



Amended City Council Minutes

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

October 26, 2004

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 Talbert.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Economic Development Committee, September 28, 2004.
- b. Minutes of the Government Performance & Finance Committee, September 16, 2004.
- c. Minutes of the Neighborhoods and Housing Committee, August 16 and October 4, 2004.
- d. Minutes of the Public Safety and Human Services Committee, August 26 and September 23, 2004.
- e. Minutes of the Public Utility Board study session and meeting, September 8, 2004.
- f. Annual Financial Report, Tacoma Rail, 2003.

CONSENT AGENDA

Approval of the minutes of the City Council Town Hall, September 22, 2004; City Council study sessions, September 28 and October 5, 2004; City Council Budget Workshop, September 30, 2004; City Council meeting, October 12, 2004; and Committee of the Whole, October 5, 2004.

RESOLUTIONS

Resolution No. 36321 (Revised title)

Setting Tuesday, November 2, 2004, at approximately 5:30 p.m., as the date for a public hearing by the City Council regarding the **2005** Ad Valorem Levy.

Resolution No. 36322

Setting Tuesday, November 9, 2004, at approximately 5:30 p.m., as the date for a public meeting by the City Council regarding the annexation of property located at 90th Street and McKinley Avenue East in unincorporated Pierce County.

Resolution No. 36323

Setting Tuesday, November 9, 2004, at approximately 5:30 p.m., as the date for a public meeting by the City Council regarding the annexation of property located at 88th Street and McKinley Avenue East in unincorporated Pierce County.

Resolution No. 36324

Setting Tuesday, November 9, 2004, at approximately 5:30 p.m., as the date for a public meeting by the City Council regarding the annexation of property located at 9031 McKinley Avenue East in unincorporated Pierce County.

FIRST READING OF ORDINANCES

Ordinance No. 27279

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 5038 Tacoma Mall Boulevard, from an "R-2" One-Family Dwelling District to a "C-1" General Neighborhood Commercial District for the construction of a 9,200-square-foot two-story, office/retail building. (SKXU, L.L.C.; File No. 40000027693)

Ordinance No. 27280

Vacating a portion of Union Avenue north of the intersection of South 31st Street and Union Avenue to combine the vacated right-of-way with the abutting property for the purpose of installing a free-standing advertising sign for the abutting business in the additional landscaping area. (Tacoma Land Company; File No. 124.1222)

Ordinance No. 27281

Vacating the west 9 feet of South Pine Street between South 43rd and South 45th Streets to combine the vacated right-of-way with the abutting property to create an additional landscaping area and utility corridor for the proposed construction of several town homes on the site. (Claude Remy; File No. 124.1223)

Ordinance No. 27282

Vacating a 20-foot strip of North Puget Sound Avenue at 3420 North 37th Street to combine the vacated right-of-way with the abutting property for construction of a detached garage. (Tom Petramalo; File No. 124.1221)

Ordinance No. 27283

Vacating the remaining portion of Nollmeyer Lane east of Yakima Avenue completing the County-City Building Beautification Project. (Pierce County; File No. 124.1214)

COMMUNICATION

Hearing Examiner recommending approval of a request to modify and/or delete a number of previously approved reclassification conditions for property located at 1001 East 72nd Street to support the applicant's proposal to subdivide the property site into 76 lots for the development of single-family homes. (Meridian Development LLC; File No. 40000030997)

Deputy Mayor Evans moved that the Consent Agenda, including Resolution Nos. 36321 through 36324, Ordinance Nos. 27279 through 27283, and the Communication, be approved. Seconded by Council Member Phelps.

Deputy Mayor Evans moved to concur in the Findings, Conclusions, and Recommendations of the Hearing Examiner for Ordinance Nos. 27279 through 27283 and the Communication. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 36321 through 36324, setting Ordinance Nos. 27279 through 27283 over for final reading to a date to be determined, and the Communication, was declared approved.

Mayor Baarsma recognized the international students from the University of Puget Sound who were in attendance.

PROCLAMATIONS

There were no proclamations.

Mayor Baarsma called on Mr. Pat Erwin, Chair of the Tacoma Reads Together Committee, who remarked on the work of the Committee for this year's book selection. Mayor Baarsma announced *Frankenstein* by Mary Shelley as the 2005 Tacoma Reads Together selection.

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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 5:14 p.m.

Speaking before Council:

Name	Address/Affiliation	Subject
Rick Cvitanich	2808 North 8 th Street	Resolution No. 36325
Ian Forraker	3113 – 44 th Avenue NE	Resolution Nos. 36325 and 36326
Debra Hannula	Director, Legal Services for the YWCA Pierce County	Ordinance No. 27284

Public Comment closed at 5:28 p.m.

R E G U L A R A G E N D A

FINAL READING OF ORDINANCES

Ordinance No. 27277

Accepting \$103,123 from the United States Department of Justice, Office of National Drug Control Policy, through Pierce County, to reimburse the Police Department’s Clandestine Lab Team for personnel, equipment and other expenses for activities in the Northwest High Intensity Drug Trafficking Area in Pierce County to reduce the impact of methamphetamine and heroin trafficking, and the manufacturing, use, and violent crime associated with drug trafficking.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 0

The Ordinance was declared passed.

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Ordinance No. 27278

Amending Title 13 of the Municipal Code, relating to the rooftop screening and transparency requirements for commercial developments, landscaping requirements for commercial and industrial developments, and the definitions and development and design standards for development in the downtown area.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 0

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 27284

Accepting the 2004-2006 Local Law Enforcement Block Grant in the amount of \$134,133; depositing in and appropriating \$149,037 from the Human Rights & Human Services Special Revenue Fund for crime prevention and public safety programs.

The Ordinance was set over for final reading next week.

Ordinance No. 27285

Amending Chapter 12.08 of the Municipal Code, relating to Sewage Disposal Regulation and Rates, to adjust rates and charges for services provided by the wastewater and surface water utilities for 2005 and 2006 and to make miscellaneous housekeeping changes.

The Ordinance was set over for final reading next week.

Ordinance No. 27286

Amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to adjust rates and charges for solid waste collection and disposal for 2005 and 2006 and to make miscellaneous housekeeping changes.

The Ordinance was set over for final reading next week.

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PUBLIC HEARING

This is the date set for a public hearing by the City Council on the proposed amendments to the Comprehensive Plan and Land Use Regulatory Code for 2004, including the interim regulations for Critical Areas Preservation.

The Public Hearing began at 5:56 p.m.

Speaking before Council:

Name	Address/Affiliation
Eugene Kester	2324 North Alder Street
Julie Turner	817 North J Street
Debra Cade	908 North M Street
Jay Turner	817 North J Street
Bryan Flint	1301 South Fife Street
Scott Hansen	702 Broadway Avenue, Suite 104
Leslie Ann Rose	917 Pacific Avenue, #100
Bliss Moore	6116 North Park Avenue
George Hoivik	3402 North Union Avenue
Van Collins	942 Pacific Avenue
Catherine Rudolph	Tacoma-Pierce County Association of Realtors
Paul Ellis	Tacoma-Pierce County Chamber
Theo Gideon	Master Builders Association
Julie Collins	Port of Tacoma
David Owen	1201 Pacific Avenue, #1401
James Collins	St. Joe's Neighbors
Skip Vaughn	Chair, South End Neighborhood Council
The Reverend Joy McDonald	Member, South End Neighborhood Council
Jack McGinnis	Professional Engineer
Ian Forraker	3113 – 44 th Avenue NE
Ross Henrickson	South Puget Sound Avenue
Laura Vaughn	Land Use Committee
Tommy Manning	776 Commerce Street

The Public Hearing ended at 7:13 p.m.

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RESOLUTIONS

Purchase Resolution No. 36325

Awarding contracts to:

1. Pacific Coast Truck Center, in the amount of \$167,354.23, plus sales tax, for two 2005 International cab and chassis – Washington State Contract No. 07503;
2. Petrocard Systems, Inc., in the amount of \$2,220,000.00, plus sales tax, to increase its contract to a cumulative total of \$7,477,210.50, for cardlock and mobile fueling services – Specification No. FLT-001-01;
3. Raymond Handling Concepts Corporation, in the amount of \$34,836.00, plus sales tax, to increase its contract to a cumulative total of \$105,858.00, for four Taylor Dunn stake-bed burden carriers for the Central Wastewater Treatment Plant – Informal Bid No. 20281;
4. Mass. Electric Construction Co., on its bid of \$427,642.60, including sales tax, for six railroad crossing signal upgrades in Lewis and Thurston Counties – Specification No. PW04-0058F; and
5. Mountain Pacific Rail, in the amount of \$94,864.00, including sales tax, for Lynch Creek trestle repairs near Eatonville – Specification No. PW04-0425F.

Council Member Lonergan moved to waive further reading of the Purchase Resolution. Seconded by Council Member Anderson. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 36326

Authorizing the execution of a Multi-Family Housing Limited Property Tax Exemption Agreement with Home Options, Inc., to construct eight market-rate rental condominium units located at 3119 South 45th Street in the Tacoma Mall Mixed Use District.

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

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Resolution No. 36327

Authorizing the execution of a Collective Bargaining Agreement negotiated with District Lodge 160, on behalf of Local Lodge 297 of the International Association of Machinists and Aerospace Workers, Tacoma Rail Mechanics Unit, which covers approximately five employees, effective January 1, 2002, through December 31, 2008.

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

Resolution No. 36328

Designating the Ildius M. Larsen Home located at 3102 North 30th Street as a historic landmark and placing said building on the Tacoma Register of Historic Places.

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

Resolution No. 36329

Authorizing the execution of a Historic Preservation Special Valuation Tax Covenant for rehabilitation of the properties at the following locations: 3102 North 30th and 616 North M Streets.

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

Resolution No. 36330

Authorizing the execution of agreements between the Board of Administration of the Tacoma Employees' Retirement System and the Northern Trust Company, in an estimated amount of \$245,000, for custodial and passive equity management services for the period of January 1, 2005, through December 31, 2005; and Russell Mellon Analytical Services, in the amount of \$22,500 per year, for portfolio verification services for the period of January 1, 2005, through December 31, 2006.

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

PUBLIC HEARING

This is the date set for a public hearing by the City Council on the proposed amendments to the Comprehensive Plan and Land Use Regulatory Code for 2004, including the interim regulations for Critical Areas Preservation.

The Public Hearing was held earlier in the meeting.

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UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager James Walton shared information about the Budget workshop documents being available online. He also called on Mr. Bill Pugh, Public Works Director, for an explanation about the cleanup effort regarding the contamination in the Foss Waterway. He also requested an Executive Session not to exceed 60 minutes for Labor and Real Estate negotiations.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Lonergan mentioned the Crime Statistics report provided by Police Chief Ramsdell indicating crime in Tacoma has decreased.

Council Member Anderson mentioned a recent article in the *The News Tribune* regarding the food and clothing distribution activities near the 25th and A streets parking lot. She stated the City would relax the “no trespassing” enforcement for two weeks ending November 6th to give the ministry some time to find an alternate solution. She also stated a Resolution to address the performance audit for the SAP system will be on an upcoming City Council agenda.


Mayor Baarsma reported an Appointments Committee recommendation to examine the production costs for the City of Destiny awards ceremony.

Mayor Baarsma moved to convene to Executive Session to discuss Labor and Real Estate negotiations, the session not to exceed 60 minutes. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Council convened to Executive Session at 7:47 p.m. Mayor Baarsma returned at 8:45 p.m. and extended the Session another 30 minutes. Mayor Baarsma returned at 9:15 p.m. and extended the Session an additional 30 minutes. Council reconvened at 9:32 p.m.

On proper motion, the meeting was adjourned at 9:32 p.m.


WILLIAM H. BAARSMAN, MAYOR

ATTEST: 
DORIS SORUM, CITY CLERK

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