



# City Council Minutes

<http://www.cityoftacoma.org>

City Council Chambers, 747 Market Street, First Floor, Tacoma, Washington 98402

June 14, 2005

The meeting was called to order at 5:08 p.m.

Council Members Present: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phelps, Stenger, Talbert, and Mayor Baarsma.

The Flag Salute was led by Boy Scout Troop 299.

## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Environment and Public Works Committee, May 11, 2005.
- b. Minutes of the Government Performance and Finance Committee, May 11 and May 25, 2005.
- c. Minutes of the Tacoma-Pierce County Board of Health, May 11, 2005.
- d. Minutes of the Landmarks Preservation Commission, February 9 and February 23, March 23, April 13 and April 27, and May 11, 2005.
- e. Minutes of the Planning Commission special meeting, May 18, 2005.
- f. Minutes of the Public Utility Board study session and meeting, April 27, 2005.
- g. Minutes of the Tacoma Community Redevelopment Authority, April 28, 2005.

## CONSENT AGENDA

There are no Consent Agenda items this week.

## PROCLAMATIONS

Mayor Baarsma proclaimed June 25, 2005, as "Highland Games Day" and presented the proclamation to Mr. Chuck Cook, in charge of the Games for the Tacoma Highland Games Association.

\*\*\*\*\*

Mayor Baarsma introduced Ms. Marcia Osborn, who spoke about the upcoming 15<sup>th</sup> Annual Dog-a-Thon Walk.

\*\*\*\*\*

21

Council Member Lonergan moved to suspend the rules to allow a public disclosure by Asset Manager Rick Brush. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Mr. Rick Brush disclosed the preliminary appraisals of the property located at 21<sup>st</sup> Street and Jefferson Avenue and at 3737 Puget Sound Avenue South.

\*\*\*\*\*

**PUBLIC COMMENT**

This is the time set aside for public comment on items on the agenda. Speakers are asked to identify the specific agenda items they wish to address and comments will be limited to up to five minutes per person.

Public Comment began at 5:25 p.m.

Speaking before Council:

<b>Name</b>	<b>Address/Affiliation</b>	<b>Subject</b>
Charles Creso	5501 Broadview Avenue NE	Ordinance No. 27370
Phyllis Barrett	912 South Cushman Avenue	Ordinance No. 27370
Erik Von Rossem	1322 South Faucett, #20	Resolution No. 36549

Public Comment closed at 5:32 p.m.

\*\*\*\*\*

Deputy Mayor Ladenburg moved to suspend the rules to consider Resolution No. 36548 at this time. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

**Resolution No. 36548**

Authorizing the execution of a research agreement with the University of Washington, Tacoma, in the amount of \$500,000, to research sources, pathways, and bioremediation of phthalates entering the Foss Waterway and to support efforts to prevent any recontamination of the waterway.

Mayor Baarsma and Council Member Evans recused themselves.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Phelps. Voice vote was taken and carried. The Resolution was declared adopted.

22

## **REGULAR AGENDA**

### **ANNOUNCEMENTS, PRESENTATIONS, AND APPOINTMENTS**

#### **Resolution No. 36544**

Appointing individuals to a Blue Ribbon Panel on High Risk/High Needs Residents, with the Mayor selecting the chair and vice chair, to study issues and make recommendations to the City Council on methods to address those populations no later than November 15, 2005.

Council Member Talbert moved that the Resolution be adopted. Seconded by Council Member Phelps.

Council Member Stenger moved as a substitute, Substitute Resolution No. 36544. Seconded by Mayor Baarsma. Voice vote was taken and failed. The motion was declared failed.

Mayor Baarsma moved to appoint Mr. Rick Allen as the Chair of the Blue Ribbon Committee. Seconded by Council Member Anderson. Voice vote was taken and carried. The motion was declared adopted.

Mayor Baarsma moved to appoint Mr. Phillip Brooke as the Vice Chair of the Blue Ribbon Committee. Seconded by Deputy Mayor Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Mayor Baarsma moved that Mr. Collins be the Hilltop Action Coalition representative. Seconded by Deputy Mayor Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Mayor Baarsma moved that Mr. Marty Campbell serve as an alternate Chair to the Tacoma-Pierce County Chamber of Commerce. Seconded by Council Member Anderson. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on Resolution No. 36544, including amended Exhibit A. The Resolution, including amended Exhibit A, was declared adopted.

#### **Resolution No. 36555**

Reappointing individuals to the Landmarks Preservation Commission, Public Utility Board, and Tacoma Area Task Force on Disabilities.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Resolution was declared adopted.

23

## FINAL READING OF ORDINANCES

### **Ordinance No. 27335**

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 1508 South I Street from an "R-5" Multiple Family Dwelling District to an "HM" Hospital Medical District to complete development of the parking area.  
(Franciscan Health System; File No. 40000034638)

Roll call vote was taken, resulting as follows:

Ayes: 7 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Talbert, and Mayor Baarsma.

Nays: 0

Absent: 2 – Phelps and Stenger.

The Ordinance was declared passed.

### **Ordinance No. 27351**

Vacating a portion of Highline Place NE located at the southeast corner of the intersection of 29<sup>th</sup> Street NE and Highline Place NE to clarify the right-of-way line and remove an existing encroachment. (DJL Investments, LLC; File No. 124.1229)

Roll call vote was taken, resulting as follows:

Ayes: 7 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Talbert, and Mayor Baarsma.

Nays: 0

Absent: 2 – Phelps and Stenger.

The Ordinance was declared passed.

24

**Ordinance No. 27365**

Amending Chapter 2.04 of the Municipal Code relating to the Electrical Code by repealing, reorganizing and reenacting said Chapter, to clarify electrical requirements and comply with the National Electrical Code, the Washington State Law and the Washington Administrative Code; and increasing permit fees for inspections.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

Absent: 1 – Phelps.

The Ordinance was declared passed.

**Ordinance No. 27366**

Authorizing the execution of Modification No. 4 to the agreement with the United States Equal Employment Opportunity Commission, in the amount of \$28,150; accepting, depositing in and appropriating said sum from the Human Rights and Human Services Special Revenue Fund for processing and resolving employment discrimination charges and for training.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

Absent: 1 – Phelps.

The Ordinance was declared passed.

**Ordinance No. 27367**

Authorizing the execution of a grant agreement with the Washington State Department of Transportation, in the amount of \$6,000,000; accepting, depositing in and appropriating said sum from the Real Estate Excise Tax Fund for railway track construction related to the East D Street Grade Separation Project; and amending the 2005-2006 Biennial Budget.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

Absent: 1 – Phelps.

The Ordinance was declared passed.

25

**FIRST READING OF ORDINANCES**

**Ordinance No. 27368**

Amending Chapter 1.90 of the Municipal Code, relating to the Local Employment and Apprenticeship Program (LEAP), by adjusting the LEAP Utilization Goal to consist of a 15 percent local resident and/or Pierce County apprentice hire requirement; creating a new sub-goal that targets Renewal Community (RC) residents; creating a new Target Area that encompasses RC residents plus residents in high unemployment census tracts; increasing penalties for contractors failing to meet the LEAP Utilization Goal; and declaring an effective date of August 1, 2005.

The Ordinance was set over for final reading next week.

**Ordinance No. 27369**

Amending Chapter 10.26 of the Municipal Code, relating to the historically underutilized business enterprises, by repealing and reenacting said Chapter; and directing the City Manager and the Director of Public Utilities to review the implementation of Chapter 10.26 and report their findings to the City Council every two years.

The Ordinance was set over for final reading next week.

**Ordinance No. 27370**

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for approximately 95 employees represented by the International Association of Machinists and Aerospace Workers, District Lodge 160, on behalf of Local Lodge 297, General Unit, effective January 1, 2004; and changes in classification to reflect the organizational structure.

The Ordinance was set over for final reading next week.

**Ordinance No. 27371**

Providing for the issuance of a Limited Tax General Obligation Line of Credit Note, 2005, in a principal amount not to exceed \$2,400,000; depositing in and appropriating said sum from the Tacoma Police Facilities Construction Fund to complete the Police Headquarters and substations; and amending the 2005-2006 Biennial Budget.

Deputy Mayor Ladenburg name moved to consider Substitute Ordinance No. 27371. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Phyllis Barrett	912 South Cushman Avenue

The Substitute Ordinance was set over for final reading next week.

**Ordinance No. 27372**

Amending Chapter 12.08 of the Municipal Code, relating to wastewater charges, authorizing the Public Works Director to establish a pilot rate program and to set interim rates within the pilot program.

The Ordinance was set over for final reading next week.

**Ordinance No. 27373**

Amending Chapter 2.02 of the Municipal Code, relating to the Building Code to regulate the construction of manufactured housing, and to add two new sections, to be known and designated as Section 2.02.235, entitled "Amendment of IBC Section 3403 - Additions, Alterations, or Repairs," and Section 2.02.355, entitled "Manufactured Homes."

The Ordinance was set over for final reading next week.

**RESOLUTIONS**

**Purchase Resolution No. 36545**

Awarding contracts to:

1. Cingular Wireless, in the amount of \$422,637.00, plus sales tax, for wireless communication services for the Police Department – Washington State Department of Information Services Master Price Agreement 10-00115; and
2. Western Peterbilt, Inc., in the amount of \$236,900.33, including sales tax, for a cumulative total of \$452,652.13, to increase and extend its contract for one year, for the replacement of two long-haul tractors – Specification No. PW04-0106F.

Deputy Mayor Ladenburg moved that the Purchase Resolution be adopted. Seconded by Council Member Talbert.

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution was declared adopted.

**Resolution No. 36546**

Authorizing the execution of a three-year agreement with Jensen & Jensen, L.L.C., in the amount of \$120,000, for brush cutting services along the railroad tracks of the Mountain Division and Tacoma Rail's Capital Division lines.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Resolution was declared adopted.

27

**Resolution No. 36547**

Authorizing the execution of an amendment to the agreement with Bill's Towing and Garage, Inc., in the amount of \$56,000, for a cumulative total of \$137,000, for vehicle towing services for the period of May 30, 2005, through May 29, 2007.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Resolution was declared adopted.

**Resolution No. 36548**

Authorizing the execution of a research agreement with the University of Washington, Tacoma, in the amount of \$500,000, to research sources, pathways, and bioremediation of phthalates entering the Foss Waterway and to support efforts to prevent any recontamination of the waterway.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Resolution was declared adopted.

**Resolution No. 36549**

Approving the purchase and sale agreement, and development agreement, between the Thea Foss Waterway Development Authority and TF-Four, LLC, for the redevelopment of Site 4 on the Thea Foss Waterway, which includes residential units, retail and commercial space, and parking.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert.

Council Member Stenger moved to continue Resolution No. 36549 to the meeting of June 21, 2005. Seconded by Deputy Mayor Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

**Resolution No. 36550**

Authorizing the submittal of a grant application to the Interagency Committee for Outdoor Recreation, in the amount of \$10,000, for a National Recreational Trails project to be located at Point Defiance Park and known as the Point Defiance Trails Education project.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Resolution was declared adopted.

A handwritten signature or set of initials, possibly 'JL', is located in the bottom left corner of the page.



**Resolution No. 36551**

Authorizing the submittal of a grant application to the Interagency Committee for Outdoor Recreation, in the amount of \$200,000, for a Boating Facilities Program project to be located at Point Defiance Park and known as the Point Defiance Boat Ramp Parking Expansion Planning project.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Resolution was declared adopted.

**Resolution No. 36552**

Authorizing the execution of an amendment to the City of Tacoma's Funding Priorities document to reflect changes in the federal funds allocation process, effective July 1, 2005, relative to Community/Public Facilities, Economic Development, Other Housing/Capital Projects, and Tenant Based Rental Assistance; and the funding of housing programs operated by the Tacoma Community Redevelopment Authority.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Anderson.

Mayor Baarsma moved to continue Resolution No. 36552 to the meeting of June 21, 2005. Seconded by Deputy Mayor Ladenburg. Voice vote was taken and carried. The Resolution was continued to the meeting of June 21, 2005.

**Resolution No. 36553**

Amending the Citizen Participation Plan, used for the development of the Consolidated Plan, by transferring the responsibility of making allocation recommendations for the use of the Community Development Block Grant and HOME funds for Community/Public Facilities, Economic Development, Other Housing/Capital Projects, and Tenant Based Rental Assistance, from the Urban Policy Committee to the Tacoma Community Redevelopment Authority.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Phelps.

Council Member Talbert moved to continue Resolution No. 36553 to the meeting of June 21, 2005. Seconded by Deputy Mayor Ladenburg. Voice vote was taken and carried. The Resolution was continued to the meeting of June 21, 2005.

29

**Resolution No. 36554**

Authorizing the execution of grant agreements with the United States Department of Housing and Urban Development for the 2005-2006 Community Development Block Grant program in the amount of \$3,207,408; the HOME Investment Partnership program in the amount of \$2,012,083; the Emergency Shelter Grant program in the amount of \$122,667; and the American Dream Downpayment Initiative in the amount of \$70,725.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Resolution was declared adopted.

**PUBLIC HEARINGS AND APPEALS (Will begin at approximately 5:30 p.m.)**

This is the date set for a public hearing by the City Council regarding the proposed Six-Year Comprehensive Transportation Program for the years 2006-2011 and the Amended 2005 Transportation Program.

The Public Hearing began at 6:40 p.m.

Speaking before Council:

<u>Name</u>	<u>Address/Affiliation</u>
Catherine Bixcar	4307 Harbor Ridge Road NE

The Public Hearing ended at 6:58 p.m.

**UNFINISHED BUSINESS**

None.

**REPORTS BY CITY MANAGER**

No Report.

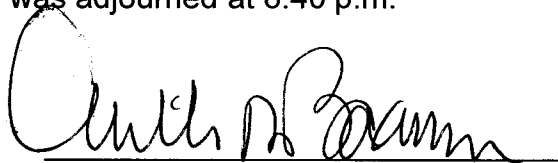
**COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Council Member Stenger asked Mr. Collins, President of Hilltop Action Coalition, to give a brief overview of the upcoming Hilltop challenge/benefit basketball game between the Tacoma Fire and Police Departments.

Council Member Talbert asked the City Manager to review the fees for citizens who replace their sidewalk.

Mayor Baarsma stated he serves, along with Council Members Phelps and Talbert, on the Pierce County Transit Board of Commissioners and that it is time for electing new officers. He stated that based on seniority he will serve as Chair and the Vice Chair will be Pierce County Executive John Ladenburg.

On proper motion, the meeting was adjourned at 8:40 p.m.

  
WILLIAM H. BAARSMA, MAYOR

ATTEST:   
DORIS SORUM, CITY CLERK