



City of Tacoma City Council Minutes

747 Market Street, Tacoma, WA 98402, Council Chambers
Dial: 253-215-8782 Meeting ID: 848 3423 3126
Webinar Link: www.zoom.us/j/84834233126 Passcode: 349099
November 21, 2023
5:00 PM

CALL TO ORDER

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

ROLL CALL

Present: 7 - Blocker, Bushnell, Diaz, Hines, Rumbaugh, Walker and Mayor Woodards

Absent: 2 - Daniels and Ushka

Council Member Daniels arrived at 5:01 p.m.

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Council Member Daniels arrived here, at 5:01 p.m.

FLAG SALUTE

Council Member Rumbaugh 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 Rumbaugh.

MOMENT OF SILENCE

In honor of Jack Warnick, former City Council Member.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

There were no items filed in the Office of the City Clerk.

AGENDA MODIFICATIONS

MOTION: Deputy Mayor Walker moved to suspend Rule 4A of the Rules of Procedure of the Council of the City of Tacoma to amend the agenda as follows:

- add a settlement motion to tonight's agenda as Item 4A on the Regular Agenda;
- amend Item 1, File No. 23-1115, on the Consent Agenda, to revise the year from 2023 to 2024;

- **remove Resolution No. 41298 from the Consent Agenda and consider this as the first item under Resolutions on the Regular Agenda; and**
- **revise the order of business to conduct the Public Hearings before Item 7, Ordinance No. 28913.**

SECONDED BY: Council Member Blocker.

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

Ayes: 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Walker and Mayor Woodards

Absent: 1 - Ushka

CONSENT AGENDA

ASSESSMENT ROLLS

1. [23-1115](#) The Director of Public Works presents the Assessment Roll for the following:
LID No. 8642

Construction of permanent pavement and the installation of concrete curbs and gutters, surface water mains, and surface water catch basins, where needed, on:

- Mullen Street from North 42nd Street to North 43rd Street;
- North 40th Street from Baltimore Street to Bennett Street,
- Mason Avenue from North 35th Street to North 36th Street;
- Cheyenne Street from North 37th Street to North 38th Street, and
- Fir Street from North 15th Street to North 17th Street;

and setting Thursday, January 11, ~~2024~~2023, at 9:00 a.m., as the date and time for a hearing by the Hearing Examiner.

[Ralph Rodriguez, LID Administrator; Ramiro Chavez, P.E. PgMP, Director, Public Works]

RESOLUTIONS

2. [RES41298](#) A resolution authorizing the execution of an amendment to the Interlocal Agreement with the Port of Tacoma, for review and authorization of a flexible approach to the shoreline public access provision under the Shoreline Master Program, for two years or until such time as the Tideflats Subarea Plan is complete.
[Steve Atkinson, Principal Planner; Peter Huffman, Director, Planning and Development Services]

This item was considered later in the meeting.

PAYMENTS

3. [23-1114](#) Date Range - 10/23/2023 to 11/05/2023
Payroll in the amount of \$20,728,671.91; Payments in the amount of \$33,343,681.63; for a total of \$54,072,353.54.

MOTION: Deputy Mayor Walker moved to adopt the Consent Agenda as amended, including Assessment Roll 23-1115 for Local Improvement District No. 8642.

SECONDED BY: Council Member Blocker.

ACTION: Voice vote was taken and carried to adopt the Consent Agenda as amended. The Consent Agenda was declared adopted as amended.

Ayes: 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Walker and Mayor Woodards

Absent: 1 - Ushka

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

4. [23-1129](#) Proclaiming Saturday, November 25, 2023, as International Day for the Elimination of Violence Against Woman, and Sunday, December 10, 2023, as Human Rights Day.

Mayor Woodards proclaimed Saturday, November 25, 2023, as International Day for the Elimination of Violence Against Woman, and Sunday, December 10, 2023, as Human Rights Day and presented the proclamation to Natalie Ghayoumi, Chair of the Commission on Immigrant and Refugees Affairs, and Amanda Westbrook, Chair of the Human Rights Commission.

PUBLIC COMMENT

Public comment began at 5:13 p.m.

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

Speaking before the City Council:

1. Janeen Provszcek, speaking on the Holistic Outreach Promoting Engagement Team.

Public comment ended at 5:16 p.m.

REGULAR AGENDA

- 4a. [23-1158](#) A motion to authorize the City's acceptance of James W. Fowler Company's offer for full and final settlement in the amount of \$1,800,000 of all contract claims against the City for additional compensation under its amended and restated progressive design-build contract to design and construct the Jefferson & Hood Street Surface Water Interceptor Project.

MOTION: Deputy Mayor Walker moved to authorize the City's acceptance of James W. Fowler Company's offer for full and final settlement in the amount of \$1,800,000 of all contract claims against the City for additional compensation under its amended and restated progressive design-build contract to design and construct the Jefferson & Hood Street Surface Water Interceptor Project.

SECONDED BY: Council Member Blocker.

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

Ayes: 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Walker and Mayor Woodards

Absent: 1 - Ushka

RESOLUTIONS

2. [RES41298](#) A resolution authorizing the execution of an amendment to the Interlocal Agreement with the Port of Tacoma, for review and authorization of a flexible approach to the shoreline public access provision under the Shoreline Master Program, for two years or until such time as the Tidelands Subarea Plan is complete.
[Steve Atkinson, Principal Planner; Peter Huffman, Director, Planning and Development Services]

MOTION: Deputy Mayor Walker moved to adopt Resolution No. 41298.

SECONDED BY: Council Member Blocker.

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

Ayes: 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Walker and Mayor Woodards

Absent: 1 - Ushka

FINAL READING OF ORDINANCES

5. [ORD28911](#) An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.266, entitled "Very large load service of 10 aMW or more - Schedule VLL", and by amending various sections to align with the new Schedule VLL, effective January 1, 2024.
[Jing Liu, Rates and Data Analyst; Chris Robinson, Power Superintendent]

ACTION: Roll call vote was taken on Ordinance No. 28911. The Ordinance was declared passed by the following vote:

Ayes: 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Walker and Mayor Woodards

Absent: 1 - Ushka

FIRST READING OF ORDINANCES

6. [ORD28912](#) An ordinance amending Chapter 12.10 of the Municipal Code, relating to Water - Regulations and Rates, by amending Section 12.10.301, entitled "Fire hydrant services fee", and Section 12.10.400, entitled "Rates - Inside and outside City limits", effective January 1, 2024.
[Jodi Collins, Financial Stewardship Manager; Scott Dewhirst, Water Superintendent]

ACTION: Ordinance No. 28912 was set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

13. [23-1081](#) This is the date set for a public hearing by the City Council on the proposed Ad Valorem and Emergency Medical Services tax levies for 2024.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

The public hearing began at 5:41 p.m.

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

Speaking before the City Council:

1. Lester Pogue, resident.
2. Esther Day, resident.

The public hearing ended at 5:50 p.m.

14. [23-1082](#) This is the date set for a public hearing by the City Council on the proposed modifications to the 2023-2024 Biennial Operating Budget and the 2023-2024 Capital Budget.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

The public hearing began at 5:52 p.m.

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

Speaking before the City Council:

1. Casey Brown, resident.
2. Jonathan Pottle, resident.
3. Sally Perkins, resident.
4. Barb Church, resident.
5. Devin Rydel Kelly, resident.
6. Eric Herde, resident.
7. Zev Cook, resident.
8. Tim Farrelly, resident.
9. Eva Bowen, resident.
10. Ann Dorn, resident.
11. Alex Scheel, resident.
12. Sean Arent, resident.
13. Marilyn Kimmerling, resident.
14. Zephyra Burt, resident.
15. Eric Ard, resident.

The public hearing ended at 6:24 p.m.

FIRST READING OF ORDINANCES

7. [ORD28913](#) An ordinance authorizing an increase in the Ad Valorem general property tax revenue collection in terms of both dollars and percentage for the general property tax levy in 2024.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Ordinance No. 28913 was set over for final reading next week.

8. [ORD28914](#) An ordinance fixing the amount of the Ad Valorem tax levies necessary to identify the amount of the estimated revenues from property tax levies to match estimated expenditures for debt service and other funding requirements.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Ordinance No. 28914 was set over for final reading next week.

9. [ORD28915](#) An ordinance authorizing an increase for the Emergency Medical Services property tax levy in terms of both dollars and percentage.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Ordinance No. 28915 was set over for final reading next week.

10. [ORD28916](#) An ordinance fixing the amount of the Emergency Medical Services levy necessary to identify the amount of the estimated revenues from the property tax levy to match estimated expenditures for debt service and other funding requirements.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Ordinance No. 28916 was set over for final reading next week.

11. [ORD28917](#) An ordinance modifying the 2023-2024 Biennial Operating Budget to appropriate funds for contractual obligations, transfers, and other budget adjustments; authorize interfund transfers and contributions; and accept, deposit, and appropriate miscellaneous donations, contributions, and/or fees.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Ordinance No. 28917 was set over for final reading next week.

12. [ORD28918](#) An ordinance modifying the 2023-2024 Capital Budget to recognize changes in transfers, additional revenues, and budget adjustments.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Ordinance No. 28918 was set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

13. [23-1081](#) This is the date set for a public hearing by the City Council on the proposed Ad Valorem and Emergency Medical Services tax levies for 2024.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

The public hearing was held earlier in the meeting.

14. [23-1082](#) This is the date set for a public hearing by the City Council on the proposed modifications to the 2023-2024 Biennial Operating Budget and the 2023-2024 Capital Budget.
[Reid Bennion, Budget Officer; Andy Cherullo, Director, Finance]

The public hearing was held earlier in the meeting.

UNFINISHED BUSINESS

There was no unfinished business.

REPORTS BY THE CITY MANAGER

Acting City Manager Hyun Kim provided a report on a public safety incident regarding a stolen vehicle and brandished weapons on school grounds and stated the City has had a spike in these incidents at local public schools and is working with Tacoma Public Schools to send a unified message that the City has elevated their proactive presence at schools; the Tacoma Police Department is working on leads to apprehending the individuals involved and working on sending a message that this type of behavior is not acceptable and to hold the individuals accountable.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Government Performance and Finance Committee

Council Member Hines, Chair of the Government Performance and Finance Committee, reported that the Committee has convened four times since the last report out; at the October 3, 2023, meeting the Committee received two Title 6 amendment presentations, related

to Chapter 6B.10 and 6B.20 and general clean up of the City's Code, and also received an update on cybersecurity from Information Technology; at the October 17, 2023, meeting the Committee received an informational briefing from Tacoma Water on a proposed rate adjustment and received a presentation on the communications audit and implementation from Media and Communications; at the November 7, 2023, the Committee held interviews to fill vacancies on the Board of Ethics, received an informational briefing on the City's litter code, and proposals for 2024's financing bond for Tacoma Power; at the November 21, 2023, meeting the Committee held final interviews for the Board of Ethics and recommended the appointment of two new members, they received presentations on the General Jobs Tax Credit, the Business and Occupational Taxes Credit for people with disabilities, an amendment to Title 3 regarding Emergency Medical Services, and a briefing on the Clean Fuels Program from Tacoma Power. He concluded by stating that the next meeting will be a special meeting on December 5, 2023, at 8:30 a.m. in Room 248 of the Tacoma Municipal Building to hold Charter Review Committee interviews.

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Deputy Mayor Walker reported that the City was awarded the Culture of Health Prize from the Robert Wood Johnson Foundation, the award recognizes work that is already being done in the community to work towards health equity, and the City will work with their partners to decide how to use the financial contribution of the award. She concluded by recognizing Mayor Woodards, on behalf of the Council, for her year working as the President of National League of Cities (NLC).

Mayor Woodards thanked the City Council for their recognition, explaining how she represented all of America's cities, towns, and villages, and how the NLC worked on the American Rescue Plan Act (ARPA) and how ARPA helps fund the Holistic Outreach Promoting Engagement (HOPE) team. She then thanked Bucoda Warren and Nicole Emery for their support, and she continued to thank the Association of Washington Cities and Deanna Dawson who helped prioritize affordability and city partnerships.

Council Member Bushnell added that Mayor Woodards has been an inspiration through her work and all the Members of the City Council have had opportunities to work with the NLC. He concluded by mentioning how the Ruby Bridges Walk to School Day was a meaningful and successful event where students learned about the history of Rudy Bridges and shared how they wanted to make changes, and noting it has been 63 years since November 14, 1960, when Ruby Bridges first integrated into an all-white school in the South at six years old. He invited the public to visit Manitou Park through Sunday, November 26, 2023, to join in the

walk by following @tacomamobility on social media to learn more.

Council Member Daniels and Council Member Hines invited the public to a Pictures of Hope event at the Museum of Glass on December 4, 2023, at 5:00 p.m., where mentors worked with children from the Tacoma Rescue Mission to photograph what their hopes and dreams are, and cards and pictures will be available for purchase and all proceeds will go to the Tacoma Rescue Mission and Shelter.

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MOTION: Deputy Mayor Walker moved to excuse Council Member Ushka from the meeting.

SECONDED BY: Council Member Blocker.

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

Ayes: 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Walker and Mayor Woodards

Absent: 1 - Ushka

ADJOURNMENT

On proper motion, the meeting was adjourned at 6:43 p.m.

Victoria R. Woodards, Mayor

Nicole Emery, City Clerk