



City of Tacoma City Council Minutes

747 Market Street, Tacoma, WA 98402, Council Chambers

Dial: 253-215-8782 Meeting ID: 848 3423 3126

Webinar Link: www.zoom.us/j/84834233126 Passcode: 349099

December 13, 2022

5:00 PM

CALL TO ORDER

Mayor Woodards called the meeting to order at 5:00 p.m.

ROLL CALL

Present: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

FLAG SALUTE

Deputy Mayor Ushka stated that we gratefully honor and acknowledge that we rest on the traditional lands of the Puyallup People where they make their home and speak the Lushootseed language.

The flag salute was led by Deputy Mayor Ushka.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [22-1355](#) Minutes of the Community's Police Advisory Committee, August 8, 2022.
2. [22-1358](#) Minutes of the Community's Police Advisory Committee, October 10, 2022.
3. [22-1367](#) Minutes of the Government Performance and Finance Committee, July 19, 2022.
4. [22-1368](#) Minutes of the Government Performance and Finance Committee, August 2, 2022.
5. [22-1371](#) Minutes of the Government Performance and Finance Committee, August 16, 2022.

CONSENT AGENDA

6. [22-1341](#) Minutes of the City Council study session, July 19, 2022.
7. [22-1376](#) Minutes of the City Council study session, July 26, 2022.
8. [22-1377](#) Minutes of the City Council study session, August 2, 2022.
9. [22-1350](#) Minutes of the Committee of the Whole special meeting, August 16, 2022.

RESOLUTIONS

10. [RES41084](#) A resolution setting Thursday, January 19, 2023, at 9:00 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of South “L” Street, lying north of South 5th Street, and a portion of South 4th Street, lying west of South “L” Street, to facilitate a MultiCare Health System redevelopment project. (MultiCare Health System; File No. 124.1426)
[Troy Stevens, Senior Real Estate Specialist; Josh Diekmann, P.E. PTOE, Interim Director, Public Works]
11. [RES41085](#) A resolution authorizing the execution of Amendment No. 2 to the Interlocal Agreement with Pierce County Fire District 10, to adjust the current deployment model of Emergency Medical Services resources.
[Mary Hallman, Assistant Chief; Toryono Green, Fire Chief]

FIRST READING OF ORDINANCES

12. [ORD28863](#) An ordinance vacating two portions of East “N” Street on opposite sides in the same block, lying north of East 25th Street, to facilitate expanded and future use of the property.
(M & A Investments Three, LLC; File No. 124.1427)
[Jeff H. Capell, Hearing Examiner]

MOTION: Deputy Mayor Ushka moved to adopt the Consent Agenda, including Resolution Nos. 41084 and 41085 and first reading of Ordinance No. 28863.

SECONDED BY: Council Member Blocker.

MOTION: Deputy Mayor Ushka moved to accept the Findings, Conclusions, and Recommendations of the Hearing Examiner for Ordinance No. 28863.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

ACTION: Voice vote was taken and carried to adopt the Consent Agenda, including Resolution Nos. 41084 and 41085, and setting Ordinance No. 28863 over to a date to be determined. The Consent Agenda was declared adopted.

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

13. [22-1365](#) Compassionate Tacoma Recognition: Tacoma Fire Department.

Mayor Woodards recognized the Tacoma Fire Department and presented the Compassionate Tacoma recognition to Fire Chief Tory Green.

14. [22-1366](#) Presentation of the Greenroads Silver Certification Award.

Jeralee Anderson, President and CEO, Sustainable Transport Council, presented the Greenroads Silver Certification Award to Josh Diekmann, Interim Director, Public Works.

15. [22-1373](#) Presentation from the City Manager regarding Systems Transformation, including highlights from the Planning and Development Services Department and the City Manager’s Office racial equity action plans.

City Manager Elizabeth Pauli provided opening remarks on systems transformation and introduced Peter Huffman, Director, Planning and Development Services (PDS). Huffman provided an overview of the PDS's racial equity action plan (REAP) goals; how the workforce reflects the community, noting the goal, action items, and the racial and demographic diversity of PDS employees; and purposeful outreach and engagement, and equitable service delivery, noting goals and action items. He continued by

reviewing transformation highlights, noting the creation of the PDS REAP team and PDS REAP hiring practices; and the departmental look forward, noting current focus items. City Manager Pauli concluded by presenting a list of the 2022 department presentations, looking ahead to 2023 presentations, the 2023 preliminary calendar, and the transformation timeline and history.

PUBLIC COMMENT

Public Comment began at 5:43 p.m.

The City Clerk's Office received no written comment for Public Comment.

Speaking before the City Council:

1. Alice Phillips, speaking on Ordinance No. 28862.
2. Michele Reich, speaking on Resolution No. 41091.
3. LaTasha Wortham, speaking on Ordinance No. 28866.
4. Docere Pharmakis, speaking on Ordinance No. 28860.
5. April Smith, speaking on Ordinance No. 28862.
6. Melody, speaking on the Tacoma Water property public hearing.
7. Les Pogue Jr., speaking on the City Manager's presentation regarding systems transformation.
8. Kathy Lawhon, speaking on Ordinance Nos. 28860 and 28862, and the City Manager's presentation regarding systems transformation.

Public Comment ended at 6:03 p.m.

Deputy Mayor Ushka addressed comments regarding Ordinance No. 28860.

REGULAR AGENDA

APPOINTMENTS

16. [RES41086](#) A resolution reappointing Jeff Ball to the Audit Advisory Board.
 [Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41086.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

17. [RES41087](#) A resolution appointing individuals to the Community’s Police Advisory Committee.
[Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41087.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

18. [RES41088](#) A resolution appointing and reappointing individuals to the Tacoma Arts Commission.
[Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41088.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

PURCHASE RESOLUTIONS

19. [RES41089](#) A resolution awarding a contract to McKinstry Essention, LLC, in the amount of \$583,504.14, plus applicable taxes, budgeted from the Convention Center Operations Fund, for the refurbishment of one chiller at the Greater Tacoma Convention Center, for an initial contract period from September 1, 2022, through September 30, 2023 - Port of Portland Contract 1158.
[Josh Kropf, Deputy Director; Adam Cook, Director, Tacoma Venues and Events]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41089.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

20. [RES41090](#) A resolution awarding a contract to Axon Enterprise, Inc., in the amount of \$1,935,000, plus applicable taxes, plus a 10 percent contingency, for a cumulative total of \$1,935,000, budgeted from the General Fund, for the purchase of dash cameras inclusive of software, maintenance, and accessories, for an initial contract period of five years - Sourcewell Contract No. 010720-AXN.
[Francesca Heard, Finance Manager; Avery Moore, Police Chief]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41090.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

21. [RES41091](#) A resolution authorizing an increase to the contract with Kirkpatrick Psychology Services Inc., P.S., in the amount of \$320,000, plus applicable taxes, for a cumulative total of \$820,000, budgeted from the General Fund, for psychological services - Direct Negotiation.
[Avery Moore, Police Chief]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41091.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

RESOLUTIONS

22. [RES41092](#) A resolution authorizing the execution of an amendment to the Transaction Confirmation Agreement with IGI Resources, Inc., regarding the sale of renewable natural gas produced by the City of Tacoma.
[James G. Parvey, P.E., Environmental Policy and Sustainability Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41092.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

23. [RES41093](#) This is the first reading of a resolution amending various rules of the *Rules of Procedure of the Council of the City of Tacoma*, to clarify remote participation in meetings; add duties and expectations for members; revise the agenda order of business and Consent Agenda; update public comment and public forum periods; revise the Council Member vacancy appointment process; and provide minor revisions throughout for clarity, consistency, and gender-neutral language.
[Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41093.

SECONDED BY: Council Member Blocker.

ACTION: Resolution No. 41093 was set over for second reading next week per Rule 8.D of the Rules of Procedure of the Council of the City of Tacoma.

24. [RES41094](#) A resolution authorizing the one-time use of Council Contingency Funds, in the amount of \$9,019.84, to reimburse the cost of barricades that supported the Día de los Muertos procession.
[Council Member Walker]

MOTION: Deputy Mayor Ushka moved to adopt Resolution No. 41094.

SECONDED BY: Council Member Blocker.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

FINAL READING OF ORDINANCES

25. [ORD28860](#) An ordinance modifying the 2021-2022 Biennial Operating Budget to appropriate funds for additional changes in transfers and other budget adjustments, as well as appropriating additional estimated revenues.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Roll call vote was taken on Ordinance No. 28860.

The Ordinance was declared passed by the following vote:

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

26. [ORD28861](#) An ordinance modifying the 2021-2022 Capital Budget to appropriate funds, adjust project budgets, implement additional changes in transfers and other budget adjustments, as well as appropriating additional estimated revenues.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

ACTION: Roll call vote was taken on Ordinance No. 28861.

The Ordinance was declared passed by the following vote:

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

27. [ORD28862](#) An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for certain represented employees; and to provide for the implementation of a new classification structure, rates of pay, and compensation plan changes for nonrepresented employees and nonrepresented executive employees, based on recommendations included in the classification and compensation study. [Kari L. Louie, Assistant Director; Shelby Fritz, Director, Human Resources]

MOTION: Deputy Mayor Ushka moved as a substitute, Substitute Ordinance No. 28862

SECONDED BY: Council Member Blocker.

Proposed Substitute Ordinance No. 28862 had substantive changes and public comment was taken.

Speaking before the City Council:

1. Kathy Lawhon.
2. April Smith.

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

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

ACTION: Roll call vote was taken on Substitute Ordinance No. 28862. The Substitute Ordinance was declared passed by the following vote:

Ayes: 9 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka, Walker and Mayor Woodards

FIRST READING OF ORDINANCES

28. [ORD28864](#) An ordinance amending Chapter 1.06 of the Municipal Code, relating to Administration, by adding a new Section 1.06.2702, entitled “Compost Procurement”, for organic material management, effective January 2, 2023. [Kristi Lynett, Sustainability Officer; Michael P. Slevin III, P.E., Director, Environmental Services]

ACTION: Ordinance No. 28864 was set over for final reading next week.

29. [ORD28865](#) An ordinance amending Ordinance No. 22858, regarding the Low Income Assistance Fund, to allow the fund to be utilized for bill assistance for qualifying customers of all utilities.
[Francine Artis, Interim Customer Service Manager; Jackie Flowers, Director, Tacoma Public Utilities]

ACTION: Ordinance No. 28865 was set over for final reading next week.

30. [ORD28866](#) An ordinance amending various sections in Title 1 of the Municipal Code, relating to Administration and Personnel, to codify the Office of Equity and Human Rights as an office; and adding transformation of the City into an anti-racist institution to the official duties of the City Manager.
[Council Member Blocker]

ACTION: Ordinance No. 28866 was set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

31. [22-1329](#) This is the date set for a public hearing by the City Council on the declaration of surplus and sale of approximately 22.07 acres of Tacoma Water property, located in the Federal Way vicinity of unincorporated King County, to King County, for the amount of \$4,000,000.
[Greg Muller, Real Estate Officer; Scott Dewhirst, Water Superintendent]

The public hearing began at 6:55 p.m.

The City Clerk's Office received no written comment for the public hearing.

Speaking before the City Council:

1. Melody, spoke during Public Comment.
2. Les Pogue Jr.

The public hearing ended at 7:02 p.m.

UNFINISHED BUSINESS

There was no unfinished business.

COMMUNITY FORUM

Community Forum began at 7:03 p.m.

The City Clerk's Office received 16 written comments for Community Forum regarding homeless encampments.

Speaking before the City Council:

1. Michele Reich, regarding civil defense.
2. Mary Bourg, regarding crime and homeless encampments.
3. David Gomez, regarding crime and homeless encampments.
4. Theresa Evans, regarding the 2030 Climate Action Plan, Resolution No. 41092, and Ordinance No. 28864.
5. Kathy Lawhon, regarding homelessness and crime.
6. Les Pogue Jr., regarding dashboard cameras; Resolution No. 41075, regarding setting a hearing date for the vacation of a portion of South Madison Street; Resolution No. 41076, regarding setting a hearing date for the vacation of a portion of South 50th Street; and systems transformation.

Community Forum ended at 7:16 p.m.

REPORTS BY THE CITY MANAGER

There was no report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Infrastructure, Planning, and Sustainability Committee

Council Member Walker, Chair of the Infrastructure, Planning, and Sustainability Committee, reported at the November 30, 2022, special meeting, the Committee received an additional presentation on the consideration of a moratorium within the South Tacoma Groundwater Protection District; and both the December 14 and 28, 2022, meetings have been cancelled. She concluded by stating the meeting will be held in a hybrid format on January 11, 2023, at 4:30 p.m., and will include a presentation on the draft McKinley Hill Neighborhood Plan.

ADJOURNMENT

On proper motion, the meeting was adjourned at 7:17 p.m.

Victoria R. Woodards, Mayor

Doris Sorum, City Clerk