



City Council Minutes

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

November 2, 2004

The meeting was called to order at 5:09 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 Anderson.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Economic Development Committee, October 19, 2004.
- b. Minutes of the Human Rights Commission, September 16, 2004.
- c. Humane Society Animal and Service Delivery Reports, August 2004.

CONSENT AGENDA

Approval of the minutes of the Joint City Council/Public Utility Board study session, October 12, 2004; City Council study session, October 19, 2004; Joint City Council/Library Board of Trustees Budget Workshop, October 20, 2004; and City Council meeting, October 19, 2004.

RESOLUTIONS

Resolution No. 36331

Setting Tuesday, November 9, 2004, at approximately 5:30 p.m., as the date for a public hearing by the City Council regarding the City's recommendations for Community Service funding for local human services.

33

Resolution No. 36332

Setting Tuesday, November 16 and Tuesday, November 23, 2004, at approximately 5:30 p.m., as the dates for public hearings by the City Council to consider the preliminary 2005-2006 Biennial Budget.

Deputy Mayor Evans moved that the Consent Agenda, including Resolution Nos. 36331 and 36332, be approved. Seconded by Council Member Talbert.

Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 36331 and 36332, was declared approved.

PROCLAMATIONS

Mayor Baarsma proclaimed the week of November 7, 2004, as “Homeless Awareness Week” and presented the proclamation to Ms. Debbie Cato, Co-Chair of the Tacoma-Pierce County Coalition.

Mayor Baarsma proclaimed November 3, 2004, as “Seabury School’s Founders’ Day” and presented the proclamation to Ms. Barbara Field and Ms. Lee Fisher, Founders of Seabury School.

Mayor Baarsma proclaimed November 2004, as “Artists Month” and presented the proclamation to Ms. Karen Doten, Vice Chair, Arts Commission.

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 5:19 p.m.

Speaking before Council:

Name	Address/Affiliation	Subject
Debbie Cato	Tacoma-Pierce County Homeless Coalition	Resolution No. 36337
Michele Reich	1205 Earnest S. Brazill Street	Resolution No. 36332
Rick Cvitanich	2808 North 8 th Street	Resolution No. 36338
Lorin Thorp	4303 North 26 th Street	Resolution No. 36338
Terry Tietz	4430 South 10 th Street	Resolution No. 36337

Public Comment closed at 5:41 p.m.

34

Council Member Talbert moved to suspend the rules to allow Citizens' Forum at this time. Seconded by Council Member Stenger. Voice vote was taken and carried. The motion was declared adopted.

CITIZENS' FORUM

Speaking before Council:

<u>Name</u>	<u>Address/Affiliation</u>	<u>Topic</u>
Richard Lim	6219 - 25 th Street NE	Smoking ban
Jessica Verano	10614 - 200 th Avenue Court East, Bonney Lake, WA	Smoking ban

Mayor Baarsma recessed Citizens' Forum until later in the meeting.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS, AND APPOINTMENTS

Resolution No. 36333

Reappointing Mark P. Martinez to the Tacoma Public Library Board of Trustees for a term beginning November 8, 2004, and expiring November 8, 2009.

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

Resolution No. 36334

Appointing individuals to the Citizens Recognition Committee, Human Rights Commission, Tacoma Arts Commission, and Foss Waterway Development Authority.

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.

35

FINAL READING OF ORDINANCES

Ordinance No. 26693

Vacating the north 415 feet of Court E, south of South 15th Street, between Fawcett and Tacoma Avenues, for development of a mixed residential-retail commercial-office complex. (Collier International; File No. 124.1124)

Deputy Mayor Evans moved to remand Ordinance No. 26693 to the Hearing Examiner for further consideration. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion declared adopted

Ordinance No. 27180

Vacating all the street and alley rights-of-way lying north of the south line of South 23rd Street and a portion south and west of the State of Washington right-of-way line for State Route 16 and a portion east of the east line of South Orchard Street for commercial development. (High Valley Investments; File No. 124.1203)

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.

Ordinance No. 27219

Vacating a portion of the alleyway between South I Street and Yakima Avenue extending south from South 23rd Street to combine the vacated right-of-way with the abutting property for the construction of Phases II and III of the McCarver Village Development. (Yakima Vista, LLC; File No. 124.1210)

Deputy Mayor Evans moved to consider Substitute Ordinance No. 27219. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Talbert.

The Ordinance was declared passed.

36

Ordinance No. 27233

Vacating the north 12 feet of the North 33rd Street right-of-way west of Monroe Street for the construction of a detached garage. (Douglas Crane; File No. 124.1208)

Deputy Mayor Evans moved to consider Substitute Ordinance No. 27233. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Talbert.

The Ordinance was declared passed.

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.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Anderson, Evans, Lonergan, Phelps, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

Recused: 2 – Ladenburg and Manthou.

The Ordinance was declared passed.

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.

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.

37

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.

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. 27287

Accepting \$225,000 from the United States Department of Justice, Office of Justice Programs, in the amount of \$225,000, for the Weed and Seed program.

The Ordinance was set over for final reading next week.

Ordinance No. 27288

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for certain represented employees negotiated with the 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, and changes in classification to reflect the organizational structure.

The Ordinance was set over for final reading next week.

PUBLIC HEARING

This is the date set for a public hearing by the City Council regarding the 2005 Ad Valorem Tax Levy.

The Public Hearing began at 5:54 p.m.

Speaking before Council:

<u>Name</u>	<u>Address/Affiliation</u>
Michele Reich	1205 Earnest S. Brazill Street

The Public Hearing ended at 6:06 p.m.

38

RESOLUTIONS

Purchase Resolution No. 36335

Awarding contracts to:

1. Spicers Paper, Inc., on its bid of \$35,000.00, plus sales tax, and XPEDX, on its bid of \$175,000.00, plus sales tax, for multipurpose paper for all departments – Specification No. CT04-0495F; and
2. PNEC Corporation, in the amount of \$177,000.00, plus sales tax, to renew and increase its contract to a cumulative total of \$227,000.00, plus sales tax, for tank wagon bulk fuel through September 30, 2005 – Washington State Contract No. 11499.

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

Resolution No. 36336

Authorizing the execution of an amendment to the grant agreement with Pierce County to accept an additional \$15,000, for a total of \$39,000, to provide additional training classes conducted by the Fire Department to prepare area residents for the effects of major disasters.

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. 36337

Expressing support of Pierce County's *The Road Home: Ending Chronic Homelessness-A Ten Year Plan for Pierce County*, developed by the Tacoma-Pierce County Coalition for the Homeless.

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. 36338

Authorizing the execution of an agreement with The Oldani Group, in the amount of \$30,000, to assist in the recruitment process for a successor City Manager.

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.

39

PUBLIC HEARING

This is the date set for a public hearing by the City Council regarding the 2005 Ad Valorem Tax Levy.

The Public Hearing was held earlier in the meeting.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

No report.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Lonergan stated Mr. Bob Drewel, Executive Director of the Puget Sound Regional Council, announced an upcoming Regional Economic Summit. He also indicated that King County Executive Ron Sims is asking other agencies to join in the Puget Sound Health Partnership, which hopes to reduce the incremental increases in health care costs by one third during the next two years.

Council Member Anderson mentioned an upcoming meeting with key stakeholders regarding the "Friday Night Feed" event. Their goal is to work together to successfully continue the event.

Council Member Manthou mentioned that he and Council Member Talbert recently attended the Washington Association of Small Business award ceremony. He congratulated the William Factory Small Business Incubator for receiving the Incubator of the Year Award for Washington State and Mr. Les Barnett, Small Business Assistance and Entrepreneurship for Bates Business and Management Training Center, for winning the Washington Association for Small Business Incubators, Mentor of the Year Award.

Council Member Talbert encouraged the community to vote.

40

CITIZENS' FORUM

Citizens' Forum reconvened at 6:49 p.m.

Speaking before Council:

<u>Name</u>	<u>Address/Affiliation</u>	<u>Topic</u>
Pat McElligott	Joint Labor, Chair	City employees' medical benefits
Ian Forraker	Northeast Tacoma	Various topics
Charles Creso	5502 Broadview NE	Economic considerations
John Ormsby	Wailers Performing Arts Foundation	Tacoma Dome/Louie Fest
Kent Morrill	Wailers Performing Arts Foundation	Tacoma Dome/Louie Fest
Michele Reich	1205 Earnest S. Brazill Street	Home security; veterans
Terry Tietz	4430 South 10 th Street	General items
Denny Faker	915 North Sheridan Avenue	Community Liaison Officers
Phyllis Barrett	912 South Cushman Avenue	Police take home vehicles
Sherry Bockwinkle	1524 Tacoma Avenue South	Reconsider rules for Public Comment
Rick Cvitanich	2808 North 8 th Street	Budget considerations

Citizens' Forum closed at 7:31 p.m.

On proper motion, the meeting was adjourned at 7:31 p.m.


 WILLIAM H. BAARSMA, MAYOR

ATTEST: 
 DORIS SORUM, CITY CLERK

41