



City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

October 03, 2017

5:00 PM

CALL TO ORDER

Mayor Strickland called the meeting to order at 5:06 p.m.

ROLL CALL

Present: 8 - Blocker, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker Lee
and Mayor Strickland

Absent: 1 - McCarthy

Council Member McCarthy arrived at 5:09 p.m.

FLAG SALUTE

The flag salute was led by Council Member Mello.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [17-0997](#) Minutes of the Economic Development Committee, August 8, 2017.
2. [17-1000](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, July 26, 2017.
3. [17-1001](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, August 9, 2017.
4. [17-0982](#) Minutes of the Landmarks Preservation Commission, August 23, 2017.
5. [17-0995](#) Minutes of the Tacoma Public Library Board of Trustees, July 19, 2017.
6. [17-0998](#) Minutes of the Transportation Commission, July 19, 2017.

CONSENT AGENDA

7. [17-0984](#) Minutes of the City Council study session, August 29, 2017.
8. [17-0917](#) Minutes of the City Council meeting, September 19, 2017.

RESOLUTIONS

9. [RES39825](#) A resolution setting Tuesday, October 17, 2017, at approximately 5:15 p.m., as the date for a public hearing by the City Council, on the proposed Interim Regulations relating to the Tideflats subarea planning process, and amending various chapters in Title 13 of the Municipal Code, relating to the Land Use Regulatory Code, as recommended by the Planning Commission.
[Stephen Atkinson, Senior Planner, Peter Huffman, Director, Planning and Development Services]
10. [RES39826](#) A resolution setting Wednesday, November 8, 2017, at 9:00 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of the air rights of East 29th Street, beginning at a minimum vertical distance of 24.6 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 preparation for a new multi-level garage structure, casino, hotel, and restaurant.
(Puyallup Tribe of Indians; File No. 124.1382)
[Ronda Cornforth, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]
11. [RES39827](#) A resolution setting Wednesday, November 8, 2017, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of the air rights of East R Street, beginning at a minimum vertical distance of 24.6 feet from the finished street grade, between the south margin of East 29th Street and north margin of East 30th Street, abutting and adjacent to Tribal property, in preparation for a new multi-level garage structure, casino, hotel, and restaurant.
(Puyallup Tribe of Indians; File No. 124.1383)
[Ronda Cornforth, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

12. [RES39828](#) A resolution setting Thursday, November 16, 2017, at 9:00 a.m., as the date for a hearing before the Hearing Examiner on the request to vacate a portion of the remnant alley segment between East 29th Street and East 30th Street lying east of East R Street and west of the East 30th Street connector road, in preparation for a new multi-level garage structure, casino, hotel, and restaurant.
(Puyallup Tribe of Indians; File No. 124.1384)
[Ronda Cornforth, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

FINAL READING OF ORDINANCES

13. [ORD28455](#) An ordinance amending Chapter 13.06 of the Municipal Code, relating to Zoning, to reclassify three parcels along South Orchard Street, from an R-2 Single-Family Dwelling District to an R-4-L Low-Density Multiple-Family Dwelling District, and modifying a previously approved reclassification of three adjacent parcels, to facilitate multi-family development of the overall site, with a primary site address of 1410 South Orchard Street.
(Orchard Street Acquisition, LLC; Orchard Street Investors, LLC;
File No. LU17-0074)
[Jeff H. Capell, Hearing Examiner]

MOTION: Deputy Mayor Thoms moved to adopt the Consent Agenda, including Resolution Nos. 39825 through 39828 and final reading of Ordinance No. 28455.

SECONDED BY: Council Member Mello.

ACTION: Voice vote was taken and carried to adopt the Consent Agenda. The Consent Agenda was declared adopted.

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

Absent: 1 - McCarthy

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

14. [17-0922](#) Proclaiming Saturday, October 14, 2017 as Arbor Day and Green Tacoma Day.

Mayor Strickland proclaimed Saturday, October 14, 2017 as Arbor Day and Green Tacoma Day and presented the proclamation to Mr. Mike Carey, Environmental Services, Ms. Mary Anderson, Metro Parks, and Mr. Matt Mega, Forterra.

Council Member McCarthy arrived here, at 5:09 p.m.

15. [17-0936](#) Proclaiming October 2017 as Domestic Violence Awareness Month.

Mayor Strickland proclaimed October 2017 as Domestic Violence Awareness Month and presented the proclamation to Ms. Ardys Scott, Pierce County Commission Against Domestic Violence.

16. [17-0992](#) Recognizing the Tacoma Refugee Choir.

Mayor Strickland recognized the Tacoma Refugee Choir and presented a recognition to Ms. Erin Guinup, Conductor of the Tacoma Refugee Choir.

17. [17-0993](#) Performance by the Tacoma Refugee Choir.

A performance was given by the Tacoma Refugee Choir.

PUBLIC COMMENT

Public comment began at 5:29 p.m.

Speaking before the City Council:

1. Norman Gallub, Executive Director of the Foss Waterway Development Authority, 535 Dock Street, speaking on Resolution No. 39836.
2. Gerrit Nyland, Catholic Community Services, speaking on Ordinance No. 28458.
3. Kit Burns, 1010 6th Avenue, speaking on Resolution No. 39831.

Public comment ended at 5:35 p.m.

REGULAR AGENDA

18. [17-0985](#) A motion may be considered to authorize the City's full and final settlement of all claims against the City by Teri Kavanaugh in the matter of Teri Kavanaugh, Kole Kavanaugh v. Jason Haskins, David O'Dea, City of Tacoma, Pierce County Superior Court Cause No. 15-2-11861-2, upon payment by the City in the amount of \$120,000.

MOTION: Deputy Mayor Thoms moved to authorize the City's full and final settlement of all claims against the City by Teri Kavanaugh in the matter of Teri Kavanaugh, Kole Kavanaugh v. Jason Haskins, David O'Dea, City of Tacoma, Pierce County Superior Court Cause No. 15-2-11861-2, upon payment by the City in the amount of \$120,000.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

PURCHASE RESOLUTIONS

19. [RES39829](#) A resolution awarding a contract to Gordon Truck Centers, Inc. d.b.a. Freightliner Northwest, in the amount of \$367,000, plus applicable sales tax, budgeted from the Public Works Fleet Equipment Rental Fund and Wastewater Fund, for three new cabs and chassis as replacement for three existing vehicles - Washington State Contract No. 01513.
[Paul Hanna, Assistant Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39829.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

20. [RES39830](#) A resolution awarding a contract to Tucci & Sons, Inc., in the amount of \$3,551,758.20, plus applicable sales tax, plus a 20 percent contingency, for a total of \$4,262,109.84, budgeted from various departmental funds, for the restoration of approximately 45 blocks of residential streets, construction of sidewalk and ADA ramps, extending and upgrading stormline, and replacing the sanitary sewer line - Specification No. PW17-0083F.
[Said Seddiki, P.E., Project Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39830.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

RESOLUTIONS

21. [RES39831](#) A resolution authorizing Click! Network to accept a ten-year non-exclusive franchise agreement with the City of Puyallup, to accommodate construction of a fiber optic line connecting the Click! Network to the Centeris Regional Data Center.
[Tenzin Gyaltzen, Click! General Manager; Chris Robinson, Power Superintendent]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39831.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

22. [RES39832](#) A resolution consenting to and ratifying a lease agreement between Metro Parks Tacoma and Tacoma School District No. 10 for use and occupancy of the Environmental Learning Center premises.
[Jennifer Hines, Assistant Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39832.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

23. [RES39833](#) A resolution declaring surplus and authorizing the execution of a Quit Claim Deed to convey vacant, undeveloped residential land, located at 3308 58th Avenue Northeast, to Homes by Landmark, Inc., for the amount of \$95,000.
[Ronda Cornforth, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39833.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

24. [RES39834](#) A resolution authorizing the execution of a Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement with TLF 415 St. Helens Avenue, LLC, for the development of 247 multi-family market-rate rental housing units, located at 409, 415, 419, and 429 St. Helens Avenue in the Downtown Regional Growth Center. [Debbie Bingham, Economic Development Specialist; Ricardo Noguera, Director, Community and Economic Development]

MOTION: Council Member Mello moved to adopt Resolution No. 39834.

SECONDED BY: Council Member Lonergan

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

25. [RES39835](#) A resolution authorizing the execution of a Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement with DMG Capital Group LLC, for the development of 115 multi-family market-rate rental housing units, located at 415 East 25th Street in the Downtown Regional Growth Center. [Debbie Bingham, Economic Development Specialist; Ricardo Noguera, Director, Community and Economic Development]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39835.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

26. [RES39836](#) A resolution directing the City Manager to coordinate with Pierce Transit to identify additional partners for a feasibility study to analyze a potential Fast Foot Ferry between Tacoma and Seattle; to work with Pierce Transit on the feasibility for high capacity transit to serve the South End and downtown Tacoma; and to work with Sound Transit to expedite deliverables of both the Sound Transit 2 and Sound Transit 3 that are planned for Tacoma.
[Mayor Strickland, Deputy Mayor Thoms, and Council Member Mello]

MOTION: Deputy Mayor Thoms moved to adopt Resolution No. 39836.

SECONDED BY: Council Member Mello.

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

FINAL READING OF ORDINANCES

27. [ORD28456](#) An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation, restore the classification of Tacoma Venues and Events Attendant, and create the classifications of Senior Labor Relations Manager and Utilities Safety Manager.
[Kari Louie, Benefits Manager; Gary Buchanan, Director, Human Resources]

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

28. [ORD28457](#) (First and Final Reading) An ordinance adopting additional findings; amending Section 6 of Ordinance No. 28430 by extending the sunset date of the declaration of public emergency relating to the conditions of homeless encampments from October 9, 2017, to December 31, 2017; and declaring an emergency, making necessary the passage of this ordinance and it becoming effective immediately.
[Elizabeth Pauli, City Manager]

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

29. [ORD28458](#) (First and Final Reading) An ordinance amending Chapter 8.12 of the Municipal Code, relating to Disorderly Conduct, to prohibit public property camping, by extending the sunset date from October 9, 2017, to December 31, 2017, and declaring an emergency, making the passage of this ordinance and it becoming effective immediately.
[Shawn Gustason, Assistant Police Chief; Donald Ramsdell, Police Chief]

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

Ayes: 9 - Blocker, Campbell, Ibsen, Lonergan, McCarthy, Mello, Thoms, Walker Lee and Mayor Strickland

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, stated on September 26, 2017, staff from the Community and Economic Development Department and the Chair of the City Events and Recognitions Committee (CERC) shared a briefing on the 2018 Dr. Martin Luther King, Jr. (MLK) Celebration programming, noting CERC members have received consistent and specific feedback from the community that regularly attend the annual MLK Celebration event, and CERC members are proposing new program content for future MLK events beginning in 2018 that will focus on Tacoma and Pierce County citizens' commitment to the vision of Dr. King, his own words and teachings, and the experiences of children and youth of our community. He stated the next meeting is scheduled for Tuesday, October 10, 2017, and will include discussion on the Office of Arts and Cultural Vitality, the Arts and Culture Coalition, small business revitalization, and the economic development dashboard report.

Mayor Strickland stated on October 17, 2017, the City Council meeting will be held at the Pantages Theater, located at 901 Broadway, starting at 5:00 p.m. and the City Council will have a public hearing on the proposed Interim Regulations relating to the Tideflats subarea planning process.

ADJOURNMENT

On proper motion, the meeting was adjourned at 6:17 p.m.

Marilyn Strickland, Mayor

Doris Sorum, City Clerk