



City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

October 29, 2019

5:00 PM

CALL TO ORDER

Mayor Woodards called the meeting to order at 5:13 p.m.

ROLL CALL

Present: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka
and Mayor Woodards

FLAG SALUTE

The flag salute was led by Council Member Hunter.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [19-1172](#) Minutes of the Economic Development Committee, September 24, 2019.
2. [19-1178](#) Minutes of the Human Services Commission, August 14, 2019.
3. [19-1183](#) Minutes of the Public Utility Board study session, September 11, 2019.
4. [19-1184](#) Minutes of the Public Utility Board meeting, September 11, 2019.
5. [19-1182](#) Minutes of the Tacoma Public Library Board of Trustees, August 21, 2019.

CONSENT AGENDA

6. [19-1170](#) Minutes of the City Council study session, August 13, 2019.
7. [19-1173](#) Minutes of the City Council meeting, October 15, 2019.

RESOLUTIONS

8. [RES40456](#) A resolution setting Tuesday, November 12, 2019, at approximately 5:15 p.m., as the date for a public hearing by the City Council on the proposed modifications to the 2019-2020 Biennial Budget and the 2019-2020 Capital Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
9. [RES40457](#) A resolution setting Thursday, December 5, 2019, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of East 51st Street, lying west of East "N" Street, to facilitate future development.
(NW Vintage Homes, LLC; File No. 124.1402)
[Teague Pasco, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor McCarthy moved to adopt the Consent Agenda, including Resolution Nos. 40456 and 40457.

SECONDED BY: Council Member Mello.

ACTION: Voice vote was taken and carried to adopt the Consent Agenda, including Resolution Nos. 40456 and 40457. The Consent Agenda was declared adopted.

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

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MOTION: Council Member Ushka moved to suspend the rules to consider Item 17, Ordinance No. 28624, regarding the Firearms and Ammunition Tax, at this time.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

- 17. [ORD28624](#) An ordinance amending Subtitle 6A of the Municipal Code, relating to Tax Code, by adding a new Chapter 6A.120, entitled “Firearms and Ammunition Tax”, to impose a tax on firearms and ammunition to consist of \$25.00 per firearm sold at retail, \$0.02 per round of ammunition .22 caliber or less, and \$0.05 per round of other ammunition sold at retail to raise revenue for funding programs that promote public safety, prevent gun violence, and help offset the impacts and costs of gun violence in the City.
[Danielle Larson, Tax and License Manager; Andy Cherullo, Director, Finance]

MOTION: Council Member Ushka moved to continue final reading of Ordinance No. 28624, and directed the City Manager to place it on the agenda of November 12, 2019.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

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The City Council recessed at 5:22 p.m.

The City Council meeting reconvened at 5:41 p.m.

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

- 10. [19-1180](#) Proclaiming October 2019 as Safe Infant Sleep Awareness Month.

Mayor Woodards proclaimed October 2019 as Safe Infant Sleep Awareness Month and presented the proclamation to Ms. Leah Ford, Health Promotion Coordinator, Tacoma-Pierce County Health Department.

PUBLIC COMMENT

Public Comment began at 5:48 p.m.

Speaking before the City Council:

1. Michael Liang, Spaceworks Tacoma, speaking on Ordinance No. 28626.
2. Illyanna Zeski, resident, speaking on Resolution No. 40460.
3. Marilyn Kimmerling, 4414 North 34th Street, speaking on Resolution No. 40460.
4. Sharyn Hinchcliffe, resident, speaking on Resolution No. 40460.
5. Chris Parades, resident, speaking on Ordinance Nos. 28625 and 28626.

Public Comment ended at 5:59 p.m.

REGULAR AGENDA

PURCHASE RESOLUTIONS

11. [RES40458](#) A resolution awarding a contract to McKinstry Co., LLC, in the amount of \$400,000, plus applicable taxes, and Pease & Sons, Inc., in the amount of \$400,000, plus applicable taxes, budgeted from the Municipal Building Operations Fund, for facilities management augmented labor and maintenance services, for an initial contract period of two years, with the option to renew for one additional one-year period, for a projected contract total of \$1,200,000 - Specification No. PW18-0480F.
 [Jeff Paradee, P.E., Operations and Maintenance Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor McCarthy moved to adopt Resolution No. 40458.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

12. [RES40459](#) A resolution awarding a contract to Moss Adams LLP, in the amount of \$468,000, plus applicable taxes, budgeted from various departmental funds, for annual audit services, for an initial contract period of two years, with the option to renew for three additional one-year periods, for a projected contract total of \$1,230,000 - Contract No. CW2229570.
[Leda Voigt, Senior Financial Manager; Andrew Cherullo, Director, Finance]

MOTION: Deputy Mayor McCarthy moved to adopt Resolution No. 40459.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

13. [RES40460](#) A resolution increasing the contract with Metropolitan Development Council, in the amount of \$150,000, plus applicable taxes, for a total of \$1,442,269, budgeted from the General Fund, for a convening of faith-based organizations, non-profit organizations, and community stakeholders for the purpose of identifying and implementing temporary shelter sites in Tacoma - Contract No. C676.
[Erica Azcueta, Program Manager; Linda Stewart, Director, Neighborhood and Community Services]

MOTION: Deputy Mayor McCarthy moved to adopt Resolution No. 40460.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

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MOTION: Deputy Mayor McCarthy moved to suspend the rules to consider Item 16, Ordinance No. 28623, at this time.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

- 16. [ORD28623](#) An ordinance amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to add a surcharge to offset increased costs of disposal of recyclable materials and adding a surcharge to offset increased costs of recycling education programming.
[Lewis Griffith, P.E., Solid Waste Management Division Manager;
Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Council Member Thoms moved to amend Section 2 of Ordinance No. 28623 on Page 2, line 16, to strike the words “to determine if” and replace with the words “or at such earlier time as”; and on lines 19 and 20, to strike the words “if so,” and replace with the word “determine” and to include the words “or elimination of,” after the word “to”, to read as follows:

Section 2. That the City Council will review the surcharge rate set forth in TMC 12.09.110.A.6.a on or before December 31, 2022, or at such earlier time as any material changes have occurred in market conditions that resulted in the increased processing and shipping costs being offset by the surcharge, and determine whether an adjustment to, or elimination of, the surcharge is reasonable and appropriate.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

ACTION: Roll call vote was taken on Ordinance No. 28623, as amended. The Ordinance, as amended, was declared passed by the following vote:

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

RESOLUTIONS

14. [RES40461](#) A resolution designating the Recycle Reset Project as a Special Project of Limited Duration, and designating general salary classifications and benefits for persons employed on the project, from November 2019 through December 2021. [Lewis Griffith, P.E., Solid Waste Management Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Deputy Mayor McCarthy moved to adopt Resolution No. 40461.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

FINAL READING OF ORDINANCES

15. [ORD28622](#) An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for employees represented by the International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit. [Kari L. Louie, Senior Compensation and Benefits Manager; Gary Buchanan, Director, Human Resources]

ACTION: Roll call vote was taken on Ordinance No. 28622. The Ordinance was declared passed by the following vote:

Ayes: 9 - Beale, Blocker, Hunter, Ibsen, McCarthy, Mello, Thoms, Ushka and Mayor Woodards

16. [ORD28623](#) An ordinance amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to add a surcharge to offset increased costs of disposal of recyclable materials and adding a surcharge to offset increased costs of recycling education programming. [Lewis Griffith, P.E., Solid Waste Management Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Ordinance No. 28623 was considered earlier in the meeting.

17. [ORD28624](#) An ordinance amending Subtitle 6A of the Municipal Code, relating to Tax Code, by adding a new Chapter 6A.120, entitled “Firearms and Ammunition Tax”, to impose a tax on firearms and ammunition to consist of \$25.00 per firearm sold at retail, \$0.02 per round of ammunition .22 caliber or less, and \$0.05 per round of other ammunition sold at retail to raise revenue for funding programs that promote public safety, prevent gun violence, and help offset the impacts and costs of gun violence in the City.
[Danielle Larson, Tax and License Manager; Andy Cherullo, Director, Finance]

Ordinance No. 28624 was continued to the meeting of November 12, 2019 earlier in the meeting.

FIRST READING OF ORDINANCES

18. [ORD28625](#) An ordinance amending Chapter 1.07 of the Municipal Code, entitled “Small Business Enterprise”, by renaming the Chapter to “Equity in Contracting”, and further amending the Chapter to implement contracting equity by creating Minority & Women Business Enterprise requirements on City of Tacoma contracts.
[Jeff Robinson, Director, Community and Economic Development]

ACTION: Ordinance No. 28625 was set over for final reading next week.

19. [ORD28626](#) An ordinance amending Title 1 of the Municipal Code, relating to Administration and Personnel, by adding a new Chapter 1.55, entitled “Tacoma Creates”, for the implementation of a cultural access program, and establishing an advisory board.
[Amy McBride, Arts Administrator; Kim Bedier, Director, Tacoma Venues and Events]

ACTION: Ordinance No. 28626 was set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

20. [19-1133](#) This is the date set for a public hearing by the City Council on the proposed Ad Valorem and Emergency Medical Services tax levies for 2020.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

The public hearing began at 7:28 p.m.

Speaking before the City Council:

1. Tamra Smilanich, resident.

The public hearing ended at 7:39 p.m.

21. [19-1134](#) This is the date set for a public hearing by the City Council, pursuant to RCW 35.94.040, on the surplus and potential use of the excess capacity of the Tacoma Power Commercial Network where the user pays for the capital and operating costs related to the excess capacity, while the City retains full ownership of the Network; and on the surplus and potential sale of related inventory, equipment, and vehicles.

[Chris Bacha, Chief Deputy City Attorney; Bill Fosbre, City Attorney]

The public hearing began at 7:40 p.m.

Speaking before the City Council:

1. Michael Eidemiller, 2111 South 50th Street.
2. Mitchell Shook, Advance Stream.
3. Kyle Jolibois, 431 Broadway.
4. José Chavez, resident.
5. Sean Arent, resident.
6. Melissa Dunbar, resident.
7. Steven Bock, resident.
8. Joseph Corley, resident.
9. Kit Burns, 1010 6th Avenue.
10. Richard Lovering, 3594 South "D" Street.
11. Marilyn Kimmerling, resident.
12. Celeste Suliin Burris, 3537 South Wilkeson Street.
13. Courtney Love, 3705 East McKinley Avenue.
14. Darrel Bowman, 6208 North 24th Street.
15. Richard Langsford, 8366 6th Avenue.

The public hearing ended at 8:24 p.m.

The public hearing reopened at 8:25 p.m.

Speaking before the City Council:

16. Carla Strand, resident.

The public hearing ended at 8:27 p.m.

UNFINISHED BUSINESS

There was no unfinished business.

REPORTS BY THE CITY MANAGER

There was no report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Community Vitality and Safety Committee

There was no report.

ADJOURNMENT

On proper motion, the meeting was adjourned at 8:27 p.m.



Victoria R. Woodards, Mayor



Doris Sorum, City Clerk