



City of Tacoma

City Council Agenda

747 Market Street, Tacoma, WA 98402, Council Chambers

Dial: 253-215-8782 Meeting ID: 848 3423 3126

Webinar Link: www.zoom.us/j/84834233126 Passcode: 349099

December 5, 2023

5:00 PM

CALL TO ORDER

Deputy Mayor Walker called the meeting to order at 5:00 p.m.

ROLL CALL

PRESENT: 8

ABSENT: 1 (Diaz)

Council Member Diaz arrived at 5:05 p.m.

Mayor Woodards participated virtually.

FLAG SALUTE

Council Member Blocker stated that we gratefully honor and acknowledge that we rest on the traditional lands of the Puyallup People where they make their home and speak the Lushootseed language.

The flag salute was led by Council Member Blocker.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- 1. 23-1118 Minutes of the Tacoma Arts Commission, October 9, 2023.**

AGENDA MODIFICATIONS

Deputy Mayor Walker stated that there is one modification to the agenda, to consider as a substitute, Substitute Ordinance No. 28925 to remove a sunset date from the code.

CONSENT AGENDA

2. 23-1151 Minutes of the City Council meeting, May 2, 2023.
3. 23-1152 Minutes of the City Council meeting, May 9, 2023.

PURCHASE RESOLUTIONS

4. RES41302 A resolution awarding a contract to Miles Resources LLC, in the amount of \$565,903.00, plus applicable taxes, plus a 15 percent contingency, for a cumulative total of \$650,788.45, budgeted from the Streets Initiative Fund and a Safe Routes to School Grant, for pedestrian and safety improvements at Manitou Elementary School - Specification No. PW23-0027F.
5. RES41303 A resolution awarding a contract to Tucci & Sons, Inc., in the amount of \$1,399,544.80, plus applicable taxes, plus a 15 percent contingency, for a cumulative total of \$1,609,476.52, budgeted from the Street Capital Projects Fund, a Washington State Department of Commerce Public Works Board loan, and a private development fee-in-lieu contribution, for construction of the St. Helens Avenue Improvements project - Specification No. PW23-0101F.

PAYMENTS

6. 23-1173 Date Range - 11/06/2023 to 11/19/2023
Payroll in the amount of \$20,871,713.00; Payments in the amount of \$26,427,175.80; for a total of \$47,298,888.80.

MOTION: Ushka

SECOND: Blocker

ACTION: The Consent Agenda was declared adopted.

Ayes: 8 Nays: 0 Absent: 1 (Diaz) Abstaining: 0 Items Removed: 0

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

7. 23-1186 Presentation of the Governor's Smart City Awards.

Council Member Diaz arrived here, at 5:05 p.m.

PUBLIC COMMENT

Public Comment began at 5:12 p.m.

The City Clerk's Office received 101 written comments for Public Comment.

18 individuals addressed the City Council.

Public Comment ended at 5:45 p.m.

REGULAR AGENDA

8. **23-1192** A motion may be considered to authorize the City's full and final settlement of all personal injury and property damage claims against the City in the matter of Nathan Cisneros v. City of Tacoma and Ryan Hovey, Pierce County Superior Court Cause No. 23-2-08018-7, related to a rear-end vehicle collision, upon payment by the City in the amount of \$33,000.00.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

APPOINTMENTS

9. **RES41304** A resolution appointing individuals to the Community's Police Advisory Committee.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

10. **RES41305** A resolution appointing and reappointing individuals to the Tacoma Arts Commission.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

11. **RES41306** A resolution appointing individuals to the Tacoma Creates Advisory Board.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

RESOLUTIONS

12. **RES41307** A resolution authorizing the execution of an agreement with the Tacoma Community Redevelopment Authority, to acquire property for affordable housing.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

13. **RES41308** A resolution authorizing the extension of a Multi-Family Housing 12-Year Limited Property Tax Exemption Agreement with Sound Heights Townhomes, LLC, for the extension of their original Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement, located at 4001-4003 South Puget Sound Avenue, for 12 additional years.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

14. **RES41309** A resolution authorizing the extension of a Multi-Family Housing 12-Year Limited Property Tax Exemption Agreement with Sound Heights Townhomes, LLC, for the extension of their original Multi-Family Housing Eight-Year Property Tax Exemption Agreement, located at 4031-4033 South Puget Sound Avenue, for 12 additional years.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

15. **RES41310** A resolution adopting the priority issues for the 2024 sessions of the United States Congress and Washington State Legislature.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

16. **RES41311** A resolution directing the Planning Commission to identify appropriate zoning and development standards for siting Enhanced Services Facilities.

MOTION: Ushka

SECOND: Blocker

ACTION: Adopted.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

FINAL READING OF ORDINANCES

17. **ORD28919** An ordinance amending Chapter 3.11 of the Municipal Code, relating to Emergency Medical Transportation, by amending Section 3.11.060, entitled “Patient transportation service rates”, to restore the Emergency Medical Services levy and allow the levy to pay for medical transport charges incurred by qualified City residents, as passed by voters in Proposition 1 in the August 1, 2023, Primary Election.

ACTION: Passed.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

18. **ORD28920** A supplemental ordinance providing for the issuance and sale of one or more series of Electric System Revenue and Refunding Bonds in an aggregate principal amount not to exceed \$225,000,000, to provide funds to finance and refinance capital improvements to the electric system, redeem certain obligations of the electric system, and pay costs of issuance for the bonds; and delegating the authority to approve the final terms of the bonds.

ACTION: Passed.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

19. **ORD28922** An ordinance amending Titles 8 and 17 of the Municipal Code, relating to Animal Control and Public Safety, by amending Section 17.02.140, entitled “Public disturbance noise and public nuisance noise made by an animal”, and Section 8.12.060, entitled “Public disturbance noises”, to revise requirements for enforcement of an unlawful action and to remove the criminal misdemeanor charge for public disturbance and public nuisance noise made by an animal.

MOTION: Ushka

SECOND: Blocker

ACTION: To consider as a substitute, Substitute Ordinance No. 28922.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

ACTION: Substitute Ordinance No. 28922 passed.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

20. **ORD28923** An ordinance amending Title 17 of the Municipal Code, relating to Animal Control, by adding a new Section 17.02.155, entitled “Cat Declawing”, to establish a ban on performing a procedure that results in the partial or complete declawing of a cat except when conducted by a licensed veterinarian for a therapeutic purpose, effective March 31, 2024.

ACTION: Passed.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

FIRST READING OF ORDINANCES

- 21. ORD28924** An ordinance authorizing the annexation of the Manitou Potential Annexation Area, located near Lakewood Drive West and 66th Street West, to the City of Tacoma, effective April 1, 2024, as set forth in the Interlocal Agreement and Memorandum of Understanding with Pierce County executed on December 15, 2021.

The ordinance was set over for final reading next week.

- 22. ORD28925** An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for certain represented and nonrepresented employees; and changes in classifications to reflect the organizational structure.

MOTION: Ushka

SECOND: Blocker

ACTION: To consider as a substitute, Substitute Ordinance No. 28925.

Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0

Substitute Ordinance No. 28925 was set over for final reading next week.

- 23. ORD28926** An ordinance amending Title 9 of the Municipal Code, relating to Public Ways, by repealing Chapters 9.18, 9.19, and 9.20 in their entirety and replacing Chapter 9.20 with a new chapter entitled “Urban Forestry”, to establish permit requirements and related regulations for pruning, removal, and planting of street trees, establish policies and procedures for discretionary review of requests to prune trees on public property, establish a heritage tree program, and provide for enforcement and penalties for violations; amending Title 1 of the Municipal Code, relating to Administration and Personnel, by amending Chapter 1.23 of the Municipal Code, entitled “Hearing Examiner”, to provide for administrative appeals; and establishing effective dates.

The ordinance was set over for final reading next week.

UNFINISHED BUSINESS

There was no unfinished business.

REPORTS BY THE CITY MANAGER

City Manager Elizabeth Pauli gave a report.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Community Vitality and Safety Committee

Council Member Ushka, Chair of the Community Vitality and Safety Committee, gave a report.

ADJOURNMENT

The meeting was adjourned at 7:10 p.m.