



# City Council Minutes

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City Council Chambers, 747 Market Street, First Floor, Tacoma, Washington 98402

August 20, 2013 – 5:00 p.m.

The meeting was called to order at 5:05 p.m.

Council Members Present: 9 – Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards, and Mayor Strickland.

Council Members Absent: 0

The Flag Salute was led by Council Member Walker.

Moment of Silence.

## **ITEMS FILED IN THE OFFICE OF THE CITY CLERK**

There were no items filed this week.

## **C O N S E N T   A G E N D A**

Approval of the minutes of the City Council study session of July 16, 2013.

Deputy Mayor Campbell moved to adopt the Consent Agenda. Seconded by Council Member Lonergan. Voice vote was taken and carried. The Consent Agenda was declared adopted.

## **PROCLAMATIONS, RECOGNITIONS, PRESENTATIONS, AND ANNOUNCEMENTS**

Proclaiming August 22, 2013 as Tacoma Link Day.

Mayor Strickland proclaimed Thursday, August 22, 2013, as “Tacoma Link Day” in the City and presented the proclamation to Ms. Pat McCarthy, Sound Transit Board Chair.

Proclaiming September 2013 as Alzheimer’s Awareness Month.

Mayor Strickland proclaimed the month of September 2013 as “Alzheimer’s Awareness Month” in the City and presented the proclamation to Mr. Christopher Dattilio, Alzheimer’s Association Advocate.

Mayor Strickland called on Mr. Steve James, Daffodil Festival, who invited everyone to attend the 1<sup>st</sup> Annual Celebrating Military Service Parade on Saturday, August 24, 2013 beginning with an Army Band Concert in Tollefson Plaza at 5:00 p.m. and the parade at 6:00 p.m. on Pacific Avenue.

**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.

Public comment began at 5:21 p.m.

Speaking before Council:

<b>Name</b>	<b>Address/Affiliation</b>	<b>Subject</b>
Charles Johnson	Citizen	Proclamation

Public comment ended at 5:25 p.m.

**REGULAR AGENDA**

Deputy Mayor Campbell moved to authorize the City’s full and final settlement of all violations of the Toxics Substance Control Act alleged by the Environmental Protection Agency relating to used oil management activities at the Tacoma Landfill upon payment by the City in the amount of \$40,000. Seconded by Council Member Woodards. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Campbell moved to authorize the City’s full and final settlement of all claims against the City in the matter of Terri Coe vs. City of Tacoma, Pierce County Cause No. 12-2-09484-1, upon payment by the City in the amount of \$87,500. Seconded by Council Member Lonergan. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Campbell moved to authorize the City’s full and final settlement of all claims against the City by Margaret Wilkins, Claim No. 14409, upon payment by the City in the amount of \$37,658.35. Seconded by Council Member Woodards. Voice vote was taken and carried. The motion was declared adopted.

## **REGULAR AGENDA**

### **RESOLUTIONS**

#### **Purchase Resolution No. 38719**

Awarding contracts to:

1. Global Contractors, LLC, on its bid of \$367,165.00, sales tax not applicable, plus a 10 percent contingency, for a cumulative total of \$403,881.50, budgeted from the CDBG Fund and the Neighborhood Business District REET Fund, for Business District Sidewalk Improvements in the Dome Business District, McKinley Hill Business District, Pacific Avenue Business District, and install ADA curb ramps at the corners of South 6<sup>th</sup> and South I Streets – Specification No. ED13-0359F; and
2. Sage Group Consulting Inc., on its bid of \$292,400.00, plus applicable sales tax, budgeted from the Information Systems Fund, for a four-month contract to conduct a strategic assessment of the City's core Enterprise Resource Planning systems – Specification No. IT13-0379F.

Deputy Mayor Campbell moved to adopt Purchase Resolution No. 38719. Seconded by Council Member Lonergan. Voice vote was taken and carried. The Purchase Resolution was declared adopted.

#### **Resolution No. 38720**

Approving the expansion of the Tacoma Water service area by 14.7 acres and authorizing the execution of an agreement to extend the water mains to 15 residents served by the Fennel Heights Maintenance Water System.

Deputy Mayor Campbell moved to adopt Resolution No. 38720. Seconded by Council Member Woodards. Voice vote was taken and carried. The Resolution was declared adopted.

#### **Resolution No. 38721**

Authorizing the execution and conveyance of a non-exclusive perpetual easement to Robin Bueche, individually and as Successor Trustee of the O'Donnell Family Revocable Living Trust, in the amount of \$10,000, for ingress, egress, and utilities over and across the Tacoma Rail Mountain Division right-of-way in the Ashford area of Pierce County.

Deputy Mayor Campbell moved to adopt Resolution No. 38721. Seconded by Council Member Lonergan. Voice vote was taken and carried. The Resolution was declared adopted.

#### **Resolution No. 38722**

Approving and designating the property owned by Norma J. Sands and Linnea C. Sands, located at 615 South 82<sup>nd</sup> Street, as open space for property tax purposes under the City and Pierce County's Open Space Current Use Assessment program.

Deputy Mayor Campbell moved to adopt Resolution No. 38722. Seconded by Council Member Lonergan. Voice vote was taken and carried. The Resolution was declared adopted.

## **FINAL READING OF ORDINANCES**

### **Ordinance No. 28165**

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for Municipal Court Judges and Court Commissioners, effective September 1, 2013.

Roll call vote was taken on Ordinance No. 28165 resulting as follows:

Ayes: 9 – Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards, and Mayor Strickland.

Nays: 0

The Ordinance was declared passed.

### **Ordinance No. 28166**

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for employees represented by District Lodge No. 160, on behalf of Local Lodge No. 297, of the International Association of Machinists and Aerospace Workers, Rail Mechanics and Track Workers Units, which covers approximately 18 budgeted, full-time positions.

Roll call vote was taken on Ordinance No. 28166 resulting as follows:

Ayes: 9 – Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards, and Mayor Strickland.

Nays: 0

The Ordinance was declared passed.

## **FIRST READING OF ORDINANCES**

### **Ordinance No. 28167**

Amending Chapter 1.12 of the Municipal Code, relating to the Leave-Based Contribution Plan, to provide eligible employees an opportunity to voluntarily contribute the cash value of accrued vacation and/or personal time off to the United Way of Pierce County.

Ordinance No. 28167 was set over for final reading next week.

### **Ordinance No. 28168**

Amending Chapter 12.08 of the Municipal Code, relating to stormwater and surface water systems, to authorize the Environmental Services Director to establish a pilot program to offer and evaluate the use of rebate payments to eligible customers, in an amount up to \$2,000, who construct and/or maintain City-owned low-impact development rain gardens and bioretention facilities through December 31, 2014

Ordinance No. 28168 was set over for final reading next week.

## **PUBLIC HEARINGS AND APPEALS**

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 48<sup>th</sup> Street. (Paul McCormick, Innova Architects on behalf of H&P Tacoma Acquisition, LLC; File No. REZ2013-40000199731)

Deputy Mayor Campbell moved to continue the appeal hearing to the September 24, 2013, business meeting, at the request of the appellant. Voice vote was taken and carried. The motion was declared adopted.

The appeal was continued to the City Council meeting of September 24, 2013.

## **UNFINISHED BUSINESS**

None.

## **REPORTS BY THE CITY MANAGER**

City Manager T.C. Broadnax reported that the City of Tacoma Proposition No. 1: A 2% Utility Company Earnings Tax for Tacoma Street Improvements has generated a high level of interest and questions from members of the community about its potential benefits and impacts on neighborhoods, schools, citizens, and businesses. He stated in response to this level of interest, the City of Tacoma is using a similar approach as the budget process to provide facts and information on Proposition No 1 for street improvements by going out to the community and presenting facts and information sessions. He stated the sessions will begin August 26<sup>th</sup> and last through October 30<sup>th</sup> on Monday, Wednesday and Thursday evenings for a total of 10 City-wide sessions, with two per Council District. Mr. Broadnax stated the sessions will provide facts and information, will include a five minute video presentation designed to inform citizens of the operational and maintenance issues facing Tacoma and a question and answer period. He then showed the video to the City Council.

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

### Infrastructure, Planning, and Sustainability Committee

Council Member Mello stated the last time he reported out on the Committee was June 25, 2013. He stated since then, the Committee interviewed and recommended applicants for the newly created Transportation Commission and the Sustainable Tacoma Commission, heard a presentation on a potential Rain Gardens program, discussed the expansion of the Tacoma Water Service Area, and the Planning and Development Services departmental work program for 2013-2015. Council Member Mello stated the next meeting of the Infrastructure, Planning, and Sustainability Committee will be Wednesday, August 28, 2013 at 4:30 p.m. to hear a presentation on the Public Works Department’s Six Year Transportation Plan.

Council Member Ibsen invited everyone to the following events: the American Credit Union's ribbon cutting, Thursday, August 22, 2013, at 11:30 a.m. at 1965 South Union; the LeMay Foundation Fundraiser, Saturday, August 24, 2013, at 5:30 p.m. at 325 152<sup>nd</sup> Street East; and Healthy Tacoma's campaign for expanded sick leave on Tuesday, August 27, 2013, in the parking lot at 6<sup>th</sup> Ave. Photography 2502 6<sup>th</sup> Avenue.

Council Member Boe invited everyone to the following events: Tacoma Rail's 22<sup>nd</sup> Annual Open House on Saturday August 24, 2013, from 10:00 a.m. to 2:00 p.m. at the World Headquarters at 2601 N. Frontage Road to take a free train ride, tour a locomotive and caboose, check out model trains, and get an up close view of railroad equipment and tools; the 21<sup>st</sup> Annual Tacoma Maritime Fest on August 24-25, 2013, 10:00 a.m. to 5:00 p.m. at the Thea Foss Park and the Foss Waterway Sea Port. He stated some of the activities will include music, food, Tall Ships and Argosy cruises; the 5<sup>th</sup> Annual Stadium District Art and Wine Walk on Saturday, August 24, 2013, from 4:00 p.m. to 9:00 p.m.; Celebrating Military Service Parade on Saturday, August 4, 2013, beginning at 5:00 p.m. in Tollefson Plaza for the 56<sup>th</sup> Army Bank Concert and at 6:00 p.m., on Pacific Avenue for the parade.

Deputy Mayor Campbell encouraged everyone to attend the first Facts and Information Session on the City of Tacoma's Proposition No. 1 relating to the 2% Utility Company Earnings Tax for Tacoma Street Improvements on Monday, August 26, 2013 at 6:00 p.m. at Lincoln High School.

Council Member Thoms reminded everyone about the clean-up at Jason Lee Middle School on August 24, 2013, from 10:00 a.m. to 1:45 p.m.

On proper motion, the meeting was adjourned at 6:14 p.m.

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MARILYN STRICKLAND, MAYOR

ATTEST: \_\_\_\_\_  
DORIS SORUM, CITY CLERK