



City Council Minutes

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

November 16, 2004

The meeting was called to order at 5:03 p.m.

Council Members Present: 8 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phelps, Stenger, and Talbert.

Council Member Absent: 1 – Mayor Baarsma.

The Flag Salute was led by Council Member Ladenburg.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the LESA Executive Board, September 15, 2004.
- b. Minutes of the Landmarks Preservation Commission, September 22, 2004.
- c. Minutes of the Planning Commission, October 20, 2004.
- d. Minutes of the Public Safety and Human Services Committee special joint meeting and regular meeting, October 28, 2004.

CONSENT AGENDA

ASSESSMENT ROLLS

The Director of Public Works presents the Assessment Rolls for the following:

- | | |
|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| LID No. 3962 | for the placement of sanitary sewer in South 58 th Street from the manhole approximately 175 feet west of Huson Street to Huson Street, then north in Huson Street approximately 650 feet; |
| LID No. 5726 | for the construction of water mains and fire hydrants in Huson Street from South 56 th Street to South 58 th Street; |

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- LID No. 6977 for the installation of modern street lighting along Huson Street from South 58th Street north approximately 650 feet;
- LID No. 7722 for the placement of underground electrical primary system along South Huson Street from South 58th Street north approximately 650 feet; and
- LID No. 8638 for the installation of permanent pavement and storm drainage on South 58th Street from the existing pavement between Ferdinand and Huson Streets to Huson Street, then north approximately 650 feet.

Setting Thursday, December 9, 2004, at 9:30 a.m., as the date for a hearing by the Hearing Examiner.

The Director of Public Works presents the Assessment Roll for the following:

- LID No. 8633 for the installation of permanent pavement and storm drainage on Proctor Street from South 56th Street north approximately 600 feet.

Setting Tuesday, January 18, 2005, at 9:30 a.m., as the date for a hearing by the Hearing Examiner.

Council Member Phelps moved that the Consent Agenda be approved. Seconded by Council Member Talbert. Voice vote was taken and carried. The Consent Agenda was declared approved.

PROCLAMATIONS

There were no proclamations.

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 5:05 p.m.

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Speaking before Council:

Name	Address/Affiliation	Subject
Phyllis Barrett	912 South Cushman Avenue	Ordinance No. 27290
Shannon Eakins	Perkins Building resident	Ordinance No. 27296
Jim Handmacher	Attorney	Ordinance No. 27296
Michael Sullivan	Resident	Ordinance No. 27296
Bob Hollister	Perkins building owner	Ordinance No. 27296
Gary Bodenstab	Seattle resident	Ordinance No. 27296
Margo Klein	Resident	Ordinance No. 27296
Steve O'Herrne	Professional land surveyor	Ordinance No. 27296
Dave Cook	Resident	Ordinance No. 27296
Sandy Zacek	Resident	Ordinance No. 27296
Tom Davenport	Resident	Ordinance No. 27296
Frederick Lorenz	Resident	Ordinance No. 27296
Bill Lynn	Attorney	Ordinance No. 27296
Scott Surdyke	Consultant and Project Manager for proposed Foss Harbor Project	Ordinance No. 27296
Jerry Lutz	Attorney	Ordinance No. 27296
Mike Langer	Resident	Ordinance No. 27296
Don Meyer	Director, Foss Waterway Authority	Ordinance No. 27296
Scott Mackay	Project consultant	Ordinance No. 27296
Deborah Lajiness	Bank of America Plaza	Ordinance No. 27296
Jon Fayth	Small business owner, A Street	Ordinance No. 27296
Ron Thomas	Resident	Ordinance No. 27296
Bill Donahoe	14405 SE 36 th Street, Bellevue	Ordinance No. 27296
Gayle Rieber	Business owner, A Street	Ordinance No. 27296
Ted Johnson	Project builder	Ordinance No. 27296
Skip Vaughn	7634 South Fife	Ordinance Nos. 27295 and 27296
Louise Batchelor	Resident of North 46 th Street	Property Taxes

Public Comment closed at 6:51 p.m.

The Public Hearing was held here.

REGULAR AGENDA

FINAL READING OF ORDINANCES

Ordinance No. 27289

Authorizing the execution of an annual Cooperative Agreement with the United States Department of Housing and Urban Development, in the amount of \$128,366, for training, administrative costs, and special enforcement efforts relating to fair housing and the processing of housing discrimination cases.

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Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Ordinance was declared passed.

Ordinance No. 27290

Approving an increase of one percent of the previous year's tax levy for the 2005 Ad Valorem Property tax levy.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Ordinance was declared passed.

Ordinance No. 27291

Approving an increase of one percent of the previous year's tax levy for the 2005 Tacoma Emergency Medical Services tax levy.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Ordinance was declared passed.

Ordinance No. 27292

Amending Title 11 of the Municipal Code, relating to traffic, by adding Chapter 11.06 entitled Motorized Scooters and Electric Personal Assistive Mobility Devices consisting of eight sections defining and regulating the use of such vehicles in the City.

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Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Ordinance was declared passed.

Ordinance No. 27293

Accepting \$15,000 from the Washington State Department of Transportation; authorizing the execution of an Interlocal Agreement with Pierce County for the continuation of the Commute Trip Reduction Enhancement Program effective July 1, 2004, through June 30, 2008.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Ordinance was declared passed.

Ordinance No. 27294

Amending Chapter 13.11 of the Municipal Code, relating to critical areas preservation, to be consistent and in compliance with the Growth Management Act and the specific requirement to use best available science methods in developing policies and regulations to protect the critical areas.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Ordinance was declared passed.

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Ordinance No. 27295

Amending Title 13 of the Municipal Code, relating to the Comprehensive Plan, including the addition of a new culture and history element and revising the growth strategy and development concept; the generalized land use, housing, capital facilities, utilities, transportation, and environmental policy elements; and adding the West End, South Tacoma, and North End areas to the neighborhood element.

Council Member Anderson moved to amend Exhibit A to Ordinance No. 27295. Seconded by Council Member Talbert. Voice vote was taken and carried. Motion No. 1 was declared adopted.

Council Member Stenger moved to amend Exhibit A to Ordinance No. 27295. Seconded by Council Member Phelps. Voice vote was taken and carried. Motion No. 2 was declared adopted.

Council Member Stenger moved to amend Exhibit A to Ordinance No. 27295. Seconded by Council Member Phelps. Voice vote was taken and carried. Motion No. 3 was declared adopted.

Council Member Ladenburg moved to amend Exhibit A to Ordinance No. 27295. Seconded by Council Member Phelps. Voice vote was taken and carried. Motion No. 4 was declared adopted.

Speaking before Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Ross Henrickson	Not identified

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Ordinance, as amended, was declared passed.

Ordinance No. 27296

Amending Title 13 of the Municipal Code, relating to the area-wide zoning reclassifications, to allow food and non-alcoholic beverage establishments to manufacture and wholesale on a limited basis in certain commercial districts; to create a new zoning classification, Mixed Residential-Special Review District, and modify zoning classifications for certain properties.

Council Member Phelps moved to consider Substitute Ordinance No. 27296. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

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Council Member Lonergan moved to amend Substitute Ordinance No. 27296. Seconded by Council Member Stenger. Voice vote was taken and failed. The motion was declared failed.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Mayor Baarsma.

The Substitute Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 27297

Amending Title 6 of the Municipal Code, relating to licenses and taxes, by repealing and reenacting said title, including changing the title to “The Tax and License Code,” eliminating unnecessary provisions and obsolete terms, and reorganizing the content of Title 6 to assist taxpayers in understanding the tax and license requirements.

Council Member Phelps moved to consider Substitute Ordinance No. 27297. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

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

RESOLUTIONS

Purchase Resolution No. 36347

Awarding contracts to:

1. Spirit Electric, LLC, on its bid of \$228,982.79, sales tax not applicable, for ornamental street lighting in the following areas:
 - South 64th and Wapato Streets around Wapato Hills Park;
 - South 12th Street from J Street to Martin Luther King Jr. Way;
 - South 11th Street west of Martin Luther King Jr. Way;
 - The 900 block of South J Street;
 - South Park Avenue from South 83rd to South 84th Streets; and
 - Center Street from Adams to Madison Streets;Specification No. PW04-0505F; and
2. Arch Paging, in the amount of \$64,200.00, plus sales tax, for paging services for various City Departments.

Council Member Phelps moved to waive further reading and adopt the Purchase Resolution based on information provided. Seconded by Council Member Talbert.

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

Resolution No. 36348

Authorizing the execution of agreements with:

- Anchor Environmental, in the amount of \$250,000;
- CH2MHill, in the amount of \$400,000;
- Grette Associates, in the amount of \$200,000;
- Helix Architecture, in the amount of \$200,000;
- KPG, in the amount of \$200,000;
- Herrera Environmental, in the amount of \$250,000; and
- Parametrix, in the amount of \$850,000,

for on-call engineering, planning and design work for capital projects and programs for the Public Works Department.

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.

PUBLIC HEARING

This is the date set for a public hearing by the City Council regarding the preliminary 2005-2006 Biennial Budget.

The Public Hearing began at 6:51 p.m.

Speaking before Council:

<u>Name</u>	<u>Address/Affiliation</u>
Marcelina Olsen	Light House Center
Herman Diers	Hilltop Action Coalition
Denny Faker	Manager Stadium Business District
Michael Curley	1538 North Cascade Avenue
George Bourcier	1515 South Highland Avenue
Tom Cruver	1608 South Verde Street
Phyllis Barrett	912 South Cushman Avenue
Irene Fruzzeth	16410 17 th Avenue East
Brian Dougherty	7247 South Park Avenue
Virginia Colyar	926 South Cushman Avenue
Sally Perkins	1419 South Sheridan Avenue
Bruce Mann	1600 North Warner Street
Pat Wooster	2618 North Puget Sound Boulevard
James Collins	Resident
Harold Iseal	4212 North 24 th Street
Monica Wells	Resident
Gregory Ormsby	Resident
Dr. Mike Newcomb	1718 South J Street
Diane Crcchettini	315 Martin Luther King Jr. Way
Shirley Gordon	715 North Ainsworth Avenue
Julie Jensen	802 South Cushman Avenue
Skip Young	817 South Cushman Avenue

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Frederick Brookshier	4675 South Park Avenue
Heidi Lerard	401 North G Street #313
Timothy Hammonds	229 South Junett Street
Russell McBain	2302 6 th Avenue, 221
Jeanie Peterson	1230 South Grant Avenue
Jim Cozad	4874 South K Street
Larry Else	423 South G Street
Roger Hansen	Department of Corrections
Jennifer Allen	Pierce County Human Services Coalition
Alison Quaigg & Diane Duneway	6812 South Alder Street
Rick Cvitanich	2808 North 8 th Street
Gini Hall	935 South Ridgewood Avenue
Jim Roland	3515 East J Street
Rachel Davis	912 North 9 th Street
Louise Batchelor	Resident of North 46 th Street
Darin Dressler	1857 North Skyline Drive

The Public Hearing ended at 8:57 p.m.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

No report.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL


Council Member Phelps moved to excuse Mayor Baarsma from tonight's meeting. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Council Member Lonergan expressed condolences and best wishes to the family of former Council Member Ruth McElliott for her recent passing.

On proper motion, the meeting was adjourned at 10:03 p.m.



BILL EVANS, DEPUTY MAYOR

ATTEST: 

DORIS SORUM, CITY CLERK

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