



City Council Minutes

<http://www.cityoftacoma.org>

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

September 13, 2005

The meeting was called to order at 5:07 p.m.

Council Members Present: 8 – Anderson, Evans, Ladenburg, Lonergan, Phillips, Stenger, Talbert, and Mayor Baarsma.

Council Member Absent: 1 – Manthou.

The Flag Salute was led by Council Member Lonergan.

The Mayor suggested that the Moment of Silence be a silent prayer on behalf of those suffering as a result of Hurricane Katrina.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Economic Development Committee, August 16, 2005.
- b. Minutes of the Environment and Public Works Committee, July 13 and August 10, 2005.
- c. Minutes of the Government Performance and Finance Committee, August 10, 2005.
- d. Minutes of the Hilltop Renaissance Project Public Advisory Committee, August 8 and 24, 2005.
- e. Minutes of the Human Rights Commission, July 21, 2005.
- f. Minutes of the Public Utility Board study sessions and meetings, July 13 and 27, 2005.
- g. Minutes of the Tacoma Housing Authority, July 27, 2005.
- h. Minutes of the Tacoma Public Library Board of Trustees, July 20, 2005.

CONSENT AGENDA

Approval of the minutes of the City Council meeting, June 28, 2005; and study session, August 16, 2005.

RESOLUTIONS

Resolution No. 36634

Setting Tuesday, October 11, 2005, at 9:30 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of Wright Avenue between East M and East N Streets, to consolidate the property and remove an existing building encroachment in the Wright Avenue right-of-way. (Tacoma School District; File No. 124.1254)

Resolution No. 36635

Setting Tuesday, October 11, 2005, at 9:30 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of Waterview and Hill Streets to sub-divide the vacated property creating additional building lots for single-family homes. (Chin Sup Kim and Bronson Kim; File No. 124.1253)

Resolution No. 36636

Setting Tuesday, September 20, 2005, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the annexation of the property of Tacoma Public Utilities and Timothy and Diane Scott located in the vicinity bordered by Marine View ("Eastside ") Drive to the west, Varco Road to the east and 51st Street NE to the north.

Resolution No. 36637

Setting Tuesday, September 20, 2005, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the annexation of the property of Christopher Morrill and Marilyn J. Crawford located at 5006 Varco Road NE in unincorporated Pierce County.

Resolution No. 36638

Setting Tuesday, September 20, 2005, at approximately 5:30 p.m., as the date for a public meeting by the City Council on the request for annexation by Brad Burkhartzmeyer and Susannah Nuriel for the properties located at 8607 and 8601 McKinley Avenue East in unincorporated Pierce County.

Deputy Mayor Ladenburg moved that the Consent Agenda, including Resolution Nos. 36634 through 36638, be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 36634 through 36638, was declared adopted.

PROCLAMATIONS

Mayor Baarsma proclaimed September 16, 2005, to be “POW/MIA Day” and presented the proclamation to Mr. Jim Wells, Commander of the Tacoma POW/MIA Chapter.

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 5:11 p.m.

Speaking before Council:

Name	Address/Affiliation	Subject
Phyllis Barrett	912 South Cushman Avenue	Ordinance Nos. 27410 and 27412
Charles Creso	Tacoma resident	Ordinance No. 27412
Dr. Ray McGroarty	Program Director and Founder of Urban Ecology Keeper Owl Consortium	Request No. 10646
Morris McCaulman	“Mac The Knife” now known as “Mr. Mac”	Ordinance No. 27412
Eric Alozie	Tacoma resident	Ordinance No. 27412
Jerry Gruthrey	Peanut Butter and Jelly Ministries	Ordinance No. 27412

Public Comment closed at 5:29 p.m.

REGULAR AGENDA

FINAL READING OF ORDINANCES

Ordinance No. 27338

Vacating the north 125 feet of the alley bounded by South 15th and South 16th Streets, between South I and South J Streets, for the development of a parking lot to serve St. Joseph Medical Center. (Franciscan Health System; File No. 124.1231)

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Manthou.

The Ordinance was declared passed.

59

FIRST READING OF ORDINANCES

Ordinance No. 27410

Authorizing the execution of a grant agreement with the United States Department of Justice, Bureau of Justice Programs; accepting, depositing in and appropriating \$539,716 from the Human Rights and Human Services Special Revenue Fund; for the 2005-2008 Edward M. Byrne Justice Assistance Grant for crime reduction initiatives.

The Ordinance was set over for final reading next week.

Ordinance No. 27411

Authorizing the execution of a Memorandum of Agreement with the National Association of Child Care Resource and Referral Agencies; accepting, depositing in and appropriating \$319,738 from the Human Rights and Human Services Special Revenue Fund to develop military certified child care providers in Pierce County.

The Ordinance was set over for final reading next week.

Ordinance No. 27412

Authorizing the execution of the necessary documents to complete purchases of the properties located at 1110, 1120, and 1124 Martin Luther King, Jr. Way; and appropriating up to \$1,000,000 of Urban Development Action Grant repayment funds, as needed, from the Special Revenue Economic Development Fund for the acquisition of the said properties and for appearance improvements, stabilization and preservation of the buildings.

The Ordinance was set over for final reading next week.

RESOLUTIONS

Purchase Resolution No. 36639

Awarding contracts to:

1. BoundTree Medical, LLC, on its bid of \$53,183.02, plus sales tax, and Progressive Medical International, on its bid of \$24,702.58, plus sales tax, budgeted from the EMS Special Revenue Fund, for emergency medical service supplies – Specification No. FD05-0423F;
2. Bauer Compressors, Inc., on its bid of \$102,421.60, plus sales tax, budgeted from Metropolitan Medical Response System Grants Fund, for oxygen generating systems – Specification No. FD05-0486F;
3. SteelForm Industries, on its bid of \$379,125.00, sales tax not applicable, budgeted from the Solid Waste Operating Fund, for 825 metal cardboard recycle containers – Specification No. PW05-0076F;
4. Lee & Associates, d.b.a. The GearShop, in the amount of \$58,269.04, plus sales tax, budgeted from the General Fund – Sole Source;

60

5. Tri-State Construction, Inc., in the amount of \$318,500.00, plus sales tax, budgeted from the Airport Fund, for 65,000 cubic yards of surplus earth fill for the Tacoma Narrows Airport Safety Improvements – Specification No. GS05-0666F;
6. Coast Rail, Inc., in the amount of \$300,000.00, plus sales tax, for a cumulative total of \$574,980.00, budgeted from the Tacoma Rail Mountain Division Fund, to increase its contract for on-call railroad signal maintenance from Tacoma to Frederickson and Frederickson to Chehalis through May 31, 2006 - Specification No. G—206-03; and
7. Motorola, Inc., in the amount of \$100,485.05, including sales tax, for a cumulative total of \$12,899,976.26, budgeted from the Radio Comms Equip Res Fund, to increase its contract for portable radios for the Police Department and a Centracom Gold Elite Console System for the Public Works Department – City of Seattle Contract No. 00-13827/BRM.

Deputy Mayor Ladenburg moved that the Purchase Resolution be adopted including waiving formal bidding procedures on Item Nos. 4 and 5. Seconded by Council Member Talbert. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution was declared adopted.

Resolution No. 36640

Authorizing the submittal of the certified documents required for the acceptance of \$30,000 from the Office of the Administrator for the Courts pursuant to Engrossed Second Substitute Senate Bill 5454; depositing said sum in the Court Special Revenue Fund to be used for staffing, programs, facilities, or services.

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. 36641

Accepting a \$5,000 grant per year for two years from the Washington State Arts Commission in support of arts programs.

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.

Deputy Mayor Ladenburg moved to suspend the rules to consider additional Resolution No. 36642. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

61

Resolution No. 36642

Authorizing the City Manager to use administrative discretion in all areas under his authority, including, but not limited to, transfer or other disposition of surplus equipment, in providing assistance to the areas impacted by Hurricane Katrina.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert. Mayor Baarsma asked if there were anyone in the audience wishing to address this Resolution. There were no speakers. Voice vote was taken and carried. The Resolution was declared adopted.

UNFINISHED BUSINESS

Mayor Baarsma moved to appoint Council Member Mike Lonergan as Deputy Mayor from September 20 through September 24, 2005. Seconded by Deputy Mayor Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

REPORTS BY CITY MANAGER

City Manager Eric Anderson announced the appointment of Elizabeth Pauli to the position of City Attorney for the City of Tacoma. He stated that Ms. Pauli has performed in an outstanding way and has proven herself more than capable during her interim period.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Deputy Mayor Ladenburg moved to excuse Council Member Manthou from the meeting tonight. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

Council Member Evans stated that he was happy about the Resolution that was adopted tonight regarding our city helping other jurisdictions. He acknowledged some of the grass roots neighborhood activity that is taking place throughout our city. He specifically mentioned grocery stores, churches and State Representative Dennis Flannigan as being a great fund raisers. Council Member Evans acknowledged grade school and middle school kids for selling beanie babies at the Proctor Street Farmers Market. He stated that more than twenty merchants in that same neighborhood collected money and donated twenty-five percent of all sales Saturday to Mercy Corps. He stated that it is very encouraging to see people opening their hearts and wallets to help fellow Americans.

Council Member Lonergan thanked and congratulated Key Bank for doubling their employment at their Tacoma center located south of *The News Tribune*. He stated that they were consolidating their two operations centers. He then stated that he and the Mayor attended the Firefighters Memorial on September 11th, "Remembering 9/11", which he described as "very moving". He acknowledged and congratulated Patrol Specialist Fred Dryer, Sergeant Leona Ellis, Lieutenant Karen Kelly, Lieutenant Robert Ruiz, and Detective James Williams for thirty years of service. He also congratulated the Tacoma Rainiers for winning the West Coast Championship and are now playing in Nashville, Tennessee, in the Pacific Coast League championship series.



Council Member Anderson invited everybody in the community to a special town hall meeting on Wednesday, September 14th beginning at 5:30 p.m. at the History Museum regarding Sound Transit. She stated that elected officials are looking for input about extensions on Light Rail, where to go next for Commuter Rail and the impacts to the neighborhood, all of which may be on a ballot as soon as November 2006.

Deputy Mayor Ladenburg requested a presentation on what the City of Tacoma and the surrounding areas are doing regarding an emergency plan. She suggested working with *The News Tribune* to help notify and educate our community in regards to what each of us should be doing in case of an emergency.

Mayor Baarsma made comments regarding emergency management. He stated that the Red Cross conducts a seminar regarding emergency management. Mayor Baarsma stated the Pierce County AIDS Foundation held its annual walk last Saturday. He stated their goal was to raise over \$100,000 and the City of Tacoma team was one of the top contributing teams. He stated that last Sunday, the Bank to Bay run was held, in which some of our department heads ran the 5K run. Mayor Baarsma stated that the Phyllis Randolph Institute organization from Georgia were in Tacoma to provide special recognitions and awards to the Tacoma Housing Commission, Tucci and Sons, the Walsh Construction Company and Lorig Development, for their work on the Salishan Hope VI project. Mayor Baarsma stated that this weekend the “Mayor’s Cup” will be held at Maritime Fest. He stated that challenges have been sent out to all the surrounding cities and that the City of Tacoma has won that race down the Foss Waterway in Dragon Boats three times in a row.

Mayor Baarsma moved that the City Council approve settlement with the plaintiffs in the pending civil lawsuit, Brame, et al. v. City of Tacoma, et al., King County Superior Court Cause No. 04-2-00712-7 KNT, as follows:

1. Payment of \$1 million from the City toward a combined payment of \$12 million, the balance of which will be paid by the City’s insurers.
2. Agreement to adopt a Resolution giving the City Council’s consent to amend the interlocal agreement that created the Family Justice Center, to provide that the Center will be named and referenced as “The Crystal Judson Family Justice Center.”
3. Authorizing the City Manager and Mayor to sign a letter on behalf of the City of Tacoma expressing the City’s regret for the death of Crystal Judson and its commitment to action seeking to prevent future similar tragedy.
4. Approving a short-term continuation of the lawsuit to allow the plaintiffs to complete depositions of selected individuals.
5. Agreement to adopt a Resolution designating April 26th of each year as “Domestic Violence Awareness Day” in Tacoma.
6. Agreement to continue the City’s efforts to reform and advance City policies and procedures, including ethics, hiring practices, domestic violence training, Police Department accreditation, and others.
7. Approving a dismissal of all claims against Mayor Baarsma.
8. Approving the dismissal of all remaining claims against all parties after the completion of short-term discovery and the Court’s approval of the settlement.

63

Seconded by Deputy Mayor Ladenburg. Deputy Mayor Ladenburg and Council Member Talbert requested the City Manager and the City Attorney begin the process to amend the Interlocal Agreement with Pierce County to change the name of the Family Justice Center to the "Crystal Judson Family Justice Center". Voice vote was taken and carried. The motion was declared adopted.

CITIZENS' FORUM

Citizens' Forum began at 6:34 p.m.

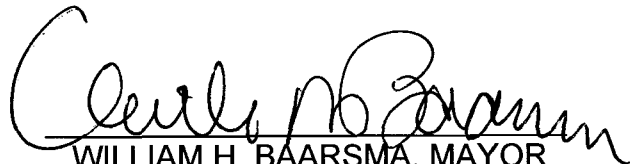
Speaking before the Council:


Name	Address/Affiliation	Topic
Phyllis Barrett	912 South Cushman Avenue	Police patrol cars
Charles Creso	5501 Broadview Avenue NE	Tacoma casinos
Alice A. Phillips	IBEW Tacoma	SAP/pay/union issues
Donna Buck	South End Neighborhood Council	Removing the taxation on charities, Methadone Program
Jennifer Bruneau	Independent	Complaints she filed with the City
Alton McDonald	P.O. Box 9005	Fire Chief appointment Brame issue, accountability
Michael Minor	North Slope Tacoma	Car theft and burglary issues
Rick Cvintanich	Resident	Voters' Pamphlet
Janis Martin	Resident	Purchases in hilltop, Browne Star Grill
Felix Strozier	Chairperson, Community Corner	Homelessness
John Pellessier	Resident, Board Member South End Neighborhood Council, Vice Chair Community Council	Tax dollars, hiring Fire Chief, Brame issue
Jerry Guthrie		Low-income and homeless people

Citizens' Forum closed at 7:24 p.m.

64

On proper motion, the meeting was adjourned at 7:24 p.m.


WILLIAM H. BAARSMA, MAYOR

ATTEST: 
DORIS SORUM, CITY CLERK

