



City Council Agenda

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

December 11, 2007 – 5:00 p.m.

Call to Order. **5:04 p.m.**

Roll Call. **7 Present, 2 Absent (Anderson, arrived at 5:36 p.m.; and Lonergan)**

Flag Salute. **Deputy Mayor Talbert**

Moment of Silence.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- (1) a. Minutes of the Government Performance and Finance Committee, November 7, 2007.
- (3) b. Minutes of the Neighborhoods and Housing Committee, November 5, 2007.
- (5) c. Minutes of the Tacoma Arts Commission, October 29, 2007.
- (8) d. Minutes of the Tacoma Employees' Retirement System, Board of Administration, October 11, 2007.
- (12) e. Minutes of the Tacoma Planning Commission, October 17, 2007 and November 7, 2007.
- (31) f. Minutes of the Tacoma Public Library Board of Trustees, October 17, 2007.

C O N S E N T A G E N D A

- (39) Approval of the minutes of the City Council study sessions of September 25 and October 2, 2007.

**Ayes: 7 Nays: 0 Absent: 2 (Anderson, Lonergan)
Abstaining: 0 Items Removed: 0**

PROCLAMATIONS

There were no proclamations.

PUBLIC COMMENT (Began at 5:06 p.m.; ended at 5:44 p.m.)

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, which on tonight's agenda includes pending motions on Ordinance Nos. 27663 and 27664 relating to the Comprehensive Plan and the Land Use Regulatory Code. Comments will be limited to up to five minutes per person. Comments will not be accepted on Ordinances or Communication Items forwarded to the City Council by the Hearing Examiner for which a public hearing has already been held. On tonight's agenda that includes Ordinance No. 27611.

REGULAR AGENDA

Deputy Mayor Talbert moved to authorize the City's full and final settlement of all claims against the City in the case of Christopherson v. the City of Tacoma, Pierce County Superior Court Cause No. 07-2-07276-0, upon payment by the City in the amount of \$78,000.00. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was adopted.

ANNOUNCEMENTS, PRESENTATIONS, AND APPOINTMENTS

Resolution No. 37334

- (43) Appointing and reappointing citizens to the Citizens Recognition Committee, the Tacoma Community Redevelopment Authority, and the Human Services Commission.

Ayes: 8 Nays: 0 Absent: 1 (Lonerger) Abstaining: 0

RESOLUTIONS**Purchase Resolution No. 37335**

(46) Awarding contracts to:

1. Tire Distribution Systems, Inc., in the amount of \$55,464.00, plus sales tax, for a cumulative total of \$73,952.00, budgeted from the Equipment Rental Fund, to increase the contract for foam filled tires – Specification No. GF07-0923N; and
2. Authorizing the execution of an interlocal agreement with Alderwood Water and Wastewater District for cooperative purchasing.

Ayes: 8 Nays: 0 Absent: 1 (Lonerger) Abstaining: 0

Resolution No. 37336

(50) Authorizing the execution of the fourth and fifth year extension options to the three-year agreement with Milliman, Inc., in the amount of \$175,000, for a cumulative total for the five-year contract of \$392,000, budgeted from the Retirement Fund, to provide actuarial and audit services for the period of January 1, 2008 through December 31, 2009.

Ayes: 8 Nays: 0 Absent: 1 (Lonerger) Abstaining: 0

Resolution No. 37337

(55) Authorizing the execution of an agreement with Northern Trust Company, in the amount of \$1,125,000, budgeted from the Retirement Fund, to provide custodial bank services for the period of January 1, 2008 through December 31, 2010.

Ayes: 8 Nays: 0 Absent: 1 (Lonerger) Abstaining: 0

Resolution No. 37338

(60) Adopting State Legislative Priorities for the year 2008.

Ayes: 8 Nays: 0 Absent: 1 (Lonerger) Abstaining: 0

Resolution No. 37339

(62) Adopting Federal Legislative Priorities for the year 2008.

Ayes: 8 Nays: 0 Absent: 1 (Lonerger) Abstaining: 0

Resolution No. 37340

- (64) Authorizing the execution of an amendment to the Overpass Agreement with the Burlington Northern Santa Fe Railroad, in the amount of \$196,235, for a cumulative total of \$685,082, budgeted from the Capital Projects Fund, for additional railroad flagging services needed to conduct construction work for the East D Street overpass project.

Ayes: 8 Nays: 0 Absent: 1 (Loneragan) Abstaining: 0

Resolution No. 37341

- (68) Authorizing the execution of an Interlocal Agreement with the Port of Tacoma for the design and construction of the Lincoln Avenue Grade Separation Project.

Ayes: 8 Nays: 0 Absent: 1 (Loneragan) Abstaining: 0

Resolution No. 37342 Amended Term Sheet

- (71) Expressing support and expectations relating to Sound Transit's Commuter Rail Plan for routing of the Tacoma-to-Lakewood Commuter Rail Extension Project; and authorizing the City Manager to sign a Term Sheet to guide further collaboration.

Ayes: 8 Nays: 0 Absent: 1 (Loneragan) Abstaining: 0

Resolution No. 37343

- (81) Authorizing the execution of an amendment to the agreement with Robert Half International, Inc., in the amount of \$40,000, for a cumulative total of \$88,960, budgeted from the General Fund, for temporary personnel services in the Budget and Research Division of the Finance Department.

Ayes: 8 Nays: 0 Absent: 1 (Loneragan) Abstaining: 0

Resolution No. 37344 Substitute

- (84) Approving the sale of the City's Limited Tax General Obligation Bonds, 2007, in the aggregate principal amount not to exceed \$9,900,000, to provide funds to pay costs of acquiring real property and improvements to the South Park Plaza public parking garage.

Ayes: 8 Nays: 0 Absent: 1 (Loneragan) Abstaining: 0

Resolution No. 37345

(93) Authorizing the execution of two-year agreements with:

- PrintNW, in the amount of \$335,000;
- Pollard Group, in the amount of \$135,000;
- Johnson-Cox, in the amount of \$85,000;
- Consolidated Press, in the amount of \$75,000;
- Cascade Media, in the amount of \$30,000; and
- Burrell Printing, in the amount of \$90,000,

for a cumulative total of \$750,000, budgeted from the IT Graphic Services Fund, to provide print and bindery services for various departments and divisions within the City.

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

Resolution No. 37346 (Second reading next week)

(99) Amending Rule 15 of the *Rules of Procedure of the Council of the City of Tacoma* regarding standing committees, to add an alternate member to each of the committees and to establish quorum and voting procedures.

FINAL READING OF ORDINANCES**Ordinance No. 27611**

(103) Vacating a portion of North 36th Street between Villard and Baltimore Streets, to combine the vacated right-of-way with the abutting property to expand the landscape and yard area. (Peggy Robinson, et al.; File No. 124.1275)

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

Amended Ordinance No. 27663 (Continued from the meeting of December 4, 2007)

- (134) Amending Chapter 13.17 of the Municipal Code, relating to the Land Use Regulatory Code; designating the McKinley Neighborhood Center, the Narrows Neighborhood Center, and the South 34th Street and Pacific Avenue Community Center, as three new mixed-use centers; and modifying the boundaries of nine existing mixed-use centers.

Pending Motion: Motion to amend Exhibit B of Amended Ordinance No. 27663 to extend the South 72nd and Pacific Community Mixed-Use Center approximately 250 feet south of South 79th Street on the east side of Pacific Avenue to include Parcel Numbers 7850001190, 7850001200, 7850001210, 7850001233, 7850001234, 7850001250, and 0320336025, for a total of approximately 3 acres.

Voice vote was taken on the Pending Motion and carried. The Pending Motion was declared adopted.

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

Amended Ordinance No. 27664 (Continued from the meeting of December 4, 2007)

- (164) Amending Title 13 of the Municipal Code, relating to the Comprehensive Plan and Land Use Regulatory Code, and adopting amendments to the Comprehensive Plan by revising several plan elements.

Pending Motion: Motion to amend Exhibits A and B of Amended Ordinance No. 27664, to extend the South 72nd and Pacific Community Mixed-Use Center approximately 250 feet south of South 79th Street on the east side of Pacific Avenue to include Parcel Numbers 7850001190, 7850001200, 7850001210, 7850001233, 7850001234, 7850001250, and 0320336025, for a total of approximately 3 acres, and to increase the land use intensity for four of these parcels from Low Intensity to Medium Intensity.

Voice vote was taken on the Pending Motion and carried. The Pending Motion was declared adopted.

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

Ordinance No. 27667

Approving the issuance of a Junior Lien Revenue Bond, 2007 (Mountain Division Railroad Taxable Line of Credit), in an amount not to exceed \$6,250,000, to the Public Works Mountain Division Railroad Fund, to be repaid over ten years, to refund existing loans and to provide additional funding for operations, maintenance and capital projects through September 30, 2008.

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

Ordinance No. 27670

Accepting \$419,092 from the Recreation and Conservation Office, Washington Wildlife and Recreation Program, depositing and appropriating said sum from the Capital Projects Fund; and authorizing the execution of a grant agreement with said agency for the Chinese Reconciliation Park Project Phase II.

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

Amended Ordinance No. 27671

- (323) Amending Chapter 8.17 of the Municipal Code, relating to the crime of obstructing a public servant; updating definitions to be consistent with state law, expanding the prohibition on obstructing a public servant to include all law enforcement officers and public officials; and updating penalties.

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

Amended Ordinance No. 27672

- (327) Amending Title 17 of the Municipal Code, relating to the licensing and regulation of pets; defining and regulating dangerous and potentially dangerous dogs; prohibiting possession of dangerous dogs; banning roosters; setting penalties and defining owners who repeatedly violate animal control laws as "problem pet owners"; and regulating the sale and giving away of puppies and kittens.

Ayes: 8 Nays: 0 Absent: 1 (Lonergan) Abstaining: 0

FIRST READING OF ORDINANCES**Ordinance No. 27673 (Final reading to a date to be determined)**

- (349) Amending Title 8 of the Municipal Code, relating to the regulation of noise, adopting definitions and standards for noise regulation; adopting or amending enforcement provisions, adding a new chapter to be entitled "Noise Enforcement", and re-codifying or repealing other chapters.

Ordinance No. 27674 (Final reading next week)

- (366) Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for represented and unrepresented employees and may include changes in classifications to reflect the organizational structure.

Ordinance No. 27675 (Final reading next week)

- (393) Amending Chapter 1.19 of the Municipal Code relating to benefits; providing that Council members be eligible to participate in the City's health benefits system.

Ordinance No. 27676 (Final reading next week)

- (396) Amending Chapters 6A.10 and 6A.30 of the Municipal Code, relating to business and occupation tax, to align with certain sections of the Revised Code of Washington, effective by January 1, 2008.

Ordinance No. 27677 (Final reading next week)

- (444) Authorizing the execution of a project lease agreement with TES Properties for the Environmental Services Building (also referred to as the Center for Urban Waters); providing for the conveyance and reconveyance of real property; pledging revenues of the Sanitary Sewer Utility to make the lease payments; agreeing to take unencumbered title to the building when bonds issued by TES Properties for the building are discharged; and authorizing the execution of other documents necessary to implement the purpose of this ordinance.

Ordinance No. 27678 (Final reading next week)

- (627) Amending Section 10.27.080 of the Municipal Code relating to the City's Small Works Roster; and extending the sunset date of the program until July 1, 2009.

UNFINISHED BUSINESS

None.

REPORTS BY THE CITY MANAGER

No report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Neighborhoods and Housing Committee

Mayor Baarsma gave update.

Excused Council Member Lonergan from tonight's meeting.

ADJOURNMENT 7:54 p.m.

City Council Agendas and Minutes, Study Session Minutes, and current Weekly Meeting Schedule can be accessed at

<http://www.cityoftacoma.org>



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