City of Tacoma  
City Council Agenda  
747 Market Street, First Floor, Tacoma WA 98402  
City Council Chambers  
November 19, 2019  
5:00 PM

CALL TO ORDER  
Deputy Mayor McCarthy called the meeting to order at 5:04 p.m.

ROLL CALL  
7 present, 2 absent (Beale, Woodards).

FLAG SALUTE  
The flag salute was led by Council Member Thoms.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

3. 19-1294  Minutes of the Greater Tacoma Regional Convention Center Public Facilities District Board, April 18, 2019.
9. 19-1315  Minutes of the Public Utility Board special study session, October 9, 2019.
10. 19-1316 Minutes of the Public Utility Board study session, October 9, 2019.
11. 19-1317 Minutes of the Public Utility Board meeting, October 9, 2019.

12. 19-1296 Minutes of the Tacoma Arts Commission, October 14, 2019.

CONSENT AGENDA

13. 19-1281 Minutes of the City Council study session, August 27, 2019.


15. 19-1284 Minutes of the City Council study session, September 17, 2019.


RESOLUTIONS

17. RES40475 A resolution setting Tuesday, December 3, 2019, upon completion of Regular Agenda Items, no earlier than 5:15 p.m., as the date for a public hearing by the City Council on the proposed amendments to the 2019-2020 Annual Action Plan for Housing and Community Development projects.

18. RES40476 A resolution setting Thursday, January 9, 2020, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of South 66th Street, lying between South Adams Street and the railroad tracks west of South Tacoma Way, for future business expansion and use. (Steve and Darlene Guiberson; File No. 124.1404)

19. RES40477 A resolution setting Thursday, January 23, 2020, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of North Adams Street, lying between North 27th and North 28th Streets, to facilitate a new development. (Rush Development Company, Inc.; File No. 124.1403)

20. RES40478 A resolution ratifying the existing Interlocal Agreement, retroactive to January 25, 2018; and authorizing the execution of an Amended and Restated Interlocal Agreement with participating agencies, accepting $10,000 from the 2018 Washington Auto Theft Prevention Grant Award and deposit said sum into the Police Special Revenue Fund, to respond to, prevent, and investigate auto theft and related crimes.

Council Member Hunter moved to adopt the Consent Agenda, including Resolution Nos. 40475 through 40478. Seconded by Council Member Mello. Voice vote was taken and carried. The Consent Agenda was declared adopted.

Ayes: 5  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 2 (Ibsen, McCarthy)

Deputy Mayor McCarthy proclaimed Saturday, November 30, 2019 as Small Business Saturday and presented the proclamation to Umi Wagoner and Perris Wright, eTcTacoma; Jennifer Nguyen, Bambu; Miguel Hernanedez, Pasteles Finos de Angel; Adina Joslyn, Red Elm Café; and Pat and Gail Ringrose, T Town Apparel.

22. 19-1314 Proclaiming November 2019 as Entrepreneurship Month.

Deputy Mayor McCarthy proclaimed November 2019 as Entrepreneurship Month and presented the proclamation to Mr. Thomas Kuljam, Director, Veterans Incubator for Better Entrepreneurship, and Ms. Kristine Grace, CEO, Jolt Biotech.

Council Member Ibsen moved to suspend the rules to consider Item 42, Ordinance No. 28634, at this time. Seconded by Council Member Mello. Voice vote was taken and carried. The motion was declared adopted.

Ayes: 7 Nays: 0 Absent: 2 (Beale, Woodards) Abstaining: 0

42. ORD28634 An ordinance granting a non-exclusive 20-year franchise agreement to Rainier Connect North LLC, a Washington limited liability company, to construct, operate, maintain, and provide cable television services in the City.

Council Member Ibsen moved to remove Ordinance No. 28634 from the agenda. Seconded by Council Member Mello. Voice vote was taken and carried. The motion was declared adopted.

Ayes: 7 Nays: 0 Absent: 2 (Beale, Woodards) Abstaining: 0

PUBLIC COMMENT

Public Comment began at 5:20 p.m.

31 individuals addressed the City Council.

Public Comment ended at 6:24 p.m.
23. **19-1311**

A motion may be considered to authorize the City’s full and final settlement of all personal injury claims against the City, as a result of an automobile accident, in the matter of *Irene Yi v. City of Tacoma and David Johnson*, Pierce County Superior Court Cause No. 18-2-57601-6, upon payment by the City in the amount of $300,000.

Council Member Ibsen moved to authorize the City’s full and final settlement of all personal injury claims against the City, as a result of an automobile accident, in the matter of *Irene Yi v. City of Tacoma and David Johnson*, Pierce County Superior Court Cause No. 18-2-57601-6, upon payment by the City in the amount of $300,000. Seconded by Council Member Mello. Voice vote was taken and carried. The motion was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

The City Council took a short recess at 6:26 p.m. The City Council meeting reconvened at 6:36 p.m.

24. **19-1324**

A motion may be considered to authorize the City’s full and final settlement of all damages claimed against Tacoma Power, as a result of an unscheduled power outage to U.S. Oil facilities in 2016, in the matter of *U.S. Oil v. City of Tacoma*, Pierce County Superior Court Cause No. 18-2-07232-3, upon payment by the City in the amount of $2,040,000.

Council Member Ibsen moved to authorize the City’s full and final settlement of all damages claimed against Tacoma Power, as a result of an unscheduled power outage to U.S. Oil facilities in 2016, in the matter of *U.S. Oil v. City of Tacoma*, Pierce County Superior Court Cause No. 18-2-07232-3, upon payment by the City in the amount of $2,040,000. Seconded by Council Member Thoms. Voice vote was taken and carried. The motion was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0
PURCHASE RESOLUTIONS

25. RES40479  A resolution awarding a contract to Global Contractors LLC, in the amount of $3,414,174.00, plus applicable taxes, plus a 15 percent contingency, for a total of $3,926,300.10, budgeted from various departmental funds, for the replacement of damaged concrete panels, sidewalk, and ADA ramps - Specification No. PW19-0201F.

Council Member Ibsen moved to adopt Resolution No. 40479. Seconded by Council Member Mello. Voice vote was taken and carried. The Resolution was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

26. RES40480  A resolution authorizing an increase to the contract with Carollo Engineers, Inc., in the amount of $3,529,242, plus applicable taxes, for a total of $5,483,592, budgeted from the Wastewater Fund, for engineering support services for the Central Wastewater Treatment Plant Electrical Distribution System Replacement project - Architectural and Engineering Roster.

Council Member Ibsen moved to adopt Resolution No. 40480. Seconded by Council Member Mello. Voice vote was taken and carried. The Resolution was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

27. RES40481  A resolution authorizing an increase to the contract with Wells Fargo Bank, N.A., in the amount of $620,000, plus applicable taxes, budgeted from various departmental funds, for banking and merchant services, for a total of $1,500,000 - Specification No. FI13-0360F.

Council Member Ibsen moved to adopt Resolution No. 40481. Seconded by Council Member Mello. Voice vote was taken and carried. The Resolution was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

28. RES40482  A resolution authorizing an increase to the contract with Green Earthworks Construction, Inc, in the amount of $95,000.00, plus applicable taxes, for a total of $730,357.49, budgeted from the General Fund, for additional nuisance abatement services - Specification No. NC16-0354F.

Council Member Ibsen moved to adopt Resolution No. 40482. Seconded by Council Member Mello. Voice vote was taken and carried. The Resolution was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0
29. **RES40483** A resolution authorizing an increase to the contract with Resource Systems Group Inc, in the amount of $50,193, plus applicable taxes, for a total of $240,045, budgeted from the Engineering Fund and the Federal Highway Administration Grant and Surface Transportation Program, for additional freight traffic forecasting model development and traffic analysis – Specification No. PW18-0280F.

Council Member Ibsen moved to adopt Resolution No. 40483. Seconded by Council Member Mello. Voice vote was taken and carried. The Resolution was declared adopted.

Ayes:  7    Nays:  0    Absent:  2 (Beale, Woodards)   Abstaining:  0

**RESOLUTIONS**

30. **RES40484** A resolution designating 28 Public Works and Environmental Services projects as Special Projects of Limited Duration, and designating general salary classifications and benefits for persons employed on the projects, pursuant to Sections 1.12.155, 1.24.187, 1.24.980 through 1.24.986, and 1.30.300 of the Municipal Code and Section 6.1(h) of the City Charter.

Council Member Ibsen moved to adopt Resolution No. 40484. Seconded by Council Member Mello. Voice vote was taken and carried. The resolution was declared adopted.

Ayes:  7    Nays:  0    Absent:  2 (Beale, Woodards)   Abstaining:  0

31. **RES40485** A resolution amending the “Hearing Examiner’s Rules of Procedure for Hearings”, to allow for electronic filing of documents once an appeal has been received.

Council Member Ibsen moved to adopt Resolution No. 40485. Seconded by Council Member Mello. Voice vote was taken and carried. The resolution was declared adopted.

Ayes:  7    Nays:  0    Absent:  2 (Beale, Woodards)   Abstaining:  0
32. **RES40486**  
A resolution authorizing the execution of a Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement with Encompass Property Management LLC, for the development of 42 multi-family market-rate rental housing units, located at 632, 638, and 640 North Trafton Street, in the 6th Avenue Mixed-Use Center.

Council Member Ibsen moved to adopt Resolution No. 40486. Seconded by Council Member Mello. Voice vote was taken and carried. The resolution was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

33. **RES40487**  
A resolution authorizing the execution of a Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement with Ethos Development LLC, for the development of 188 multi-family market-rate rental housing units, located at 1402 Tacoma Avenue South, in the Downtown Regional Growth Center.

Council Member Ibsen moved to adopt Resolution No. 40487. Seconded by Council Member Mello. Voice vote was taken and carried. The resolution was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

34. **RES40488**  
A resolution authorizing the execution of an agreement with Low Income Housing Institute, in the amount of $388,000, budgeted from the General Fund, to operate a temporary emergency shelter site, located at 802 Martin Luther King Jr. Way.

Council Member Ibsen moved to adopt Resolution No. 40488. Seconded by Council Member Mello. Voice vote was taken and carried. The resolution was declared adopted.

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

**FINAL READING OF ORDINANCES**

35. **ORD28627**  
An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to align with provisions contained in agreements negotiated with the Tacoma Joint Labor Committee; the International Brotherhood of Electrical Workers, Local 483, Customer and Field Services Unit; and the Teamsters Local Union No. 117, Tacoma Venues and Events Unit.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0
36. **ORD28628** An ordinance fixing the amount of the Ad Valorem tax levies necessary to identify the amount of the estimated revenues from property tax levies to match estimated expenditures for debt service and other funding requirements.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

37. **ORD28629** An ordinance authorizing an increase in the 2020 general property tax revenue collection in terms of both dollars and percentage.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

38. **ORD28630** An ordinance fixing the amount of the Emergency Medical Services levy necessary to identify the amount of the estimated revenues from the property tax levy to match estimated expenditures for debt service and other funding requirements.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

39. **ORD28631** An ordinance authorizing an increase for the 2020 Emergency Medical Services property tax levy in terms of both dollars and percentage.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0

40. **ORD28632** An ordinance modifying the 2019-2020 Biennial Budget to appropriate funds for contractual obligations, transfers, and other budget adjustments; authorizing interfund transfers and contributions; and accepting, depositing, and appropriating miscellaneous donations, contributions, and/or fees.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes: 7  Nays: 0  Absent: 2 (Beale, Woodards)  Abstaining: 0
41. **ORD28633** An ordinance modifying the 2019-2020 Capital Budget to recognize changes in transfers, additional revenues, and budget adjustments.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes:  7    Nays:  0    Absent:  2 (Beale, Woodards)   Abstaining:  0

FIRST READING OF ORDINANCES

42. **ORD28634** An ordinance granting a non-exclusive 20-year franchise agreement to Rainier Connect North LLC, a Washington limited liability company, to construct, operate, maintain, and provide cable television services in the City.

Ordinance No. 28634 was removed from the agenda earlier in the meeting.

43. **ORD28635** An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for represented and non-represented employees, and changes in classifications to reflect the organizational structure.

Ordinance No. 28635 was set over for final reading on December 3, 2019.

44. **ORD28636** An ordinance amending Chapter 13.06 of the Municipal Code, relating to Zoning, by amending Section 13.06.635, entitled “Temporary Use”, to update geographic location and square footage requirements for temporary shelter sites.

Ordinance No. 28636 was set over for final reading on December 3, 2019.

45. **ORD28637** (First and Final Reading) An ordinance adopting additional findings; and extending the declaration of emergency and the emergency authority granted pursuant to Ordinance Nos. 28565, 28430, 28457, and 28477, to remain in effect until such time as there is shelter availability for 95 percent of unsheltered individuals in Tacoma as noted in the annual Point In Time Count; and declaring an emergency, making necessary the passage of this ordinance, and it becoming effective immediately.

Roll call vote was taken and carried. The Ordinance was declared passed by the following vote:

Ayes:  7    Nays:  0    Absent:  2 (Beale, Woodards)   Abstaining:  0

UNFINISHED BUSINESS
There was no unfinished business.
REPORTS BY THE CITY MANAGER
City Manager Elizabeth Pauli provided an update on the City of Tacoma Stability Site.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Government Performance and Finance Committee

Council Member Ibsen, Chair of the Government Performance and Finance Committee, gave a report.

Infrastructure, Planning, and Sustainability Committee

Council Member Mello, Chair of the Infrastructure, Planning, and Sustainability Committee, gave a report.

Deputy Mayor McCarthy reminded all that the November 26, 2019 City Council study session and business meeting are cancelled.

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Council Member Ibsen moved to excuse Mayor Woodards and Council Member Beale from the meeting. Seconded by Council Member Mello. Voice vote was taken and carried. The motion was declared adopted.

Ayes:  7    Nays:  0    Absent:  2 (Beale, Woodards)    Abstaining:  0

ADJOURNMENT

The meeting was adjourned at 7:45 p.m.