



City Council Minutes

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

March 8, 2005

The meeting was called to order at 5:06 p.m.

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

The Flag Salute was led by Council Member Evans.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Human Rights Commission, January 20, 2005.
- b. Minutes of the Public Safety and Human Services Committee, February 10, 2005.
- c. Minutes of the Public Utility Board study sessions and meetings, January 12 and January 26, 2005.
- d. Washington State Auditor's Office Accountability Audit Report and Report on Financial Statements and Federal Single Audit, 2003.

CONSENT AGENDA

FIRST READING OF ORDINANCES

Ordinance No. 27324

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 2917 South Orchard Street from an "R-4-L" Low-Density Multi-Family District to a "C-1" General Neighborhood Commercial District for the construction of a two-story, 21,000-square-foot mixed retail and office building with parking for approximately 60 vehicles. (Bjorn Olson; File No. 40000031544 - REZ2004)

Ordinance No. 27325

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 4701 Center Street from an "R-2" One-Family Dwelling District to a "C-2" Commercial

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District for the expansion of a 52-stall parking lot serving Tacoma Motorsports. (Tacoma Motorsports; File No. 40000035644 - REZ2004)

Ordinance No. 27326

Vacating the alleyway north of Norpoint Way NE between 58th Avenue NE and 59th Avenue NE to combine the vacated alley right-of-way into the abutting property for additional yard space and parking. (Larry Gregory; File No. 124.1226)

Ordinance No. 27327

Vacating the remaining portion of South 27th Street between South J Street and Martin Luther King, Jr. Way, to combine the vacated right-of-way into the abutting property for future residential development. (Anthony Garcia; File No. 124.1230)

COMMUNICATIONS

- a. Hearing Examiner recommending approval of a modification to a previously approved reclassification for the property located at 4701 Center Street to allow development of a parking lot, rather than an office building. (Tacoma Motorsports; File No. 40000035644)
- b. Hearing Examiner recommending approval of a modification to a previously approved reclassification for the property located at 3615 Pacific Avenue for the construction of a three-story, approximately 84,000-square-foot clinical evaluation facility on the western portion of the site, rather than the three-story, 60,000-square-foot office building. (Thair Jorgenson, P.E., North Pacific Design; File No. 40000041779)

Deputy Mayor Ladenburg moved that the Consent Agenda be approved. Seconded by Council Member Phelps.

Deputy Mayor Ladenburg moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner for Ordinance Nos. 27324 through 27327 and the two Communication Items. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on the Consent Agenda. The Consent Agenda, including setting Ordinance Nos. 27324 through 27327 over for final reading to a date to be determined, was declared approved.

PROCLAMATIONS

There were no proclamations.

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Deputy Mayor Ladenburg moved to suspend the rules to consider Ordinance No. 27330 at this time. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 27330

Amending Ordinance No. 27237, which loaned funds to the Foss Waterway Development Authority for various capital improvements, to include two additional uses: \$50,000 for utility relocation expenses and up to \$150,000 for potential cleanup costs for disposal of contaminants in the South 16th Street view corridor; and revising the loan repayment date to March 31, 2006.

Deputy Mayor Ladenburg moved to continue Ordinance No. 27330 to the City Council meeting of March 22, 2005, per the request of staff. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Ladenburg moved to suspend the rules to consider Resolution No. 36448 at this time. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 36448

Authorizing the execution of Amendment No. 1 to the Foss Waterway Development Authority Loan Agreement to include two additional uses of the loan proceeds, including \$50,000 for utility relocation expenses and up to \$150,000 for potential cleanup costs for disposal of contaminants in the South 16th Street view corridor.

Deputy Mayor Ladenburg moved to continue Resolution No. 36448 to the City Council meeting of March 22, 2005, per the request of staff. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

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.

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Public Comment began at 5:11 p.m.

Speaking before Council:

Name	Address/Affiliation	Subject
Allen Douglass	University Place resident	Resolution No. 36446 and Ordinance No. 27328

Public Comment closed at 5:17 p.m.

REGULAR AGENDA

FINAL READING OF ORDINANCES

Ordinance No. 27322

Authorizing the acquisition by negotiation and/or condemnation of certain real property located in the vicinity of the South Tyler Street Improvement Plan area for additional right-of-way and a slope easement; and declaring the taking of such land, property, interest, and rights to be for a public purpose and use under the right of eminent domain.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 27328

Accepting \$785,000 from the Washington State Department of Transportation for the relocation of the City's sanitary sewers within and along the I-5 corridor between South 48th Street and Pacific Avenue; authorizing the execution of an agreement with said agency for said project; and amending the Biennial Budget for 2005-2006.

The Ordinance was set over for final reading next week.

Ordinance No. 27329

Continuing the Business Improvement Area (BIA) for the 18th year and providing for the levy of the eighth year assessment in the amount of \$728,850; approving the BIA annual

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budget, work program, and assessment rates for program activities from May 1, 2005, through April 30, 2006.

The Ordinance was set over for final reading next week.

Ordinance No. 27330

Amending Ordinance No. 27237, which loaned funds to the Foss Waterway Development Authority for various capital improvements, to include two additional uses: \$50,000 for utility relocation expenses and up to \$150,000 for potential cleanup costs for disposal of contaminants in the South 16th Street view corridor; and revising the loan repayment date to March 31, 2006.

The Ordinance was considered and continued to the meeting of March 22, 2005, earlier in the meeting.

RESOLUTIONS

Resolution No. 36422

Authorizing the execution of a collective bargaining agreement with Teamsters Local Union 117, Public Assembly Facilities Unit, which covers 24 employees, effective January 1, 2005, through December 31, 2007.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Mayor Baarsma. Roll call vote was requested and taken, resulting as follows:

Ayes: 6 – Anderson, Evans, Ladenburg, Stenger, Talbert, and Mayor Baarsma.

Nays: 3 – Lonergan, Manthou, and Phelps.

The Resolution was declared adopted.

Resolution No. 36445

Authorizing the execution of a two-year agreement with Trusteed Plans Service Corporation, in the amount of \$280,000, for the administration of the Employee Flexible Spending Benefit Plan, effective January 1, 2005, through December 31, 2006.

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

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Resolution No. 36446

Authorizing the execution of a two-year agreement with MultiCare Health Systems, in the amount of \$160,000, for employment-related medical examinations and health and wellness services, effective January 1, 2005, through December 31, 2006.

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.

Resolution No. 36447

Amending the General Government Fee Schedule pertaining to the Comprehensive Plan and Land Use Regulatory Code.

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. 36448

Authorizing the execution of Amendment No. 1 to the Foss Waterway Development Authority Loan Agreement to include two additional uses of the loan proceeds, including \$50,000 for utility relocation expenses and up to \$150,000 for potential cleanup costs for disposal of contaminants in the South 16th Street view corridor.

The Resolution was considered and continued to the meeting of March 22, 2005, earlier in the meeting.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

No report.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Lonergan thanked Council Member Evans for inviting him to be a greeter during the Film and Food Festival program at the Blue Mouse Theatre. He stated he sat with The Honorable Chang Boo Moon, Consul of Seattle, and watched "My Sassy Girl." He also mentioned that Fuzhou, China, would be highlighted at the upcoming Film and Food Festival night. He welcomed home the men and women of the National Guard's 81st Brigade from their one-year tour in Iraq. He also mentioned the recent Base Realignment and Closure Committee event, attended by Congressman Norm Dicks and Governor Christine Gregoire, which stressed the

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importance of keeping Pierce County's Ft. Lewis Army and McChord Air Force bases from being closed. He also stated that Utility governance and both classified and unclassified employees under Section 6.1 of the City Charter would be on the agenda of the Government Performance and Finance Committee at its regularly scheduled meeting that week.

Council Member Manthou mentioned the 4A State High School Basketball Championships being held at the Tacoma Dome.

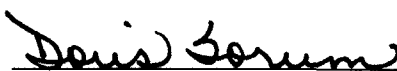
Council Member Evans stated he had the recent honor of meeting Council Member Lonergan's son and stated how good it is to have him home. He stated he attended a meeting with citizens living within a three block radius of each other who discussed topics such as traffic calming. He stated he and Mayor Baarsma and Council Members Lonergan and Manthou attended the rededication of Nollmeyer Lane in honor of a fallen Tacoma Police Officer Nollmeyer, who died in the line of duty in 1985. He mentioned 7,500 attendees enjoyed the exhibits at the first Tacoma Remodeling Expo, which was held at the new Convention Center.

Deputy Mayor Ladenburg asked City Manager James Walton to convey to the supervisor of Mr. Kurtis Kingsolver the great job Mr. Kingsolver has done by addressing issues at a neighborhood meeting and for being proactive by getting staff out into the communities to deal with problems before they escalated.

Mayor Baarsma announced the upcoming memorial service celebrating the life and achievements of former State Representative Ruth Fisher, who had a tremendous impact on public policy, particularly relating to transportation. He stated attendees will include Governor Christine Gregoire and Congressman Norm Dicks. He stated the University of Puget Sound men's basketball team made the NCAA Division 3, defeating the team from Iowa in the last six seconds of the game. He welcomed the former Mayor of the City of Philadelphia, Dr. Wilson Good, who was here to promote the Big Brothers and Big Sisters Program for children whose parents are incarcerated. He concluded by announcing the upcoming Jazz and Wine Festival in Old Town.

On proper motion, the meeting was adjourned at 6:29 p.m.


WILLIAM H. BAARSMA, MAYOR

ATTEST: 
DORIS SORUM, CITY CLERK