



City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

December 19, 2017

5:00 PM

CALL TO ORDER

Mayor Strickland called the meeting to order at 5:04 p.m.

ROLL CALL

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

Absent: 1 - Blocker

FLAG SALUTE

The flag salute was led by Deputy Mayor Thoms.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [17-1330](#) Minutes of the Economic Development Committee, October 24, 2017.
2. [17-1331](#) Minutes of the Economic Development Committee, October 31, 2017.
3. [17-1332](#) Minutes of the Economic Development Committee, November 14, 2017.
4. [17-1340](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, September 13, 2017.
5. [17-1342](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, September 27, 2017.
6. [17-1343](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, October 11, 2017.

7. [17-1314](#) Minutes of the Planning Commission, November 1, 2017.
8. [17-1329](#) Monthly Financial Reports for the Fleet Services Fund, Self-Insurance Claim Fund, Tacoma Power, Tacoma Rail, Tacoma Rail Mountain Division, and Tacoma Water, October 2017.

CONSENT AGENDA

9. [17-1344](#) Minutes of the City Council study session, November 28, 2017.
10. [17-1285](#) Minutes of the City Council meeting, June 4, 2013.
11. [17-1317](#) Minutes of the City Council meeting, July 12, 2016.
12. [17-1318](#) Minutes of the City Council meeting, November 21, 2017.
13. [17-1319](#) Minutes of the City Council meeting, November 28, 2017.
14. [17-1321](#) Minutes of the City Council meeting, December 5, 2017.
15. [17-1337](#) Minutes of the City Council meeting, December 12, 2017.

FINAL READING OF ORDINANCES

16. [ORD28472](#) An ordinance vacating a portion of Broadway Avenue, lying between South 9th Street and South 11th Street, for ramped access to the back storage area and freight elevator vestibule of the Pantages Theater, and space for two offices.
(City of Tacoma; File No. 124.1380)
[Jeff H. Capell, Hearing Examiner]

FIRST READING OF ORDINANCES

- 17. [ORD28482](#) An ordinance vacating the portion of the East 29th Street air rights, beginning at a minimum vertical distance of 24.5 feet from the finished street grade, between the east margin of Portland Avenue and terminating at a point 100 feet west of the west margin of East R Street, abutting and adjacent to tribal property, in connection with the Emerald Queen Casino relocation project.
(Puyallup Tribe of Indians; File No. 124.1382)
[Jeff H. Capell, Hearing Examiner]

- 18. [ORD28483](#) An ordinance vacating the portion of the East R Street air rights, beginning at a minimum vertical distance of 24.5 feet from the finished street grade, between East 29th Street and East 30th Street, abutting and adjacent to tribal property, in connection with the Emerald Queen Casino relocation project.
(Puyallup Tribe of Indians; File No. 124.1383)
[Jeff H. Capell, Hearing Examiner]

- 19. [ORD28484](#) An ordinance vacating the portion of alley lying between East 29th Street and East 30th Street, lying east of East R Street and west of the west margin of the proposed East 30th Street connector road, abutting and adjacent to Tribal property, in connection with the Emerald Queen Casino relocation project.
(Puyallup Tribe of Indians; File No. 124.1384)
[Jeff H. Capell, Hearing Examiner]

MOTION: Deputy Mayor Thoms moved to adopt the Consent Agenda, including final reading of Ordinance No. 28472, and first reading of Ordinance Nos. 28482 through 28484.

SECONDED BY: Council Member Mello.

MOTION: Deputy Mayor Thoms moved to concur in the Findings, Conclusions, and Recommendations of the Hearing Examiner for Ordinance Nos. 28482 through 28484.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

ACTION: Voice vote was taken and carried to adopt the Consent Agenda, including final reading of Ordinance No. 28472, and setting Ordinance Nos. 28482 through 28484 over to a date to be determined. The Consent Agenda was declared adopted.

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

There were no proclamations, recognitions, presentations, or announcements.

PUBLIC COMMENT

Public Comment began at 5:07 p.m.

Speaking before the City Council:

1. Lyle Quasim, 6015 87th Street East, speaking on outgoing Mayor and Council Members.
2. Nick Bayard, The REACH Center, speaking on outgoing Mayor and Council Members.
3. Joe Brady, Metro Parks Tacoma, speaking on Resolution No. 39900.
4. Brian Ebersole, Tacoma, speaking on outgoing Mayor and Council Members.
5. Aaron Artman, 1106 North 27th Street, speaking on Resolution No. 39900.
6. Peter Jung, 707 South Sheridan Avenue, speaking on Resolution No. 39902.
7. Pat Erwin, speaking on outgoing Mayor and Council Members.
8. Kyle Jolibois, speaking on outgoing Mayor and Council Members.
9. Bonny Jo Peterson, SEIU 775, speaking on Ordinance No. 28481.
10. Alton McDonald, Tacoma, speaking on outgoing Mayor and Council Members.
11. Michael Collier, speaking on Resolution No. 39901.

Public Comment ended at 5:34 p.m.

REGULAR AGENDA

20. [17-1341](#) A motion may be considered to authorize the City’s full and final settlement of all claims against the City by Elizabeth Bennett, Claim No. 15514, upon payment by the City in the amount of \$85,000.

MOTION: Deputy Mayor Thoms moved to authorize the City’s full and final settlement of all claims against the City by Elizabeth Bennett, Claim No. 15514, upon payment by the City in the amount of \$85,000.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker
Lee and Strickland

Absent: 1 - Blocker

PURCHASE RESOLUTIONS

21. [RES39896](#) A resolution awarding a contract to Oak Hills Construction, LLC, d.b.a. Allen-Bradbury Construction, in the amount of \$335,995.00, plus applicable sales tax, plus a 16 percent contingency, for a total of \$389,754.20, budgeted from the Capital Projects Fund, for the Tacoma Municipal Building 10th floor tenant improvements - Specification No. PW17-0141F.
[Joshua Clarke, Project Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39896.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker
Lee and Strickland

Absent: 1 - Blocker

RESOLUTIONS

22. [RES39884](#) (Continued from the December 12, 2017 meeting) A resolution declaring surplus and authorizing the sale of approximately 106 acres of property, located at 13004 Reservoir Road East, in Puyallup, to the Pierce County Department of Parks and Recreation, for the amount of \$2,775,100.
[Greg Muller, Real Estate Officer; Scott Dewhirst, Water Superintendent]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39884.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

23. [RES39897](#) A resolution authorizing the execution of an agreement with IGI Resources, Inc., for the sale and purchase of natural gas derived from processing excess bio-gas released as a by-product of treating wastewater at the Central Wastewater Treatment Plant.
[James G. Parvey, P.E., Environmental Policy and Sustainability Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39897.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

24. [RES39898](#) A resolution designating certain expenditures for reimbursement from proceeds of tax-exempt obligations for project costs related to the improvements to the Central Wastewater Treatment Plant.
[Teresa Sedmak, City Treasurer; Andy Cherullo, Director, Finance]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39898.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker
Lee and Strickland

Absent: 1 - Blocker

25. [RES39899](#) A resolution consenting to the Tacoma Community Redevelopment Authority entering into a lease of the Pantages Building to a newly created tax credit entity, Pantages Building, LLC, in order to be in a position to access Federal Historic Tax Credits and New Market Tax Credits to enable renovations to said building.
[Teresa Sedmak, City Treasurer; Andy Cherullo, Director, Finance]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39899.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker
Lee and Strickland

Absent: 1 - Blocker

26. [RES39900](#) A resolution expressing support for the possible development of a professional soccer only stadium on property owned by the Metropolitan Park District of Tacoma, located adjacent to Cheney Stadium, as proposed by a joint venture between the Tacoma Rainiers and Seattle Sounders FC, contingent upon further due diligence and potential future agreements.

[Kim Bedier, Director, Tacoma Venues and Events]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39900.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker
Lee and Strickland

Absent: 1 - Blocker

27. [RES39901](#) A resolution authorizing the use of \$20,000 of Council Contingency Funds to support the 2018 season of the Tacoma Refugee Choir, and directing the City Manager to negotiate and execute an agreement outlining the scope of work and deliverables.

[Mayor Strickland and Council Members Campbell and Mello]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39901.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker
Lee and Strickland

Absent: 1 - Blocker

28. [RES39902](#) A resolution urgently requesting the Public Utility Board to contractually require all internet service providers using Click! Network to abide by the Click! Network Open Internet Policy supporting net neutrality.
[Mayor Strickland and Council Members Campbell, Ibsen, and Mello]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39902.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

FINAL READING OF ORDINANCES

29. [ORD28475](#) (Continued from the December 12, 2017 meeting) An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to clarify part-time employee benefits and implement rates of pay and compensation for represented and non-represented employees.
[Kari Louie, Benefits Manager; Gary Buchanan, Director, Human Resources]

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

30. [ORD28479](#) An ordinance amending Title 11 of the Municipal Code, relating to Traffic, by amending various chapters to revise City regulations applicable to street traffic.
[Josh Diekmann, P.E., Engineering Assistant Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

31. [ORD28480](#) An ordinance amending Chapter 1.28A of the Municipal Code, relating to the Tacoma Arts Commission, by changing the position for the Cross District Association or Community Council representative to an At-Large position.
[Amy McBride, Arts Administrator; Kim Bedier, Acting Director, Community and Economic Development]

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

32. [ORD28481](#) An ordinance amending Chapter 6A.30 of the Municipal Code, relating to Business and Occupation Tax, to establish a new credit in the amount of \$500, which local businesses can use against their City business and occupation taxes, for qualifying positions created on or after January 1, 2018, that are filled by residents of Tacoma.
[Danielle Larson, Tax and License Division Manager, Andy Cherullo, Director, Finance]

MOTION: Deputy Mayor Thoms moved as a Substitute, Substitute Ordinance No. 28481.

SECONDED BY: Council Member Mello.

ACTION: Voice vote was taken and carried on the substitution of Ordinance No. 28481. The motion was declared adopted.

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

UNFINISHED BUSINESS

There was no unfinished business.

REPORTS BY THE CITY MANAGER

There was no report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Economic Development Committee

Council Member Campbell, Chair of the Economic Development Committee, reported on November 14, 2017, staff from the Community and Economic Development Department presented an update on the Multi-Family Property Tax Exemption and the Committee held interviews for the Tacoma Arts Commission. He then reported on November 28, 2017, staff provided an informational briefing on the adaptive reuse of the old post office that covered its past, present and future plans. He stated staff also presented proposed code changes to the Small Business Enterprises Program and Local Employment and Apprenticeship Training Program and answered questions from the Committee about the current programs and potential alternative code changes. Finally, he reported on December 12, 2017, the Committee held interviews for the Foss Waterway Development Authority, and stated the December 26, 2017 and January 9, 2018 meetings have been cancelled. Chair Campbell concluded by stating the next meeting will be on January 23, 2018, where the Committee will continue interviews for the Foss Waterway Development Authority and staff from the Community and Economic Development Department will provide information on the Local Employment and Apprenticeship Training Program.

Recognition of outgoing Mayor and Council Members

Outgoing Mayor Strickland and Council Members Campbell, Lonergan, and Walker Lee were presented with a proclamation, plaque, and photo in honor of their service.

* * * * *

MOTION: Deputy Mayor Thoms moved to excuse Council Member Blocker from the meeting tonight.

SECONDED BY: Council Member Mello.

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

Ayes: 8 - Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Strickland

Absent: 1 - Blocker

ADJOURNMENT

On proper motion, the meeting was adjourned at 7:18 p.m.

Marilyn Strickland, Mayor

Doris Sorum, City Clerk