



City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

January 13, 2015

5:00 PM

CALL TO ORDER

Council Member Woodards called the meeting to order at 5:10 p.m.

ROLL CALL

Present: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

FLAG SALUTE

The flag salute was led by Council Member Mello.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- 1. 15-0004** Minutes of the Government Performance and Finance Committee, October 29, 2014.
- 2. 15-0005** Minutes of the Government Performance and Finance Committee, November 19, 2014.
- 3. 15-0006** Minutes of the Government Performance and Finance Committee, December 3, 2014.
- 4. 15-0023** Minutes of the Joint Municipal Action Committee, December 12, 2014.
- 5. 15-0014** Minutes of the Neighborhoods and Housing Committee, November 17, 2014.
- 6. 15-0015** Minutes of the Neighborhoods and Housing Committee, December 1, 2014.
- 7. 15-0016** Minutes of the Neighborhoods and Housing Committee, December 15, 2014.

8. **15-0001** Minutes of the Public Safety, Human Services, and Education Committee, September 11, 2014.
9. **15-0002** Minutes of the Public Safety, Human Services, and Education Committee, October 9, 2014.
10. **15-0003** Minutes of the Public Safety, Human Services, and Education Committee, October 23, 2014.
11. **14-1323** Minutes of the Tacoma Arts Commission, December 8, 2014.
12. **14-1337** Monthly Financial Reports for the Fleet Services Fund, Self-Insurance Claim Fund, Solid Waste Management, Tacoma Power, Tacoma Rail, Tacoma Rail Mountain Division, Tacoma Water, and Wastewater and Surface Water Management, October 2014.
13. **15-0024** Citizens' petition regarding safe access for patients to medical cannabis in the City of Tacoma.

CONSENT AGENDA

14. **15-0025** Minutes of the City Council meeting of November 18, 2014.
15. **15-0026** Minutes of the City Council meeting of November 25, 2014.

RESOLUTIONS

16. **RES39095** A resolution setting Tuesday, February 3, 2015, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the proposed adoption of permanent land use regulations concerning the production, processing, and retail sale of recreational marijuana.
[Elliott Barnett, Associate Planner; Peter Huffman, Director, Planning and Development Services]

17. **RES39096** A resolution accepting seven grants from the Puget Sound Regional Council, the Washington State Transportation Improvement Board and the Federal Highways Administration, in the total amount of \$13,010,976, and depositing said sum into the Transportation Capital and the Paths and Trails Funds, to fund various Public Works projects including roadways, bridges, trails, bikeways and a public promenade.
[Chris E. Larson, P.E., Engineering Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

FINAL READING OF ORDINANCES

18. **ORD28240** An ordinance approving the reclassification of a portion of the property located at 4810 South Wilkeson Street from an “R-2” One-Family Dwelling District to a “C-2” General Community Commercial District, and provide for a modification to the “C-2” zone on the remainder of the site for construction of a 44,500-square-foot furniture store and associated parking.
(Wesco Management, LLC (Mor Furniture); File No. REZ2014-40000221995)
[Phyllis Macleod, Hearing Examiner]
19. **ORD28242** An ordinance amending Chapter 13.06 of the Municipal Code to reclassify two parcels totaling approximately 2.23 acres located at 620 and 630 South Pearl Street from an “R-2” Single-Family Dwelling District to an “R-4-L” Low-Density Multiple-Family Dwelling District to allow for the construction of a 60-bed extended care facility.
(Avamere BelAir Properties, LLC; File No. REZ2014-40000223364)
[Wick Dufford, Hearing Examiner, Pro Tempore]

MOTION: Council Member Campbell moved to adopt the Consent Agenda, including Resolution Nos. 39095 and 39096; and final reading of Ordinance Nos. 28240 and 28242.

SECONDED BY: Council Member Mello.

ACTION: Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 39095 and 39096; and final reading of Ordinance Nos. 28240 and 28242, was declared adopted.

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

20. 15-0020 Proclaiming Monday, January 19, 2015 as Dr. Martin Luther King, Jr. Day in the City of Tacoma.

Council Member Woodards proclaimed Monday, January 19, 2015 as Dr. Martin Luther King Jr. Day and presented the proclamation to Valentine Smith, Vice Chair of the City Events and Recognitions Committee.

PUBLIC COMMENT

Public Comment began at 5:15 p.m.

Speaking before the Council:

Carl Teitge, 815 North Stadium Way, speaking on Resolution No. 39100.

Public Comment ended at 5:19 p.m.

REGULAR AGENDA

PURCHASE RESOLUTIONS

21. RES39097 A resolution awarding a contract to Pease & Sons, Inc., in the amount of \$5,072,571.00, excluding sales tax, plus a 20 percent contingency and a 2.5 percent Tribal Employment Rights Ordinance Fee, for a cumulative total of \$6,213,899.48, budgeted from the Surface Water Fund, to refurbish the Cleveland Way Stormwater Pump Station - Specification No. ES14-0454F.
[Geoffrey M. Smyth, P.E., Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Council Member Campbell moved to adopt Resolution No. 39097.

SECONDED BY: Council Member Mello.

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

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

22. **RES39098** A resolution awarding a contract to Miles Resources, LLC, in the amount of \$1,833,614.34, including sales tax, plus a 15 percent contingency, for a cumulative total of \$2,129,713.30, budgeted from the Surface Water Fund, for permeable pavement and stormwater improvement on Asotin Street between South 42nd and South 48th Streets; Cushman Avenue between South 44th and South 46th Streets; and South 45th Street from Asotin Street to Cushman Avenue - Specification No. ES14-0379F.
[Geoffrey M. Smyth, P.E., Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Council Member Campbell moved to adopt Resolution No. 39098.

SECONDED BY: Council Member Mello.

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

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

23. **RES39099** A resolution authorizing the execution of an amendment to the agreement with Pierce County Security, Inc., in the amount of \$153,155.00, sales tax not applicable, for a cumulative total of \$648,577.50, budgeted from the Municipal Building Acquisition and Operation Fund, to extend the contract through June 30, 2015 - Specification No. PW09-0130F.
[Justin E. Davis, Facilities Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Council Member Campbell moved to adopt Resolution No. 39099.

SECONDED BY: Council Member Mello.

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

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

- 24. RES39100** A resolution awarding a contract to the low bidder, in the approximate amount of \$1,511,600, for an approximate total cost of \$1,720,875, budgeted from the Transportation Capital Fund, for completion of the Foss Esplanade Site 11, Phase 2 project - Specification No. PW14-0727F.
[Chris E. Larson, P.E., Engineering Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Council Member Campbell moved to adopt Resolution No. 39100.

SECONDED BY: Council Member Mello.

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

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

RESOLUTIONS

- 25. RES39101** A resolution designating the Point Defiance Streetcar Station, located at 5801 Trolley Lane, as a City Landmark and placing said property on the Tacoma Register of Historic Places.
[Reuben McKnight, Historic Preservation Officer; Peter Huffman, Director, Planning and Development Services]

MOTION: Council Member Campbell moved to adopt Resolution No. 39101.

SECONDED BY: Council Member Mello.

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

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

FINAL READING OF ORDINANCES

26. **ORD28277** An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for employees represented by Professional and Technical Employees, Local 17; Washington State Council of County and City Employees, Local 120; and the District Lodge #160, on behalf of Local Lodge #297, of the International Association of Machinists and Aerospace Workers, General Unit. [Joy St. Germain, Director, Human Resources]

ACTION: Roll call vote was taken on Ordinance No. 28277. The Ordinance was declared passed by the following vote:

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

27. **ORD28278** An ordinance providing for the issuance and sale of sewer revenue and refunding bonds, in an amount not to exceed \$125,000,000, to refund certain outstanding sewer bonds; finance the acquisition, construction, and installation of additions and improvements to, and equipment for, the sewer system; and other related costs, and delegating the authority to approve the final terms of the bonds. [Andy Cherullo, Director, Finance]

ACTION: Roll call vote was taken on Ordinance No. 28278. The Ordinance was declared passed by the following vote:

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

28. **ORD28279** An ordinance providing for the issuance and sale of solid waste revenue bonds, in an amount not to exceed \$75,000,000, to refund certain outstanding solid waste revenue bonds; finance the acquisition, construction, and installation of additions and improvements to, and equipment for, the solid waste system; and other related costs, and delegating the authority to approve the final terms of the bonds. [Andy Cherullo, Director, Finance]

ACTION: Roll call vote was taken on Ordinance No. 28279. The Ordinance was declared passed by the following vote:

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

UNFINISHED BUSINESS

There was no unfinished business.

CITIZENS' FORUM

Citizens' Forum began at 5:31 p.m.

Speaking before the Council:

1. Jessica Warner, 3815 North Pearl Street, speaking on retail pet sales ban.
2. Sandra Hull, 7006 South 12th Street, speaking on retail pet sales ban.
3. Katie Gulliford, 4021 North 14th Street, speaking on cycling.
4. Chuck Johnson, 767 South 70th Street, speaking on etiquette.
5. Joey Marzano, citizen, speaking on country.
6. Sharon Ness, 1930 70th Avenue West, B3, speaking on paid sick leave.
7. Patti Dailey, 2602 Westridge, speaking on paid sick leave.
8. Alan OldStudent, 3810 South J Street, speaking on paid sick leave.
9. Randy Marquis, 1020 South 41st Street, speaking on paid sick leave.
10. Joe Mizrahi, UFCW 21, speaking on paid sick leave.
11. Ron Richardson, 3016 North Narrows Drive, speaking on paid sick leave.
12. Marilyn Watkins, 3049 South 36th Street, speaking on paid sick leave.
13. Ellen Dorfman, 5125 North Winnifred, speaking on retail pet sales ban.
14. Sarah Morken, 809 North Proctor Street, speaking on paid sick leave.
15. Tom McCarthy, 801 South Cushman Avenue, speaking on paid sick leave.
16. Robert Hill, P.O. Box 5006, speaking on Pierce Transit ORCA cards.

Citizens' Forum ended at 6:17 p.m.

REPORTS BY THE CITY MANAGER

There was no report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Council Member Woodards stated the City Council business meeting, study session, and Committee of the Whole meeting on January 20, 2015 have been cancelled, noting the next regularly scheduled City Council business meeting and study session will be held on January 27, 2015. She then stated the Dr. Martin Luther King Jr. Birthday Celebration will be held on Monday, January 19, 2015, at the Greater Tacoma Convention and Trade Center. Council Member Woodards then requested staff provide a report at the Public Safety, Human Services, and Education Committee regarding pet sales in the City.

MOTION: Council Member Campbell moved to excuse Mayor Strickland and Deputy Mayor Boe from the meeting tonight.

SECONDED BY: Council Member Mello.

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

Ayes: 7 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker and Woodards

Absent: 2 - Boe and Mayor Strickland

ADJOURNMENT

On proper motion, the meeting was adjourned at 6:19 p.m.

Victoria Woodards, Presiding Officer

Doris Sorum, City Clerk