



City of Tacoma City Council Minutes

747 Market Street, Tacoma, WA 98402

Webinar Link: www.zoom.us/j/84834233126 Passcode: 349099

April 23, 2024

5:00 PM

CALL TO ORDER

Mayor Woodards called the meeting to order at 5:00 p.m.

ROLL CALL

Present: 8 - Bushnell, Daniels, Diaz, Hines, Scott, Ushka, Walker and
Mayor Woodards

Absent: 1 - Rumbaugh

Council Member Ushka participated virtually.

FLAG SALUTE

Council Member Scott stated that we gratefully honor and acknowledge that we rest on the traditional lands of the Puyallup People where they make their home and speak the Lushootseed language.

The flag salute was led by Council Member Scott.

MOMENT OF SILENCE

In honor of Blaine Johnson.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [24-0423](#) Minutes of the Community Vitality and Safety Committee, July 27, 2023.
2. [24-0424](#) Minutes of the Community Vitality and Safety Committee, August 24, 2023.
3. [24-0425](#) Minutes of the Community Vitality and Safety Committee, September 14, 2023.
4. [24-0426](#) Minutes of the Community Vitality and Safety Committee, September 28, 2023.
5. [24-0415](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, October 11, 2023.

6. [24-0416](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, October 25, 2023.
7. [24-0417](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, November 8, 2023.
8. [24-0410](#) Minutes of the Public Utility Board study session, March 27, 2024.
9. [24-0411](#) Minutes of the Public Utility Board meeting, March 27, 2024.

AGENDA MODIFICATIONS

There were no modifications to the agenda.

CONSENT AGENDA

10. [24-0451](#) Minutes of the City Council meeting, December 19, 2023.

PURCHASE RESOLUTIONS

11. [RES41406](#) A resolution authorizing an increase and extending the contract with BERK Consulting, Inc., in the amount of \$201,520.00, plus applicable taxes, for a cumulative total of \$1,430,785.73, budgeted from the General Fund, for the Tideflats Subarea Plan and Environmental Impact Statement, through June 30, 2025 - Specification No. PL19-0288F.
[Stephen Atkinson, Principal Planner; Peter Huffman, Director, Planning and Development Services]

RESOLUTIONS

12. [RES41407](#) A resolution accepting a grant from the Washington State Department of Ecology, in the amount of \$3,300,000, and accepting and depositing said sum into the Tacoma Rail Fund, for the acquisition of a zero-emission, battery-electric switcher locomotive.
[Alan Matheson, Assistant Rail Superintendent; Dale King, Rail Superintendent]

PAYMENTS

13. [24-0427](#) Date Range - 03/25/2024 to 04/07/2024
Payroll in the amount of \$21,428,964.28; Payments in the amount of \$38,039,822.87; for a total of \$59,468,787.15.

MOTION: Deputy Mayor Hines moved to adopt the Consent Agenda, including Resolution Nos. 41406 and 41407.

SECONDED BY: Council Member Walker.

ACTION: Voice vote was taken and carried to adopt the Consent Agenda, including Resolution Nos. 41406 and 41407. The Consent Agenda was declared adopted.

Ayes: 8 - Bushnell, Daniels, Diaz, Hines, Scott, Ushka, Walker and Mayor Woodards

Absent: 1 - Rumbaugh

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

14. [24-0439](#) Proclaiming Friday, April 26, 2024, as Domestic Violence Awareness Day.

Mayor Woodards proclaimed Friday, April 26, 2024, as Domestic Violence Awareness Day, and presented the proclamation to Kelli Robinson, Executive Director, Our Sisters' House; and Craig Robinson, Executive Director, and Nadia Van Atter, Assistant Director, Crystal Judson Family Justice Center.

15. [24-0435](#) Proclaiming May 2024 as Bike Month.

Mayor Woodards proclaimed May 2024 as Bike Month and presented the proclamation to John Butler, Program Director, 2nd Cycle; and Confucius Kenny, program participant.

16. [24-0445](#) Presentation of Washington State Volunteer Service Award.

Erika Tucci, Chair, Serve Washington and Executive Director, Ben B. Cheney Foundation, presented Washington State Volunteer Service Awards to Mattice Hoyt, volunteer and Board Member, YWCA of Pierce County; and members of the Pierce County Community Engagement Task Force, including Tamar Jackson, Senior Director of Community Engagement, Kelly Brickhouse, Community Engagement and Outreach Coordinator, Chloe Wilhelm, Workforce Services Program Assistant, and Shellie Willis, Senior Director of Collective Impact, WorkForce Central; Kristi Williams, Administrative Assistant, Tacoma Public Utilities; and Norman Brickhouse, Community Navigator Manager, City of Fife.

PUBLIC COMMENT

Public comment began at 5:27 p.m.

The City Clerk's Office received no written comments for public comment.

Speaking before the City Council:

1. Michele Reich, speaking on Ordinance No. 28963.
2. April Smith, speaking on Ordinance Nos. 28962 and 28963.
3. Kathy Lawhon, speaking on Ordinance No. 28963.
4. Laurie Arnold, speaking on Motion 24-0429.

Public comment ended at 5:37 p.m.

REGULAR AGENDA

17. [24-0429](#) A motion may be considered to authorize the City's full and final settlement of all claims against the City in the matter of Zimmeri Contreras v. Christopher Bain and City of Tacoma, et al., United States District Court, District of Western Washington Cause No. 3:22-cv-5106-JNW, related to an incident occurring on July 12, 2020, upon payment by the City in the amount of \$300,000.00 and execution of a release in a form approved by the City Attorney.

MOTION: Deputy Mayor Hines moved to authorize the City's full and final settlement of all claims against the City in the matter of Zimmeri Contreras v. Christopher Bain and City of Tacoma, et al., United States District Court, District of Western Washington Cause No. 3:22-cv-5106-JNW, related to an incident occurring on July 12, 2020, upon payment by the City in the amount of \$300,000.00 and execution of a release in a form approved by the City Attorney.

SECONDED BY: Council Member Walker.

ACTION: Voice vote was taken and carried. The motion was declared adopted.

Ayes: 7 - Bushnell, Daniels, Diaz, Hines, Ushka, Walker and Mayor Woodards

Absent: 1 - Rumbaugh

Abstain: 1 - Scott

APPOINTMENTS

18. [RES41408](#) A resolution revising the appointments of City Council Members to various national, state, regional, and local committees, boards, and commissions, including the City Council's Standing Committees, through December 31, 2024.
[Mayor Woodards]

MOTION: Deputy Mayor Hines moved to adopt Resolution No. 41408.

SECONDED BY: Council Member Walker.

ACTION: Voice vote was taken and carried. The Resolution was declared adopted.

Ayes: 8 - Bushnell, Daniels, Diaz, Hines, Scott, Ushka, Walker and Mayor Woodards

Absent: 1 - Rumbaugh

FINAL READING OF ORDINANCES

19. [ORD28962](#) An ordinance enacting a temporary moratorium on the nomination and designation of new Historic Special Review and Conservation Districts, for a period of one year.
[Reuben McKnight, Historic Preservation Officer; Peter Huffman, Director, Planning and Development Services]

MOTION: Deputy Mayor Hines moved to amend Ordinance No. 28962, to redefine the scope of the moratorium as applicable only to areas of the City with residential land use designations, by adding Recitals, and a new Section 3 to the "Be it Ordained" portion of the Ordinance, and renumbering the following Sections, as follows:

WHEREAS, in its recommendation to the City Council regarding the proposed moratorium, the Commission noted that Council Ordinance 28793, which adopted Home In Tacoma Phase 1, in part "strengthened Tacoma's commitment to addressing the lingering impacts of systemic racism and facilitating home ownership and wealth-building opportunities for people of color.", and

WHEREAS, the Planning Commission also advised that the Landmarks Commission may need time to review its current program components for potential unintentional contributions to the legacy effects of discriminatory housing policies and, therefore, the primary policy questions regarding local historic districts are centered on Tacoma's

residential areas to support that focus the moratorium should be limited to residential areas, and

Be it Ordained:

Section 3. This moratorium shall be applicable only to those areas of Tacoma that have the following residential land use designations: Low-Scale Residential; Mid-Scale Residential; High-Density Multifamily; Airport Compatibility Residential, and ...

SECONDED BY: Council Member Walker.

ACTION: Voice vote was taken and carried. The motion was declared adopted.

Ayes: 8 - Bushnell, Daniels, Diaz, Hines, Scott, Ushka, Walker and Mayor Woodards

Absent: 1 - Rumbaugh

ACTION: Roll call vote was taken on Ordinance No. 28962, as amended. The Ordinance, as amended, was declared passed by the following vote:

Ayes: 8 - Bushnell, Daniels, Diaz, Hines, Scott, Ushka, Walker and Mayor Woodards

Absent: 1 - Rumbaugh

FIRST READING OF ORDINANCES

- 20.** [ORD28963](#) An ordinance amending Chapter 8.12 of the Municipal Code, relating to Disorderly Conduct, by amending Section 8.12.150, entitled “Littering prohibited - Penalties”, to align more closely with state law; and providing for enforcement, and establishing civil and criminal penalties for violations.
[Deputy Mayor Hines]

ACTION: Ordinance No. 28963 was set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

21. [24-0378](#) This is the date set for a public hearing by the City Council on the proposed creation of the Urban Design Project Review permit and associated amendments to Title 13 of the Tacoma Municipal Code.
[Stephen Antupit, Senior Planner; Peter Huffman, Director,
Planning and Development Services]

The public hearing began at 6:02 p.m.

The City Clerk's Office received eight written comments for the public hearing.

Speaking before the City Council:

1. Carole Sue Braaten.
2. Michele Reich.
3. Janeen Provazek.
4. Jon S.
5. Ben Ferguson.
6. Cathie Urwin.
7. Annette Agee.
8. Kathy Lawhon.

The public hearing ended at 6:37 p.m.

22. [24-0399](#) This is the date set for a public hearing by the City Council on the 2024 Annual Action Plan for housing, community and economic development, and public services.
[Felicia Medlen, Housing Division Manager; Jeff Robinson, Director,
Community and Economic Development; Allyson Griffith, Director,
Neighborhood and Community Services]

The public hearing began at 6:38 p.m.

The City Clerk's Office received no written comments for the public hearing.

Speaking before the City Council:

1. Michele Reich.
2. Kathy Lawhon.
3. Laurie Arnold.

The public hearing ended at 6:50 p.m.

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The City Council meeting recessed at 6:50 p.m., and reconvened at 6:56 p.m.

UNFINISHED BUSINESS

There was no unfinished business.

COMMUNITY FORUM

Community Forum began at 6:58 p.m.

The City Clerk's Office received 7 written comments for community forum regarding homelessness, contaminated soil, and Tidy-Up Tacoma.

Speaking before the City Council.

1. E. J. Slager, regarding a ceasefire resolution in Gaza, and public comment.
2. Nickie Hall, regarding public restrooms and homelessness.
3. Carole Sue Braaten, regarding the Tacoma Tideflats and liquefied natural gas (LNG).
4. Daren Holter, regarding Harrison Shooting Range and Tidy-Up Tacoma.
5. Michele Reich, regarding Earth Day and LNG.
6. Laurie Arnold, regarding a ceasefire resolution in Gaza.
7. April Smith, regarding the Larchmont District Green Infrastructure Project.
8. Kathy Lawhon, regarding public comment periods, LNG, police use of force, the Northwest Immigration and Customs Enforcement Detention Center, Gaza, and protests.

Community Forum ended at 7:12 p.m.

REPORTS BY THE CITY MANAGER

There was no report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Economic Development Committee

Council Member Daniels, Chair of the Economic Development Committee, reported at the April 9, 2024, meeting, the Committee received a final outcomes report on the National League of Cities introduction to health care and apprenticeship pathways pilot program; the April 23, 2024, meeting is cancelled; and the next meeting on April 30, 2024, at 10:00 a.m., will include Business Improvement Areas and the Minority Business Development Agency updates.

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Council Member Diaz made statements regarding Tacoma Police Department's ShotSpotter pilot program.

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MOTION: Council Member Walker moved to excuse Council Member Rumbaugh from the meeting.

SECONDED BY: Council Member Diaz.

ACTION: Voice vote was taken and carried. The motion was declared adopted.

Ayes: 7 - Bushnell, Daniels, Diaz, Hines, Scott, Ushka and Walker
Absent: 2 - Rumbaugh and Mayor Woodards

ADJOURNMENT

On proper motion, the meeting was adjourned at 7:19 p.m.



Victoria R. Woodards, Mayor



Nicole Emery, City Clerk