



# 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](https://www.zoom.us/j/84834233126) Passcode: 349099

September 20, 2022

5:00 PM

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## CALL TO ORDER

Deputy Mayor Ushka called the meeting to order at 5:04 p.m.

## ROLL CALL

**Present:** 7 - Blocker, Bushnell, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 2 - Daniels and Mayor Woodards

Council Member Daniels arrived at 5:05 p.m.

\* \* \* \* \*

Council Member Daniels arrived here, at 5:05 p.m.

## FLAG SALUTE

Council Member Hines 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 Council Member Hines.

## MOMENT OF SILENCE

## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [22-1021](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, June 8, 2022.
2. [22-1022](#) Minutes of the Infrastructure, Planning, and Sustainability Committee, June 22, 2022.
3. [22-1019](#) Minutes of the Tacoma Arts Commission, August 8, 2022.
4. [22-1018](#) Minutes of the Tacoma Community Redevelopment Authority, August 25, 2022.

## CONSENT AGENDA

### FIRST READING OF ORDINANCES

5. [ORD28829](#) An ordinance vacating a portion of the alley between North “L” Street and North “M” Street, lying northwest of North 10th Street, to cure a garage encroachment.  
(Carla Moreno Montgomery and Ana Yesenia Celestino-Valdovinos;  
File No. 124.1433)  
[Jeff H. Capell, Hearing Examiner]
6. [ORD28830](#) An ordinance vacating a portion of North 24th Street and North Cedar Street, to cure residential building encroachments.  
(Matt Shrader and Karen Fierro; File No. 124.1435)  
[Jeff H. Capell, Hearing Examiner]

**MOTION: Council Member Blocker moved to adopt the Consent Agenda, including first reading of Ordinance Nos. 28829 and 28830.**

**SECONDED BY: Council Member Walker.**

**MOTION: Council Member Blocker moved to accept the Findings, Conclusions, and Recommendations of the Hearing Examiner for Ordinance Nos. 28829 and 28830.**

**SECONDED BY: Council Member Walker.**

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

**Ayes:** 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 1 - Mayor Woodards

**ACTION: Voice vote was taken and carried to adopt the Consent Agenda, and setting Ordinance Nos. 28829 and 28830 over to a date to be determined. The Consent Agenda was declared adopted.**

**Ayes:** 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 1 - Mayor Woodards

## PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

7. [22-1024](#) Proclaiming September 2022 as National Preparedness Month.

Deputy Mayor Ushka proclaimed September 2022 as National Preparedness Month and presented the proclamation to Tory Green, Chief, Shontieka Adeogun, Emergency Manager, and Julie Winkler, Emergency Management Coordinator, Tacoma Fire Department.

## PUBLIC COMMENT

Public Comment began at 5:12 p.m.

The City Clerk's Office received 24 written comments for Public Comment on Ordinance No. 28831, regarding use of public property.

Speaking before the City Council:

1. Michelle Reich, speaking on Ordinance No. 28831.
2. Mark Andrews, speaking on Ordinance No. 28831.
3. Alfred Kirk, speaking on Ordinance No. 28831.
4. Rob Huff, speaking on Ordinance No. 28831.
5. Ed Jacobs, speaking on Ordinance No. 28831.
6. Les Pogue Jr., speaking on Ordinance No. 28831.
7. Adan Espino Jr., speaking on Ordinance No. 28831.
8. Courtney Love, speaking on Ordinance No. 28831.
9. Esther Day, speaking on Ordinance No. 28831.
10. Brian, speaking on Ordinance No. 28831.
11. Kathy Lawhon, speaking on Ordinance No. 28831.
12. Devin Rydel Kelly, speaking on Ordinance No. 28831.
13. April Smith, speaking on Ordinance No. 28831.
14. Theresa Power-Drutis, speaking on Ordinance No. 28831.
15. Heidi White, speaking on Ordinance No. 28831.
16. Patrick Stickney, speaking on Ordinance No. 28831.
17. Sally Perkins, speaking on Ordinance No. 28831.
18. Venus Durgan, speaking on Ordinance No. 28831.
19. Andrea Capere, speaking on Ordinance No. 28831.
20. Andrea Haug, speaking on Ordinance No. 28831.
21. Theresa Evans, speaking on Ordinance No. 28831.
22. Barb Shivers, speaking on Ordinance No. 28831.

Public Comment ended at 5:57 p.m.

## REGULAR AGENDA

### RESOLUTIONS

8. [RES41026](#) A resolution adopting the 2021-2040 Tacoma-Pierce County Solid and Hazardous Waste Management Plan, as the long-term planning document for solid waste handling in the City of Tacoma and Pierce County jurisdictions.  
[Lewis Griffith, P.E., Solid Waste Management Division Manager;  
Michael P. Slevin III, P.E., Director, Environmental Services]

**MOTION: Council Member Blocker moved to adopt Resolution No. 41026.**

**SECONDED BY: Council Member Walker.**

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

**Ayes:** 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 1 - Mayor Woodards

9. [RES41027](#) A resolution authorizing the execution of an amendment to the Lease Agreement with WRL LLC, to extend the term for Tacoma Rail Mountain Division operations near McKenna, Washington.  
[Alan Matheson, Assistant Rail Superintendent; Dale King, Rail Superintendent]

**MOTION: Council Member Blocker moved to adopt Resolution No. 41027.**

**SECONDED BY: Council Member Walker.**

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

**Ayes:** 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 1 - Mayor Woodards

10. [RES41028](#) A resolution authorizing the one-time use of Council Contingency Funds, in the amount of \$5,000, to sponsor the 2nd Annual University of Washington Tacoma Celebrando Comunidad: Latinx Celebration and Awards.  
[Council Member Diaz]

**MOTION: Council Member Blocker moved to adopt Resolution No. 41028.**

**SECONDED BY: Council Member Walker.**

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

**Ayes:** 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 1 - Mayor Woodards

## **FIRST READING OF ORDINANCES**

11. [ORD28831](#) An amended Substitute Ordinance amending Title 8 of the Municipal Code, relating to Public Safety, by adding a new Chapter 8.19, entitled “Use of Public Property”, to establish a ten-block buffer prohibiting camping and the storage of personal belongings on public property around temporary shelters, effective October 31, 2022.  
[Council Member Hines]

**MOTION: Council Member Bushnell moved as a substitute, Substitute Ordinance No. 28831.**

**SECONDED BY: Council Member Walker.**

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

**Ayes:** 7 - Blocker, Bushnell, Diaz, Hines, Rumbaugh, Ushka and Walker

**Nays:** 1 - Daniels

**Absent:** 1 - Mayor Woodards

**MOTION: Council Member Blocker moved to amend Substitute Ordinance No. 28831 by amending page 8, lines 21-23, to read as follows:**

**“8.19.050 Penalty For Violations.**

**The first and second violation of Section 8.19.030 or Section 8.19.040 of this Chapter are civil infractions. A first violation is subject to a \$25 fine. A second infraction is subject to a \$75 fine. A third or subsequent violation is a misdemeanor offense and shall be punished upon conviction of such violation by a fine of not more than \$250, or by imprisonment not to exceed 30 days, or by both such fine and imprisonment.”**

**SECONDED BY: Council Member Walker.**

**ACTION: Roll call vote was requested and taken. The motion was declared failed.**

**Ayes: 3 - Blocker, Daniels and Walker**

**Nays: 5 - Bushnell, Diaz, Hines, Rumbaugh and Ushka**

**Absent: 1 - Mayor Woodards**

**MOTION: Council Member Blocker moved to amend Substitute Ordinance No. 28831 by amending page 8, lines 21-23, to read as follows:**

**“8.19.050 Penalty For Violations.**

**Violation of Section 8.19.030 or Section 8.19.040 of this Chapter is a misdemeanor offense and shall be punished upon conviction of such violation by a fine of not more than \$250, or by imprisonment not to exceed 30 days, or by both such fine and imprisonment.”**

**SECONDED BY: Council Member Walker.**

**ACTION: Roll call vote was requested and taken. The motion was declared adopted.**

**Ayes: 7 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh and Walker**

**Nays: 1 - Ushka**

**Absent: 1 - Mayor Woodards**

**MOTION: Council Member Blocker moved to set Substitute Ordinance No. 28831, as amended, over for final reading on October 11, 2022.**

**SECONDED BY: Council Member Walker.**

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

**Ayes:** 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 1 - Mayor Woodards

## **UNFINISHED BUSINESS**

Council Member Walker recognized the staff at Disability Rights Washington who are hosting the Week Without Driving challenge this week, noting she, along with elected officials across Washington State, are participating in the challenge; this is the second year of the challenge; and additional information can be found online.

## **REPORTS BY THE CITY MANAGER**

City Manager Pauli announced that on Thursday, September 22, 2022, the City will be airing the premiere of Turning the Tide, a documentary of the revitalization of the Thea Foss Waterway, at Pantages Theater, noting the doors at the theater will open at 6:00 p.m. for a celebration reception, the premiere showing will begin at 7:00 p.m., admission is free, and tickets are available in advance at the Ticketmaster website.

## **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 August 24, 2022, meeting, the Committee conducted interviews for the Board of Building Appeals, and received a presentation on the Pacific Avenue Subarea Plan and Environmental Impact Statement; and on September 14, 2022, the Committee conducted an additional interview for the Board of Building Appeals and received presentations on the Pierce Conservation District and proposed Tacoma Municipal Code updates for trees in the right-of-way. She concluded by stating the next meeting will be held in a hybrid format on September 28, 2022, at 4:30 p.m., and will include presentations on the Sustainable Tacoma Commission's annual report, the Climate Action Plan budget proposal, and Accessory Dwelling Units.

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Council Member Daniels informed everyone that a homeless services update and strategy will be presented at the September 27, 2022, study session, where the community can hear what the City is currently doing and planning.

\* \* \* \* \*

**MOTION: Council Member Blocker moved to excuse Mayor Woodards from the meeting.**

**SECONDED BY: Council Member Walker.**

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

**Ayes:** 8 - Blocker, Bushnell, Daniels, Diaz, Hines, Rumbaugh, Ushka and Walker

**Absent:** 1 - Mayor Woodards

**ADJOURNMENT**

On proper motion, the meeting was adjourned at 6:43 p.m.

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Victoria R. Woodards, Mayor

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Doris Sorum, City Clerk