



City of Tacoma City Council Minutes

Dial: 253-215-8782 Meeting ID: 848 3423 3126

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

November 10, 2020

5:00 PM

CALL TO ORDER

Mayor Woodards called the meeting to order at 5:03 p.m.

ROLL CALL

Present: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka, Walker and Mayor Woodards

All Council Members participated virtually.

FLAG SALUTE

Council Member Beale 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 Beale.

MOMENT OF SILENCE

In honor of those who have lost their lives to or have been impacted by COVID-19 and systemic racism.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [20-0810](#) Minutes of the Infrastructure, Planning, and Sustainability Committee special meeting, August 26, 2020.
2. [20-0780](#) Minutes of the Landmarks Preservation Commission, August 26, 2020.
3. [20-0781](#) Minutes of the Landmarks Preservation Commission, September 9, 2020.
4. [20-0782](#) Minutes of the Landmarks Preservation Commission, September 23, 2020.
5. [20-0777](#) Minutes of the Planning Commission, August 19, 2020.
6. [20-0778](#) Minutes of the Planning Commission, September 2, 2020.

7. [20-0779](#) Minutes of the Planning Commission, October 7, 2020.
8. [20-0798](#) Minutes of the Tacoma Public Library Board of Trustees, September 16, 2020.
9. [20-0799](#) Minutes of the Tacoma Public Library Board of Trustees study session, September 30, 2020.

CONSENT AGENDA

10. [20-0801](#) Minutes of the City Council study session, August 18, 2020.
11. [20-0802](#) Minutes of the City Council study session, August 25, 2020.
12. [20-0814](#) Minutes of the Virtual Forum, September 22, 2020.
13. [20-0827](#) Minutes of the City Council meeting, September 29, 2020.
14. [20-0828](#) Minutes of the City Council meeting, October 6, 2020.

RESOLUTIONS

15. [RES40681](#) A resolution setting Tuesday, November 24, 2020, upon completion of Regular Agenda Items, no earlier than 5:15 p.m., as the date for a public hearing by the City Council on the 2020 Annual Amendment to the Comprehensive Plan and Land Use Regulatory Code, as recommended by the Planning Commission.
[Stephen Atkinson, Principal Planner; Peter Huffman, Director, Planning and Development Services]

FINAL READING OF ORDINANCES

16. [ORD28686](#) An ordinance vacating a portion of South 4th Street, lying between Broadway and Court C, to facilitate development of an affordable family housing project. (YWCA Home at Last LLC; File No. 124.1399)
[Jeff H. Capell, Hearing Examiner]

17. [ORD28697](#) An ordinance reclassifying approximately 28.4 acres of real property by adding a Planned Residential Development (“PRD”) Overlay District onto the existing “R-2” Single-Family Dwelling District to enable a PRD of 73 single-family residences concentrated on the southeasterly portion of the site located in the South End neighborhood of Tacoma at 7432 East “D” Street.
(Green Harbor Communities, Inc.; File No. LU19-0100)
[Jeff H. Capell, Hearing Examiner]

MOTION: Deputy Mayor Blocker moved to adopt the Consent Agenda, including Resolution No. 40681 and final reading of Ordinance Nos. 28686 and 28697.

SECONDED BY: Council Member Thoms.

ACTION: Voice vote was taken and carried to adopt the Consent Agenda, including Resolution No. 40681 and final reading of Ordinance Nos. 28686 and 28697. The Consent Agenda was declared adopted.

Ayes: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka, Walker and Mayor Woodards

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

18. [20-0815](#) Proclaiming Wednesday, November 11, 2020, as Veterans Day.

Mayor Woodards proclaimed Wednesday, November 11, 2020, as Veterans Day, and acknowledged and thanked Council Members Thoms and Ushka for their military service.

19. [20-0818](#) Proclaiming November 2020 as Native American Heritage Month.

Mayor Woodards proclaimed November 2020 as Native American Heritage Month, and presented the proclamation to Puyallup Tribal Council Members Anna Bean and Annette Bryan.

PUBLIC COMMENT

Public Comment began at 5:21 p.m.

The City Clerk's Office received no written comments for Public Comment.

Speaking before the City Council:

1. Devin Rydel Kelly, speaking on Resolution No. 40685.
2. Sally Perkins, speaking on Resolution No. 40685.
3. Jonathan Pottle, speaking on Resolution No. 40685.
4. Marilyn Kimmerling, speaking on Resolution No. 40685.

Public Comment ended at 5:29 p.m.

REGULAR AGENDA

20. [20-0826](#)

A motion may be considered to concur with the October 28, 2020, recommendation of the Public Utility Board to approve a cost-sharing arrangement and resolve issues regarding prior expenditures of the Port of Tacoma, in the amount of \$661,263, through a Settlement and Cost Sharing Agreement in substantially the form as set forth in the document on file in the office of the City Clerk.

MOTION: Deputy Mayor Blocker moved to concur with the October 28, 2020, recommendation of the Public Utility Board to approve a cost-sharing arrangement and resolve issues regarding prior expenditures of the Port of Tacoma, in the amount of \$661,263, through a Settlement and Cost Sharing Agreement in substantially the form as set forth in the document on file in the office of the City Clerk.

SECONDED BY: Council Member Thoms.

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

Ayes: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka, Walker and Mayor Woodards

APPOINTMENTS

21. [RES40682](#) A resolution appointing Chelsea McElroy to the Board of Ethics.
 [Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

**MOTION: Deputy Mayor Blocker Moved to adopt
Resolution No. 40682.**

SECONDED BY: Council Member Thoms.

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

Ayes: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka,
Walker and Mayor Woodards

22. [RES40683](#) A resolution reappointing individuals to the Planning Commission.
 [Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

**MOTION: Deputy Mayor Blocker moved to adopt
Resolution No. 40683.**

SECONDED BY: Council Member Thoms.

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

Ayes: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka,
Walker and Mayor Woodards

RESOLUTIONS

23. [RES40684](#) A resolution authorizing the execution of amendments to the South Intermodal Yard Lease Agreement and Operating Agreement with the Port of Tacoma, to allow for the option of a lower lease payment in exchange for extending the Operating Agreement. [Dale King, Rail Superintendent; Jackie Flowers, Director, Tacoma Public Utilities]

MOTION: Deputy Mayor Blocker moved to adopt Resolution No. 40684.

SECONDED BY: Council Member Thoms.

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

Ayes: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka, Walker and Mayor Woodards

24. [RES40685](#) A resolution directing the City Manager to further study and implement collection and reporting of data that allows the City to effectively identify and address racial disparities in policing, including broader categories such a traffic stops and public calls for service. [Deputy Mayor Blocker]

MOTION: Deputy Mayor Blocker moved to adopt Resolution No. 40685.

SECONDED BY: Council Member Thoms.

MOTION: Mayor Woodards moved to amend Resolution No. 40685, to add “by the end of first quarter 2021”.

SECONDED BY: Deputy Mayor Blocker.

ACTION: Voice vote was taken and carried on the motion to amend Resolution No. 40685. The motion was declared adopted.

Ayes: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka, Walker and Mayor Woodards

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

Ayes: 9 - Beale, Blocker, Hines, Hunter, McCarthy, Thoms, Ushka, Walker and Mayor Woodards

FIRST READING OF ORDINANCES

25. [ORD28699](#) An ordinance authorizing Tacoma Rail to update the Rail Rate Policy to include a Volume Incentive Fund.
[Dan McCabe, Rail Chief Information and Financial Officer; Dale King, Rail Superintendent]

ACTION: Ordinance No. 28699 was set over for final reading next week.

26. [ORD28700](#) An ordinance authorizing the reissuance of Tacoma Municipal Belt Line 8807 series freight switching tariff, effective January 1, 2021, and a tariff supplement, effective January 1, 2022.
[Dan McCabe, Rail Chief Information and Financial Officer; Dale King, Rail Superintendent]

ACTION: Ordinance No. 28700 was set over for final reading next week.

27. [ORD28701](#) An ordinance amending Title 2 of the Municipal Code, relating to Buildings, to change the name to “Building and Development Code,” to streamline administration for fees and to update language for expanded use, increased flexibility, and other assistance in strategic permit services advancements, and by adding a new Chapter 2.22, entitled “Right-of-Way Development Code,” to provide guidance for permitting construction and maintenance activities with the City right-of-way and other administrative provisions.
[Corey Newton, P.E., Site and Building Manager; Peter Huffman, Director, Planning and Development Services]

ACTION: Ordinance No. 28701 was set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

28. [20-0688](#) This is the date set for the second public hearing by the City Council on the proposed 2021-2022 Biennial Operating Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

The public hearing began at 6:09 p.m.

The City Clerk’s Office received nine written comments for the public hearing.

Speaking before the City Council:

1. Irene Morrison, Food Not Bombs Tacoma.
2. Ken McDouall, Washington State Library.
3. Naomi Simila-Dickinson, Lawyers Against Systemic Racism.
4. Julia Mizutani, resident.
5. Megan Capes, resident.
6. Kit Burns, resident.
7. Dee Sonntag, Lawyers Against Systemic Racism.
8. Jonathan Pottle, Tacoma Democratic Socialists of America.
9. Stacey Oaks, resident.
10. Elle, resident.
11. Nolan Hibbard-Pelly, resident.
12. Les Pogue Jr., resident.
13. Leah Smillie, resident.
14. Danielle Chastaine, resident.
15. Jessica Campbell, Lawyers Against Systemic Racism.
16. Courtney Love, resident.
17. Barret Carpenter, resident.
18. Dakota Tominus, resident.
19. Zee, Tacoma Mutual Aide Collective.
20. Norinda Rosario Yancey, United Way of Pierce County.
21. Lana, resident.
22. Nathan Blackmer, resident.
23. Devin Rydel Kelly, Tacoma Democratic Socialists of America.

The public hearing ended at 7:06 p.m.

29. [20-0689](#) This is the date set for the second public hearing by the City Council on the proposed 2021-2022 Capital Budget and 2021-2026 Capital Facilities Program.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

The public hearing began at 7:06 p.m.

No individuals addressed the City Council.

The public hearing ended at 7:07 p.m.

UNFINISHED BUSINESS

There was no unfinished business.

COMMUNITY FORUM

Community Forum began at 7:07 p.m.

The City Clerk's Office received no written comments for Community Forum.

Speaking before the City Council:

1. Naomi Simila-Dickinson, regarding the Tacoma Police Department and Manuel Ellis.
2. Megan Capes, regarding homelessness.
3. Trevor Kagochi, regarding homelessness and policing.
4. Nolan Hibbard-Pelly, regarding Manuel Ellis, Benny Branch, and Said Joaquin; and homelessness.
5. Callista Brown, regarding police reform and Resolution No. 40622.
6. Kit Burns, regarding Tacoma Public Utilities bonds.
7. Alex Rodarmel, regarding students in schools.
8. Les Pogue Jr., regarding response to public comments.
9. Zee, regarding homelessness and requesting a moment of silence.

Community Forum ended at 7:25 p.m.

REPORTS BY THE CITY MANAGER

City Manager Elizabeth Pauli provided information on the Manuel Ellis case and stated that updates are posted on the City's "Police and Deadly Use of Force" webpage and on the City's transformation webpage at cityoftacoma.org/transform.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Infrastructure, Planning, and Sustainability Committee

Council Member McCarthy, Chair of the Infrastructure, Planning, and Sustainability Committee, reported at the October 14, 2020, meeting, the Committee received presentations on the Building Development Code and community engagement enhancement, and water quality and fish habitat preservation; and at the October 28, 2020, meeting, the Committee conducted interviews for the Planning Commission and received a presentation on the Planning Commission's annual report and work program. He concluded by stating the November 11, 2020, meeting is cancelled and a special meeting will be held on November 18, 2020, at 4:30 p.m., through Zoom, where the Committee will conduct interviews for the Transportation Commission.

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Council Member Hunter addressed a Community Forum question about how public feedback impacts City Council decisions.

Council Member Ushka stated that COVID-19 case numbers are increasing in Pierce County, and encouraged everyone to wear masks, wash their hands, minimize social gatherings, and social distance.

Council Member Beale expressed appreciation for public input and the Community Forum, and suggested that broader transformation updates be provided during public meetings.

Council Member Thoms further discussed communication between the public and City Council.

City Manager Pauli stated that residents can receive automatic updates by subscribing on the Use of Force webpage; and provided an update on homeless shelter beds, funding, and a sanctioned encampment location.

Mayor Woodards discussed COVID-19 cases and deaths, and asked everyone to reduce their social circles, skip indoor gatherings, limit time outside the house, social distance, wear masks, and get tested if they feel ill.

ADJOURNMENT

On proper motion, the meeting was adjourned at 7:47 p.m.

Victoria R. Woodards, Mayor

Doris Sorum, City Clerk