

# **City of SeaTac**

## **City Council**

### **Administrative**

### **Procedures**

**Revised: Resolution No. 21-004 passed 04/27/2021.**

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## Section 1. Mayor and Deputy Mayor

- (A) **Chairperson - Mayor** - Per RCW 35A.13.030, biennially at the first meeting of the Council the members thereof by majority vote, shall choose a Chairperson from among their number. The Chairperson of the Council shall have the title of Mayor and shall preside at meetings of the Council. In addition to the powers conferred upon the Mayor, he or she shall continue to have all the rights, privileges, and immunities of a member of the Council. The Mayor shall be recognized as the head of the City for ceremonial purposes and by the Governor for purposes of military law. The Mayor shall have no regular administrative duties, but in time of public danger or emergency, if so authorized by ordinance, shall take command of the police, maintain law, and enforce order.
- (B) **Deputy Mayor (Mayor Pro Tempore)** - Per RCW 35A.13.035, biennially at the first meeting of the Council, the members thereof, by majority vote, shall choose one of their members as Deputy Mayor to serve in the absence or temporary disability of the Mayor. The Council may, as the need may arise, appoint any qualified Councilmember to serve as Deputy Mayor in the absence or temporary disability of the selected Mayor and Deputy Mayor.
- (C) **Councilmember** - In the event of the extended excused absence or disability of a Councilmember, the remaining members by majority vote may appoint a Councilmember Pro Tempore to serve during the absence or disability.
- (D) **Selection of Mayor and Deputy Mayor** –  
Procedures for selecting officers are as follows:
1. Biennial Selection of Mayor and Deputy Mayor
    - a. Biennially, at the first regular or special meeting of the new Council, Councilmembers will select a presiding officer from their number who will have the title of Mayor.
    - b. Following the selection of the Mayor, there will be a selection for Deputy Mayor. The term of the Deputy Mayor will run concurrently with that of the Mayor.
    - c. In addition to the powers conferred upon him/her as Mayor, he/she will continue to have all the rights, privileges and immunities of a member of the Council.
  2. Nominations
    - a. Either the outgoing Mayor (if that Councilmember is still on the Council) or the City Clerk will conduct the selection for Mayor.
    - b. The outgoing Mayor or City Clerk will call for nominations.
    - c. Each member of the City Council will be permitted to nominate one (1) person, and nominations will not require a second.
      - a. If the current Mayor is nominated to be selected, the Mayor will turn the gavel over to the Deputy Mayor or City Clerk to complete the election process.
      - d. A nominee who wishes to decline the nomination will do so at this time.
      - e. Nominations are then closed.

3. Voting  
Council will vote on each nomination in the order they were made until a majority vote has been reached.
4. Ties  
Should there be a tie, there will be another round of voting. Rounds will continue as necessary until a nominee receives the majority vote of members present.
5. The newly selected Mayor will conduct the selection for Deputy Mayor, and nominations will be made in the same manner described for the selection of the Mayor (see sections 2 – 4).
6. Vacancy
  - a. If a permanent vacancy occurs in the Office of Mayor or Deputy Mayor, the members of the Council at their next meeting will select a Mayor and/or Deputy Mayor using the procedure outlined above, from their number for the unexpired term.
    - i. If the Mayor position is open:
      1. The current Deputy Mayor or City Clerk will conduct the selection.
      2. If the Deputy Mayor is nominated to be the Mayor, the City Clerk will conduct the selection and the Deputy Mayor position will also be filled.
      3. If the Deputy Mayor is not selected Mayor, they will complete their term as Deputy Mayor.
    - ii. If the Deputy Mayor position is open, the current Mayor or City Clerk will conduct the selection. The Mayor will complete their term as Mayor.

## **Section 2. Presiding Officer**

- (A) All Meetings of the City Council shall be presided over by the Mayor, or in his/her absence, by the Deputy Mayor. If neither the Mayor nor the Deputy Mayor are present at a meeting, the Presiding Officer for that meeting shall be elected by a majority of those Councilmembers present.
- (B) In the absence of the City Clerk, the Records Manager or other qualified person appointed by the City Manager may perform the duties of the City Clerk at such meeting.
- (C) The appointment of a Councilmember as Mayor or Deputy Mayor shall not in any way abridge his/her right to vote on matters coming before the Council at such meeting.
- (D) The Mayor shall preserve strict order and decorum at all meetings of the Council. The Mayor shall state all questions coming before the Council, provide opportunity for discussion by Councilmembers, and announce the decision of the Council on all subjects. Procedural decisions made by the Mayor may be overruled by a majority vote of the Council.

## Section 3. Council Committees and Representatives

- (A) The Mayor or a majority of the City Council may establish such Ad Hoc Committees as may be appropriate to consider special matters that require a special approach or emphasis. Such Ad Hoc Committees may be established and matters referred to them at Regular Council Meetings. The Mayor shall appoint Council representatives to intergovernmental Councils, Boards and Committees, including such Ad Hoc Committees.
- (B) Ad Hoc Council Committees shall consider matters referred to them. The Committee Chair shall report to the Council on the final findings of the Committee and shall provide interim status to the Council at a frequency determined by the Mayor. Committees may refer items to the Council with no Committee recommendation.
- (C) There are established the following five (5) Standing Committees of the City Council, that shall consist of not more than three (3) members each. The Mayor shall appoint the Chairperson and the membership of each Committee. In the event there is no quorum (two Councilmembers) for a scheduled meeting, any other Councilmember present may fill in as an alternate member in order to establish a quorum. Notice of meetings times, locations, and the agenda for any Standing Committee Meeting shall be posted to ensure compliance with RCW 42.30. The Standing Committees shall consider and may make policy and legislative recommendations to the City Council on items referred to the Committee by the Council or the City Manager. The Standing Committees are as follows:
  - (1) **Transportation and Public Works (T&PW) Committee**, which shall consider matters related to transportation policy, transportation projects, sidewalks, and utility issues.
  - (2) **Administration and Finance (A&F) Committee**, which shall consider matters related to administrative and procedural issues, financial issues, and contracts/negotiations.
  - (3) **Planning and Economic Development (PED) Committee**, which shall consider matters related to land use, development regulation issues, and economic development issues.
  - (4) **Public Safety and Justice (PS&J) Committee**, which shall consider matters related to police and fire issues, and parking and traffic related issues, and code compliance issues.
  - (5) **Parks and Recreation (P&R) Committee**, which shall consider matters related to parks, community services, and human services.
- (D) The Chair of a Council Standing Committee shall issue a status report at the next Council Meeting following the Committee Meeting. This includes items reviewed in which the committee recommendation is to not approve the item.

If the committee recommendation is to not move the item forward for Council action, any Councilmember may make a Motion under New Business for the City Council to consider the item at a future Council meeting. A second is required. If no second is received, the Motion dies and the committee recommendation stands.

- (E) Items reviewed by a Standing Committee, that require Council action, will be forwarded by the Committee to a Regular or Special Council Meeting as an Action Item with one of the following recommendations:
  - (1) Refer to the Council with committee recommendation for approval
  - (2) Refer to the Council without committee recommendation for further discussion

Administrative or housekeeping items may be referred directly to a Regular Council Meeting Consent Agenda if recommended by a Standing Committee. An Agenda Bill will be required.

- (F) See Exhibit C for a list of items that the City Council automatically referred to Standing Committees.
- (G) The chairperson, at his or her discretion, may call on a non-committee Councilmember to hear their comments on a subject that is being discussed.
- (H) All remarks must be brief and relevant to the agenda subject and the Chair has the responsibility to keep remarks on track.
- (I) In an effort to keep the meetings on schedule, the following efficiencies shall be followed:
  - 1. The Chair is responsible for ensuring the meeting is on schedule.
  - 2. Any extension to the meeting time should be agreed to by all committee members and should be the exception, not the norm.
  - 3. The minute taker is also assigned as the ‘time keeper’ for each meeting.
  - 4. The agenda should include specific time allocations (5:00 - 5:15 pm, etc.) for each agenda item to help assist the Committee with time management as appropriate.
  - 5. Public comments will be limited only to the public comment portion of the meeting. However, committee members may request public comments throughout the committee meeting when an “expertise” comment is warranted. The Chair will decide whether these comments will be made. This should be the exception, not the norm.
  - 6. If it is known prior to the meeting that a subject matter expert is required, the expert should be invited to attend and participate in the meeting.

- (J) In addition to the five Standing Committees, the Council may create other advisory committees as appropriate.
- (K) Parliamentary Procedures and Motions for Council Standing Committees:  
Questions of parliamentary procedure not covered by this Chapter shall be governed by Robert's Rules of Order, Newly Revised (latest edition). When present, the City Attorney or Legal Department representative shall decide all questions of interpretations of these rules and other questions of a parliamentary nature which may arise at a Committee meeting. Otherwise, such interpretations will be decided by the Chair.
- (1) If a motion does not receive a second, it dies. Motions that do not need a second include: Nominations, withdrawal of motion by the person making the motion, agenda order, request for a roll call vote, and point of order or privilege.
  - (2) A motion that receives a tie vote is deemed to have failed.
  - (3) When making motions, be clear and concise and not include arguments for the motion within the motion.
  - (4) After a motion has been made and seconded, the committee members may discuss their opinions on the issue prior to the vote.
  - (5) If any committee member wishes to abstain from a vote on the motion, pursuant to the provisions of Section 9 hereof, that member shall so advise the Committee, and shall remove and absent himself/herself from the deliberations and considerations of the motion, and shall have no further participation in the matter. Such advice shall be given prior to any discussion or participation on the subject matter or as soon thereafter as the member perceives a need to abstain, provided that, prior to the time that a member gives intent to abstain from an issue, the member shall confer with the City Attorney, or designee, to determine if the basis for the committee members' intended abstention conforms to the requirements of Section 9. If the intended abstention can be anticipated in advance, the conference with the City Attorney or designee should occur prior to the meeting at which the subject matter would be coming before the committee. If that cannot be done, the member should advise the Committee that he/she has an "abstention question" that he/she would want to review with the City Attorney or designee, in which case, a brief recess would be afforded the member for that purpose.
  - (6) A motion may be withdrawn by the maker of the motion at any time without the consent of the committee.
  - (7) Debate of the motion only occurs after the motion has been moved and seconded.
  - (8) The Chair should repeat the motion prior to voting.

- (9) In the event a reason exists to proceed in a manner inconsistent with these rules, a motion to Suspend the Rules is appropriate. Suspend the Rules requires a second, may neither be amended nor debated, and requires a two-thirds vote.

(L) **Voting**

Silence of a committee member during a vote shall be recorded as a vote with the prevailing side, except where such a committee member abstains because of a stated conflict of interest or appearance of fairness. Each committee member present must vote on all questions before the committee and may abstain only by reason of conflict of interest or appearance of fairness. Abstentions from any votes for any other reasons shall be construed as silence during voting, and shall be recorded as a vote with the prevailing side.

For the purposes hereof, "conflict of interest" and "appearance of fairness" shall be defined as those terms used and set forth in Chapters 42.20, 42.23 and 42.36 of the Revised Code of Washington, and as they may be amended by legislative action or construed by judicial review.

## **Section 4. Meetings**

- (A) **Meetings declared open and public.** All meetings of the City Council and its Committees shall be open to the public and all persons shall be permitted to attend any meeting of these bodies.

- (B) **Council Study Session.** The City Council shall meet regularly on the second Tuesday of each month at 4:00 p.m. except when a Council Study Session falls on a holiday, then the Council will meet on the next business day at the same hour. The City Council shall meet at SeaTac City Hall, unless otherwise publicly announced.

(1) Meetings will be cancelled by one of the following methods depending on the purpose of the cancellation:

(a) Cancellation for any reason other than lack of a quorum, lack of action items, or an emergency: If any Councilmember(s) requests a Council meeting be cancelled and/or rescheduled as a Special Council Meeting, for any reason other than lack of a quorum, lack of action items, or an emergency, a majority vote of the Council is required.

(b) Lack of a quorum: In the event the City Manager and/or City Clerk are notified that a lack of a quorum (3 or fewer members in attendance) is anticipated, the meeting will automatically be cancelled and either the entire meeting will be rescheduled as a Special Council Meeting or the items will be moved to a future Council Meeting as appropriate.

(c) Lack of agenda items: In the event that an upcoming agenda will have no discussion topics, the Mayor and City Manager will determine whether to cancel the meeting.



If a meeting is cancelled, public notice will be given by posting such notice at City Hall. Notwithstanding the above, there shall be no Council Study Session during the months of August and December for summer and winter recess, unless a special meeting is scheduled.

(2) The purpose of a Council Study Session is to have the entire Council hear the same information at the same time and be able to discuss topics requiring a deeper conversation.

(3) Items would be referred to the Council Study Session by one of two ways:

(a) Council referral during Key City Issues; or

(b) Council Committee referral

(C) **Regular Meetings.** The City Council shall meet regularly on the second and fourth Tuesday of each month at 6:00 p.m. except if at any time any Regular Meeting falls on a holiday, the Council shall meet on the next business day at the same hour. The City Council shall meet at SeaTac City Hall, unless otherwise publicly announced. The Council shall meet regularly, at least once a month.

Meetings will be cancelled by one of the following methods depending on purpose of cancellation:

(1) Cancellation for any reason other than lack of a quorum, lack of action items, or an emergency: If any Councilmember(s) requests that a Council meeting be cancelled and/or rescheduled as a Special Council Meeting for any reason other than lack of a quorum, lack of action items, or an emergency, majority vote is required.

(2) Lack of a quorum: In the event the City Manager and/or City Clerk are notified that a lack of a quorum (3 or fewer members in attendance) is anticipated, the meeting will automatically be cancelled and either the entire meeting will be rescheduled as a Special Council Meeting or the items will be moved to a future Council Meeting as appropriate.

(3) Lack of agenda action items: In the event that an upcoming agenda will have no action items, the Mayor and City Manager will determine whether to cancel the meeting.

Note: If a meeting is cancelled, public notice will be given by posting such notice at City Hall. Notwithstanding the above, there shall be no City Council Meeting on the fourth Tuesday during the months of August and December for summer and winter recess.

(D) **Special Meetings.** Special Meetings may be called by the Mayor or four Councilmembers by written notice delivered to each member of the Council and City Clerk at least 24 hours before the time specified for the proposed meeting. Legal and public notice requirements must be met by posting the appropriate notice of the Special Meeting at City Hall. See RCW 42.30.080.

- (E) **Committee Meetings.** Council Committees shall meet in accordance with the following monthly schedule:

P&R Committee	First Thursday	4:00 p.m. – 5:30 p.m.
T&PW Committee	First Thursday Third Thursday	5:30 p.m. – 6:30 p.m. 4:30 p.m. – 6:00 p.m.
A&F Committee	Second Thursday	4:00 p.m. – 6:00 p.m.
PS&J Committee	Second Thursday	6:00 p.m. – 7:30 p.m.
Sidewalk Advisory Committee	Third Thursday	6:00 p.m. – 7:00 p.m.
PED Committee	Fourth Thursday	4:00 p.m. – 5:30 p.m.

- (F) **Continuances.** Any Hearing being held or ordered to be held by the City Council may be continued in the manner set forth by RCW 42.30.100.
- (G) **Executive Sessions.** The City Council may hold an Executive Session during any City Council meeting to consider certain matters as set forth in RCW 42.30.110, or as otherwise permitted by law. See Section 13. for more details.
- (H) **Quorum.** At all Meetings of the City Council, four members shall constitute a quorum for the transaction of business. A quorum is not required to hold a meeting where voting will not take place, such as a Council workshop.
- (I) **Seating.** Members of the City Council will be seated at the Council table according to position number of Councilmembers, except that, at the Mayor’s discretion, the Mayor may be seated at the center seat and the Deputy Mayor may be seated directly to the left of the Mayor.
- (J) **Minutes.** Minutes of all meetings of the Council and its Standing Committees will be included in the Regular Meeting Consent Agenda for consideration and approval. Regular Council Meetings shall be recorded and such recordings shall be maintained and kept for future reference, in accordance with the applicable records retention schedule.

## Section 5. Format for Agendas for Council Meetings

- (A) The City Manager and the City Clerk will prepare a proposed agenda for all meetings of Council, which shall be approved by the Mayor or designee. After the proposed agenda has been approved, the City Clerk shall prepare the final Council packet, which shall be distributed.
- (B) The format of the Council Study Session agenda shall substantially be as follows:
- (1) Call to Order.
  - (2) Agenda Review – If there are any changes to the agenda since publication, the Mayor shall announce the changes.

(3) Public Comments (related to items on the agenda).

- (a) All speakers must sign up PRIOR to the start of the meeting.
- (b) Individual comments shall be limited to three minutes in duration.
- (c) Group comments shall be limited to ten minutes.
  - (i) To constitute a group, there must be four or more members, including the speaker, at the meeting.
  - (ii) Members of the group shall sign in as a group and identify the group's spokesperson.
  - (iii) Individuals identified as a part of the group will not be allowed to speak individually.
- (d) No speaker may donate his or her time for speaking to another speaker.
- (e) The Mayor or designee shall be responsible for the allocation of the appropriate time limitations, and any Councilmember may raise a point of order regarding comments that are disrespectful in tone or content, or are otherwise inappropriate.

(4) Presentations (including but not limited to information only or requests for direction)

(5) Agenda Bills.

(a) This section is for presentation of Ordinances, Resolutions, and Motions, which will require Council action.

(b) The following procedures shall apply to each item listed on the agenda under this section:

(i) Staff will prepare agenda bills and attachments for discussion during the Council Study Session. The same documents, with any required revisions, will also be included in the RCM packet.

(ii) The Council may then discuss the item. The City Manager or designee will be available to answer any questions by the Council.

(iii) Council will provide consensus to refer the agenda bill to one of the following:

- (a) the Regular Council Meeting on the 4<sup>th</sup> Tuesday of the month
  - Consent Agenda (this requires consensus of all Councilmembers present)

- Action Item (without presentation, except to present any revisions since the CSS)

(b) future Regular Council Meeting as an Action Item, if Council directs staff to make revisions which may take time to complete (without presentation, except to present revisions)

(c) future Council Study Session for additional discussion if needed

- (6) Executive Session, if scheduled or called. However, an Executive Session may be scheduled or called at any time if deemed by the Mayor or by action of the Council to be appropriate at some point in time other than at the end of the meeting. The procedure for conduct of an Executive Session is set forth at Section 13 of these Administrative Procedures. No action will be taken during the Council Study Session.
- (7) Adjournment. The Mayor, or designee, will adjourn the meeting. Any items which weren't completed due to time constraints, will automatically be continued to the next regularly scheduled Council Study Session unless Council provides other direction prior to adjournment.

(C) The format of the Regular City Council Meeting agenda shall substantially be as follows:

(1) Call to Order.

(2) Roll Call.

(3) Pledge of Allegiance.

(4) Agenda Review – If there are any changes to the agenda since publication, the Mayor shall announce the changes.

(5) Public Comments.

(a) All speakers must sign up PRIOR to the start of the meeting.

(b) Individual comments shall be limited to three minutes in duration.

(c) Group comments shall be limited to ten minutes.

(i) To constitute a group, there must be four or more members, including the speaker, at the meeting.

(ii) Members of the group shall sign in as a group and identify the group's spokesperson.

(iii) Individuals identified as a part of the group will not be allowed to speak individually.

- (d) No speaker may donate his or her time for speaking to another speaker.
- (e) The Mayor or designee shall be responsible for the allocation of the appropriate time limitations, and any Councilmember may raise a point of order regarding comments that are disrespectful in tone or content, or are otherwise inappropriate.

(6) Presentations, including but not limited to the following:

- Introductions (including new City Employees)
- Awards
- Proclamations
- Confirmation of Mayoral Appointment (Certificates of Appointment)
- Certificates of Appreciation or Recognition
- Key City Issues and Requests for Direction (by City Manager, including review and/or referral of major Council Requests)
  - The City Manager will have the following options when requesting Council concurrence on referring items:
    - Request to refer items to a committee
    - Request to refer items to a Council Study Session
    - Request to refer administrative or housekeeping items not requiring committee review, directly to the Regular Council Meeting as an Action Item or Consent Agenda item.

Requests to refer items directly to a Regular Council Meeting require the City Manager to provide a detailed reason for the request, in addition to Council concurrence.

Agenda Bills are required for any item referred directly to the Regular Council Meeting to provide details to Council and the public.

- Committee Updates (for items not included on the agenda) and review of proposed Council Requests (by City Council)

(7) Consent Agenda.

- (a) Contains items placed on the Consent Agenda by the Mayor, Council, or Council Standing Committee, including but not limited to:
  - Approval of vouchers.
  - Approval of donations \$500 or greater to be received by the City.
  - Approval of grants \$50,000 or greater to be received by the City. Council approval of the grant acceptance also authorizes the City Manager to execute the contract.

- Approval of minutes.
- Enactment of Ordinances, Resolutions, and Motions when placed on the Consent Agenda at a previous Council Meeting.
- Enactment of administrative or housekeeping Ordinances, Resolutions, and Motions, when placed on the Consent Agenda by Council concurrence of a City Manager request or referred by a Standing Council Committee
- Final Acceptance of public works projects within the authorized expenditure amount.
  - Under \$1 million in total cost – placed directly on the consent agenda, however the City Manager will provide the City Council with a brief written description of the project and a budget synopsis (performance to budget) with the City Council packet.
  - \$1 million or greater in total cost – placed directly on the consent agenda with a presentation made the same night at the beginning of the Regular Council Meeting to present before and after pictures prior to Consent Agenda action.
- Final Acceptance of in kind preservation, repair, or replacement projects within the authorized expenditure amount.
- Notwithstanding the above, any item may be removed from the Consent Agenda for consideration under unfinished business if so requested by any Councilmember.

(b) A motion at this time will be in order and Council will vote upon the Consent Agenda.

(8) Public Hearings.

- (a) At Public Hearings required by City, State, or Federal law or as Council may direct, where a general audience is in attendance to present input or arguments for or against a public issue:
- The City Manager or designee shall present the issue to the Council and respond to questions.
  - Members of the public may speak for no longer than five minutes. No member of the public may speak for a second time until every person who wishes to speak has had an opportunity.

- Councilmembers may ask questions of the speaker and the speaker may respond, but may not engage in further debate.
- The public comments will then be closed but Councilmanic discussion may ensue if the Council so desires. In the alternative, the Public Hearing may be continued by majority vote, or the Council may recess to deliberate and determine findings of fact, if appropriate, and to reach a final decision which may be announced immediately following such deliberations or at a subsequent date.

(b) The following procedure shall apply to quasi-judicial Public Hearings:

- The Hearings Examiner, City Manager, or designee will present a summary of the subject matter and any findings and will respond to Council questions.
- The proponent spokesperson shall speak first and be allowed twenty minutes and Council may ask questions.
- The opponent spokesperson shall be allowed 20 minutes for presentation and Council may ask questions.
- Each side shall then be allowed five minutes for rebuttal.
- After each proponent and opponent has used his/her speaking time, Council may ask further questions of the speakers, who may respond.
- The Mayor may exercise a change in the procedures, but said decision may be overruled by a majority vote of the City Council.

(9) Action Items (as related to a Public Hearing).

(10) Action Items. This section of the agenda shall include Ordinances, Resolutions, and Motions. The following procedures shall apply to each item listed on the agenda under this section:

- (a) The Mayor or designee may read the item by title only, or if requested by any Councilmember, the document may be read in its entirety.
- (b) The City Manager or designee may give a presentation to provide clarification or to discuss changes in an agenda item from what was discussed at a Council Committee meeting. Appropriate Staff, appropriate members of City Commissions or Advisory Committees, or appropriate subject matter experts should be available to answer any questions posed by the City Council.
- (c) A motion at this time will be in order.

- (d) The Council may then discuss the item. The City Manager or designee will be available to answer any questions by the Council.
  - (e) The Council will vote upon the item under consideration.
- (11) Public Comments related to Unfinished Business.
- (a) Individual comments shall be limited to one minute in duration and group comments shall be limited to two minutes. The Mayor or designee shall be responsible for the allocation of the appropriate time limitations.
- (12) Unfinished Business. This section shall include items removed from the Consent Agenda at the same meeting. The procedures that apply during this section shall be the same as those under Section 9, Action Items.
- (13) New Business. The procedures that apply during this section shall be the same as those under Section 9, Action Items. If the City Council votes on any item under this Section, public comment shall be allowed, with individual comments limited to one minute in duration and group comments limited to two minutes in duration.
- (14) Council Comments.
- (15) Executive Session, if scheduled or called. However, an Executive Session may be scheduled or called at any time if deemed by the Mayor or by action of the Council to be appropriate at some point in time other than at the end of the meeting. The procedure for conduct of an Executive Session is set forth at Section 13 of these Administrative Procedures.
- (16) Adjournment. Per Robert's Rules of Order, the Mayor, or designee, may adjourn the meeting without a motion as long as there is no further business to discuss.
- (D) The format of any Special Meeting shall be as follows:
- (1) Special Meetings are meetings in which the date and/or time are set outside of a regular schedule.
  - (2) Only the designated agenda item(s) shall be considered.
  - (3) The format will follow that of a Regular Meeting, as appropriate. Applicable provisions of Section 7 shall govern conduct of Special Meetings.
  - (4) The Mayor, in setting the agenda, will determine the need for, and length of, the public comment period, as well as the length of the comments. Public comments must be related to the items on the agenda and speakers must sign up PRIOR to the meeting.



## **Section 6. Miscellaneous Agenda Procedures**

- (A) The City Council desires to provide adequate time for administration and staff analysis, fact finding and preparation.
  - (1) Except in extraordinary or unusual circumstances, all items that are not routine in nature shall, when presented, include a completed Council agenda bill. The author of the agenda bill shall be responsible for attachments.
- (B) The Mayor or City Manager may affix an approximate time limit for each agenda item at the time of approval of the agenda.
- (C) All proposed Ordinances, Resolutions, and Motions shall be reviewed by the City Attorney to ensure they are in correct form prior to its final passage. All accompanying documents shall be available before Ordinances, Resolutions, and Motions can be passed.
- (D) Ordinances and Resolutions of the City Council shall be signed by the Mayor, City Attorney, and City Clerk (or their designees) upon Council approval.
- (E) A joint Resolution of the City Council and the Mayor may be proposed when:
  - (1) The subject of the Resolution is of broad City concern, and the subject contains Council policy and administrative procedure; or
  - (2) The subject of the Resolution is of ceremonial or honorary nature.
    - \* Joint Resolutions will be subject to the voting rules and will be signed by the Mayor, City Attorney and City Clerk (or their designees). The Council may provide for all Councilmembers signing the joint Resolution enacted.
- (F) Councilmembers will inform the City Manager or City Clerk if they are unable to attend any Council Meeting. The City Clerk will announce any absences during roll call at a Regular Council Meeting. If there is no objection from the Council, the absence will be deemed excused and noted accordingly in the minutes.
- (G) Placards or signs that support or oppose any ballot proposition or candidate for public office shall not be allowed (see RCW 42.17A.555). Any other placards or signs that are disruptive or impede another participant's view will not be allowed.
- (H) No person(s) shall interrupt a Council meeting so as to render the orderly conduct of such meeting unfeasible. (RCW 42.30.050) The Mayor shall determine when this threshold has been met.
- (I) Use of electronic devices by Councilmembers during a City Council meeting should be limited so as not to disturb other Councilmembers or interfere with the conduct of the meeting.

- (J) Use of any technology that will introduce/capture information from the internet will generally be permitted during Committee meetings, and the Committee and Council Comments sections of Regular or Special Council Meetings. However, in order to maintain the public record, use should be limited during other portions of the Regular or Special Council meetings.

Any connection to the internet by Councilmembers while in City facilities using City equipment must be from within the City's protected Wi-Fi, not from the unsecured public Wi-Fi. Do not connect to the secure Wi-Fi on personal devices.

URL's need to be provided to the City Clerk for inclusion in the public record.

(K) Proclamations

The Mayor is privileged to consider requests to proclaim certain events or causes when such proclamations pertain to a City of SeaTac event, person, organization, or cause with local implications or pertain to an event, holiday, observance, organization or cause with National and local implications. The Mayor will consider requests that are timely, have potential relevance to a majority of the City of SeaTac's population, and either forward positive messages or call upon the support of the community.

The following guidelines and requirements apply to requests for consideration of proclamations:

1. Submit the request:
  - a. Councilmember. A Councilmember making the request must submit a completed Council Request Form, and submit a copy of the proposed proclamation along with the requested date of the proclamation.
  - b. Person(s) or organization. The person(s) or organization making the request must make the request via email to the City Clerk and submit a copy of the proposed proclamation, nature of the action requested (public proclamation or printed/signed and returned to the requestor) along with the requested date of the proclamation.
2. The request should be made at least two weeks in advance of the date of the requested Council meeting. The requested Council meeting date should be prior to the date of the proclamation.
3. The Mayor will determine if the proposed proclamation meets the intent of this policy.
4. The Mayor retains the right to decide if the proclamation will be issued and has the following options:
  - a. Approve the request and have the proclamation read at the City Council meeting by the Mayor or his/her designee. A representative may attend the meeting to accept the proclamation.

- b. Approve the request and have the proclamation mailed to the requestor without being read at a meeting.
  - c. Deny the request and notify the requestor of the decision.
- 5. The Mayor retains the right to limit the number of proclamations at a Council Meeting.
  - 6. The Mayor and appropriate staff retains the right to modify, edit, or otherwise amend the proposed proclamation to meet the requirements, needs, or policy determinations of the City/City Council.

## **Section 7. Speaking Procedures**

- (A) Speaking procedure for agenda items under consideration is as follows:
  - (1) A Councilmember desiring to speak shall address the Mayor or Presiding Officer and upon recognition shall confine him/ herself to the question under debate.
  - (2) Any member, while speaking, shall not be interrupted unless it is to call him/her to order.
  - (3) Any member shall have the right to challenge any action or ruling of the Mayor or Councilmember, as the case may be, in which case the decision of the majority shall govern.
  - (4) Any member shall have the right to question the City Manager on matters before the Council. Under no circumstances shall such questioning be conducted in a manner that would constitute a cross examination or an attempt to ridicule or degrade the individual being questioned.
  - (5) No Councilmember shall speak a second time upon the same motion before opportunity has been given each Councilmember to speak on that motion.
- (B) Procedures for addressing the Council shall be as follows:
  - (1) Any person, with the permission of the Mayor, may address the Council.
  - (2) In addressing the Council, each person shall stand and, after recognition, give his/her name and address. All remarks shall be civil and respectful in tone and content, made to the Council as a body, and not to any individual member.
  - (3) No person shall be permitted to enter into any discussion from the floor without first being recognized by the Mayor.

- (4) Any person making personal or impertinent remarks while addressing the Council shall be barred from further audience participation by the Mayor unless permission to continue is granted by a majority vote of the Council.

## **Section 8. Parliamentary Procedures and Motions**

- (A) Questions of parliamentary procedure not covered by this Chapter shall be governed by Robert's Rules of Order, Newly Revised (latest edition).
  - (1) If a motion does not receive a second, it dies. Motions that do not need a second include: Nominations, withdrawal of motion by the person making the motion, agenda order, request for a roll call vote, and point of order or privilege.
  - (2) A motion that receives a tie vote is deemed to have failed.
  - (3) When making motions, be clear and concise and not include arguments for the motion within the motion.
  - (4) After a motion and second, the Mayor will indicate the names of the Councilmembers making the motion and second.
  - (5) After a motion has been made and seconded, the Councilmembers may discuss their opinions on the issue prior to the vote.
  - (6) If any Councilmember wishes to abstain from a vote on the motion, pursuant to the provisions of Section 9 hereof, that Councilmember shall so advise the City Council, and shall remove and absent himself/herself from the deliberations and considerations of the motion, and shall have no further participation in the matter. Such advice shall be given prior to any discussion or participation on the subject matter or as soon thereafter as the Councilmember perceives a need to abstain, provided that, prior to the time that a Councilmember gives advice of an intent to abstain from an issue, the Councilmember shall confer with the City Attorney to determine if the basis for the Councilmember's intended abstention conforms to the requirements of Section 9. If the intended abstention can be anticipated in advance, the conference with the City Attorney should occur prior to the meeting at which the subject matter would be coming before the City Council. If that cannot be done, the Councilmember should advise the City Council that he/she has an "abstention question" that he/she would want to review with the City Attorney, in which case, a brief recess would be afforded the Councilmember for that purpose.
  - (7) A motion may be withdrawn by the maker of the motion at any time without the consent of the Council.
  - (8) A motion to table is not debatable and shall preclude all amendments or debates of the issue under consideration. A motion to table is to be used in instances where circumstances or situations arise which necessitate the interruption of the Councilmembers' consideration of the matter before them. A motion to table, if

passed, shall cause the subject matter to be tabled until the interrupting circumstances or situations have been resolved, or until a time certain, if specified in the motion to table. To remove an item from the table in advance of the time certain requires a two-thirds majority vote.

- (9) A motion to postpone to a certain time is debatable, amendable and may be reconsidered at the same meeting. The question being postponed must be considered at a later time at the same meeting, or to a time certain at a future Regular or Special Council Meeting.
  - (10) A motion to postpone indefinitely is debatable, not amendable, and may be reconsidered at the same meeting only if it received an affirmative vote.
  - (11) A motion to call for the question shall close debate on the main motion and is not debatable. This motion must receive a second and fails without a two-thirds' vote; debate is reopened if the motion fails.
  - (12) A motion to amend is defined as amending a motion that is on the floor and has been seconded, by inserting or adding, striking out, striking out and inserting, or substituting.
  - (13) Motions that cannot be amended include: Motion to adjourn, agenda order, lay on the table, roll call vote, point of order, reconsideration and take from the table. A motion to amend an amendment is not in order.
  - (14) Amendments are voted on first, then the main motion as amended (if the amendment received an affirmative vote).
  - (15) Debate of the motion only occurs after the motion has been moved and seconded.
  - (16) The Mayor or City Clerk should repeat the motion prior to voting.
  - (17) In the event a reason exists to proceed in a manner inconsistent with these rules, a motion to Suspend the Rules is appropriate. Suspend the Rules requires a second, may neither be amended nor debated, and requires a two-thirds vote.
- (B) The City Clerk will take a roll call vote, if requested by the Mayor, a Councilmember, or as required by law.
  - (C) When a question has been decided, any Councilmember who voted in the majority may move for reconsideration, but no motion for reconsideration of a vote shall be made until the next Regular Council Meeting.
  - (D) The City Attorney shall decide all questions of interpretations of these rules and other questions of a parliamentary nature which may arise at a Council Meeting. All cases not provided for in these rules shall be governed by Robert's Rules of Order, Newly Revised.

## **Section 9. Voting**

- (A) Silence of a Councilmember during a voice vote shall be recorded as a vote with the prevailing side, except where such a Councilmember abstains because of a stated conflict of interest or appearance of fairness. Each member present must vote on all questions before the Council and may abstain only by reason of conflict of interest or appearance of fairness. Abstentions from any votes for any other reasons shall be construed as silence during voting, and shall be recorded as a vote with the prevailing side.

For the purposes hereof, "conflict of interest" and "appearance of fairness" shall be defined as those terms used and set forth in Chapters 42.20, 42.23 and 42.36 of the Revised Code of Washington, and as they may be amended by legislative action or construed by judicial review.

- (B) A roll call vote may be requested by the Mayor or any member of the Council.
- (C) All matters before the Council shall require the affirmative vote of a majority of the Councilmembers present, unless otherwise provided by State Law (RCW Chapter 35A et. seq.).
- (D) For meetings where voting will take place: Any Councilmember who is unable to be physically present for any meeting of the Council may participate in discussions and may vote on any matter before the Council, including proposed Ordinances, Resolutions, and Motions, by telephone or other means of telecommunication, providing that:
- (1) A quorum of the Council is physically present at the meeting site; and
  - (2) Electronic facilities exist and are operational so that the absent Councilmember will participate in Council discussions in a manner that comments, discussions, and voice votes of the absent Councilmember are audible to the assembled Council and audience, and that the absent Councilmember can hear all comments, discussions, and votes that are audible to all Councilmembers who are physically present.

## **Section 10. Council Standards of Conduct**

Elected Officials need to lead by example by conducting themselves with the highest levels of civility and decorum. The City Council agrees to the following Standards of Conduct:

- Practice civility, professionalism and decorum during discussions and debate.
- Respect the role of the Mayor in maintaining order, including the Point of Order process.
- Provide honest, accurate and complete information at all times, including blog posts and social media accounts
- Listen to and show respect for the views of all members.
- Criticize ideas and not people.
- Work for the common good, not personal interest.
- Actively participate in discussions and decision making to ensure the success of the Council.
- Respect the roles of elected officials and city staff in ensuring open and effective government

## Section 11. Council Relations with Staff

- (A) There will be mutual respect from both Councilmembers and staff of their respective roles and responsibilities when, and if expressing criticism in a public meeting. City staff acknowledges the Council as policy makers and the Councilmembers acknowledge staff as administering the Council's policies.
- (B) Council Request Form (CRF):
  - (1) The CRF is used for all requests by a Councilmember.
  - (2) The CRF shall be directed to the Executive Assistant by means of hardcopy or electronic version (e-mail) of the CRF. The Executive Assistant shall acknowledge receipt by e-mail.
  - (3) The City Manager shall forward the request to the appropriate Department Director for written or electronic response and to determine the estimated time or date for substantive response.
  - (4) The City Manager shall determine the appropriate level (see below):
    - (a) “Major” means any effort which is reasonably estimated to entail more than three hours of staff time.
    - (b) “Significant” means any effort which is reasonably estimated to entail one hour or more, but less than three hours, of staff time.
    - (c) “Minor” means any effort which is reasonably estimated to entail only an immediate response or less than one hour of staff time.
  - (5) The Executive Assistant will forward a copy of the request to the entire Council.
  - (6) Approval for action or referral to a Council Committee is requested at a Regular Council Meeting.
    - a. Major requests require approval/referral from a majority of the Council.
    - b. The City Manager may also ask for Council approval/referral of minor and significant requests at his/her discretion due to the nature of the request.
    - c. Once an item has been referred to a Council Committee, the item will be closed as a CRF and processed through the Council committee process.
- (C) All written material accumulated and/or prepared in response to an individual Councilmember shall be provided by the Executive Assistant, to all Councilmembers.
- (D) Councilmembers shall not attempt to coerce or influence staff in the selection of personnel, the awarding of contracts, the selection of consultants, the processing of development applications or the granting of City licenses or permits.

- (E) The Council shall not attempt to change or interfere with the operating rules and practices of any City department.

## **Section 12. Media Relations**

- (A) In an effort to provide a consistent message through all media platforms, the City's Government Relations and Communications Manager is deemed to be the City's single source contact for the media.

Consistent with state law, individual councilmembers can speak on how they voted on policy-level decisions. However, any questions on the City's position on an issue should be directed to the Government Relations and Communications Manager.

Guidelines for speaking to the media as an individual Councilmember:

- Do not speak on behalf of other Councilmembers, staff, or organizations, and specify to the media contact you are providing your personal viewpoint
  - Do not speculate on future actions or council "position" on any issue.
  - Only speak to facts, past council actions, upcoming schedules
- (B) The Mayor is the designated spokesperson for the entire Council on policy decisions already made by the Council but may not speculate about future policy decisions.
- (C) Report any media contacts or interviews to the City Manager and Government Relations and Communications Manager.

## **Section 13. Confidentiality<sup>1</sup>**

- (A) Councilmembers shall keep all written materials and/or verbal information related to matters that are confidential under law in complete confidence to ensure that the City's position is not compromised. No mention of confidential information should be made to anyone other than other Councilmembers, the City Manager, the City Attorney, or City staff designated by the City Manager.
- (B) If the Council, in Executive Session, has provided direction or consensus to staff on proposed terms and conditions for any type of issue, all contact with the other party shall be conducted by the designated staff representative(s) handling the issue. A Councilmember should not have any contact or discussion with the other party, or their representative involved with the issue, and shall not communicate any information learned in Executive Session.

## **Section 14. Executive Sessions**

- (A) It is acknowledged that the Open Public Meetings Act (OPMA) of Chapter 42.30 RCW is a mandate that the "people, in delegating authority, do not give their public servants the

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<sup>1</sup> Confidentiality is also addressed in SMC 2.90, Ethics of Elected City Officials.



right to decide what is good for the people to know and what is not good for them to know”. Any action taken in violation of the OPMA is subject to being declared by the courts to be “null and void”, participating Councilmembers may be personally liable for fines, and the City may be subject to payment of court costs and attorney’s fees. Accordingly, Executive Sessions of the Council shall be used only when allowed by law and when confidentiality is deemed necessary.

- (B) The scheduling, notification, announcing, and conduct of an Executive Session during a Council Meeting, as permitted by Section 4(G) of these Administrative Procedures and applicable law, shall conform to the OPMA and shall comply with this Section.
- (C) Whenever possible, an Executive Session shall be noted on the Council Meeting agenda provided and posted pursuant to Section 5 of these Administrative Procedures. If deemed necessary by the Mayor or by action of the Council, an Executive Session may be called and added to the agenda during a Council Meeting. If an Executive Session is to be held during a Special Meeting, every effort shall be made to set forth the intent to hold an Executive Session on the notice of the Special Meeting as required by law.
- (D) Certain Council deliberations, discussions, considerations, reviews, evaluations, and final actions (“actions” as defined by the OPMA) are, by law, exempt from all provisions of the OPMA. Examples include the following: Proceedings concerned with business, occupation, or professional licenses and related disciplinary proceedings; deliberations following an appeal or other quasi-judicial matter; and collective bargaining strategy, positions, and proposals, as well as union grievance procedures and mediation. Nonetheless, the provisions of this Section 13- may be used to recess a Council Meeting to such an exempt proceeding just as if it were an Executive Session.
- (E) In addition to topics exempt from the OPMA, as described in Subsection (D), above, the OPMA permits discussion and consideration (but not “final action”) in an Executive Session closed to the general public for certain, limited, purposes. These limited purposes are summarized on Exhibit “A” to these Administrative Procedures, which is generally an extract from MRSC Report No. 39.
- (F) In event an Executive Session is necessary for any of the allowed purposes, the agenda, if possible, shall list the fact of the Executive Session and its purpose. Immediately prior to recessing to an Executive Session, the Mayor shall publicly announce the purpose of the Executive Session, generally in the following language, and shall state the estimated time of return of the Council to the open public meeting:
  - To consider the selection of a site or acquisition of real estate.
  - To consider the minimum price at which real estate will be offered for sale or lease.
  - To review negotiations on the performance of publicly bid contracts.
  - To evaluate complaints or charges against a public officer or employee.
  - To evaluate the qualifications of an applicant for public employment.
  - To review the performance of a public employee.
  - To evaluate the qualifications of a candidate or candidates for appointment to elective office.

- To discuss with legal counsel matters relating to enforcement actions.
  - To discuss with legal counsel pending or potential litigation involving the City.
- (G) Executive Sessions require a controlled environment, therefore, when the Council is meeting in person, only Councilmembers physically present will be able to participate in the Executive Session.
- (H) Typically, the City Manager and City Attorney will attend Executive Sessions to assist the Council. Otherwise, however, attendance shall be limited to staff members and others whose input is necessary to the purpose of the Executive Session.
- (I) No voting or other final action shall be taken during an Executive Session, except that consensus may be reached if confidentiality of such consensus is essential to the purpose of the Executive Session.
- (J) In event an Executive Session is not completed by the estimated time for return to the open public meeting, the Mayor, a Councilmember, or a staff member shall return to the open public meeting and shall announce that the Executive Session shall be extended to a stated time. Such an announcement shall not, however, be necessary if no members of the public remain in attendance at the open public meeting.
- (K) In event the Executive Session is concluded before the time that was stated for return to the open public meeting, the Council shall not reconvene in open session until the stated time. Such a waiting period shall not, however, be necessary if no members of the public remain in attendance at the open public meeting.

## **Section 15. Councilmember Travel & Expenses**

- (A) When determined to be in the best interests of the City of SeaTac, Councilmembers may attend conferences and workshops within the City Council's total adopted budget limit. In matters of travel incident to attending conferences and meetings for City business and in incurring costs related thereto, Councilmembers shall comply with the current edition of the City of SeaTac Travel Policies, Regulations, and Procedures, attached as Exhibit B.

Upon return from a conference or workshop, Councilmembers shall complete the City Council Post Trip Report and submit it to the Executive Assistant within 15 days for inclusion in the next A&F Committee meeting packet. An electronic version of the form can be found in the City Council folder at Document Central on the City website.

- (B) The Finance and Systems Department shall provide a quarterly summary of actual Council expenditures reported by each Councilmember. This summary will be used to assist the Council in monitoring the status of actual expenditures in comparison to the budgeted expenditures.

## **Section 16. Councilmember Equipment and Technology**

- (A) The City will provide each Councilmember a device (e.g. laptop, ipad) and a cell phone with hotspot capabilities consistent with similar devices issued to other City employees and supported by the City's Information System.
- (B) The City will not provide reimbursement for non-typical computer or cell phone accessories, other electronic devices, internet services, printers or printer supplies.
- (C) All devices or programs used on City provided devices require City approval through the Finance and Systems Department.

## **Section 17. Virtual Meetings**

- (A) In the event of an emergency, as declared by the Mayor, County Executive, Governor, or President of the United States, where in-person meetings are not possible, the City Council may use remote capabilities to host Virtual Meetings. As long as these meetings are held on the same day and time as a regular meeting, they will not be deemed as special meetings.
- (B) The meeting link will be emailed to the appropriate group (Council and staff only, unless outside presenters are being included) and the program will be made ready at least 15 minutes prior to the meeting to ensure all technology is working correctly. The link will not be forwarded to any other person without the approval of the meeting coordinator.
- (C) All meetings of the Council and Standing Committees will be livestreamed from the Council Chambers unless circumstances dictate otherwise (see the section on interviewing potential new CM's).
- (D) Council meetings will be audio recorded by the City Clerk and video recorded by the City's video recording company under contract at the time.
- (E) The chat function for the meeting program will be turned off prior to the meeting.
- (F) A call-in phone line will be provided for members of the public to listen to the meeting.
- (G) The City Council may receive remote oral and or email/text public comments.
  - a. Remote Oral Public Comment
    - i. Speakers must pre-register at least two hours prior to the meeting (a website link will be provided to register).
    - ii. An email will be sent to the speakers with instructions on joining the live meeting.
    - iii. Comments will be recorded and each speaker is allotted 3 minutes.
    - iv. The City Council will not respond to comments during the meeting. However, staff will contact the requestor at a later date.

- v. Once comments are complete, speakers will leave the live meeting. However, they may continue to view and/or listen to the live meeting by accessing the live stream options and/or call-in line.
  - b. Written Public Comment
    - i. Submit comments by email or text to [PublicComment@seatacwa.gov](mailto:PublicComment@seatacwa.gov) at least two hours prior to the meeting.
    - ii. Comments will be provided to the City Council and mentioned by name and subject during the meeting.
    - iii. Written comments will be placed on the City's website for viewing after the meeting. Comments will be placed on the website in their entirety.
    - iv. Public comments submitted to an email address other than the one provided, or after the deadline, will not be included as part of the record.
  
- (H) Councilmembers must have video and audio capabilities and turn them on during the meeting whenever possible. Any participant (staff or presenter) in the meeting must turn on their video and audio when speaking, unless technical difficulties do not allow. Participants must attempt to contact IT in order to fix the problem prior to the meeting. If the issues cannot be resolved, then the participant must contact either the Mayor or the Chair of the meeting to let them know prior to the meeting.
  
- (I) The New Business section will be removed from the agenda when conducting a virtual meeting. New Business items should follow the CRF process so as to be as transparent and inclusive as possible.
  
- (J) Executive Sessions. Executive Sessions require a controlled environment, which cannot be guaranteed when conducting a virtual meeting from individual homes. Therefore, when an Executive Session is needed, all participants will be required to attend the Council meeting and Executive Session from various rooms at City Hall, to be assigned by the City Clerk and IT. If for some reasons City Hall is unavailable, another location will be made available.
  
- (K) The above sections related to Virtual Meetings, will also apply to Council Committees and Citizen Advisory Committees as applicable.
  - a. Each committee staff coordinator will choose the time that oral public comments sign-up and written public comments are due in order to accommodate back-to-back committee meetings and staff schedules. Once chosen, this time must stay consistent, outside of special meetings.

## **Section 18. Council Vacancy**

- (A) Return of Materials and Equipment. During their service on the City Council, members may have acquired or been provided with equipment such as computers or other items which may entail a significant expense. These items are to be returned to the City at the conclusion of a member's term.

(B) Filling Council Vacancies.

1. Purpose. The purpose of this section is to provide guidance to the City Council when a Councilmember position becomes vacant before the expiration of the official's elected term of office. Pursuant to state law, a vacancy shall be filled only until certification of the next regular municipal election, to serve the remainder of the unexpired term.

(C) Appointment Process

1. Upon notification of an intent to vacate a position, or a vacant position occurs for any reason other than resignation, the City Council shall direct staff to begin the appointment process and establish an interview and appointment schedule, so that the position is filled at the earliest opportunity.
2. The City Clerk's Office shall prepare a notice seeking applicants. This notice shall be included in any information outlets the City currently has, which could include website, blog, and email.
3. The City Clerk's Office shall prepare an application form which requests appropriate information for City Council consideration of the applicants. Applications will be accepted for two weeks from the first day of notification.
4. The applicant must (a) be a registered voter of the City of SeaTac on the day of application, and (b) have a one (1) year residency in the City of SeaTac prior to the date of appointment.
5. Applications received by the deadline date and time will be copied and circulated, by the City Clerk, to the Mayor and City Council.
6. The City Clerk shall prepare the required public notice(s) for the meeting scheduled for interviewing applicants for consideration to the vacant position. This meeting may be a regularly scheduled City Council meeting, or a special City Council meeting.
7. The City Clerk shall notify applicants of the location, date and time of interviews.
8. Prior to the date and time of the interview meeting, the City Clerk shall accept one interview question from each Councilmember.

(D) Interview Meeting

1. This meeting will be open to the public, but conducted in such a way as to allow each candidate the same opportunity to speak but not have prior knowledge of the interview questions.
2. Interview questions must be kept as confidential as possible until the time of the interview. Therefore, if the interviews are conducted during a Special Council Meeting where the sole purpose is to conduct interviews and appoint, this meeting

will not be live streamed, but will be recorded for future review by the public. If the interviews are conducted during a Council meeting where other action will be taken, only the portion for the interviews will not be live streamed.

3. Each interview of an applicant/candidate shall be no more than 20 minutes in length as follows:
  - a. The applicant shall present his or her credentials to the City Council. (5 minutes)
  - b. The City Council shall ask the predetermined set of questions which must be responded to by the applicant. Each applicant will be asked and will answer the same six questions, and will have 2 minutes to answer each question. (12 minutes)
  - c. The applicants' order of appearance will be determined by a random lot drawing performed by the City Clerk. This will occur at a public meeting if time allows.
  - d. The Council may elect not to interview all of the applicants if the number exceeds ten (10) candidates. The decision as to which applicants to interview will be based on the information contained in the application forms. The Councilmembers will review the applications and provide the City Clerk with their top 3 choices. The City Clerk will rank the applicants based on the Councilmember responses and provide the final interview list.
  - e. Voting.
    - i. Upon completion of the interviews, Councilmembers will convene into an Executive Session to discuss the qualifications of the applicants. However, all interviews, deliberations, nominations and votes taken by the Council shall be in open public session.
    - ii. The Mayor shall ask for nominations from the Councilmembers for the purpose of creating a group of candidates to consider. No second is needed.
    - iii. Nominations will be deemed closed by the Mayor when no other nominations are provided.
    - iv. Councilmembers may deliberate on such matters as criteria for selection and the nominated group of candidates.
    - v. The Mayor shall poll Councilmembers to ascertain that Councilmembers are prepared to vote.
    - vi. The Mayor will call for votes on candidates in the order they were nominated and until a nominee receives a majority vote.

- vii. The Mayor shall declare the nominee receiving the majority vote as the new Councilmember and shall be sworn into office at the earliest opportunity or no later than the next regularly scheduled City Council meeting.
- f. Nothing in this policy shall prevent the City Council from reconvening into Executive Session to further discuss the applicant/candidate qualifications prior to the vote being taken.
- g. If the City Council does not appoint a qualified person to fill the vacancy within 90 days of the declared vacancy, the Revised Code of Washington delegates appointment powers to King County.
- h. In the event a vacancy occurs within one year of previous interviews, the City Council may fill the new vacancy using the previous pool of candidates. Council will agree to this by majority vote.
- i. Any portion of this section, or any section of the Admin Procedures, may be suspended during an emergency or if the Council is in favor of a different process by a two-thirds vote.

## EXHIBIT A

### TO THE SEATAC CITY COUNCIL ADMINISTRATIVE PROCEDURES

#### What are the allowed purposes for holding an Executive Session?

An Executive Session may be held only for one or more of the purposes identified in RCW 42.30.110(1). The purposes addressed below are those which have application to Cities and Counties. A governing body of a City or County may meet in Executive Session for the following reasons:

- **To consider matters affecting national security [RCW 42.30.110(1)(a)].**

As a result of the September 11, 2001 attack on America and passage of the Homeland Security Act, this purpose may now be utilized at the local level.

- **To consider the selection of a site or the acquisition of real estate by lease or purchase when public knowledge regarding such consideration would cause a likelihood of increased price; [ RCW 42.30.110(1)(b)].**

This provision has two elements:

- the governing body must be considering either purchasing or leasing real property; and
- public knowledge of the governing body's consideration would likely cause an increase in the price of the real property.

The consideration of the purchase of real property under this provision can involve condemnation of the property, including the amount of compensation to be offered for the property. [Port of Seattle v. Rio, 16 Wn. App. 718 (1977)]

Since this provision recognizes that the process of purchasing or leasing real property or selecting real property to purchase or lease may justify an Executive Session, it implies that the governing body may need to reach some consensus in closed session as to the price to be offered or the particular property to be selected. The purpose of allowing this type of consideration in an Executive Session would be defeated by requiring a vote in open session to select the property or to decide how much to pay for the property, where public knowledge of these matters would likely increase its price.

- **To consider the minimum price at which real estate will be offered for sale or lease when public knowledge regarding such consideration would cause a likelihood of decreased price. However, final action selling or leasing public property shall be taken in a meeting open to the public; [RCW 42.30.110(1)(c)].**

This subsection, the reverse of the previous one, also has two elements:



- the governing body must be considering the minimum price at which real property belonging to the City or County will be offered for sale or lease; and
- public knowledge of the governing body's consideration will likely cause a decrease in the price of the property.

The requirement here of taking final action selling or leasing the property in open session may seem unnecessary, since all final actions must be taken in a meeting open to the public. However, its probable purpose is to indicate that, although the decision to sell or lease the property must be made in open session, the governing body may decide in Executive Session the minimum price at which it will do so. A contrary interpretation would defeat the purpose of this subsection.

If there would be no likelihood of a change in price if these real property matters are considered in open session, then a governing body should not meet in Executive Session to consider them.

- **To review negotiations on the performance of publicly bid contracts when public knowledge regarding such consideration would cause a likelihood of increased costs; [RCW 42.30.110(1)(d)].**

This subsection indicates that when a City or County and a contractor performing a publicly bid contract are negotiating over contract performance, the governing body may "review" those negotiations in Executive Session if public knowledge of the review would likely cause an increase in contract costs. MRSC is not aware of an Executive Session being held under this provision. It is not clear what circumstances would result in a City or County governing body meeting in Executive Session under this provision.

However, this exception could well be used to consider potential change orders, requests for equitable adjustment, or delay damages.

- **To receive and evaluate complaints or charges brought against a public officer or employee. However, upon the request of such officer or employee, a public hearing or a meeting open to the public shall be conducted upon such complaint or charge; [RCW 42.30.110(1)(f)].**

For purposes of meeting in Executive Session under this provision, a "charge" or "complaint" must have been brought against a City or County officer or employee. The complaint or charge could come from within the City or County or from the public, and it need not be a formal charge or complaint. The bringing of the complaint or charge triggers the opportunity of the officer or employee to request that the discussion be held in open session.

As a general rule, City governing bodies that are subject to the Act do not deal with individual personnel matters. [The Civil Service Commission is an obvious exception. It, however, addresses personnel actions taken against a covered officer or employee, and it does so in the context of a formal hearing]. For example, the City Council should not be

involved in individual personnel decisions, as these are within the purview of the administrative branch under the authority of the Mayor or City Manager. [An exception is where the Council, in a Council-Manager City, may be considering a complaint or charge against the City Manager]. This provision for holding an Executive Session should not be used as a justification for becoming involved in personnel matters which a governing body may have no authority to address.

- **To evaluate the qualifications of an applicant for public employment or to review the performance of a public employee. However, subject to RCW 42.30.140(4), discussion by a governing body of salaries, wages, and other conditions of employment to be generally applied within the agency shall occur in a meeting open to the public, and when a governing body elects to take final action hiring, setting the salary of an individual employee or class of employees, or discharging or disciplining an employee, that action shall be taken in a meeting open to the public; [RCW 42.30.110(1)(g)].**

There are two different purposes under this provision for which a governing body may meet in Executive Session. For both purposes, the references to "public employment" and to "public employee" include within their scope public offices and public officials. This means that a governing body may evaluate, in Executive Sessions, persons who apply for appointive office positions, such as City Manager, as well as those who apply for employee positions. [The courts have, for various purposes, distinguished between a public "office" and a public "employment." See, e.g., *Oceanographic Comm'n v. O'Brien*, 74 Wn.2d 904, 910-12 (1968); *State ex rel. Hamblen v. Yelle*, 29 Wn.2d 68, 79- 80 (1947); *State ex rel. Brown v. Blew*, 20 Wn.2d 47, 50-52 (1944). A test used to distinguish between the two is set out in *Blew*, 20 Wn.2d at 51].

The first purpose involves evaluating the qualifications of applicants for public employment. This could include personal interviews with an applicant, discussions concerning an applicant's qualifications for a position, and discussions concerning salaries, wages, and other conditions of employment personal to the applicant. As with the previous Executive Session provision, this purpose is not one that generally will have application to a governing body in a City, because City governing bodies do not, as a general rule, have any hiring authority. [One obvious exception is the City Council in a Council-Manager City, who hires the City Manager. RCW 35A.13.010; RCW 35.18.010].

This authority to "evaluate" applicants in closed session allows a governing body to discuss the qualifications of applicants, not to choose which one to hire (to the extent the governing body has any hiring authority). However, since this subsection expressly mandates that "final action hiring" an applicant for employment be taken in open session, the implication is that a governing body may take something less than final action in Executive Session to eliminate applicants or to choose applicants for further consideration.

The second part of this provision concerns reviewing the performance of a public employee. Typically, this is done where the governing body is considering a promotion or a salary or wage increase for an individual employee or where it may be considering disciplinary action. [As with hiring, a City Council has little or no authority regarding

discipline of public officers or employees. Again, an exception would be a City Manager over which the Council has removal authority. RCW 35A.13.130; 35.18.120].

The result of a governing body's closed session review of the performance of an employee may be that the body will take some action either beneficial or adverse to the officer or employee. That action, whether raising a salary of or disciplining an officer or employee, must be made in open session.

Any discussion involving salaries, wages, or conditions of employment to be "generally applied" in the City or County must take place in open session. However, discussions that involve collective bargaining negotiations or strategies are not subject to the Open Public Meetings Act and may be held in closed session without being subject to the procedural requirements for an Executive Session. [See RCW 42.30.140(4)].

- **To evaluate the qualifications of a candidate for appointment to elective office. However, any interview of such candidate and final action appointing a candidate to elective office shall be in a meeting open to the public; [ RCW 42.30.110(1)(h) ] .**

This provision applies to a City or County legislative body only when it is filling a vacant elective position. Under this provision, the legislative body may meet in Executive Session to evaluate the qualifications of applicants for the vacant position. However, any interviews with the candidates must be held in open session. As with all other appointments, the vote to fill the position must also be in open session.

- **To discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency. [RCW 42.30.110(1)(i)].**

Three basic requirements must be met before this provision can be used by a governing body to meet in closed session: [This provision for holding an Executive Session is based on the legislative recognition that the attorney-client privilege between a public agency governing body and its legal counsel can co-exist with the Open Public Meetings Act. However, that privilege is not necessarily as broad as it may be between a private party and legal counsel].

- The City or prosecuting attorney or special legal counsel representing the City or County governing body must attend the Executive Session to discuss the enforcement action or the litigation or potential litigation (presence of an attorney without such discussion is not sufficient);
- The discussion with legal counsel must concern either an enforcement action or litigation or potential litigation to which the City or County, a governing body, or one of its members is or is likely to become a party;

- The potential litigation must be specifically threatened, or be reasonably believed to be likely; or
- The potential litigation, or legal risk, is applicable to a proposed action or current practice; and
- Public knowledge of the discussion would likely result in adverse legal or financial consequence to the City or County.

The probability of adverse consequence to the City or County. It is probable that public knowledge of most governing body discussions of existing litigation would result in adverse legal or financial consequence to the City or County. Knowledge by one party of the communications between the opposing party and its attorney concerning a lawsuit will almost certainly give the former an advantage over the latter. The same probably can be said of most discussions that qualify as involving potential litigation.

Again, no final action in Executive Session. The purpose of this Executive Session provision is to allow the governing body to discuss litigation or enforcement matters with legal counsel; the governing body is not authorized to take final action regarding such matters in an Executive Session. Nevertheless, a governing body will likely need to make certain strategic decisions in Executive Session to advance the litigation or enforcement action, while protecting the secrecy of such decisions. For example, a County Council can probably take an informal vote or reach a consensus in Executive Session to authorize the County Prosecuting Attorney to settle a case for no higher than a certain amount. However, it is clear that the Council's vote to give final approval to a settlement agreement must occur in an open meeting.

## **EXHIBIT B**

### **CITY OF SEATAC, WASHINGTON TRAVEL POLICIES, REGULATIONS AND PROCEDURES Per Resolution #10-004**

#### **ARTICLE I: POLICY**

1. **PURPOSE:** The purpose of this policy is to identify and provide guidelines regarding the City's travel policies and to further delineate those valid business expenses for which public officials and employees of the City may qualify for payment or reimbursement.
2. **PERSONS AFFECTED:** This policy applies to all employees and appointed and elected public officials of the City of SeaTac (collectively referred to as employees/officials).
3. **REFERENCES:** Internal control procedures of Finance, Resolution 94-009, Resolution 99-021, Resolution 03-015, Resolution 05-005, Resolution 08-007, Resolution 10-004, and Chapter 42.24 RCW.
4. **POLICY STATEMENT**
  - A. It shall be the policy of the City of SeaTac to allow the attendance and participation of employees/officials at meetings, training sessions, and conventions where such participation is determined to be in the best interests of the City of SeaTac. Those employees/officials who attend such meetings and conventions shall be reimbursed or shall be provided a City credit card for all valid business expenses related to the attendance and participation of such meetings, training sessions, and conventions. Spouses, other family members or guests may attend these functions, but the attendance by such spouse, other family members or guest shall be at the cost and expense of the employee or public official.
  - B. When City travel can be accomplished at a lower cost, City financial resources can be better utilized for other City purposes. Moreover, the public expects employees/officials to spend their tax dollars in an economical and prudent manner, no matter the dollar value of the transaction. All employees/officials shall travel in a manner that keeps this in mind.
  - C. It shall be understood that all subsistence rates, allowances and payments provided to employees/officials through the implementation of this policy shall be paid when such employees or public officials are engaged in City business and where the attendance or participation at meetings and conventions has been authorized in advance as follows:
    - Approval by the City Manager for Department Directors;
    - Approval by Department Directors for all other City Employees. In

addition, the City Manager shall also approve travel for all City Employees where the estimated travel cost will exceed \$350.00 or that requires overnight lodging;

- Approval by the City Council Administration and Finance Committee for the City Manager;
- Approval by the City Council Administration and Finance Committee for members of the City Council, citizen advisory committees, the Civil Service Commission, or the Planning Commission.

D. Travel arrangements for the City Council, shall not exceed budgeted amounts.

The City Council shall be provided a quarterly accounting of expended, committed and unexpended balances in the travel related line items of the City Council budget. For the purposes hereof, travel related budget expenditures for the City Council shall refer to and consist of the following budget line items:

511.60.43.031 Lodging  
511.60.43.032 Meals  
511.60.43.033 Transportation  
511.60.43.034 Mileage Reimbursements  
511.60.49.061 Registration

- E. Receipts, proof of payment documentation or certification in the case of no receipts are required for all reimbursements. Such documentation shall be provided to the Finance Department within 15 days of the completion of travel.
- F. If an employee/official wishes to have his/her spouse, other family members or guests accompany him/her on any City related travel, the employee/official shall advise the City at the time the advanced travel request is made. The employee/official shall provide payment to the City of any costs for the spouse, family members or guests which would need to be submitted in advance to the sponsors of the convention, seminar or meeting so that no obligation by the City exists to provide such payment and that payments are received in a timely manner by the sponsor.
- G. If an employee/official requests travel arrangements to be made by the City, and payment is forwarded to the sponsor of the requested convention, seminar or meeting, or other travel arrangements are paid for by the City, and that employee/official fails, without good cause to attend the convention, seminar or meeting, the employee/official shall reimburse the City the amount paid by the City. Questions of good cause shall be determined in the same manner as set forth in Section C of this Article related to pre-approval of travel.

## ARTICLE II: GENERAL

### 1. CONTROL OF TRAVEL

- A. A positive system for control over travel, reimbursable under these regulations, is established by the City. Prior authorization is required as outlined in Article I, Section C. Authorization of travel is to be exercised through the use of the current budget, or through other equally effective means.
- B. The employee/official shall complete the Travel Pre-Approval Section of the *City of SeaTac Travel/Purchase Authorization and Expense Claim Form* in advance of any City travel that will require reimbursement to the employee/official of any costs incurred during such travel. Documentation shall also be submitted as required by the Claim Form.
- C. *Itemized Receipts.* The employee/official is required to request and retain itemized receipts for all expenses incurred during the period of travel. When applicable, itemized receipts from restaurants with a listing of each food and beverage selection are required, as well as itemized receipts from lodging establishments. Any other travel expenses incurred shall be supported by an itemized receipt, clearly indicating the nature of the expenditure. If an itemized receipt is not available from a given establishment, the employee/official shall complete a *No Receipt/No Itemized Receipt Certification* form, stating the cost of the expense and reasons for unavailability of a detailed receipt. *Also see Article VI regarding the use of No Receipt Certification.*
- D. The completed *City of SeaTac Travel/Purchase Authorization and Expense Claim Form* with actual expenses incurred and the corresponding BARS line-item numbers shall be provided to the Finance Department within 15 days of the completion of travel. The back of this form shall be completed and used to provide a daily accounting of the reimbursable expenses incurred. All receipts, providing supporting documentation for the total expenses incurred during the period of travel, shall be attached to the form. The City Manager is required to sign where provided in the Actual Expenses Incurred Section for Department Director travel. Department Directors are required to sign for all employees in their department. City Manager travel expenses and City Council travel expenses shall be signed by the chair of the Council Administration and Finance Committee after review and approval by the Committee. The City Manager (for employee expenses) or the Administration and Finance Committee (for City Manager, Advisory Committees, Civil Service Commission, Planning Commission, or City Council expenses) shall be informed of any actual travel expense reimbursement requests that exceed the estimated amount approved for such travel.
- E. The employee/official will be reimbursed by the City in the next regular accounts payable claims cycle. Travel Expense Vouchers are to be audited by the Finance and Systems Director.

- F. If a question arises regarding the method of reimbursement to be allowed an employee/official under these travel regulations, the option to be selected shall be the option that is most advantageous and economical to the City. The method selected is not to be influenced by the personal travel plans of the employee/official.
- G. Employees/officials shall exercise prudent judgment when incurring travel expenses on official City business. Expenses determined to be inappropriate will not be reimbursed or paid for by the City.
- H. For purposes of these regulations, the following definitions apply:
1. In-State Travel - means travel within the State of Washington.
  2. Out-of-State Travel - means travel anywhere outside the boundaries of the State of Washington.
  3. City Employees - means all regular, temporary or seasonal employees of the City of SeaTac, whether full-time or part-time, and whether represented by a bargaining agent or not, including but not limited to the City Manager, department heads, supervisory or management employees.
  4. Appointed Officials - means all members of City boards, commissions or committees, who are not employees of the City but who have been appointed to represent the City as a non-paid volunteer on such board, commission or committee.
  5. Elected Officials - means members of the City Council holding current office, whether they have been elected to that position, or appointed to fill a vacant position on the City Council.
  6. Conventions, Seminars, Meetings - refers to and includes any and all public, municipal and governmental gatherings, for municipal-political, educational and professional purposes, the attendance at which, by City employee(s) and/or public official(s) would be beneficial to and in the best interests of the City of SeaTac.
- I. Maximum reimbursement of transportation expenses via commercial carrier is to be no greater than coach class or its equivalent, provided that it shall be the responsibility of the employee/official to request of the transportation vendor a "government rate," if available, unless a lower rate for the same travel service is available. Preference shall not be given to any particular carrier or routing. If personal travel is combined with City-related business travel, the employee/official shall be responsible for paying the increase in airfare necessary to accommodate the personal part of the flight. In all cases, the City shall only pay the lowest available advance purchase coach class roundtrip airfare between Sea-Tac Airport



and the City-related business destination(s). Such payment for personal travel shall accompany the City's payment to the vendor for the air travel ticket.

**2. DIRECT PAYMENT TO VENDORS SUPPLYING SUBSISTENCE OR LODGING**

- A. Any employee/official who requests a direct billing to the City shall receive advance approval in the same manner as set forth in Section C of Article I related to pre-approval of travel.
- B. Direct billings to the City from vendors for expenses of individuals in travel status are not to result in a cost to the City in excess of what would be payable by way of reimbursement to the individuals involved.

**ARTICLE III: MEALS AND LODGING**

**1. BASIS FOR REIMBURSEMENT - GENERAL**

- A. Reimbursement is to be for all authorized travel, subject to the restrictions provided herein, but shall not be made for expenses incurred at or between the City of SeaTac and the employee's/official's home.
- B. Reimbursement for alcoholic beverage expenses is strictly prohibited.
- C. Allowable lodging expenses are intended to include the basic commercial lodging rate or the "government rate", if available, any applicable sales taxes and/or hotel/motel taxes, and any mandatory hotel service charges. The City shall not reimburse or pay for lodging above the basic/lowest room type at a particular establishment (such as upgraded rooms). It shall be the responsibility of the employee/official to request of the lodging vendor a "government rate," if available, unless a lower rate for the same accommodations is available.
- D. Maximum meal allowances are intended to include the basic cost of a meal, any applicable sales tax, and any tip or gratuity not to exceed 20% of the total cost of the meal, and any expenses for applicable sales taxes or tips or gratuities shall not be otherwise reimbursed.
- E. Reimbursement for meal expenses shall not be authorized when an employee/official does not incur expenses for specific meals because the meals are furnished as a part of a meeting, seminar or conference.
- F. The Finance Director, as auditing officer for the City, shall not reimburse travel expenses that are in violation of this policy.

**2. LODGING, MEALS AND MILEAGE RATES**

The City maintains the following schedules that provide for maximum reimbursement rates

for lodging, meals, and mileage for City employees/officials traveling on official City business:

A. LODGING

Lodging shall be approved and paid by the City for travel where the total distance (one way) is forty-five (45) miles or more from City Hall.

The maximum lodging rates shall be set with regard to geographic areas (Metropolitan Statistical Area or MSA) and the different rates available as follows:

- |    |   |                    |
|----|---|--------------------|
| 1. | General Maximum Lodging Rates   | \$120.00 per night |
| 2. | Larger Metropolitan Areas<br>(Metropolitan Areas of 500,000<br>population or more)    | \$150.00 per night |
| 3. | Largest Metropolitan Areas<br>(Metropolitan Areas of 1,000,000<br>population or more) | \$200.00 per night |

The above maximum lodging rates do not apply where lodging is tied to a specific hotel or motel or lodging accommodation in connection with the seminar, convention or meeting being attended, and the cost does not exceed 125% of the amount specified above.

The above lodging rates do not include taxes and other mandatory hotel service fees (such as hotel resort fees).

Internet Access Charges at Hotels. The City will reimburse an employee/official the cost of optional internet access charges at a lodging establishment when the employee/official can document the necessity of the use of the internet for business purposes. The total allowable reimbursement for hotel internet access charges shall not exceed \$12.00 per day plus applicable tax.

B. MAXIMUM MEAL ALLOWANCES

The meal costs for employees and officials of the City in connection with their city related travel shall be reimbursed, upon providing the City with a receipt for the meal(s), at the maximum daily total amount set forth below:

MAXIMUM DAILY TOTAL....\$ 64.00

The above daily amount applies to travel that extends beyond one day in duration (i.e. overnight lodging is included). In addition, the single meal rates for meetings and seminars, where the meal is not provided as a part of the meeting or seminar cost, shall be reimbursed at the single meal maximum schedule as follows: Breakfast (\$14.00), Lunch

(\$20.00) and Dinner (\$30.00). In any such case where a receipt is not available, the maximum amount that the employee/official may be reimbursed would be the amount of the maximum single meal allowance set forth above up to the maximum allowed under Article VI of this policy. Questions, concerns or reviews and decisions on challenged or questionable reimbursement meal amounts shall be determined in the same manner as set forth in Section C of Article I related to pre-approval of travel. *Also see Article VI regarding the use of No Receipt Certification.*

Meal allowances shall not be reimbursed when meals are furnished to the employee/official as a part of the meeting, seminar or convention being attended. If some but not all of the meals are provided as part of the meeting, convention or seminar, the meal allowance reimbursement available to the employee/official shall be only available for the specific meals not included.

*Multiple employees/officials on the same receipt.* When employees/officials travel together, the employees/officials shall attempt to obtain separate receipts. However, if separate receipts cannot be obtained, the itemized receipt shall specifically attribute each item to a specific employee/official. When determining meal allowances, it is not permissible to “split the bill.” If a specific item is shared amongst employees/officials (such as an appetizer), it is permissible to divide the cost of the particular item amongst the employees/officials.

#### C. PRIVATE VEHICLE MILEAGE REIMBURSEMENT

The mileage reimbursement rate available for employees/officials using their own vehicles while on City related travel shall be the mileage reimbursement rate used by the Internal Revenue Service in effect at the time of the travel, or the cost of the lowest and reasonably attained, advance purchase coach class roundtrip airfare to the destination of the City-related travel, whichever is less.

### **ARTICLE IV: OTHER TRAVEL EXPENSES**

#### **1. REIMBURSABLE TRANSPORTATION EXPENSES**

Reimbursable transportation expenses include all necessary official travel on airlines, buses, private motor vehicles, and other usual means of conveyance. Transportation cost shall be provided between City Hall and the site of the convention, seminar or meeting. However, if the employee/official travels directly between their home and the site of a convention, seminar, or meeting, the employee shall be reimbursed the cost of roundtrip travel from either City Hall or from the employee/official’s home, whichever is less. For example:

- An employee who lives in Federal Way drives directly to a conference in Vancouver, Washington. The employee would be reimbursed for round trip mileage between their home and the conference site.

- An employee who lives in Federal Way drives directly to a conference in Bellingham, Washington. The employee would be reimbursed for round trip mileage between City Hall and the conference site.
- An employee who lives in Federal Way drives directly to a conference in Vancouver, Washington. The conference ends the following morning and the employee returns to City Hall midday. The employee would be reimbursed for round trip mileage between their home and the conference site. Mileage between the employee's home and City Hall is considered part of the commute and will not be reimbursed.

## 2. **MULTIPLE ATTENDEES**

Reimbursement for mileage is to be payable only to the city employee/official providing the vehicle used for the trip when two or more employees/officials are traveling in the same motor vehicle on the same trip. However, the fact that multiple attendees may share in transportation cost should be considered when determining the lowest cost of transportation.

## 3. **MISCELLANEOUS TRAVEL EXPENSES**

- A. Miscellaneous travel expenses essential to the transaction of official City business are reimbursable to the employee/official. Reimbursable expenses include, but are not limited to:
- (a) Taxi fares, motor vehicle rentals, parking fees, and ferry and bridge tolls. Under most circumstances, adequate ground transportation and shuttle services are available. These modes of transportation should be considered before renting a vehicle. For one person, a rental car is a very expensive mode of travel. As the number of persons sharing the ride increases, the more economical a rental car becomes. If there are no acceptable alternatives, motor vehicle rentals are reimbursable expenses with prior authorization as provided in Article I, Section C. Rental vehicles shall be used for official City business only, and only employees and officials covered by the City's insurance shall be authorized to drive any rented vehicle. Liability coverage through the City's insurance carrier is in effect when persons operate rental vehicles in the course of City business. The City's insurance policy also provides property coverage on a rental vehicle while the vehicle is in the employee/official's "care and custody". It is not necessary to purchase collision damage waiver insurance offered by rental car agencies. The City will not be responsible for the loss of personal items taken from a rental vehicle. Vehicle rentals for City business should be charged on a City credit card whenever possible, but the City's insurance

coverage will extend to rentals secured with an employee/official's personal credit card.

- (b) Registration fees required in connection with attendance at approved meetings, seminars or conventions.
- (c) Telephone charges that are for City business. The number, person called and purpose of call should be noted on the lodging receipt.
- (d) Tips and gratuities for other City-related business travel expenses such as taxi and airport shuttle drivers and airport luggage skycaps, not to exceed what is customary and reasonable for those services.

B. Certain travel expenses are considered as personal and not essential to the transaction of official City business and therefore not reimbursable. Such non-reimbursable expenses include, but are not limited to:

- 1. Valet services, entertainment expenses, radio or television rental, and other items of a similar nature. Valet services are defined as the hiring of a personal attendant who takes care of the individual's clothes, or helps the individual in dressing, etc.
- 2. Taxi fares, motor vehicle rental, and other transportation costs to or from places of entertainment and other similar facilities.
- 3. Costs of personal trip insurance and medical and hospital services.
- 4. Personal telephone calls of an employee/official, except to the home of the employee/official where a brief call is made to advise members of the family of the employee/official of a change in travel plans, and except for not more than one brief call each day during City-travel related absence, where the absence is for a period of at least two full days, to the employee's/official's home to check on the employee's/official's family.
- 5. Personal expenses, such as personal entertainment, vehicle rentals for other than City related activities, barbers, hairdressers, etc.
- 6. Any tips or gratuities associated with personal expenses.

## **ARTICLE V: CITY CREDIT CARD USE**

### **1. PURPOSE OF CITY CREDIT CARDS FOR TRAVEL EXPENSES**

The purpose of City credit cards for travel expenses is to provide an employee/official an alternative method to pay for allowable expenses incurred while traveling on City business other than reimbursement to the employee/official after the travel is completed.

Elected officials of the City are provided individual credit cards issued in their name. Whenever it becomes necessary for an employee or appointed official of the City to travel and incur reimbursable expenses, the City shall provide a credit card for all expenses incurred as a result of that travel. The regulations for reimbursement of transportation expenses listed in Article II of this travel policy apply to expenses incurred with a City credit card. The regulations for reimbursement of meal and lodging expenses listed in Article III of this travel policy apply to expenses incurred with a City credit card. Also, the regulations for employee/official reimbursement for other travel expenses listed in Article IV of this travel policy apply to expenses incurred with a City credit card.

## **2. CREDIT CARD USE PROCEDURES**

- A. The employee/appointed official shall present the *City of SeaTac Travel/Purchase Authorization and City Credit Card Form* with the Travel/Purchase Pre-Approval Section completed to the Accounting Supervisor (or designee) in the Finance Department to obtain a credit card. The City Manager is required to sign where provided in the Travel/Purchase Pre-Approval Section for Department Director travel and, in addition to Department Director approval, for all other employees where the estimated travel cost will exceed \$350.00. Department Directors are required to sign for all employees in their department. The City Manager shall be informed of any employee travel requiring an overnight stay.
- B. The employee/appointed official shall initial the City Credit Card logbook, acknowledging taking possession of the credit card. The employee/official is responsible for taking appropriate safety measures with the credit card while in his/her possession.
- C. A credit card number may be obtained from the Finance Department to purchase airline tickets and make lodging reservations over the telephone. A *City of SeaTac Travel/Purchase Authorization and City Credit Card Form* shall be completed and the required approval and signature obtained prior to the purchase of tickets or securing lodging reservations. If the tickets are purchased and/or the lodging is charged to the credit card by the hotel/motel a month or more in advance of the actual commencement of travel, the employee/official should complete the form and attach the receipts to it in order to expedite payment to the credit card company. A second form should then be initiated and used for the expenses incurred during the actual period of travel, as these expenses will most likely be charged during a later billing period. Under no circumstances should a credit card number previously obtained from the Finance Department be used again without its use being recorded in the City Credit Card logbook in accordance with Section B above.
- D. The employee/official is required to request and retain itemized receipts for all expenses incurred using the City credit card during the period of travel. Itemized receipts from restaurants with a listing of each food and beverage selection are required, as well as itemized receipts from lodging establishments. Any other travel

expenses incurred and charged to the City credit card shall be supported by an itemized receipt, clearly indicating the nature of the expenditure. If an itemized receipt is not available from a given establishment, the employee/official shall complete a *No-Receipt/No Itemized Receipt Certification* form, stating the cost of the expense and reasons for unavailability of a detailed receipt. The customer copy of the credit card transaction receipt shall be retained in addition to the itemized receipts noted above.

- E. The credit card and the completed *City of SeaTac Travel/Purchase Authorization and Credit Card Form* with actual expenses incurred and the corresponding BARS line-item numbers shall be provided to the Finance Department within 15 working days of the expenditure or within 15 working days of the return of the employee or public official from the City travel, whichever occurs later. The back of this form shall be completed and used to provide a daily accounting of the credit card use. All receipts, providing supporting documentation for the total expenses incurred during the period of travel, shall be attached to the form. The City Manager is required to sign where provided in the Actual Expenses Incurred Section for Department Director travel. Department Directors are required to sign for all employees in their department. The City Manager shall be informed of any actual travel expenses incurred that substantially exceeded the estimated amount approved for such travel.
- F. The use of a City credit card to charge non-city business related expenditures is strictly prohibited.
- G. If the City credit card is lost or stolen while in the possession of the employee/official, he/she shall immediately notify the credit card company and file a lost/stolen credit card report. The phone number of the credit card company, the account number of the issued credit card and the City's tax identification number will be provided to the employee/official on a small information card to be kept separate from the credit card. In addition, the employee/official shall notify the City's Finance Department of the lost/stolen credit card, and confirm that the credit card company has been notified.
- H. Pursuant to RCW 42.24.115, the City shall establish a lien against an employee/official salary for any charges made with a City issued credit card that is not properly identified or is disallowed, unless paid by the employee/official prior to the date the credit card billing is due and payable.

## **ARTICLE VI: NO RECEIPT CERTIFICATION**

### **1. MAXIMUM ALLOWABLE AMOUNT PER CALENDAR YEAR**

- A. The purpose of a no receipt certification is to provide a means of reimbursement when a receipt is not available. It is not intended to be used for lost receipts, or as a substitute for providing itemized receipts to the City. However, it is understood

that receipts can be lost or misplaced from time to time, and reimbursement for these expenses would be appropriate.

- B. The maximum amount that any employee/official may submit to the City for reimbursement without providing a detailed, itemized receipt is \$30.00 per calendar year. Any expenses in excess of \$30.00 per calendar year that are not substantiated with an itemized, detailed receipt shall not be reimbursed.
- C. This Article VI shall not apply to gratuities for services such as bellhop or hotel maid service.



## **EXHIBIT C**

### **Topics Automatically Referred to Council Standing Committees**

To improve timeliness and overall efficiency, the City Council previously referred the following topics to Standing Committees:

#### **Administration & Finance Committee**

- Financial Policies
- Audit Entrance or Exit Conferences
- Budget Amendments
- Discussion or matters related to the preparation of the budget process
- Council Administrative Procedures, option to review entire procedures when a portion has been referred
- Citizen Advisory Committees Ordinances, option to review entire ordinance when a portion has been referred
- Hotel/Motel Tax Advisory Committee Annual review
- Seattle Southside Regional Tourism Authority (SSRTA) Budget Review and Recommendation
- Multi-Family Tax Exemptions

#### **Parks & Recreation Committee**

- Any item recommended by the Community Services Advisory Committee, Arts, Culture and Library Advisory Committee, Senior Citizen Advisory Committee or Tree Board for Council action.
- Special Use Permits that require City Council action
- Addressing proposal from Special Interest groups
- Park Master Plans and program Needs Assessment
- Contracts for capital project – design and construction
- Agreements for park land and non-profit sport groups
- Discussion of new public events
- Section of SMC for parks such as 2:45.17.40, etc.
- Policies for human services and funding strategies.

#### **Planning & Economic Development Committee**

- Any item reviewed by the Planning Commission (PC) that has been forwarded by the PC for Council action.
- Comprehensive Plan issues
- Economic Development

#### **Public Safety & Justice Committee**

- SCORE
- Puget Sound RFA
- Police Statistical Reporting
- Red Light Cameras
- Municipal Court
- Sheriff's Office issues
- Security Contracts
- Permit Parking Program
- Regional Animal Services of King County (RASKC)

**Public Safety & Justice Committee (continued):**

- School Resource Officer (SRO)
- Defense Attorney Contract
- Mailbox Replacement Program
- Code Compliance

**Transportation & Public Works Committee**

- Capital Improvement Program (CIP)
- Transportation Improvement Plan (TIP)
- Transportation Master Plan (TMP)
- Solid Waste contracts/agreements/services
- ROW standards and uses
- Franchise Agreements & Negotiations
- Outside agency capital projects within the City (WSDOT, ST, Airport etc)
- SWM Master Plan
- SWM CIP
- NPDES Permit