



# City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

**April 01, 2014**

**5:00 PM**

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## **CALL TO ORDER**

Mayor Strickland called the meeting to order at 5:07 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 Walker.

## **MOMENT OF SILENCE**

## **ITEMS FILED IN THE OFFICE OF THE CITY CLERK**

1. **14-0245** Minutes of the Commission on Disabilities, February 6, 2014.
2. **14-0244** Minutes of the Human Rights Commission, February 20, 2014.
3. **14-0201** Minutes of the Joint Municipal Action Committee, February 14, 2014.
4. **14-0233** Minutes of the Tacoma Planning Commission, February 19, 2014.
5. **14-0236** Minutes of the Tacoma Public Library Board of Trustees, February 19, 2014.

## CONSENT AGENDA

### FIRST READING OF ORDINANCES

6. **ORD28213** An ordinance vacating a portion of the alleyway air rights west of Proctor Street between North 27th and North 28th Streets, for the development of a mixed-use building. (28 Proctor Holdings, LLC; File No. 124.1337)  
[Richard Price, Senior Real Estate Officer; Kurtis D. Kingsolver, P.E., Director, Public Works]

**MOTION: Deputy Mayor Woodards moved to adopt the Consent Agenda, including First Reading of Ordinance No. 28213.**

**SECONDED BY: Council Member Campbell.**

**MOTION: Deputy Mayor Woodards moved to concur in the findings, conclusions, and recommendations of the Hearing Examiner for Ordinance No. 28213.**

**SECONDED BY: Council Member Campbell.**

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

**ACTION: Voice vote was taken and carried, with Council Member Boe recusing himself from the vote. The Consent Agenda, including setting Ordinance No. 28213 over for Final Reading to a date to be determined, was declared adopted.**

**Ayes:** 8 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**Recused:** 1 - Boe

### PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

7. **14-0226** Introduction of the 2014 Daffodil Festival Royal Court.  
Steve James, Executive Director of the Daffodillians, introduced the 2014 Royal Daffodil Court. Each Daffodil princess introduced herself to the Council, stated which high school she attends, and discussed her plans for college.

8. 14-0223 Proclaiming April 1, 2014 as National Service Recognition Day.  
Mayor Strickland proclaimed April 1, 2014 as National Service Recognition Day and presented the proclamation to Julie Kerrigan, Senior Companion Program Director for Lutheran Community Services.

### **PUBLIC COMMENT**

Public comment began at 5:46 p.m.

Speaking before Council:

Vince Kueter, 817 N. Grant, speaking on Agenda Item No. 9.

Public comment ended at 5:50 p.m.

## **REGULAR AGENDA**

9. 14-0258 A motion may be considered to authorize the City's full and final settlement of all pending and potential claims by KS Tacoma Holdings LLC against the City of Tacoma, relating to the development of Foss Waterway Site 4, upon the following terms: sale of Tax Parcel No. 2013060013 and the southern half of Parcel No. 2013070011, consisting of the parking lots south of the Murano Hotel and south of the Bicentennial Pavilion, to KS Tacoma for the amount of \$1,245,000 and KS Tacoma's (1) dismissal of KS Tacoma's appeal of KS Tacoma Holdings LLC vs. Foss Waterway Development Authority, Pierce County Superior Court Cause No. 13-2-11783-1; (2) KS Tacoma's covenant not to bring any lawsuits relating to the development of Foss Waterway Site 4; and (3) KS Tacoma's covenant not to bring any lawsuits relating to development at the Greater Tacoma Convention and Trade Center site, provided that such development does not include any City subsidy as defined by the parties.

**MOTION: Deputy Mayor Woodards moved to authorize the City's full and final settlement of all pending and potential claims by KS Tacoma Holdings LLC against the City of Tacoma, relating to the development of Foss Waterway Site 4, upon the following terms: sale of Tax Parcel No. 2013060013 and the southern half of Parcel No. 2013070011, consisting of the parking lots south of the Murano Hotel and south of the Bicentennial Pavilion, to KS Tacoma for the amount of \$1,245,000 and KS Tacoma's (1) dismissal of KS Tacoma's appeal of KS Tacoma Holdings LLC vs. Foss Waterway Development Authority, Pierce County Superior Court Cause No. 13 2 11783 1; (2) KS Tacoma's covenant not to bring any lawsuits relating to the development of Foss Waterway Site 4; and (3) KS Tacoma's covenant not to bring any lawsuits relating to development at the Greater Tacoma Convention and Trade Center site, provided that**

**such development does not include any City subsidy as defined by the parties.**

**SECONDED BY: Council Member Boe.**

**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

## **PURCHASE RESOLUTIONS**

- 10. RES38868** A resolution awarding a contract to Brian Douglas Scott (BDS) Planning and Urban Design, in the amount of \$300,000, sales tax not applicable, budgeted from the General Fund, for the creation of a Citywide Strategic Plan and Visioning document - Specification No. CM 14-0066F.  
[Nadia Chandler Hardy, Assistant to the City Manager; T.C. Broadnax, City Manager]

**MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38868.**

**SECONDED BY: Council Member Campbell.**

**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

- 11. RES38869** A resolution awarding a contract to IMCO General Construction, Inc., on its bid of \$5,050,775, plus sales tax, plus a 20 percent contingency, for a cumulative total of \$6,060,930, budgeted from the Wastewater Fund, for flood protection improvements at the Central Treatment Plant -Specification No. ES13-0557F.  
[Geoffrey M. Smyth, P.E., Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

**MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38869.**

**SECONDED BY: Council Member Campbell.**

**ACTION: Voice vote was taken and carried, with Council Member Boe recusing himself from the vote. The Resolution was declared adopted.**

**Ayes:** 8 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**Recused:** 1 - Boe

- 12. RES38870** A resolution awarding a contract to Coatings Unlimited, Inc., on its bid of \$255,000, plus sales tax, plus a \$35,000 contingency, for a cumulative total of \$290,000, budgeted from the Wastewater Fund, for cleaning and recoating exposed metal on two clarifiers located at the North End Wastewater Treatment Plant 3 - Specification No. ES13-0496F.  
[Hugh Messer, Interim Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

**MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38870.**

**SECONDED BY: Council Member Boe.**

**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. RES38871** A resolution awarding a contract to Tucci and Sons, Inc., on its bid of \$1,740,853.30, sales tax not applicable, plus a 10 percent contingency, for a cumulative total of \$1,914,938.63, budgeted from the Transportation Capital Fund, for bicycle and pedestrian safety improvements from South 96th Street and Park Avenue in South Tacoma, to North 26th and Pearl Streets in North Tacoma - Specification No. PW13-0274F.  
[Darius Thompson, Engineer; Kurtis D. Kingsolver, P.E., Director, Public Works]

**MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38871.**

**SECONDED BY: Council Member Boe.**

**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.     **RES38872**     A resolution awarding a contract to BCRA, Inc., on its bid of \$357,546.38, sales tax not applicable, budgeted from the Paths & Trails and Surface Water Funds, for the design of Phase 1 of the Prairie Line Trail between South 17th Street and Dock Street - Specification No. PW13-0048F.  
[Chris Storey, P.E., Engineer; Kurtis D. Kingsolver, P.E., Director, Public Works]

**MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38872.**

**SECONDED BY: Council Member Campbell.**

**ACTION: Voice vote was taken and carried, with Council Member Boe recusing himself from the vote. The Resolution was declared adopted.**

**Ayes:** 8 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**Recused:** 1 - Boe

15.     **RES38873**     A resolution awarding a contract to WAT, Inc. (Wireless Access Technologies), in the amount of \$800,000, plus sales tax, budgeted from the General Fund, for mobile computers, hardware and accessories for Tacoma Police patrol officers, for an initial three-year term with the option to renew for two additional one-year periods, for a projected contract total of \$1,257,101.50 - Specification No. PD13-0742F.  
[Daniel Cox, Senior IT Analyst; Donald Ramsdell, Chief, Tacoma Police Department]

**MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38873.**

**SECONDED BY: Council Member Boe.**

**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.     **RES38874**     A resolution adopting the 2014 Washington State Department of Transportation Standard Specifications for Road, Bridge, and Municipal Construction.  
[Geoffrey M. Smyth, P.E., Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

**MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38874.**

**SECONDED BY: Council Member Campbell.**

**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

17.     **ORD28211**     An ordinance continuing the downtown Business Improvement Area (BIA) for the twenty seventh year, providing for the levy of assessments and other income in the amount of \$826,364; and approving the renewed BIA work plan, budget, and assessment rates from May 1, 2014 through April 30, 2015.  
[Debbie Bingham, Program Development Specialist; Ricardo Noguera, Director, Community and Economic Development]

**ACTION: Roll call vote was taken on Ordinance No. 28211.**

**The Ordinance was declared passed by the following vote:**

**Ayes:** 8 - Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**Absent:** 1 - Boe

18. **ORD28212** An ordinance modifying the existing boundaries of the Business Improvement Area to include the abutting northern properties on Stadium Way.  
[Debbie Bingham, Program Development Specialist; Ricardo Noguera, Director, Community and Economic Development]

**ACTION: Roll call vote was taken on Ordinance No. 28212.**

**The Ordinance was declared passed by the following vote:**

**Ayes:** 8 - Boe, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

**Absent:** 1 - Campbell

## **PUBLIC HEARINGS AND APPEALS**

19. **14-0227** This is the date set for a public hearing by the City Council regarding amendments to Chapters 13.05 and 13.06 of the Municipal Code, relating to Land Use Permit Procedures and Zoning, to establish a permitting process and development standards for temporary homeless camps within the City of Tacoma that are run by religious organizations.  
[John Harrington, Principal Planner; Peter Huffman, Director, Planning and Development Services]

The public hearing began at 5:31 p.m.

Speaking before Council:

1. Pastor Bruce, 5011 No. Vassault Street
2. Alan Oldstudent, 3810 South J Street
3. Neil Rogers, citizen
4. Valentine Smith, citizen

The public hearing ended at 5:46 p.m.

## **UNFINISHED BUSINESS**

None.

## **REPORTS BY THE CITY MANAGER**

City Manager T.C. Broadnax recognized Bob Yerbury, a 44-year long employee of the City of Tacoma and longest-serving commissioned officer in the Tacoma Police Department's 129 year history. He recognized Mr. Yerbury's service and congratulated him on his service to the City. He then introduced Genesis Gavino, new Management Fellow in the City Manager's Office.



## COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Infrastructure, Planning, and Sustainability Committee.

Council Member Mello stated the Infrastructure, Planning, and Sustainability Committee has met four times since his last report and during those meetings the Committee received briefings and took action on several items, including the Environmental and Sustainability Management System, Commission reports, and Growing Transit Communities. He stated the Committee also received presentations on Transfer of Development Rights and additional briefings from the Environmental Services department, including presentations on construction and demolition Waste Services and the water pollution permit update process.

Council Member Mello stated the next meeting is scheduled for Wednesday, April 9, 2014 and the progress of Tacoma's Transportation Master Plan is planned for discussion.

Council Member Boe stated the Second City Chamber Series will be presenting a program titled "The Artistry of Women" this Friday at Annie Wright School, featuring chamber music built around women composers of the twentieth century. He noted those who wish to opt-out of the Tacoma News Tribune non-subscriber advertising circulars can email [customerservice@thenewstribune.com](mailto:customerservice@thenewstribune.com) or call 1-800-289-8711. He also thanked his fellow Council Members for working with him on a proposal to rename Tacoma as "Portcouver", a change he described as truly branding the City as the "gateway to Cascadia".

Deputy Mayor Woodards thanked City staff and staff from the University of Washington-Tacoma (UWT) for putting on the Women's History Month film series. She stated at the final film of the series three Tacoma women were honored with awards, the late Chancellor of UWT, Debra Friedman, Kathleen Merryman, and My'Kaila Young.

Mayor Strickland reminded everyone that the Daffodil Parade is this Saturday. She also announced that over the next few days, citizens may receive a postcard in the mail inviting them to participate in an upcoming public meeting for the 2014 Charter Review on Wednesday, April 9, 2014, and a telephone town hall meeting on Thursday, April 17, 2014. She stated both meetings are an opportunity for citizens to weigh in on the work of the 2014 Charter Review Committee and citizens can learn more at: [www.cityoftacoma.org/charterreview](http://www.cityoftacoma.org/charterreview).

**ADJOURNMENT**

On proper motion, the meeting was adjourned at 6:21 p.m.

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Marilyn Strickland, Mayor

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Doris Sorum, City Clerk