the representative, contractor, or installer is obligated to render such service. The representative, contractor, or installer shall furnish the boiler supervisor with recommended set points or operating limits of all control devices and recommended firing rates as well as other pertinent data in writing. The representative, contractor, or installer shall record all subsequent changes, adjustments, alterations, or recommendations in the boiler logbook and shall sign the logbook.

I. Provide for a substitute boiler supervisor to attend to boilers in the boiler supervisor's charge when ~~((he/she))~~ the boiler supervisor is unable to respond to trouble calls. The boiler supervisor shall list the names, email address, if any, home and business telephone numbers, and addresses of substitute boiler supervisors on the front of the boiler logbooks.

J. Respond to trouble calls in accordance with the following:

1. Make verbal contact with the licensed operator, boiler owner, or the owner's representative within two ~~((2))~~ hours of a trouble call from such person, and
2. Have the capability of being present at a boiler site within four ~~((4))~~ hours on a trouble call from that site.

K. A boiler supervisor may not act as both boiler supervisor and the licensed operator except when:

1. The boiler supervisor is a full-time employee of the boiler owner/user; or ~~((5))~~

2. The licensed operator is unavailable due to vacation, illness, or similar temporary circumstances.

6.420.150 Reporting of defective boilers ((-))

A. Before operating any boiler, steam engineers and boiler ~~((firemen))~~ operators shall examine the ~~((boiler permit))~~ Certificate of Inspection issued for the boiler to see that the ~~((permit))~~ certificate is in force. If the ~~((permit))~~ certificate has expired, the steam engineer or boiler ~~((fireman))~~ operator shall notify ~~((his/her))~~ the steam engineer's or boiler operator's employer. If the ~~((permit))~~ certificate has been expired for more than ~~((ninety (90)))~~ 90 days, the steam engineer or boiler ~~((fireman))~~ operator shall also notify the City Boiler Inspector of the date of expiration. The steam engineer or boiler ~~((fireman))~~ operator shall note the pressure allowed by the permit and shall test the operation of the boiler and its control and safety devices for proper operation.

B. Whenever the steam engineer or boiler ~~((fireman))~~ operator believes any part of a boiler or steam engine to be in defective or potentially unsafe condition, the steam engineer or boiler ~~((fireman))~~ operator shall report the fact to ~~((his/her))~~ the steam engineer's or boiler operator's employer in writing. If immediate corrective action is not taken, the steam engineer or boiler ~~((fireman))~~ operator shall report such defective or potentially unsafe conditions to the City Boiler Inspector.

C. The City Boiler Inspector shall thereupon investigate the ~~((same))~~ defective or potentially unsafe conditions reported under subsection 6.420.150.B, and report any lack of proper care on the part of any licensed person to the employer and the Director.

D. Steam engineers and boiler ~~((firemen))~~ operators shall report to their employers and to the City Boiler Inspector any damage or injury to any boiler or steam engine under their charge or care which affects the safe operation of the boiler or steam engine. The boiler and any parts thereof shall not be removed or disturbed before an inspection has been made by a department inspector unless for the purpose of saving life. Failure to make such reports shall be sufficient cause for the suspension or revocation of the license of the person in

charge.

E. It is the duty of all licensed steam engineers and boiler (~~(firemen)~~) operators to report serious negligence in the care of boilers and steam engines to their employers and the City Boiler Inspector.

6.420.180 Licenses to be posted or carried ((-))

All licensed steam engineers and boiler (~~(firemen)~~) operators on duty shall display their licenses in a conspicuous place in the room where the boiler or steam engine is located. Licenses shall be effective only for the operation of the plant where they are displayed. When the posting of their licenses is not practicable, steam engineers and boiler (~~(firemen)~~) operators shall carry their licenses on their persons, and on demand shall exhibit the licenses. Boiler supervisors shall display legible copies of their licenses in the logbook of each boiler they supervise, pursuant to the requirements of Section 6.420.120.

6.420.190 Posting of regulations ((-))

A copy of this (~~(chapter)~~) Chapter 6.420 or a condensed version thereof shall be posted by the employer in every boiler and engine room where licensed operators or boiler supervisors are required.

6.420.200 License expiration and renewal ((-))

A. All licenses shall expire at midnight on September 30 of each year.

B. Licenses shall not be transferred or assigned.

C. Licenses may be renewed annually upon payment of the renewal fee. Renewals shall specify the same grade and be subject to such conditions or limitations as may be provided under the license to be renewed. Licensed persons desiring a renewal must also meet the requirements of Section 6.420.060.

D. The Director may refuse to renew a license if the license holder demonstrates neglect or incompetence in the care and operation of boilers pursuant to this code.

E. Licenses that have been expired for more than one (~~((1))~~) year shall not be renewed until the licensee has passed an examination administered in accordance with this (~~(chapter)~~) Chapter 6.420.

6.420.210 Revocation of license ((-))

A. Any license issued pursuant to this ~~((chapter))~~ Chapter 6.420 may be revoked by the Director if any of the following is found:

1. The licensee has misrepresented facts related to the operation of any boiler or steam engine;
2. The licensee has provided false information on an application for a license governed by ~~((the chapter))~~ this Chapter 6.420;
3. The licensee fails an examination administered according to Section 6.420.040;
4. The licensee demonstrates neglect or incompetence in the care and operation of boilers pursuant to this code; or
5. The existence of special circumstances that warrant revocation in the interests of public safety and welfare.

Licenses that have been revoked may be reinstated only after the applicant passes an examination administered according to this ~~((chapter))~~ Chapter 6.420.

B. Whenever the Director determines that there are grounds for revoking a license, the Director may issue a notice of revocation and stop work order. The notice shall be served by personal service in the manner set forth in RCW 4.28.080 for service of a summons or sent by first class mail to the licensee.

C. Unless a request for review before the Director is made in accordance with this ~~((subsection))~~ Section 6.420.210, the notice shall become the final order of the Director. A request for review is an administrative remedy that must be exhausted before judicial review of the decision may be sought.

D. Any person aggrieved by a notice issued by the Director pursuant to this section may obtain a review of the notice by delivering to the Department such request in writing within ten ~~((10))~~ days of the date of service of the notice. For purposes of this subsection 6.420.210.D, service shall be complete at the time of personal service, or if mailed, three days from the date of mailing. When the last day of the period so computed is a Saturday, Sunday, or federal or City holiday, the period shall run until ~~((five (5:00)))~~ 5 p.m. on the next business day. The request shall be in writing, and upon receipt of the request, the Director shall notify any

persons served the notice of the deadline for submitting additional information in the form of written material for the review, which shall be within ten ~~((10))~~ days after the request is received. Before the deadline for submission of information, any person aggrieved by or interested in the notice (including any persons served the notice) may submit any additional information in the form of written material to the Director for consideration as part of the review.

1. The review will be made by the Steam License Advisory Board. The Steam License Advisory Board will review all additional information received by the submission deadline. ~~((for submission of information.))~~ The Board may also request clarification of information received. After review of the additional information, the Steam License Advisory Board may recommend that the Director:

- a. Sustain the notice of revocation;
- b. Withdraw the notice; or
- c. Continue the review to a date certain for receipt of additional information.

2. Recommendations of the Board shall be in writing; shall be mailed to the Director and the appellant; and shall apply only to the case being heard.

3. The Director shall issue an Order and shall cause the same to be sent by first class mail to the person or persons named on the notice and any other person that has requested notice of the decision.

4. Any person who has standing to file an appeal with the Hearing Examiner may file such an appeal within ten ~~((10))~~ days of issuance of the Order of the Director.

6.420.220 Steam License Advisory Board ~~((,))~~

A. The Director shall appoint a Steam License Advisory Board consisting of as many as nine ~~((9))~~ members for ~~((four (4)))~~ four-year terms. The terms shall be staggered so that no more than three ~~((3))~~ board members' terms expire in the same year.

B. The Steam License Advisory Board shall consist of up to three ~~((3))~~ persons who are, or have been, licensed as a steam engineer or boiler ~~((fireman))~~ operator; up to three ~~((3))~~ persons owning boilers or

managing boilers for owners; and up to three ~~((3))~~ persons from the general public.

C. The Steam License Advisory Board shall advise and assist the Director in the administration of the steam engineer's and boiler ~~((fireman's))~~ operator's license program. The Director is authorized to define the duties of and prescribe the procedure for the Board. The Steam License Advisory Board may recommend to the Director revisions to this ~~((chapter))~~ Chapter 6.420.

6.420.240 Inspections ~~(())~~

Licensees shall have their license card available while engaged in the care or operation of any boiler or steam engine and shall present the card at the request of the Director. The Director may conduct periodic inspections of licensees to determine compliance with these regulations.

6.420.250 Stop work orders ~~(())~~

If the Director finds any condition or work is in violation of this ~~((chapter))~~ Chapter 6.420, the Director may issue a stop work order. The order shall describe the violation in writing. It shall be posted on the premises or served on any person responsible for the condition or work. It is unlawful for any person to engage in or to cause any work subject to the order to be done until authorization from the Director is received.

6.420.260 Notice of violation ~~(())~~

A. Notice. If, after investigation, the Director determines that there has been a violation of this code not resulting in revocation of a license, the Director may serve a notice of violation upon the person responsible for the action or condition. The notice of violation may state the requirements violated, what corrective action, if any, is necessary to comply with the standards or requirements, and set a reasonable time for compliance. The notice may be served upon the responsible person by personal service according to RCW 4.28.080 for service of a summons or by regular first class mail, addressed to the last known address of such person. The notice of violation shall be considered an Order of the Director.

B. Other remedies. Nothing in this ~~((subsection))~~ Section 6.420.260 shall be deemed to limit or preclude any action or proceeding pursuant to Section 6.420.250, ~~((of this chapter,))~~ and nothing in this ~~((section))~~

Section 6.420.260 shall be deemed to obligate or require the Director to issue a notice of violation prior to the imposition of civil or criminal penalties.

C. Review by the Director. Any person affected by a notice of violation issued by the Director pursuant to this ~~((chapter))~~ Chapter 6.420 may obtain a review of the notice by requesting such review in writing within ten ~~((10))~~ days after service of the notice. Service shall be complete at the time of personal service, or if mailed, ~~((on the date of mailing))~~ three days from the date of mailing. When the last day of the period computed is a Saturday, Sunday, or federal or City holiday, the period shall run until ~~((five (5:00)))~~ 5 p.m. of the next business day. Upon receipt of a request, the Director shall notify the person requesting the review of the date, time, and place of the Director's review. The review shall be not less than ten ~~((10))~~ nor more than ~~((twenty (20)))~~ 20 days after the request is received, unless otherwise agreed by the person requesting the review. Any person affected by the notice of violation may submit additional information to the Director for consideration on or before the date of the review.

A representative of the Director who is familiar with the case and the applicable regulations will conduct the review. The Director's representative will consider any information presented and in the Department's file. After the review, the Director shall issue an Order of the Director that may:

1. Sustain the notice of violation; or
2. Withdraw the notice of violation; or
3. Amend the notice of violation; or
4. Continue the review to a future date.

The Director shall issue an order within a reasonable time after the conclusion of the review. The Director shall mail the order by regular first-class mail to the person or persons named in the notice of violation.

6.420.270 Penalties ~~((:))~~

A. Civil ~~((Penalties))~~ penalties. Any failure to comply with the provisions of this ~~((chapter))~~ Chapter

6.420 shall be subject to a cumulative civil penalty in an amount not to exceed ~~((Five Hundred Dollars (\$500)))~~ \$500 per day for each violation from the date the violation occurs or begins until compliance is achieved. The amount of the penalty shall be based upon factors including, but not limited to, severity of violation and history of violations. In cases where the Director has issued a notice of violation, the violation will be deemed to begin, for purposes of determining the number of days of violation, on the date compliance is required by the notice of violation.

The penalty imposed by this ~~((section))~~ Section 6.420.270 shall be collected by civil action brought in the name of the City. The Director shall notify the City Attorney in writing of the name of any person subject to the penalty, and the City Attorney shall, with the assistance of the Director, take appropriate action to collect the penalty. In any civil action for a penalty, the City has the burden of providing by a preponderance of the evidence that a violation exists or existed; the issuance of the notice of violation or of an order following a review by the Director is not itself evidence that a violation exists.

B. Alternative ~~((Criminal Penalty))~~ criminal penalty. Any person who violates or fails to comply with this ~~((chapter))~~ Chapter 6.420 shall be guilty of a gross misdemeanor subject to the provisions of Chapters 12A.02 and 12A.04, except that absolute liability shall be imposed for such a violation or failure to comply and none of the mental states described in Section 12A.04.030 need be proved. The Director ~~((my))~~ may request the City Attorney to prosecute such violations criminally as an alternative to the civil procedure outlined in this ~~((chapter))~~ Chapter 6.420.

6.420.280 Additional relief ((-))

The Director may seek legal or equitable relief to enjoin any acts or practices and abate any condition which constitutes a violation of this ~~((chapter))~~ Chapter 6.420 when civil or criminal penalties are inadequate to effect compliance.

6.420.290 Existing licenses continued ((-))

Anyone holding a license under Chapter ~~((6.230))~~ 6.420, and in effect at the time the ordinance ~~((codified in~~

~~this chapter~~) introduced as Council Bill 120085 becomes effective, shall be entitled to continue to operate under that license subject to all the provisions of this (~~chapter~~) Chapter 6.420.

6.420.300 Application of other provisions ((-))

The licenses provided for in this (~~chapter~~) Chapter 6.420 are subject to the general provisions of the Seattle License Code set forth in Chapters 6.02 and 6.202. In the event of a conflict between the provisions of Chapters 6.02 and 6.202 and this (~~chapter~~) Chapter 6.420, the provisions of this (~~chapter~~) Chapter 6.420 shall control.

Section 2. 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 _____, 2021, and signed by me in open session in authentication of its passage this ____ day of _____, 2021.

President _____ of the City Council

Approved / returned unsigned / vetoed this _____ day of _____, 2021.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2021.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
SDCI	Micah Chappell 206-256-5157	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 boiler and steam engine operations; amending Chapter 6.420 of the Seattle Municipal Code.

Summary and background of the Legislation:

Chapter 6.420, Steam Engineer and Boiler Operator licensing, was last updated in 2006. Since that update, SDCI has moved this licensing program online. The municipal code needs to be updated to align with this change and legislative format changes. SDCI staff and the Steam License Advisory Board identified sections that need routine updates as well as these substantive changes:

6.420.040 Applications and Examinations

The legislation clarifies the procedure for application, examination, and issuance of licenses for applicant. The legislation requires applications to include an affidavit attesting to the applicant’s training, experience or other credentials unless the application is for a Grade V or Small Power Boiler Operator license; the legislation also requires examination fees to be paid in advance.

6.420.050 Exemptions from license requirements

The legislation adds an exemption from license requirements for individuals installing boilers under the manufacturer’s written instructions and recommendations. Individuals responsible for the daily operation and adjustment of boilers will still be licensed.

Table A for 6.420.070—Qualifications for Steam Engineer and Boiler Operator Licenses

The legislation adds alternate minimum qualifications for Grade I and Grade II Boiler Supervisors.

Table B for 6.420.100—License Requirements for Operation of Low-Pressure Boilers

The legislation makes the following changes:

- Eliminates conflicting language related to BTU inputs between the table and the exemption for licensing of individuals installing low-pressure boilers in 6.420.050 C;
- Removes text in row B1 in order to allow boilers “in battery” (multiple boilers connected to the same header); and
- Corrects alternate licensing requirements in rows D4 and D5 by increasing the number of “checks” by Grade I and Grade II Boiler Supervisors from semiannual to quarterly.

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 other fiscal impacts.

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

No other fiscal impacts.

4. OTHER IMPLICATIONS

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

This legislation regulates the operation of boilers and steam engines for all departments that operate them.

b. Is a public hearing required for this legislation?

No, a public hearing is not required for this legislation.

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

No, a publication of notice is not required for this legislation.

d. Does this legislation affect a piece of property?

This legislation will affect the operation of boilers and steam engines at any property but is not directed at any specific property.

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 impact on vulnerable or historically disadvantaged communities is anticipated.

f. Climate Change Implications

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

This legislation will have no effect on 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.

This legislation will have no effect on climate change.

- 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 initiatives or programmatic expansions are included in this legislation.

List attachments/exhibits below:



Legislation Text

File #: Appt 01917, **Version:** 1

Appointment of Nick Setten as member, Pike Place Market Preservation and Development Authority Governing Council, for a term to June 30, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Nick Setten		
Board/Commission Name: Pike Place Market PDA		Position Title: Member
<input checked="" type="checkbox"/> Appointment OR <input 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 checked="" type="checkbox"/> Other: <i>The PDA Council, as authorized in the Rules and Regulations, filled the seat left vacant by Constituency Seat #4</i>	Date Appointed: 3/25/2021	Term of Position: * ^{HS} 3/25/2021 7/1/2018 to 6/30/2022 <input checked="" type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood/Council District: Belltown	Zip Code: 98121	Contact Phone No.: [REDACTED]
Background: Nick has served on the Constituency Board since 2017, as board member at Large, Vice Chair, and currently interim Secretary. Since 2011 he has worked in the Market as tour guide, and worked with PDA leadership and others to develop the current rules and regulations regarding guided tours. Nick is an ardent student of the Market's history and story, and currently serves on the board for the Friends of the Market, on which he serves largely on the Education and Advocacy committees. He has created a number of different tours to access the history of the Market, including culinary tours, a self-guided tour of Market Architecture for HistoryLink, and a series of tours of the Down Under held by the PDA to bring attention to the Down Under for the Love in the Market event in Feb 2020. From 2019 until March 2020 Nick worked at the Market Information Booth. In 2017, he co-produced a unique exhibition of historical Market photographs taken by John Stamets, video of which can be found on YouTube. Nick love's the Market, in particular the complex system of relationships it has throughout the city and the way it serves as a microcosm for the urban experience generally. This year the Market celebrates the 50th anniversary of the Seattle citizens' demand that this Public Market stay Public, and Nick believes it is more important than ever to serve the Public by ensuring inclusivity in this organization.		
Authorizing Signature (original signature): <i>Colleen Bowman</i>		Appointing Signatory: <i>Colleen Bowman</i> PDA Council Chair

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

NICK SETTEN



Core Skills

- Public speaking
- Creative problem solving
- Microsoft Office Suite & OSX
- Customer Service
- Event management
- Project management
- Client-driven & historical research
- Expertise in Pike Place Market history

Employment

ZHL Connections Specialist/ Zillow Group/ Jan 2021 - present

Seasonal Sales Associate/ Filson/ Nov 2020 – Jan 2021

- Retail sales at historic Seattle outdoor outfitter

Market Information Specialist & Concierge/ Visit Seattle, Seattle, WA/ Jan 2019 – Mar 2020

- As the face & voice of Visit Seattle, provided hotel, restaurant & cultural recommendations
- Managed general inbox and answered phone calls & in-person questions
- Managed inventory of partner brochures & collateral
- Collaborated on creation of team training activities
- Provided first line of IT help for Concierge team
- Became member of Seattle Hotel Concierge Association & Seattle Concierge Guild

Customer Service/Sales/ Marketspice, Seattle, WA/ Mar 8 2019 – Jan 19, 2020

- Retail sales at iconic specialty spice shop

Tour Guide Manager and Senior Tour Guide/ Savor Seattle Food Tours, Seattle, WA/ 2010 – 2018

- Researched, wrote, tested & implemented new tour offerings
- Managed hiring, onboarding, & disciplinary process for staff, up to 25 per season
- As manager, maintained employee schedule & implemented employee success programs
- Formed and maintained relationships with 50+ small business partners to develop tours
- Created monthly calendar of training & team building activities
- Increased sales by consistently maintaining 5-star reviews
- Maintained and updated Google Sites internal knowledge base

Sales Attendant/ Bodies...The Exhibition, Seattle WA/ 2009 – 2010

- Honored with Employee of the Month October 2009
- Peer to Peer sales in exhibition gift shop

Flagship Store Manager and Salesperson/ Utilikilts, Seattle, WA/ 2003 – 2009

- Engaged with customers on-site and over the phone
- Managed info@utilikilts.com email inbox
- Oversaw daily maintenance, inventory management, scheduling, & employee discipline
- Managed booths at high-traffic special events

Freelance

Writer & Researcher/ 2020

- Researched and wrote Pike Place Market architecture tour for HistoryLink.org

Volunteer

Board Member/ The Friends of the Market, Seattle, WA/ 2017 - Present

- Coordinated, scheduled & contracted with speakers for 2018 OSHER course in conjunction with UW
- Member of Education Committee and Advocacy Committees

Vice Chair/ Pike Place Market Constituency, Seattle, WA/ 2017 - Present

- Board Member-At-Large: 2017 – 2019
- Vice Chair: 2019 – 2020
- Secretary 2020 - Present
- Parliamentary Procedures and Open Government certification
- Enhanced community engagement by collaborating on the development and launch of monthly newsletter
- Oversaw an intern from the University of Washington.
- Managed 2019 public election process.
- Intending to run for PDA Representative role in 2020.
- Transcription and recording of bimonthly meeting minutes.

Pike Place Market Foundation, Seattle, WA/ 2015 – Present

- Keynote speaker at 2016 Care for the Market Luncheon.
- Volunteer for and regularly represent the Foundation at fundraising events
- Fully planned, researched and executed an historical photography exhibition & lecture series to celebrate the Market's 110th anniversary:
<https://www.youtube.com/watch?v=rfT9EMaiXr8&t=47s>

Texas Foundation for Archaeological and Historical Research/ 2008-2009

- Team Building: Worked collaboratively with an international team at this Archaeological Field School program held in Sveti Nikole, Macedonia

Education

Western Washington University, Bellingham, WA/ 2003 - 2007

BA major in Ancient History, minor in Classical Studies, 3.6 GPA

Pike Place Market Preservation and Development Authority

August 2020

12 Members: Pursuant to RCW 35.21.730 and Seattle Municipal Code 3.110; all subject to City Council confirmation, 4-year terms:

- 4 Mayor-appointed
- 8 Other Appointing Authority-appointed (specify): (4) Constituency and (4) PDA Governing Council

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
6	M	7	1.	Member	JJ McKay	7/1/18	6/30/22	1	Mayor
6	M	3	2.	Member	Paul Neal	7/1/17	6/30/21	1	Governing Council
	M	7	3.	Member	Devin McComb	7/1/17	6/30/21	1	Mayor
6	M	7	4.	Member	Nick Setten	7/1/18	6/30/22	1	Constituency
6	M	N/A	5.	Member	Mark Brady	7/1/17	6/30/21	1	Constituency
1	M		6.	Member	Ray Ishii	7/1/19	6/30/23	1	Governing Council
1	M	7	7.	Member	Gundeep Signh	7/1/20	6/30/24	1	Mayor
									Governing Council
8	M	3	8.	Member	Abraham Dairi	7/1/18	6/30/22	1	Governing Council
	M		9.	Member	Gordon McIntyre	7/1/20	6/30/24	1	Constituency
5	M		10.	Member	David Ghoddousi	7/1/19	6/30/23	5	Constituency
									Governing Council
6	F		11.	Member	Patrice Barrentine	7/1/20	6/30/24	2	Governing Council
6	F	7	12.	Member	Colleen Bowman	7/1/19	6/30/23	2	Mayor

SELF-IDENTIFIED DIVERSITY CHART

	(1)		(2)		(3)		(4)		(5)		(6)		(7)		(8)		(9)	
	Men	Women	Transgender	Unknown	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial					
Mayor	3	1			1					2								
Gov. Council	3	1			1					2		1						
Other	4								1	1								
Total	9	2			2				1	5		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.