



**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

**November 21, 2023
5:00 PM**

CALL TO ORDER

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

ROLL CALL

PRESENT: 7

ABSENT: 2 (Daniels, Ushka)

Council Member Daniels arrived at 5:01 p.m.

Council Member Daniels arrived here, at 5:01 p.m.

FLAG SALUTE

Council Member Rumbaugh 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 Rumbaugh.

MOMENT OF SILENCE

In honor of Jack Warnick.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

There were no items filed in the City Clerk's Office.

AGENDA MODIFICATIONS

MOTION: Walker

SECONDED BY: Blocker

ACTION: To suspend Rule 4A of the Rules of Procedure of the Council of the City of Tacoma to amend the agenda as follows:

- add a settlement motion, to tonight's agenda as Item 4A on the Regular Agenda;
- amend Item 1, File No. 23-1115, on the Consent Agenda, to revise the year from 2023 to 2024;
- to remove Resolution No. 41298 from the Consent Agenda and consider this first under Resolutions on the Regular Agenda; and
- to revise the order of business to conduct the Public Hearings before Item 7, Ordinance No. 28913.

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

ASSESSMENT ROLLS

1. **23-1115** The Director of Public Works presents the Assessment Roll for the following:
LID No. 8642

Construction of permanent pavement and the installation of concrete curbs and gutters, surface water mains, and surface water catch basins, where needed, on:

- Mullen Street from North 42nd Street to North 43rd Street;
- North 40th Street from Baltimore Street to Bennett Street,
- Mason Avenue from North 35th Street to North 36th Street;
- Cheyenne Street from North 37th Street to North 38th Street, and
- Fir Street from North 15th Street to North 17th Street;

and setting Thursday, January 11, ~~2024~~~~2023~~, at 9:00 a.m., as the date and time for a hearing by the Hearing Examiner.

RESOLUTIONS

2. **RES41298** A resolution authorizing the execution of an amendment to the Interlocal Agreement with the Port of Tacoma, for review and authorization of a flexible approach to the shoreline public access provision under the Shoreline Master Program, for two years or until such time as the Tide flats Subarea Plan is complete.

PAYMENTS

3. **23-1114** Date Range - 10/23/2023 to 11/05/2023
Payroll in the amount of \$20,728,671.91; Payments in the amount of \$33,343,681.63; for a total of \$54,072,353.54.

MOTION: Walker

SECOND: Blocker

ACTION: The Consent Agenda was declared adopted.

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

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

4. 23-1129 Proclaiming Saturday, November 25, 2023, as International Day for the Elimination of Violence Against Woman, and Sunday, December 10, 2023, as Human Rights Day.

PUBLIC COMMENT

Public Comment began at 5:13 p.m.

The City Clerk's Office received no written comments for Public Comment.

One individual addressed the City Council.

Public Comment ended at 5:16 p.m.

REGULAR AGENDA

- 4a. 23-1158 A motion to authorize the City's acceptance of James W. Fowler Company's offer for full and final settlement in the amount of \$1,800,000 of all contract claims against the City for additional compensation under its amended and restated progressive design-build contract to design and construct the Jefferson & Hood Street Surface Water Interceptor Project.

MOTION: Walker

SECOND: Blocker

ACTION: Authorize the City's acceptance of James W. Fowler Company's offer for full and final settlement in the amount of \$1,800,000 of all contract claims against the City for additional compensation under its amended and restated progressive design-build contract to design and construct the Jefferson & Hood Street Surface Water Interceptor Project.

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

RESOLUTIONS

2. RES41298 A resolution authorizing the execution of an amendment to the Interlocal Agreement with the Port of Tacoma, for review and authorization of a flexible approach to the shoreline public access provision under the Shoreline Master Program, for two years or until such time as the Tideflats Subarea Plan is complete.

MOTION: Walker

SECOND: Blocker

ACTION: Approved

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

FINAL READING OF ORDINANCES

5. **ORD28911** An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.266, entitled "Very large load service of 10 aMW or more - Schedule VLL", and by amending various sections to align with the new Schedule VLL, effective January 1, 2024.

ACTION: Passed.

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

FIRST READING OF ORDINANCES

6. **ORD28912** An ordinance amending Chapter 12.10 of the Municipal Code, relating to Water - Regulations and Rates, by amending Section 12.10.301, entitled "Fire hydrant services fee," and Section 12.10.400, entitled "Rates - Inside and outside City limits," effective January 1, 2024.

Set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

13. **23-1081** This is the date set for a public hearing by the City Council on the proposed Ad Valorem and Emergency Medical Services tax levies for 2024.

The City Clerk's Office received no written comments for the public hearing.

Two individuals addressed the City Council.

14. **23-1082** This is the date set for a public hearing by the City Council on the proposed modifications to the 2023-2024 Biennial Operating Budget and the 2023-2024 Capital Budget.

The City Clerk's Office received no written comments for the public hearing.

Fifteen individuals addressed the City Council.

7. **ORD28913** An ordinance authorizing an increase in the Ad Valorem general property tax revenue collection in terms of both dollars and percentage for the general property tax levy in 2024.

Set over for final reading next week.

8. **ORD28914** 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.

Set over for final reading next week.

9. **ORD28915** An ordinance authorizing an increase for the Emergency Medical Services property tax levy in terms of both dollars and percentage.

Set over for final reading next week.

10. **ORD28916** 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.

Set over for final reading next week.

11. **ORD28917** An ordinance modifying the 2023-2024 Biennial Operating Budget to appropriate funds for contractual obligations, transfers, and other budget adjustments; authorize interfund transfers and contributions; and accept, deposit, and appropriate miscellaneous donations, contributions, and/or fees.

Set over for final reading next week.

12. **ORD28918** An ordinance modifying the 2023-2024 Capital Budget to recognize changes in transfers, additional revenues, and budget adjustments.

Set over for final reading next week.

PUBLIC HEARINGS AND APPEALS

13. **23-1081** This is the date set for a public hearing by the City Council on the proposed Ad Valorem and Emergency Medical Services tax levies for 2024.

The public hearing was held earlier in the meeting.

14. **23-1082** This is the date set for a public hearing by the City Council on the proposed modifications to the 2023-2024 Biennial Operating Budget and the 2023-2024 Capital Budget.

The public hearing was held earlier in the meeting.

UNFINISHED BUSINESS

There was no unfinished business.

REPORTS BY THE CITY MANAGER

Acting City Manager Hyun Kim provided updates on a public safety incident.

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Government Performance and Finance Committee

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

Mayor Woodards and Council Members made comments regarding the National League of Cities and community events.

MOTION: Walker

SECOND: Blocker

ACTION: To excuse Council Member Ushka from the meeting.

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

ADJOURNMENT

The meeting was adjourned at 6:43 p.m.