



# City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma, WA 98402

City Council Chambers

September 24, 2013

5:00 PM

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## CALL TO ORDER

Mayor Strickland called the meeting to order at 5:05 p.m.

## ROLL CALL

Present: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

## FLAG SALUTE

The flag salute was led by Council Member Ibsen.

## MOMENT OF SILENCE

## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. 13-0110 Minutes of the Public Safety, Human Services, and Education Committee, August 8, 2013.
2. 13-0130 Minutes of the Government Performance and Finance Committee, August 21, 2013.

## CONSENT AGENDA

3. 13-0126 Minutes of the Committee of the Whole meeting, July 16, 2013.

**ASSESSMENT ROLLS (First and Final Reading)**

4.     **ORD28174**     An ordinance approving and confirming the Assessment Roll for Local Improvement District No. 5729 for the construction of a 12-inch water main to serve the Harold E. LeMay Museum development.  
[Ralph Rodriguez, L.I.D. Administrator; Phyllis Macleod, Hearing Examiner]
  
5.     **ORD28175**     An ordinance approving and confirming the Assessment Roll for Local Improvement District No. 7724 for the conversion of the overhead primary electrical distribution, utilities, telephone and cable TV systems to an underground system along Stadium Way, from the intersection of Stadium Way and Borough Road northwesterly to the dead end.  
[Ralph Rodriguez, L.I.D. Administrator; Phyllis Macleod, Hearing Examiner]
  
6.     **ORD28176**     An ordinance approving and confirming the Assessment Roll for Local Improvement District No. 7729 consisting of a three phase primary underground extension, telephone and cable TV systems, to serve the Harold E. LeMay Museum development.  
[Ralph Rodriguez, L.I.D. Administrator; Phyllis Macleod, Hearing Examiner]

**RESOLUTIONS**

7.     **RES38735**     A resolution authorizing the execution of an Interlocal Agreement with the Port of Tacoma, in the amount of \$500,000; accepting and depositing said sum into the Street Special Revenue Fund for the design and future replacement of pavement surface on the Port of Tacoma Road.  
[Thomas Rutherford, Project Manager; Kurtis Kingsolver, Interim Director, Public Works]

**COMMUNICATIONS**

8.     **13-0073**     Hearing Examiner recommending approval of a modification to a previously approved reclassification to include the reclassification of an additional 7,400 square-foot parcel located at 3808 South Mason Street from "R-2" One-Family Dwelling District and "R-3" Two and Three-Family Dwelling District to "R-4-L" Low Intensity Multiple Family Residential District, for the development of a 114-unit apartment complex with landscaping and parking. (VBC Mason Avenue, LP; File No. 40000078775)  
[Phyllis Macleod, Hearing Examiner]

**MOTION: Deputy Mayor Campbell moved to adopt the Consent Agenda, including Resolution No. 38735; First and Final Reading of Ordinance Nos. 28174, 28175, and 28176; and the Communication Item.**

**SECONDED BY: Council Member Lonergan.**

**MOTION: Deputy Mayor Campbell moved to concur in the Findings, Conclusions, and Recommendations of the Hearing Examiner for Ordinance Nos. 28174, 28175, and 28176; and the Communication Item.**

**SECONDED BY: Council Member Woodards.**

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

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

**ACTION: Voice vote was taken and carried on the motion to adopt the Consent Agenda, including Resolution No. 38735, First and Final Reading of Ordinance Nos. 28174, 28175, 28176; and the Communication Item. The Consent Agenda was declared adopted.**

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

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**MOTION: Deputy Mayor Campbell moved to suspend the rules to consider Resolution Nos. 38741 and 38737 at this time.**

**SECONDED BY: Council Member Lonergan.**

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

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

**14. RES38741**

A resolution authorizing the execution of a proposed Letter of Agreement with the Professional and Technical Employees Union, Local 17, which consists of approximately 258.9 budgeted, full-time positions, to implement rates of pay and other compensation, retroactive to January 1, 2013 through December 31, 2014. (Continued from the meeting of September 24, 2013) [Joy St. Germain, Director, Human Resources]

**MOTION: Deputy Mayor Campbell moved to continue Resolution No. 38741 to the meeting of October 15, 2013, at the request of staff.**

**SECONDED BY: Council Member Woodards.**

**ACTION: Voice vote was taken and carried. The motion was declared adopted. Resolution No. 38741 was continued to the meeting of October 15, 2013.**

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

**PURCHASE RESOLUTIONS**

**10. RES38737**

A resolution awarding a contract to Ceccanti, Inc., in the amount of \$1,442,800.00 including sales tax, for a cumulative total of \$12,183,576.99, budgeted from the Wastewater, Surface Water, Street Special Revenue, and Capital Projects REET Funds, and the 2010 LTGO Bond Fund D, to increase the contract for additional costs related to the Stadium Way Arterial Improvement Project - Specification No. PW12-0083F.

[Mark D'Andrea, Civil Engineer; Kurtis Kingsolver, Interim Director, Public Works]

**MOTION: Deputy Mayor Campbell moved to remove Resolution No. 38737 at the request of staff.**

**SECONDED BY: Council Member Lonergan.**

**ACTION: Voice vote was taken and carried. The motion was declared adopted. Resolution No. 38737 was removed from the agenda.**

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

**PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS**

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



## **PUBLIC COMMENT**

Public comment began at 5:09 p.m.

Speaking before Council:

1. Jane Moore, 505 Broadway, speaking on Ordinance No. 28173
2. Frank Gavaldon, 6002 51st Court West, speaking on Resolution No. 38739

Public comment ended at 5:16 p.m.

## **REGULAR AGENDA**

### **APPOINTMENTS**

9.     **RES38736**     A resolution appointing Christine Cooley to the Sustainable Tacoma Commission to fill a vacant unexpired term through April 1, 2014.  
[Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]

**MOTION: Deputy Mayor Campbell moved to adopt Resolution No. 38736.**

**SECONDED BY: Council Member Woodards.**

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

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

**RESOLUTIONS**

11. RES38738 A resolution authorizing the execution of Amendment No. 2 to the agreement with HealthConnect Consulting, LLC, in the maximum amount of \$1,371,970, budgeted from the EMS Fund and the Fire Miscellaneous Special Revenue Fund, to extend existing contracted professional medical and social work services in support of the TFD CARES program through December 31, 2016. [Roger Edington, Assistant Chief; James P. Duggan, Fire Chief, Tacoma Fire Department]

**MOTION: Deputy Mayor Campbell moved to adopt Resolution No. 38738.**

**SECONDED BY: Council Member Lonergan.**

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

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

12. RES38739 A resolution designating the Discrimination Investigation Administrative Support Program as a special project of limited duration, and designating general salary classifications and benefits for persons employed on the project pursuant to Tacoma Municipal Code 1.12.155 and 1.24.187 and Section 6.1(h) of the Tacoma City Charter. [Marya Gingrey, Human Rights Manager; Tansy Hayward, Director, Neighborhood and Community Services]

**MOTION: Deputy Mayor Campbell moved to adopt Resolution No. 38739.**

**SECONDED BY: Council Member Woodards.**

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

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

13. RES38740

A resolution sponsoring the Tacoma-Pierce County Health Department's application for enrollment to join the Association of Washington Cities Employee Benefit Trust.

[Anita Gallagher, Management Analyst, City Council Office]

**MOTION: Deputy Mayor Campbell moved to adopt Resolution No. 38740.**

**SECONDED BY: Council Member Lonergan.**

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

**Ayes:** 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**FINAL READING OF ORDINANCES**

15. ORD28173

An ordinance relating to the budget of the City of Tacoma; creating two new funds to be known and designated as the "Street Operations and Maintenance Fund" and the "Transportation Capital and Engineering Fund"; to promote sustainability and transparency for revenue collections and expenditures related to transportation infrastructure and maintenance.

[Andy Cherullo, Director, Finance]

**MOTION: Deputy Mayor Campbell moved to amend Ordinance No. 28173, on Page 3, Line 24, to change the effective date of the "Street Operations and Maintenance Fund" from March 1, 2013, to January 1, 2014.**

**SECONDED BY: Council Member Woodards.**

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

**Ayes:** 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**ACTION: Roll call vote was taken on Ordinance No. 28173, as amended. The Ordinance, as amended, was declared passed by the following vote:**

**Ayes:** 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**FIRST READING OF ORDINANCES**

16. **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]

**MOTION: Deputy Mayor Campbell moved as a substitute, Substitute Ordinance No. 28177.**

**SECONDED BY: Council Member Lonergan.**

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

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

**ACTION: Substitute Ordinance No. 28177 was set over for final reading next week.**



**PUBLIC HEARINGS AND APPEALS**

17. 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)

**MOTION: Deputy Mayor Campbell moved to continue the appeal hearing to the October 1, 2013 business meeting, at the request of staff.**

**SECONDED BY: Council Member Lonergan.**

**ACTION: Voice vote was taken and carried. The motion was declared adopted. The appeal hearing was continued to the October 1, 2013 business meeting.**

**Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland**

**UNFINISHED BUSINESS**

There was no unfinished business.

**REPORTS BY THE CITY MANAGER**

18. 13-0134 Weekly Report to the City Council, September 19, 2013.

City Manager T.C. Broadnax reported on pet license amnesty month, noting this is a chance to avoid all late fees. He noted that licensing pets improves public safety and it's the law. He then acknowledged Mayor Strickland's birthday on September 25, 2013.

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

Public Safety, Human Services, and Education Committee

Chair Woodards stated the Committee has met twice since the last report. She stated on August 8, 2013, the Committee heard an update from the United Way of Pierce County on their new funding priorities and strategic plan, including their emphasis on prevention through early childhood development. She stated the Committee also had an informational briefing from the Tacoma Police Department on their Child Abduction Response Team certification process, including the certification timeline, standards and assessment; and received a briefing from the Human Rights Division on their complaints investigation process, including discrimination trends in employment, housing and public accommodation. She stated on September 12, 2013, the Committee had an informational update from Metro Parks Tacoma on program changes to the SPARX program, which works in partnership with Tacoma Public Schools to deliver education, recreational and personal development programming in eight middle schools in Tacoma. She noted the Committee also heard from Tacoma Housing Authority on their educational programs, specifically the program which started in fall 2011 at McCarver Elementary School; and the Committee recommended the approval of a General Government Emergency Radio Replacement Contract, which is part of a digital upgrade to the City's analog radio system. She stated the next meeting will be held on October 10, 2013, and will include the Mental Health and Chemical Dependency program and the 2012-2013 State Gang Grant Performance Report.


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Council Member Boe stated Bike Around Downtown with the City Council to view bicycle and pedestrian improvements will be held tomorrow at 6:00 p.m. at City Hall; and there will be a bike pub crawl at 5:00 p.m. on Friday; and the Stadium Fare on Saturday at 10:00 a.m. at the First Presbyterian Church.

**ADJOURNMENT**

On proper motion, the meeting was adjourned at 6:04 p.m.

  
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 Marilyn Strickland, Mayor

  
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 Doris Sorum, City Clerk