



City of Tacoma

City Council Agenda

747 Market Street, First Floor, Tacoma, WA 98402

City Council Chambers

October 1, 2013

5:00 PM

CALL TO ORDER

ROLL CALL

FLAG SALUTE

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [13-0139](#) Minutes of the Economic Development Committee, September 10, 2013.
Attachments: [EDMin20130910](#)
2. [13-0142](#) Minutes of the Human Rights Commission, August 15, 2013.
Attachments: [HRCMin20130815](#)
3. [13-0150](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, August 28, 2013.
Attachments: [IPSMIn20130825](#)

CONSENT AGENDA

4. [13-0127](#) Minutes of the City Council meeting of August 13, 2013.
Attachments: [CCMin20130813](#)
5. [13-0128](#) Minutes of the City Council meeting of August 20, 2013.
Attachments: [CCMin20130820](#)
6. [13-0129](#) Minutes of the Committee of the Whole meeting of August 6, 2013.
Attachments: [COWMin20130806](#)

7. [13-0144](#) Minutes of the Committee of the Whole meeting of August 20, 2013.

Attachments: [COWMin20130820](#)

RESOLUTIONS

8. [RES38742](#) A resolution setting Tuesday, October 15, 2013, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the proposed sale of 2,115 square feet of real property within Tacoma Rail Mountain Division railroad right-of-way to the Washington State Department of Transportation to accommodate the Interstate 5, M Street to Portland Avenue, HOV Project. [Dylan Harrison, Real Estate Officer; Kurtis Kingsolver, P.E., Interim Director, Public Works]

Attachments: [Resolution No. 38742](#)
[City Council Action Memorandum](#)
[Map of Property Location](#)

9. [RES38743](#) A resolution setting Tuesday, October 22, 2013, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the proposed interim land use regulations concerning the production, processing, and retail sale of recreational marijuana.

[Brian Boudet, Planning Division Manager; Peter Huffman, Interim Director, Planning and Development Services]

Attachments: [Resolution No. 38743](#)
[City Council Action Memorandum](#)

10. [RES38744](#) A resolution authorizing the execution of an Interlocal Agreement with the City of University Place, in the amount of \$389,500 in grant funding, and a required match of \$60,750, for a total of \$450,250, for the design of the South 56th Street and Cirque Drive corridor improvements. [Thomas L. Rutherford, Project Manager; Kurtis Kingsolver, P.E., Interim Director, Public Works]

Attachments: [Resolution No. 38744](#)
[City Council Action Memorandum](#)
[Interlocal Agreement](#)

11. [RES38745](#) A resolution authorizing the execution of Amendment No. 1 to the Interlocal Agreement with Pierce Transit, in the amount of \$49,576.58, depositing said sum into the Street Fund, for additional equipment installation services for the Transit Signal Priority Project. [Chris Larson, P.E., Engineering Division Manager; Kurtis Kingsolver, P.E., Interim Director, Public Works]

Attachments: [Resolution No. 38745](#)
[City Council Action Memorandum](#)
[Agreement](#)

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

12. [13-0146](#) Recognizing three Disability Advocate of the Year Award recipients; and recognizing Tucci and Sons Inc. for their efforts on the Pacific Avenue Streetscape Project to ensure access for individuals with disabilities.
13. [13-0154](#) Recognizing Thomas McCarthy as the Third Quarter Human Rights Champion Award recipient.

PUBLIC COMMENT

This is the time set aside for public comment on items on the agenda. Speakers are asked to identify the specific agenda items they wish to address and comments will be limited to up to five minutes per person. Comments will not be accepted on Ordinances or Communication Items forwarded to the City Council by the Hearing Examiner for which a public hearing has already been held. There are no items on tonight's agenda forwarded to the City Council by the Hearing Examiner.

REGULAR AGENDA

APPOINTMENTS

14. [RES38746](#) A resolution reappointing Lillian Hunter to the Tacoma Public Library Board of Trustees for a five-year term beginning October 5, 2013 through October 5, 2018.
[Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]
- Attachments:** [Resolution No. 38746](#)
 [City Council Action Memorandum](#)

PURCHASE RESOLUTIONS

- 15. [RES38747](#) A resolution awarding a contract to Fehr & Peers, in the amount of \$500,000, sales tax not applicable, budgeted from the General Fund, for consultant services for the preparation of the City’s Transportation Master Plan - Specification No. PW13-0377F.
[Chris Larson, P.E., Engineering Division Manager; Kurtis Kingsolver, P.E., Interim Director, Public Works]
Attachments: [Resolution No. 38747](#)

RESOLUTIONS

- 16. [RES38748](#) A resolution expressing support for the passage of City of Tacoma Proposition No. 1, to be held at the Tuesday, November 5, 2013 election which reads as follows:

**CITY OF TACOMA
SPECIAL ELECTION - PROPOSITION NO. 1
2% UTILITY COMPANY EARNINGS TAX
FOR TACOMA STREET IMPROVEMENTS**

The City Council of the City of Tacoma adopted Substitute Resolution No. 38700 concerning an additional 2% earnings tax on utility companies for streets. If passed, Proposition No. 1 would authorize the City to levy an additional 2% earnings tax on natural gas, electric, and phone companies for the sole purpose of funding basic maintenance and safety upgrades City-wide, for roads, arterials, and bridges; permanent pothole repairs; pedestrian safety improvement to crosswalks near schools, sidewalks and intersections; repaving neighborhood streets; and improved signal timing, all as provided in Substitute Resolution No. 38700. Should Proposition No. 1 be enacted into law?

Yes..... []
No..... []

[Council Member Mello]

Attachments: [Resolution No. 38748](#)
 [City Council Action Memorandum](#)

FINAL READING OF ORDINANCES

17. [ORD28177](#) A substitute ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, creating a new position, entitled PAF Maintenance Chief, Assistant, and implementing rates of pay and compensation for said position.

[Joy St. Germain, Director, Human Resources]

Attachments: [Substitute Ordinance No. 28177](#)

[City Council Action Memorandum](#)

[Fiscal Impact Memorandum](#)

[Disclosure Memorandum](#)

FIRST READING OF ORDINANCES

18. [ORD28178](#) An ordinance amending Title 8 of the of the Municipal Code, entitled “Public Safety and Morals”, by repealing Section 8.12.026, Vehicle Prowling in its entirety, and adding a new Chapter 8.37A, Vehicle Prowling in the Second Degree, to be consistent with state law.

[Jean Hayes, Deputy City Attorney; Elizabeth Pauli, City Attorney]

Attachments: [Ordinance No. 28178](#)

[City Council Action Memorandum](#)

PUBLIC HEARINGS AND APPEALS

(Public hearings and appeals begin at approximately 5:30 p.m.)

19. [13-0027](#) Jameson Babbitt Stites & Lombard, P.L.L.C., representing the appellant H&P Tacoma Acquisition, LLC, by appealing the recommendation of the Hearing Examiner regarding the request to reclassify approximately 1.78 acres/75,000 square feet of the southeast corner of a larger property located at 4601 South Orchard Street from a “R-2” Single-Family Dwelling District to a “M-1” Light Industrial District, to be developed with a stormwater detention facility requiring approximately 15,000 cubic yards of grading, landscaping, and up to 100 passenger car parking spaces; and to develop a driveway across the parcel for commercial and passenger vehicle access to South 48th Street. (Paul McCormick, Innova Architects on behalf of H&P Tacoma Acquisition, LLC; File No. REZ2013-40000199731)
(Continued from the meeting of September 24, 2013)
Attachments: [Appeal](#)

UNFINISHED BUSINESS

REPORTS BY THE CITY MANAGER

20. [13-0151](#) Weekly Report to the City Council, September 26, 2013.
Attachments: [Weekly Report](#)

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Economic Development Committee

ADJOURNMENT

The City Council may enter into a closed or executive session at any time during an open public meeting as provided by law.

The City of Tacoma does not discriminate on the basis of disability in any of its programs, activities, or services. To request this information in an alternative format or to request a reasonable accommodation, please contact the City Clerk’s Office at (253) 591-5505. TTY or speech to speech users please dial 711 to connect to Washington Relay Services.