



City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

December 01, 2015

5:00 PM

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

Council Member Mello participated telephonically.

FLAG SALUTE

The flag salute was led by Council Member Thoms.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [15-1280](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, May 13, 2015.
2. [15-1294](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, May 27, 2015.
3. [15-1322](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, June 10, 2015.
4. [15-0757](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, June 24, 2015.
5. [15-1301](#) Minutes of the Public Utility Board study session, October 14, 2015.
6. [15-1302](#) Minutes of the Public Utility Board meeting, October 14, 2015.

CONSENT AGENDA

- 7. [15-1336](#) Minutes of the City Council meeting, November 10, 2015.
- 8. [15-1337](#) Minutes of the City Council meeting, November 17, 2015.

FINAL READING OF ORDINANCES

- 9. [ORD28320](#) An ordinance amending Chapter 13.06 of the Municipal Code to reclassify the east 127 feet of property located at 8639 Pacific Avenue from an “R-4-L” Low-Density Multiple-Family Dwelling District to “C-2” General Community Commercial District for onsite parking.
(The Residential Group, LLC; File No. REZ2015-40000248261)
[Phyllis Macleod, Hearing Examiner]

MOTION: Deputy Mayor Boe moved to adopt the Consent Agenda, including final reading of Ordinance No. 28320.

SECONDED BY: Council Member Woodards.

ACTION: Voice vote was taken and carried on the Consent Agenda, including final reading of Ordinance No. 28320. The Consent Agenda was declared adopted.

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

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

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

PUBLIC COMMENT

Public Comment began at 5:07 p.m.

Speaking before the City Council:

- 1. Mike Fleming, 1520 South Fairview Drive, speaking on Ordinance No. 28336.
- 2. Marvin Vialle, 952 South Fairview Drive, speaking on Ordinance No. 28336.

Public Comment ended at 5:13 p.m.

REGULAR AGENDA

APPOINTMENTS

10. [RES39322](#) A resolution appointing and reappointing individuals to the Tacoma Arts Commission.
[Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39322.

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

PURCHASE RESOLUTIONS

11. [RES39323](#) A resolution authorizing an increase to the contract with L.N. Curtis & Sons, in the amount of \$220,000, for a cumulative total of \$837,400, plus sales tax, budgeted from the Fire Department General Fund and EMS Special Revenue Fund, for protective jackets and trousers for structural firefighting - Specification No. FD12-0750F.
[Michael Fitzgerald, Assistant to the Fire Chief; Jim Duggan, Fire Chief]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39323.

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

12. [RES39324](#) A resolution awarding a contract to Miles Sand & Gravel Company, in the amount of \$227,760, excluding sales tax, budgeted from the Wastewater Fund, for sand used in the creation of TAGRO soil amendment on an as-needed basis, for a period of two-years, with the option to renew for three additional one-year periods, for a projected contract total of \$569,400 - Specification No. ES15-0595F.
[Daniel C. Thompson, Ph.D., Business Operations Division Manager;
Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39324.

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. [RES39325](#) A resolution awarding a contract to Gem Shavings, LLC, in the amount of \$450,000, excluding sales tax, budgeted from the Wastewater Fund, for sawdust used in the creation of TAGRO soil amendment on an as-needed basis, for a period of two-years, with the option to renew for three additional one-year periods, for a projected contract total of \$1,125,000 - Specification No. ES15-0596F.
[Daniel C. Thompson, Ph.D., Business Operations Division Manager;
Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39325.

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

14. [RES39326](#) A resolution awarding a contract to Dickson Company, in the amount of \$319,250.00, plus sales tax, budgeted from the Street Operation Fund, for the disposal of construction debris, for a period of one-year, with the option to renew for four additional one-year periods, for a projected contract total of \$1,661,389.82 - Specification No. PW15-0601F.
[Rae Bailey, Street Operations Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39326.

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

15. [RES39327](#) A resolution authorizing an increase to the contract with Tucci & Sons, Inc., in the amount of \$200,000.00, for a cumulative total of \$3,276,054.48, sales tax not applicable, budgeted from the Transportation Capital Fund, for additional project improvements with the construction of the South Tacoma Way corridor from South 43rd Street to South 47th Street and from South 56th Street to South 66th Street - Specification No. PW15-0143F.
[Chris E. Larson, P.E., Engineering Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39327.

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

16. [RES39328](#) A resolution authorizing the execution of a railroad switching fee agreement with Northwest Container Services, Inc., to establish a cost of service rate of \$20.00 per container interchanged to a Class I railroad, with an escalation rate of \$1.00 per year, for a three-year period, beginning January 1, 2016.
[Dan McCabe, Section Manager; Dale King, Rail Superintendent]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39328.

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

17. [RES39329](#) A resolution authorizing Tacoma Rail to update the Rail Rate Policy and reissue the Tacoma Municipal Belt Line 8807 and 6004 series freight tariffs, effective January 1, 2016, to ensure reliable rail services at cost of service rates.
[Dan McCabe, Section Manager; Dale King, Rail Superintendent]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39329.

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

18. [RES39330](#) A resolution declaring surplus approximately 0.36 of an acre of land located at the intersection of Military Road and Canyon Road in Pierce County, and authorizing the execution of a Purchase and Sale Agreement with WGW, Inc. for the amount of \$63,193.
[Gloria Fletcher, Senior Real Estate Officer; Chris Robinson, Power Superintendent]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39330.

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

19. [RES39331](#) A resolution declaring surplus approximately 0.63 of an acre of land located at 7704 6th Avenue, and authorizing the execution of a Purchase and Sale Agreement with Mr. David Sizemore, for the amount of \$35,101.
[Gloria Fletcher, Senior Real Estate Officer; Linda McCrea, Water Superintendent]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39331.

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

20. [RES39332](#) A resolution authorizing the execution of a Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement with Napoleon Group, LLC, for the development of 135 multi-family market-rate rental housing units located at 1515 Tacoma Avenue South in the Downtown Mixed-Use Center.
[Debbie Bingham, Economic Development Specialist; Ricardo Noguera, Director, Community and Economic Development]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39332.

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

21. [RES39333](#) A resolution approving the 2016-2017 Funding Priorities Statement for the Annual Action Plan of the Consolidated Plan for Housing and Community Development.
[Ricardo Noguera, Director, Community and Economic Development; Nadia Chandler Hardy, Director, Neighborhood and Community Services]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39333.

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

22. [RES39334](#) A resolution authorizing the execution of a collective bargaining agreement with the International Brotherhood of Electrical Workers, Local 483, Customer and Field Services Unit, which consists of approximately 146 budgeted, full-time equivalent positions, retroactive to January 1, 2015, through December 31, 2018.
[Joy St. Germain, Director, Human Resources]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39334.

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

23. [RES39335](#) A resolution authorizing the execution of a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit, creating a new classification entitled Communication Systems Technician I, and providing for changes in title for other classifications.
[Joy St. Germain, Director, Human Resources]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39335.

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

24. [RES39336](#) A resolution authorizing the execution of a Letter of Agreement with the Washington State Council of County and City Employees, Local 120, to adjust the pay scale for the classification entitled Senior Buyer, effective January 1, 2016.
[Joy St. Germain, Director, Human Resources]

MOTION: Deputy Mayor Boe moved to adopt Resolution No. 39336.

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

FINAL READING OF ORDINANCES

25. [ORD28335](#) An ordinance adopting the 2015 Annual Amendment to the Comprehensive Plan and Land Use Regulatory Code; and amending Chapter 13.11 of the Municipal Code, relating to Critical Areas Preservation; and acknowledging receipt of the Tacoma Mixed-Use Centers study report, as recommended by the Planning Commission.
[Brian Boudet, Planning Division Manager; Peter Huffman, Director, Planning and Development Services]

ACTION: Roll call vote was taken on Ordinance No. 28335.

The Ordinance was declared passed by the following vote:

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

- 26. [ORD28336](#) An amended ordinance designating a portion of the “West Slope Neighborhood,” including portions of Narrowmoor Additions as a Conservation Special Review District Overlay Zone, and amending various chapters of Title 1 and Title 13 of the Municipal Code, relating to affordable housing and infill development, updating and correcting information, and addressing inconsistencies, as part of the 2015 Annual Amendment to the Comprehensive Plan and Land Use Regulatory Code as recommended by the Planning Commission.
[Brian Boudet, Planning Division Manager; Peter Huffman, Director, Planning and Development Services]

MOTION: Deputy Mayor Boe moved to amend Ordinance No. 28336 by removing all references to the Narrowmoor Conservation District, and Exhibit A and Exhibit B.

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 Amended Ordinance No. 28336. The Ordinance, as amended, was declared passed by the following vote:

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

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MOTION: Deputy Mayor Boe moved to suspend the rules to add an additional ordinance, Ordinance No. 28340 regarding Narrowmoor Additions as a Conservation Special Review District Overlay Zone at this time.

SECONDED BY: Council Member Walker.

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

- 26A. [ORD28340](#) An ordinance designating a portion of the “West Slope Neighborhood,” including portions of Narrowmoor Additions as a Conservation Special Review District Overlay Zone, as part of the 2015 Annual Amendment to the Comprehensive Plan and Land Use Regulatory Code as recommended by the Planning Commission; and amending Chapters 13.06 and 13.07 of the Tacoma Municipal Code.
[Brian Boudet, Planning Division Manager; Peter Huffman, Director, Planning and Development Services]

**ACTION: Roll call vote was taken and failed on Ordinance No. 28340.
The Ordinance was declared failed by the following vote:**

Ayes: 1 - Ibsen

Nays: 8 - Boe, Campbell, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

FIRST READING OF ORDINANCES

27. [ORD28337](#) An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement changes in rates of pay and compensation for represented and non-represented classifications, and changes in classifications to reflect the organizational structure.
[Joy St. Germain, Director, Human Resources]

ACTION: Ordinance No. 28337 was set over for final reading next week.

28. [ORD28338](#) An ordinance modifying the 2015-2016 Biennial Budget to appropriate funds for additional contract obligations, transfers and other budget adjustments; authorizing interfund transfers and contributions; and authorizing the acceptance, deposit, and appropriation of miscellaneous donations, contributions, and fees.
[Tadd Wille, Director, Office of Management and Budget]

ACTION: Ordinance No. 28338 was set over for final reading next week.

29. [ORD28339](#) An ordinance amending various chapters of Title 6 of the Municipal Code, entitled “Tax and License Code”, to authorize an additional 1.5% earnings tax on natural gas, electric and phone companies, as passed by Proposition 3 in the November 2015 general election.
[Andy Cherullo, Director, Finance]

ACTION: Ordinance No. 28339 was set over for final reading next week.

UNFINISHED BUSINESS

There was no unfinished business.

REPORTS BY THE CITY MANAGER

There was no report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Public Safety, Human Services, and Education Committee

Council Member Woodards, Chair of the Public Safety, Human Services, and Education Committee, stated on October 22, 2015 the Committee conducted interviews for the Human Services Commission. She stated on the November 12, 2015 meeting the Committee heard a presentation from Tacoma Public Schools regarding innovative schools.

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Deputy Mayor Boe provided information on the Tacoma Musical Playhouse's December performances of Chitty Chitty Bang Bang and the Tacoma Symphony's production of Sounds of the Seasons at the Pantages Theater.

ADJOURNMENT

On proper motion, the meeting was adjourned at 6:25 p.m.

Marilyn Strickland, Mayor

Doris Sorum, City Clerk