



# City Council Minutes

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

July 26, 2005

The meeting was called to order at 5:05 p.m.

Council Members Present: 7 – Anderson, Evans, Ladenburg, Manthou, Phelps, Stenger, Talbert, and Mayor Baarsma.

Council Member Absent: 1 – Lonergan (arrived at 5:06 p.m.)

The Flag Salute was led by Council Member Talbert.

## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

a. Minutes of the Landmarks Preservation Commission, June 8, 2005.

## CONSENT AGENDA

Approval of the minutes of the City Council meeting June 7, and June 14, 2005; and study session, June 28, 2005.

## RESOLUTIONS

### **Resolution No. 36586**

Setting Tuesday, August 9, 2005, at approximately 5:30 p.m. as the date for a hearing by the City Council regarding the proposed transfer of property located at Lake Kapowsin, Pierce County, and a portion of the land in the upper Green River Watershed near Friday Creek, King County, to the Muckleshoot Indian Tribe.

### **Resolution No. 36587**

Authorizing the execution of an Interlocal Agreement with the City of Fife Police Department, City of Lakewood Police Department, and the Washington State Department of Corrections to implement the pilot Pierce County Regional Vice Task Force.

**Resolution No. 36588**

Authorizing the execution of an Interlocal Agreement with the City of Fife Police Department, the City of Lakewood Police Department, the Tacoma-Pierce County Health Department, the Metropolitan Development Council, the Washington State Department of Corrections, and the Safe Streets Campaign to implement the Pierce County Pilot Prostitution Customer Diversion and Accountability Program.

**FIRST READING OF ORDINANCES**

**Ordinance No. 27393**

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 3713 Pacific Avenue from an "R-3" Two-Family Dwelling District to a "C-2" Commercial District for the development of a 6,000 square-foot retail building and associated off-street parking. (Apex Engineering; File No. 40000046576)

**Ordinance No. 27394**

Vacating the east ten feet of the alleyway between Yakima Avenue and South I Street and abutting South 15<sup>th</sup> and South 16<sup>th</sup> Streets for parking for future residential development. (Vision Investments, LLC; File No. 124.1238)

**Ordinance No. 27395**

Vacating the south 20 feet of Upper Park Road between East G Street and McKinley Avenue, for the development of a three-story condominium project with underground parking for each unit. (Merilee Chinn and Donald Hanson; File No. 124.1241)

**Ordinance No. 27396**

Vacating a portion of South Asotin Street north of Center Street and south of South 28<sup>th</sup> Street for the construction of a storage and repair building. (Network Services d.b.a. Network Tacoma; File No. 124.1244)

**Ordinance No. 27397**

Vacating a portion of the Commerce Street right-of-way between South C Street and Pacific Avenue and abutting South 28<sup>th</sup> and South 29<sup>th</sup> Streets for the construction of a mixed-use, commercial/residential development. (Seven Stones, LLC and William Baker; File No. 124.1245)

**COMMUNICATIONS**

Hearing Examiner recommending Local Improvement District No. 2635 not be formed for the reconstruction, repair, and renewal of sidewalks and landscaping; installation of ornamental streetlights; replacing and relocating existing streetlights and luminaries at various locations throughout the city as the protest in this matter exceeds the 60 percent level established by RCW 35.43.180.

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Deputy Mayor Ladenburg moved that the Consent Agenda, including Resolution Nos. 36586 through 36588, Ordinance Nos. 27393 through 27397, and the Communication Item, be approved. Seconded by Council Member Talbert.

Deputy Mayor Ladenburg moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner for Ordinance Nos. 27393 through 27397 and the recommendation not to proceed with the formation of Local Improvement District No. 2635. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 36586 through 36588, setting Ordinance Nos. 27393 through 27397 over for final reading to a date to be determined, and the Communication Item, was declared approved.

**PROCLAMATIONS**

There were no proclamations.

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**PRESENTATION**

Mayor Baarsma called on Ms. Candace Kinne, United States Postal Service Representative, for a presentation on plans for a new post office.

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**RECOGNITIONS**

Mayor Baarsma recognized the people of the city of Tacoma Mr. Doug Miller, President and Executive Director of the Tacoma Events Commission for bringing Tall Ships® to Tacoma.

Mayor Baarsma called on Battalion Chief Twyla Bryant to present awards to the citizen volunteers of the Fireworks Hotline and Education Program.

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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 5:27 p.m.

Speaking before Council:

<b>Name</b>	<b>Address/Affiliation</b>	<b>Subject</b>
Mike Collier	1990 Collier for Congress	Ordinance No. 27386
Phyllis Barrett	912 South Cushman Avenue	Ordinance No. 27390; Resolution Nos. 36589 and 36590

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<b>Name</b>	<b>Address/Affiliation</b>	<b>Subject</b>
Ian Forraker	3113 – 44 <sup>th</sup> Avenue NE	Resolution Nos. 36587, 36588, and 36950
Jerry Guthrey	P & J Ministries	Resolution No. 36589

Public Comment closed at 5:45 p.m.

## **REGULAR AGENDA**

### **FINAL READING OF ORDINANCES**

**Ordinance No. 27386**

Amending Chapter 2.05 of the Municipal Code, relating to the placement of signs, including political signs, on public property.

Roll call vote was taken, resulting as follows:

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

Nays: 0

The Ordinance was declared passed.

**Ordinance No. 27387**

Amending Chapter 1.70 of the Municipal Code to provide clarification regarding the right to appeal the recommendations of the Hearing Examiner to the City Council.

Roll call vote was taken, resulting as follows:

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

Nays: 0

The Ordinance was declared passed.

**Ordinance No. 27388**

Accepting \$103,123 from the United States Department of Justice, Office of National Drug Control Policy through Pierce County, for personnel, equipment, and other expenses related to the Northwest High Intensity Drug Trafficking Area Methamphetamine Task Force.

Roll call vote was taken, resulting as follows:

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

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Nays: 0

The Ordinance was declared passed.

**Ordinance No. 27389**

Amending Chapter 1.30 of the Municipal Code, relating to the Tacoma Employees' Retirement System, to provide clarification relative to membership requirements for retirees who return to work under a special project.

Roll call vote was taken, resulting as follows:

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

Nays: 0

The Ordinance was declared passed.

**Ordinance No. 27390**

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for employees represented by the United Transportation Union, Switch Crews Unit, and the Brotherhood of Locomotive Engineers, effective July 1, 2005.

Roll call vote was taken, resulting as follows:

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

Nays: 0

The Ordinance was declared passed.

**Ordinance No. 27391**

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation negotiated with the International Brotherhood of Electrical Workers, Local 483, Clerical Unit, for 171 employees, effective January 1, 2005 through December 31, 2005.

Roll call vote was taken, resulting as follows:

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

Nays: 0

The Ordinance was declared passed.

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**Ordinance No. 27392**

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation negotiated with the International Brotherhood of Electrical Workers, Local 483, Customer and Field Services Unit, for 130 employees, effective January 1, 2005 through December 31, 2005.

Roll call vote was taken, resulting as follows:

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

Nays: 0

The Ordinance was declared passed.

**FIRST READING OF ORDINANCES**

**Ordinance No. 27398**

Accepting \$51,333.38 from the Washington State Department of Social and Health Services, for a cumulative total of \$539,773.45, to support child care referral services for Pierce County parents through September 30, 2005; and amending the 2005-2006 Biennial Budget to provide for the expenditure of said funds.

The Ordinance was set over for final reading next week.

**RESOLUTIONS**

**Purchase Resolution No. 36589**

Awarding contracts to:

1. U.S. Oil & Refining Co., on its bid of \$292,500.00, plus sales tax, for bulk asphalt oil – Specification No. PW05-0461F;
2. Pierce County Security, Inc., on its bid of \$69,348.32, sales tax not applicable, for security officer services at the Tacoma Landfill – Specification No. PW05-0438F;
3. Downtown Harley, Inc., on its bid of \$106,190.96, plus sales tax, for six Harley-Davidson police motorcycles – Specification No. GF05-0314F;
4. Enviro-Clean Equipment, Inc., in the amount of \$179,214.25, plus sales tax, for a Schwarze M6000 street sweeper mounted on Sterling SC8000 chassis – State of Oregon Contract No. 3142;
5. Leo Finnegan Construction Company, in the amount of \$1,560,000.00, plus sales tax, for a cumulative total of \$14,317,128.00, for additional work required for the Police Headquarters – Specification No. PD03-0897F;

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6. Buno Construction, LLC, in the amount of \$250,000.00, plus sales tax, for a cumulative total of \$2,560,088.33, plus sales tax, for additional work required on the Wastewater Collection System Rehabilitation project – Specification No. PW04-0216F; and
7. Osmose Railroad Services, Inc., in the amount of \$284,391.00, plus sales tax, for emergency repairs to the Nisqually River Trestle located at Park Junction in Pierce County, between Elbe and Ashford – Specification No. PW05-0103F.

Deputy Mayor Ladenburg moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 7, be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 7, was declared adopted.

### **Resolution No. 36590**

Expanding the Joint Municipal Action Committee to include up to two Pierce County representatives, subject to the approval of the City Council, Pierce County Council, Metro Parks Board, and Tacoma School Board; and reducing the number of City Council Members from three to two.

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.

### **UNFINISHED BUSINESS**

None.

### **REPORTS BY CITY MANAGER**

City Manager Eric Anderson stated Fire Chief Eileen Lewis will go on leave August 1<sup>st</sup> and retire thereafter. He stated Mr. Ron Stephens will serve as Interim Fire Chief.

### **COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Council Member Lonergan commented on the retirement of Fire Chief Eileen Lewis. He also stated the Joint Municipal Action Committee (JMAC) took a real interest when the City of Federal Way showed interest in the Browns Point area. He stated JMAC sent a letter to the Pierce County Regional Council (PCRC) opposing the idea of opening up the Browns Point/Dash Point area as an Urban Service area for Federal Way. He stated it has been a part of Tacoma's urban growth area in Pierce County. He indicated that at the recent PCRC meeting, they reviewed nine different proposals to modify the Pierce County's Comprehensive Plan relating to various urban growth areas. He stated the PCRC voted against the Federal Way proposal. He mentioned the upcoming Ethnic Fest event at Wright Park and Air Expo at McChord Air Force Base this weekend, which will feature the United States Air Force Thunderbirds.

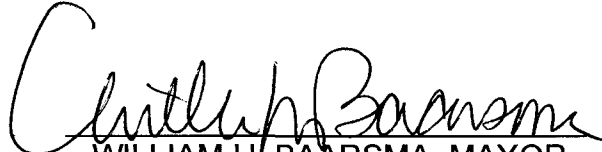
Mayor Baarsma mentioned the upcoming Fern Hill Days event on Sunday. He also stated the United States Association of Ecological Economists convention was held in

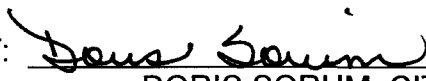
Tacoma. He then congratulated Fire Chief Eileen Lewis, first female firefighter and Fire Chief on her retirement.

Council Member Evans also mentioned the upcoming Ethnic Fest at Wrights Park.

**ADJOURNMENT**

On proper motion, the meeting was adjourned at 6:33 p.m.

  
WILLIAM H. BAARSMA, MAYOR

ATTEST:   
DORIS SORUM, CITY CLERK

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