



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

May 7, 2024

5:00 PM

CALL TO ORDER

Mayor Woodards called the meeting to order at 5:12 p.m.

ROLL CALL

PRESENT: 8

ABSENT: 1 (Ushka)

Council Member Walker participated virtually.

FLAG SALUTE

Council Member Bushnell 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 Bushnell.

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. **24-0477** Minutes of the Public Utility Board study session, April 10, 2024.
2. **24-0478** Minutes of the Public Utility Board meeting, April 10, 2024.

AGENDA MODIFICATIONS

Mayor Woodards stated that tonight's agenda will be modified to remove Ordinance No. 28964, regarding eminent domain in connection with the East Portland Avenue Project, from the agenda.

MOTION: Hines

SECOND: Daniels

ACTION: To suspend Rule 4A of the Rules of Procedure of the Council of the City of Tacoma to consider Item 16, Ordinance No. 28964, at this time.

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

MOTION: Hines

SECOND: Daniels

ACTION: To remove Ordinance No. 28964 from the agenda, at the request of staff.

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

CONSENT AGENDA

3. **24-0479** Minutes of the City Council study session, October 31, 2023.

PURCHASE RESOLUTIONS

4. **RES41417** A resolution awarding a contract to Active Construction Inc., in the amount of \$883,883.00, plus applicable taxes, plus a 15 percent contingency, for a cumulative total of \$1,016,465.45, budgeted from the Transportation Capital Fund, for upgrades to signals and pedestrian crossings at the intersection of South 21st and South "C" Streets - Specification No. PW23-0264F.

RESOLUTIONS

5. **RES41418** A resolution setting Tuesday, May 21, 2024, 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 Six-Year Comprehensive Transportation Improvement Program amended for the years 2024 and 2025-2030.
6. **RES41419** A resolution authorizing the execution of a grant agreement with the Washington State Department of Commerce, in the amount of \$3,000,000, and accepting and depositing said sum into the Cheney Stadium Fund, for capital repairs and improvements to Cheney Stadium, from July 1, 2023, through June 30, 2027.

PAYMENTS

7. **24-0488** Date Range - 04/08/2024 to 04/21/2024
Payroll in the amount of \$21,653,173.22; Payments in the amount of \$20,389,207.88; for a total of \$42,042,381.10.

MOTION: Hines

SECOND: Daniels

ACTION: Consent Agenda adopted.

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

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

8. **24-0494** Proclaiming May 6-10, 2024, as Affordable Housing Week.
9. **24-0495** Proclaiming May 2024 as Asian Pacific Islander Heritage Month.
10. **24-0496** Proclaiming May 2024 as Historic Preservation Month.
11. **24-0497** Proclaiming May 2024 as Hunger Awareness Month.

PUBLIC COMMENT

Public comment began at 5:49 p.m.

The City Clerk's Office received four written comments for public comment, regarding Ordinance No. 28966.

Five individuals addressed the City Council.

The City Council meeting recessed at 6:00 p.m., and reconvened at 6:06 p.m.

Public comment ended at 6:06 p.m.

REGULAR AGENDA

12. **24-0510** A motion may be considered to authorize the City's full and final settlement of all claims against the City in the matter of Thoeun Derme v. City of Tacoma, et al.; and Philip Nichols (Cross Claim Plaintiff) v. City of Tacoma, et al. (Cross Claim Defendants), Pierce County Superior Court Cause No. 23-2-04549-7, related to a motor vehicle collision, upon payment by the City in the amount of \$250,000 to settle Plaintiff Derme's claims; and \$55,000 to settle the cross claim filed by Philip Nichols against the City.

MOTION: Daniels

SECOND: Rumbaugh

ACTION: Adopted.

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

PURCHASE RESOLUTIONS

13. **RES41420** A resolution awarding a contract to R.L. Alia Company, in the amount of \$6,689,184.65, plus applicable taxes, plus a 15 percent contingency, for a cumulative total of \$7,692,562.35, budgeted from various departmental funds, for the reconstruction of East 64th Street between McKinley Avenue and Portland Avenue - Specification No. PW23-0036F.

MOTION: Daniels

SECOND: Rumbaugh

ACTION: Adopted.

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

RESOLUTIONS

14. **RES41421** A resolution authorizing the extension of a Multi-Family Housing 12-Year Limited Property Tax Exemption Agreement with Stadium Vue35, LLC, for the extension of their original Multi-Family Housing Eight-Year Limited Property Tax Exemption Agreement with Encompass Property Management, LLC, located at 219-223 North “J” Street in the Stadium Mixed-Use Center, for 12 additional years.

MOTION: Daniels

SECOND: Rumbaugh

ACTION: Adopted.

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

15. **RES41422** A resolution authorizing the execution of a Multi-Family Housing 12-Year Limited Property Tax Exemption Agreement with Brown Homes LLC, for the development of ten multi-family market and regulated rate rental housing units, located at 1401 East 29th Street in the Lower Portland Avenue Mixed-Use Center.

MOTION: Daniels

SECOND: Rumbaugh

ACTION: Adopted.

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

FINAL READING OF ORDINANCES

16. **ORD28964** An ordinance declaring the public necessity for, and providing for the acquisition by eminent domain, certain property located along East Portland Avenue between East 56th Street and East 64th Street, for right-of-way necessary to construct the pedestrian, signal safety, and road improvements in connection with the East Portland Avenue Project.

Ordinance No. 28964 was removed from the agenda earlier in the meeting.

17. **ORD28965** An ordinance amending Chapter 10.28 of the Municipal Code, relating to the Transportation Benefit District, by amending Section 10.28.020, entitled “Transportation Benefit District - Statement of Purpose”, and Section 10.28.060, entitled “Use of Funds”, to clarify language to enhance the usage of funds within the benefit district.

ACTION: Passed.

Ayes: 6 Nays: 0 Absent: 3 (Scott, Ushka, Woodards) Abstaining: 0

18. **ORD28966** An ordinance amending Title 13 of the Municipal Code, relating to the Land Use Regulatory Code, by amending various chapters, to create an Urban Design Project Review permit, establish an Urban Design Board, and amend certain development and design standards of mixed-use and downtown zoning districts.

ACTION: Passed.

Ayes: 5 Nays: 0 Absent: 4 (Diaz, Scott, Ushka, Woodards) Abstaining: 0

FIRST READING OF ORDINANCES

19. **ORD28967** An ordinance amending Chapter 12.10 of the Municipal Code, related to Water - Regulations and Rates, by amending Section 12.10.400, entitled “Rates - Inside and outside City limits”, effective July 1, 2024.

Set over for final reading next week.

UNFINISHED BUSINESS

There was no unfinished business.

REPORTS BY THE CITY MANAGER

City Manager Elizabeth Pauli stated that Tacoma was named “Best City” by South Sound Magazine.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Government Performance and Finance Committee

Deputy Mayor Hines, Chair of the Government Performance and Finance Committee, gave a report.

Infrastructure, Planning, and Sustainability Committee

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

MOTION: Daniels

SECOND: Rumbaugh

ACTION: To excuse Council Member Ushka from the meeting.

Ayes: 5 Nays: 0 Absent: 4 (Diaz, Scott, Ushka, Woodards) Abstaining: 0

ADJOURNMENT

The meeting was adjourned at 6:28 p.m.