



City of Tacoma City Council Minutes

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

June 10, 2014

5:00 PM

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 Ibsen.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. **14-0207** Minutes of the Government Performance and Finance Committee, February 5, 2014.
2. **14-0457** Minutes of the Government Performance and Finance Committee, February 19, 2014.
3. **14-0445** Minutes of the Government Performance and Finance Committee, March 19, 2014.
4. **14-0458** Minutes of the Government Performance and Finance Committee, April 2, 2014.
5. **14-0459** Minutes of the Government Performance and Finance Committee, April 30, 2014.
6. **14-0460** Minutes of the Joint Government Performance and Finance Committee and Audit Advisory Board, May 7, 2014.
7. **14-0205** Minutes of the Infrastructure, Planning, and Sustainability Committee, February 12, 2014.

8. **14-0206** Minutes of the Infrastructure, Planning, and Sustainability Committee, February 26, 2014.
9. **14-0470** Minutes of the Infrastructure, Planning, and Sustainability Committee, March 12, 2014.
10. **14-0469** Minutes of the Infrastructure, Planning, and Sustainability Committee, March 26, 2014.
11. **14-0471** Minutes of the Infrastructure, Planning, and Sustainability Committee, April 9, 2014.
12. **14-0472** Minutes of the Infrastructure, Planning, and Sustainability Committee, April 23, 2014.
13. **14-0473** Minutes of the Infrastructure, Planning, and Sustainability Committee, May 14, 2014.
14. **14-0438** Minutes of the Neighborhoods and Housing Committee meeting, May 5, 2014.
15. **14-0475** Minutes of the Neighborhoods and Housing Committee, May 19, 2014.
16. **14-0464** Minutes of the Tacoma Arts Commission, May 12, 2014.
17. **14-0453** Minutes of the Tacoma Public Utility Board study session, April 30, 2014.
18. **14-0454** Minutes of the Tacoma Public Utility Board meeting, April 30, 2014.

CONSENT AGENDA

19. **14-0481** Minutes of the City Council meeting of March 25, 2014.

FINAL READING OF ORDINANCES

20. **ORD28210** An ordinance vacating a portion of Dock Street air rights north of State Route 509, to allow building modulation and design features for a mixed-use project located at 1933 Dock Street.
(Henry Foss Group, LLC; File No. 124.1338)
[Richard Price, Senior Real Estate Officer; Kurtis D. Kingsolver, P.E., Director, Public Works]

21. **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 Ordinance Nos. 28210 and 28213.

SECONDED BY: Council Member Campbell.

ACTION: Voice vote was taken and carried, with Council Member Boe recusing himself from the vote. The Consent Agenda, including Ordinance Nos. 28210 and 28213, was declared adopted.

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

Recused: 1 - Boe

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

22. **14-0478** Recognition for the New Tacoma Neighborhood Council.

Mayor Strickland presented a recognition for the New Tacoma Neighborhood Council to Ms. Liz Burris, Chair of the New Tacoma Neighborhood Council.

PUBLIC COMMENT

Public comment began at 5:12 p.m.

Speaking before Council:

1. Mollie Robertson, 4010 South 7th Street, speaking on Resolution No. 38926

Public comment ended at 5:15 p.m.

REGULAR AGENDA

23. 14-0480 A motion may be considered to authorize the City's full and final settlement of all claims against Union Tank Car Company, Claim No. B-007-14, upon payment by the City in the amount of \$42,588.89.

MOTION: Deputy Mayor Woodards moved to authorize the City's full and final settlement of all claims against the City by Union Tank Car Company, Claim No. B-007-14, upon payment by the City in the amount of \$42,588.89.

SECONDED BY: Council Member Campbell.

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

24. RES38921 A resolution awarding a contract to Western Peterbilt, Inc., in the amount of \$2,596,209, plus sales tax, plus a 3 percent annual CPI increase, budgeted from the Solid Waste Fund, for service, repairs and parts on an as-needed basis for various Peterbilt vehicles and equipment, for an initial term of three years with the option to renew for two additional one-year periods, for a projected contract total of \$4,596,209 - Specification No. GF14-0213F.

[Justin Davis, Facilities Management Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38921.

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

25. **RES38922** A resolution awarding a contract to Northwest Cascade, Inc., in the amount of \$1,398,199.36, excluding sales tax, plus a 15 percent contingency, for a cumulative total of \$1,607,929.26, budgeted from the Wastewater, Surface Water and Water Funds, to replace approximately 2,000 linear feet of 8-inch diameter wastewater sewer mains, 2,900 linear feet of 4- to 8-inch diameter water mains, and 260 linear feet of 8- to 15-inch diameter storm sewer mains from North 37th Street to North 39th Street between Tyler and Adams Streets - Specification No. ES14-0211F.
[Geoffrey M. Smyth, P.E., Science and Engineering Division Manager;
Michael P. Slevin III, P.E., Director, Environmental Services]

MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38922.

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

26. **RES38923** A resolution awarding a contract to Tucci & Sons, Inc., in the amount of \$1,002,427, sales tax not applicable, plus a 20 percent contingency, for a cumulative total of \$1,202,912.40, budgeted from the Transportation Capital Fund, to construct Phase II of the Historic Water Ditch Trail, a multi-modal trail from South Tacoma Way and South 80th Street to South 56th and South Clement Streets - Specification No. PW14-0040F.
[Chris E. Larson, P.E., Engineering Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38923.

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

27. **RES38924** A resolution approving the surplus and negotiated sale of approximately 13.06 acres of property located off Howe Road in Lewis County to Mr. David Filla in the amount of \$160,515.
[Gloria Fletcher, Senior Real Estate Officer; Ted Coates, Power Superintendent]

MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38924.

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

28. **RES38925** A resolution rescinding the historic designation and removing the J.M. Hendricksen Homestead located at 1239 East 54th Street from the Tacoma Register of Historic Places.
[Reuben McKnight, Historic Preservation Officer; Peter Huffman, Director, Planning and Development Services]

MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38925.

SECONDED BY: Council Member Boe.

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

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

Absent: 1 - Walker

29. **RES38926** A resolution authorizing the execution of a Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement with Proctor Investors, LLC, for the development of 154 market-rate multi-family rental housing units located at 2718 North Proctor in the Proctor Mixed-Use Center.
[Debbie Bingham, Program Development Specialist; Ricardo Noguera, Director, Community and Economic Development]

MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38926.

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

- 30. RES38927** A resolution declaring surplus and authorizing the execution of a Quit Claim Deed conveying two improved parking lots located adjacent to the Bicentennial Pavilion and the Murano Hotel to KS Tacoma Holdings, LLC in the amount of \$1,245,000, in accordance with the Settlement Agreement approved on April 1, 2014.
[Richard Price, Senior Real Estate Officer; Kurtis D. Kingsolver, P.E., Director, Public Works]

MOTION: Deputy Mayor Woodards moved to adopt Resolution No. 38927.

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

FINAL READING OF ORDINANCES

- 31. ORD28226** An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation negotiated with employees represented by the International Brotherhood of Electrical Workers, Local 483, Click! Network Unit, which covers approximately 42 budgeted positions.
[Mike Brock, Labor Negotiator; Joy St. Germain, Director, Human Resources]

ACTION: Roll call vote was taken on Ordinance No. 28226. The Ordinance was declared passed by the following vote:

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

32. **ORD28227** An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation negotiated with employees represented by the International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit, which covers approximately 329.3 budgeted positions.
[Tara Schaak, Labor Negotiator; Joy St. Germain, Director, Human Resources]
- ACTION: Roll call vote was taken on Ordinance No. 28227.**
The Ordinance was declared passed by the following vote:
Ayes: 9 - Boe, Campbell, Ibsen, Lonergan, Mello, Thoms, Walker, Woodards and Mayor Strickland

PUBLIC HEARINGS AND APPEALS

33. **14-0474** This is the date set for a public hearing by the City Council on the proposed amendments to the City Charter as recommended by the 2014 Charter Review Committee; and all other potential amendments.
[Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]

The public hearing began at 5:35 p.m.

Speaking before Council:

1. Tom Pierson, 950 Pacific Avenue, Suite 300
2. Karen Vialle, 952, South Fairview
3. Julio Quan, 707 South Yakima Avenue
4. Paula Eismann, 5215 126th Avenue East
5. Gary Brackett, 3201 Pacific Avenue
6. Peter Rasmussen, 1358 Heatherwood
7. Jack Warnick, 6343 Augusta Place
8. Lyz Kurnitz-Thurlow, 5559 Beverly Ave N.E.
9. Aviva Lemberger, 1023 South Puget Sound Avenue
10. Ed Hudson, 4810 Five Views Road
11. Mary Bartley, 3201 Pacific Avenue, Suite 701
12. Catherine Ushka, 4020 East K Street
13. Doug Miller, 5314 58th Avenue West
14. Ken Paulson, citizen
15. Robert Mack, 1508 North Cedar Street
16. Michael Ragan, 15 North E Street, No. 14
17. Kris Brannon, 1110 South Anderson
18. Alex Hays, 2919 North Alder Street
19. Susan Eidenschirk, 319 North Tacoma Avenue, No. 1709
20. Toney Montgomery, 1431 East 40th Street
21. Justin Camarata, 1230 North Steele Street

22. Tom McCarthy, citizen
23. Chris Karnes, citizen
24. Harold Moss, citizen
25. Tom Hilyard, citizen

The public hearing ended at 6:44 p.m.

UNFINISHED BUSINESS

There was no unfinished business.

CITIZENS' FORUM

Citizens' Forum began at 6:45 p.m.

Speaking before Council:

1. Joey Marzano, citizen, speaking on danger
2. Lia Kamitsis, Greater Lakes/SCORE, speaking on the City of Tacoma SCORE Program
3. Deanna Carren, Greater Lakes Mental Health Care, speaking on Mental Health and Chemical Dependency Tax funding
4. Theresa Stopoulos, Velo Femmes, speaking on bicycle funding
5. Mara Zier, TeamChild, speaking on Mental Health and Chemical Dependency Tax funding
6. Tessa Thurman, citizen, speaking on lead fishing weights

Citizens' Forum ended at 7:02 p.m.

REPORTS BY THE CITY MANAGER

City Manager T.C. Broadnax stated every two years the City of Tacoma participates in the State of Washington's Commute Trip Reduction survey that is administered by the Washington State Department of Transportation for worksites with 100 or more employees that report to work between 6:00 and 9:00 a.m. He stated this year General Government had a great response to the survey at 72 percent, and he thanked Employee Transportation Coordinators. He noted during 2013 there were approximately 1,100 ORCA passes distributed and more than 140,000 transit trips by employees.

Mr. Broadnax announced that two City initiatives have been recognized with 2014 Smart Communities Awards, the South Downtown Sub-area Plan, and the Interlocal Agreement between the City and the Port of Tacoma for shoreline public access. He stated additional information about these projects can be found on the Planning Division's website at cityoftacoma.org/planning.

Finally, he announced Public Works Fleet Services was ranked 21st this year in the top 50 Leading Fleets Award program by Government Fleet Magazine.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Council Member Boe announced that Puget Sound Poetry Connection will host a distinguished writers event at King's Books on Friday, June 13, 2014, at 7:00 p.m.

Council Member Thoms announced that the North End and North Slope neighborhood cleanup will be held this Saturday from 10:00 a.m. to 2:00 p.m. and residents of that area can drop off unwanted items at Jason Lee Middle School.

ADJOURNMENT

On proper motion, the meeting was adjourned at 7:06 p.m.

Marilyn Strickland, Mayor

Doris Sorum, City Clerk