



# City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

June 27, 2017

5:00 PM

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## CALL TO ORDER

Mayor Strickland called the meeting to order at 5:06 p.m.

## ROLL CALL

**Present:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

## FLAG SALUTE

The flag salute was led by Council Member Blocker.

## MOMENT OF SILENCE

## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [17-0635](#) Minutes of the Public Utility Board study session, May 10, 2017.
2. [17-0637](#) Minutes of the Public Utility Board meeting, May 10, 2017.

## CONSENT AGENDA

3. [17-0606](#) Minutes of the City Council meeting, May 16, 2017.

**FIRST READING OF ORDINANCES**

- 4. [ORD28435](#) An ordinance vacating a portion of the alley right-of-way lying between East 28th Street and East 29th Street from Portland Avenue to the extended East line of Lot 24 of Blocks 7846 and 7945 of the Indian Addition to the City of Tacoma, for the construction of a multi-level garage structure, casino, and hotel as part of the Emerald Queen Casino Relocation project.  
(Puyallup Tribe of Indians; File No. 124.1371)  
[Jeff H. Capell, Hearing Examiner]
  
- 5. [ORD28436](#) An ordinance amending Chapter 13.06 of the Municipal Code, relating to Zoning, to reclassify two adjacent parcels of property, located at 3925 and 3931 South Tyler Street, from an R-2SRD Residential Special Review District and R-3 Two-Family Dwelling District to an R-4-L Low-Density Multiple-Family Dwelling District, to allow for the development of a multi-family apartment complex containing approximately 46 units and 72 associated parking stalls.  
(Contour Engineering, LLC/Michael Musica; File No. LU16-0288)  
[Jeff H. Capell, Hearing Examiner]

**MOTION: Deputy Mayor Thoms moved to adopt the Consent Agenda, including first reading of Ordinance Nos. 28435 and 28436.**

**SECONDED BY: Council Member Mello.**

**MOTION: Deputy Mayor Thoms moved to concur in the Findings, Conclusions, and Recommendations of the Hearing Examiner for Ordinance No. 28436.**

**SECONDED BY: Council Member Mello.**

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

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

**ACTION: Voice vote was taken and carried to adopt the Consent Agenda, including setting Ordinance Nos. 28435 and 28436 over to a date to be determined. The Consent Agenda was declared adopted.**

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

## PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

6. [17-0627](#) Proclaiming July 2017 as LGBTQ Pride Month.

Mayor Strickland proclaimed July 2017 as LGBTQ Pride Month and presented the proclamation to Manny Santiago, Executive Director of the Rainbow Center.

7. [17-0628](#) Proclaiming July 2017 as National Parks and Recreation Month.

Mayor Strickland proclaimed July 2017 as National Parks and Recreation Month and presented the proclamation to Andrea Smith, Metro Parks Board President.

## PUBLIC COMMENT

Public Comment began at 5:16 p.m.

Speaking before the City Council:

1. Marina Becker, Metro Parks, speaking on Resolution No. 39757.
2. Alton McDonald, citizen, speaking on File No. 17-0643, Resolution Nos. 39752 and 39754, and Ordinance Nos. 28433 and 28434.

Public Comment ended at 5:24 p.m.

## REGULAR AGENDA

8. [17-0643](#) A motion may be considered to authorize the City's full and final settlement of all claims against the City in the matters of: (i) Richert v. City of Tacoma, Mason County Superior Court Cause Number 10-2-01058-4, (ii) Baskin v. City of Tacoma, Mason County Superior Court Cause No. 11-2-00477-9, and (iii) Carrington v. City of Tacoma, Mason County Superior Court Cause No. 16-2-00452-4, and United States District Court for the Western District of Washington Cause No. 3:16-cv-05900, upon payment by the City in the total amount of \$3.5 million, in exchange for dismissal of the above cases, release of all claims, and execution of easements by the plaintiffs.

**MOTION: Deputy Mayor Thoms moved to authorize the City's full and final settlement of all claims against the City in the matters of:**

**(i) Richert v. City of Tacoma, Mason County Superior Court Cause Number 10-2-01058-4, (ii) Baskin v. City of Tacoma, Mason County Superior Court Cause No. 11-2-00477-9, and (iii) Carrington v. City of**

**Tacoma, Mason County Superior Court Cause No. 16-2-00452-4, and United States District Court for the Western District of Washington Cause No. 3:16-cv-05900, upon payment by the City in the total amount of \$3.5 million, in exchange for dismissal of the above cases, release of all claims, and execution of easements by the plaintiffs.**

**SECONDED BY: Council Member Mello.**

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

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

## **APPOINTMENTS**

9.     [RES39752](#)     A resolution appointing Colin McCann to the Sustainable Tacoma Commission.  
[Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

**MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39752.**

**SECONDED BY: Council Member Mello.**

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

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

10.    [RES39753](#)     A resolution reappointing Mark Patterson to the Tacoma Public Utility Board for a five-year term beginning July 1, 2017 to expire June 30, 2022.  
[Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

**MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39753.**

**SECONDED BY: Council Member Mello.**

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

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

11. [RES39754](#) A resolution revising the appointments of City Council members to various national, state, regional, and local committees, boards, and commissions, for the year 2017.  
[Mayor Strickland and Council Member Lonergan]

**MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39754.**

**SECONDED BY: Council Member Mello.**

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

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

## **PURCHASE RESOLUTIONS**

12. [RES39755](#) A resolution awarding a contract to Northwest Cascade, Inc., in the amount of \$409,682.00, excluding sales tax, plus a 20 percent contingency, for a total of \$491,618.40, budgeted from the Wastewater Fund, for the construction of approximately 310 linear feet of wastewater sewer pipe in the vicinity of Snake Lake and Tyler Street - Specification No. ES17-0176F.  
[Geoffrey Smyth, Science and Engineering Division Manager;  
Michael P. Slevin III, P.E., Director, Environmental Services]

**MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39755.**

**SECONDED BY: Council Member Mello.**

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

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

13. [RES39756](#) A resolution awarding a contract to Cintas Corporation, in the amount of \$850,000, budgeted from various departmental funds, plus applicable sales tax, for citywide apparel and linen rental and laundry services, on an as-needed basis, through June 2020 - U.S. Communities Government Purchasing Alliance.  
[Patsy Best, Procurement and Payables Division Manager; Andrew Cherullo, Director, Finance]

**MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39756.**

**SECONDED BY: Council Member Mello.**

**ACTION: Voice vote was taken and carried on the Resolution.**

**The Resolution was declared adopted.**

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

## RESOLUTIONS

14. [RES39757](#) A resolution designating the Point Defiance Lodge, located at 5717 North Roberts Garden Road, 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: Deputy Mayor Thoms moved to adopt Resolution No. 39757.**

**SECONDED BY: Council Member Mello.**

**ACTION: Voice vote was taken and carried on the Resolution.**

**The Resolution was declared adopted.**

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

15. [RES39758](#) A resolution designating the Washington Building/Scandinavian American Bank Building, located at 1019 Pacific Avenue, 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: Deputy Mayor Thoms moved to adopt Resolution No. 39758.**

**SECONDED BY: Council Member Mello.**

**ACTION: Voice vote was taken and carried on the Resolution.**

**The Resolution was declared adopted.**

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

#### **FINAL READING OF ORDINANCES**

16. [ORD28433](#) An ordinance amending Chapter 8.66 of the Municipal Code, relating to Weapons, to decriminalize the sale, manufacture, purchase, possession, or carrying of any electroshock device in the City.  
[Keith Echterling, Assistant City Attorney; Bill Fosbre, City Attorney]

**ACTION: Roll call vote was taken and carried. The Ordinance was declared passed.**

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

17. [ORD28434](#) An ordinance adopting the Six-Year Comprehensive Transportation Improvement Program amended for the years 2016-2017 and 2018-2023.  
[Jennifer Kammerzell, Senior Engineer; Kurtis D. Kingsolver, P.E., Director, Public Works]

**ACTION: Roll call vote was taken and carried. The Ordinance was declared passed.**

**Ayes:** 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

#### **UNFINISHED BUSINESS**

There was no unfinished business.

## **REPORTS BY THE CITY MANAGER**

City Manager Pauli shared an update on the Bring Your Own Bag Ordinance, which becomes effective on July 12, 2017. She stated an additional order of 20,000 reusable bags will be placed for distribution to community members, advertising on Click is currently running, the Comcast cable channel advertisings will start June 26, 2017, as of Monday, 109 businesses were contacted via email or phone and 81 received in-person visits, and 12 community, business, and neighborhood groups have received presentations. She stated next week the City will supply free reusable bags to partner organizations for distribution to community members and information tables will start in high visibility retail locations to provide information and free bags, and translated information is now available at [www.cityoftacoma.org/shoppingbags](http://www.cityoftacoma.org/shoppingbags).

## **COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL**

### **Community Vitality and Safety Committee**

Council Member Blocker, Chair of the Community Vitality and Safety Committee, stated on May 25, 2017, the Committee received proposed code amendments for the Human Rights Commission and a request from the Tacoma Area Commission on Disabilities for a policy requiring closed captioning on televisions in public spaces in Tacoma, noting staff will conduct outreach before the policy comes before the City Council. He reported on June 8, 2017, the Committee received a code change request on the regulation of electroshock devices which passed tonight. Finally, he reported on the June 22, 2017 meeting, stating the Committee was briefed on administrative policy regarding encampment removal and received three requests to review draft ordinances: human habitation of vehicles, unlawful camping, and a proposal regarding prohibiting sitting/lying on sidewalks, noting the Committee requested additional work be done on the proposal about prohibiting sitting/lying on sidewalks. He stated the next meeting is July 13, 2017 and will include interviews for the Tacoma Community Redevelopment Authority Board.

Mayor Strickland reminded everyone that fireworks are illegal in the City and the Freedom Fair will be held again along the waterfront, and event information can be found at [www.freedomfair.com](http://www.freedomfair.com). She also reminded everyone the City Council study session and business meeting on July 5, 2017 are cancelled and wished everyone a safe and happy holiday.

**ADJOURNMENT**

On proper motion, the meeting was adjourned at 5:44 p.m.



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Marilyn Strickland, Mayor



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Doris Sorum, City Clerk