



## Legislation Passed March 4, 2008

The Tacoma City Council, at its regular City Council meeting of March 4, 2008, adopted the following resolutions and/or ordinances. The summary of the contents of said resolutions and/or ordinances are shown below. To view the full text of the document, click on the bookmark at the left of the page.

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### **Resolution No. 37410**

Approving the final plat of "Woodworth's Fourth Addition", a 15-lot single-family residential subdivision located at 6206 and 6212 21st Street Northeast. (Woodworth and Company, Inc.; File No. PLT2007-40000106661)

### **Purchase Resolution No. 37411**

Awarding contracts to:

1. Moore Medical, in the amount of \$47,932.44, plus sales tax, and Matrix Medical, in the amount of \$58,775.40, plus sales tax, budgeted from the Emergency Medical Services Special Revenue Fund, for emergency medical supplies and equipment for a three-year period – Specification No. FD07-0795F;
2. Gary Merlino Construction Co. Inc., on its bid of \$1,184,443.80, including sales tax, budgeted from the Public Works Streets Special Revenue Fund, for improvements on East 44th Street from Portland Avenue to East T Street, as part of the Salishan Revitalization project – Specification No. PW07-0151F; and
3. Motorola, Inc., in the amount of \$53,049.32, plus sales tax, budgeted from the Communications Equipment Replacement Reserve Fund, for 11 radios to be used by the Police Department's Surveillance Team – Western States Contracting Alliance Contract No. 02702.

### **Resolution No. 37412**

Authorizing the execution of Amendment No. 2 to the professional services agreement with Naomi Strom-Avila, in the amount of \$58,000, for a cumulative total of \$100,000, budgeted from the General Fund, for cultural arts services through December 2008.

### **Resolution No. 37413**

Authorizing the Public Works Department to participate in the Tacoma Public Utilities, Tacoma Water, agreement with Northwest Cascade, Inc., in the amount of \$597,096.88, budgeted from the Wastewater and Surface Water Funds, for the replacement of existing sanitary and storm mains.

Req. #11714

## **RESOLUTION NO. 37410**

A RESOLUTION relating to platting and subdivision; approving the final plat of WOODWORTH'S FOURTH ADDITION, located at 6206 and 6212 21st Street Northeast.

WHEREAS the owners of all of the property situate in Pierce County, Washington, known as 6206 and 6212 21st Street Northeast, and more fully described as follows:

The Northwest Quarter of the Southwest Quarter of the Southeast Quarter of Section 25, Township 21 North, Range 3 East of the Willamette Meridian.

EXCEPT from said Northwest Quarter the West 50 feet thereof; and

EXCEPT from said Northwest Quarter the North 25 feet conveyed to the City of Tacoma by instrument recorded under Auditor's No. 1425785; and

EXCEPT from said Northwest Quarter the South 30 feet and the East 30 feet conveyed to the City of Tacoma by Instrument recorded under Auditor's No. 1533918.

Situate in the City of Tacoma, County of Pierce, State of Washington.

have joined in a plat of the property to be known and designated as WOODWORTH'S FOURTH ADDITION, and

WHEREAS the preliminary plat of WOODWORTH'S FOURTH ADDITION was tentatively approved by the Hearing Examiner, subject to the conditions contained in the Hearing Examiner's Report and Decision, dated January 19, 2006, and the conditions have now been fully complied with by the owners of the property, and

WHEREAS the plat, evidenced by the official drawing thereof, has been approved by the Director of Public Works, the City Engineer, the Land Use Administrator, and the City Attorney, and the requirements of Chapter 13.04 of the Tacoma Municipal Code have been fully complied with, and

WHEREAS the WOODWORTH'S FOURTH ADDITION plat is hereby submitted to the City Council for acceptance and approval; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

Section 1. That the final plat of WOODWORTH'S FOURTH ADDITION is hereby accepted and approved.

Section 2. That the Mayor and the proper City officers are hereby authorized to indicate upon the original tracing(s) of the plat the acceptance by the City Council of the same as provided in Chapter 13.04 of the Tacoma Municipal Code.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Location: 6206 and 6212 21st Street Northeast  
Applicant: Woodworth & Company, Inc.  
File No.: PLT2007-40000106661

Approved as to form:

Legal description approved:

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Chief Surveyor  
Public Works Dept.



## RESOLUTION NO. 37411

1 A RESOLUTION related to the purchase of materials, supplies or equipment,  
2 and the furnishing of services; authorizing the appropriate City officials to  
3 enter into contracts and, where specified, waiving competitive bidding  
4 requirements, authorizing sales of surplus property, or increasing or  
5 extending existing agreements.

6 WHEREAS the City has complied with all applicable laws governing the  
7 acquisition of those supplies, and/or the procurement of those services,  
8 inclusive of public works, set forth in the attached Exhibit "A," which Exhibit is  
9 incorporated herein as though fully set forth, and

10 WHEREAS the Board of Contracts and Awards has reviewed the  
11 proposals and bids received by the City, and the Board has made its  
12 recommendation as set forth in Exhibit "A," and

13 WHEREAS the Board of Contracts and Awards has also made its  
14 recommendations as to entering into purchasing agreements with those  
15 governmental entities identified in Exhibit "A"; Now, Therefore,

16 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

17 That the Council of the City of Tacoma does hereby concur in the  
18 findings and recommendations of the Board of Contracts and Awards set forth  
19 in the attached Exhibit "A," and does hereby approve and authorize the:

20 (X) A. Procurement of those supplies, services, and public works  
21 recommended for acceptance in the attached Exhibit "A";

22 ( ) B. Rejection of those bids and/or proposals that are recommended  
23 for rejection in the attached Exhibit "A";  
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( ) C. Entry into the proposed purchasing agreement with those governmental entities identified in the attached Exhibit "A," which proposed agreement is on file in the office of the City Clerk;

( ) D. Waiver of competitive bidding procedures in those instances, as set forth in Exhibit "A," in which it is impracticable to obtain supplies or public works improvements by competitive bid, or in those instances in which supplies and/or public works are available from a single source.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Approved as to form:

  
\_\_\_\_\_  
Assistant City Attorney



**City of Tacoma**  
Fire Department

EXHIBIT "A"

RESOLUTION NO.: 37411

ITEM NO.: 1

MEETING DATE: MARCH 4, 2008

**DATE:** February 12, 2008

**TO:** Board of Contracts and Awards

**SUBJECT:** EMS Medical Supplies – Three Year Contract  
Budgeted from the 2007-2008 EMS Special Revenue Fund  
Specification No. FD07-0795F

**RECOMMENDATION:** Tacoma Fire Department recommends that contracts in the amount of \$47,932.44 and \$58,775.40 plus tax be awarded to Moore Medical (New Britain, Connecticut) and Matrix Medical (Irmo, South Carolina), respectively for emergency medical supplies and equipment for a three year period.

**EXPLANATION:** This contract will provide medical supplies for the Fire Department's emergency medical services program for a three year period. The previous contract expired recently.

**COMPETITIVE BIDDING:** Bids received in response to this Call for Bids solicitation (Specification No. FD07-0795F) were opened October 16, 2007. A total of eighty-seven items were included in the bid specification and eleven bidders responded with at least partial bids.

<u>BIDDERS</u>	<u>LOCATION</u>	<u>No./Pct*</u>	<u>BID AMOUNT</u> Plus 8.8% Sales Tax
Ambu Inc.	Glen Burnie, MD	0/11.3	\$ 94,556.80
Beatty Mrktg & Sales	Redmond, WA	2/ 2.3	\$ 13,528.00
Boundtree	Dublin, OH	1/73.6	\$108,873.55
Galls Inc.	Lexington, KY	3/35.6	\$140,619.65
Laerdahl	Wappingers Falls, NY	0/9.2	\$ 84,238.08
<b>Matrix Medical</b>	<b>Irmo, SC</b>	<b>37/100.0</b>	<b>\$111,788.73</b>
Medline Industries Inc.	Mundelein, IL	11/50.6	\$115,550.67
<b>Moore Medical</b>	<b>New Britain, CT</b>	<b>14/77.0</b>	<b>\$ 84,559.37</b>
Physician Sales & Svcs**	Auburn, WA	0/94.3	\$173,972.56
SafeTec of America	Buffalo, NY	0/2.3	\$ 1,950.00
Tri-Anim	Sylmar, CA	19/96.6	\$127,564.81

\* Data represents the number of items for which the vendor was low bid and the percent of total items bid.  
\*\* Bidder disqualified due to withdrawal of bid pricing and submission of pricing for non-equivalent items.

After an initial analysis of the bids was completed, it was determined that the bid of Physician Sales and Services contained errors. In response, the vendor withdrew its bid for certain low bid items and the bidder was disqualified. Some of the items proposed for bid by Physician Sales and Services were not equivalent to the Fire Department's specified items.

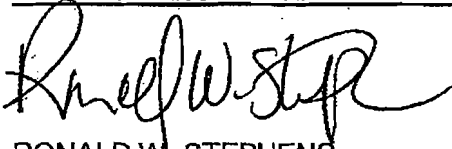
A subsequent analysis of bids received determined that the best value to the City could be received by dividing the bid between Matrix Medical and Moore Medical, with fifty items assigned to the Matrix Medical contract and thirty-seven items assigned to Moore Medical.

**CONTRACT HISTORY:** New contract.

**FUNDING:** Funds for this purchase are available in the 2007-2008 EMS Special Revenue Fund 1155 budget.

**HUB/LEAP COMPLIANCE:** Not applicable.

**PROJECT ENGINEER/COORDINATOR:** Faith Mueller, Medical Services Officer, 573-2333.



RONALD W. STEPHENS  
Fire Chief

cc: Peter Guzman, Finance/HALO  
Percy Jones, Finance/HALO  
Jayne McCartney, Finance/Purchasing



**City of Tacoma**  
Public Works Department

EXHIBIT "A"

RESOLUTION NO.: 37411

ITEM NO.: 2

MEETING DATE: MARCH 4, 2008

DATE: February 15, 2008

TO: Board of Contracts and Awards

SUBJECT: East 44<sup>th</sup> Street Construction Project  
Budgeted from PW Streets Special Revenue, Fund 1060  
Specification No. PW07-0151F

**RECOMMENDATION:** The Public Works Department recommends that a contract in the amount of \$1,184,443.80, including sales tax, be awarded to low bidder **Gary Merlino Construction Co. Inc., of Seattle, WA**, for the improvements on East 44<sup>th</sup> Street from Portland Avenue to East "T" Street. The contract duration is estimated to be 100 working days.

**EXPLANATION:** This project consists of reconstructing 1,500 lineal feet of East 44<sup>th</sup> Street, between East Portland Avenue and East "T" Street as part of the Salisnan Revitalization project.

**COMPETITIVE BIDDING:** Specification No. PW07-0151F was opened January 29, 2008. The Request for Bids was advertised in the Tacoma Daily Index and Seattle Daily Journal of Commerce. A total of fourteen bids were received for the construction contract.

Bidder	Location <i>(city and state)</i>	Total Bid Including Sales Tax
<b>Gary Merlino Const. Co. Inc.</b>	<b>Seattle, WA</b>	<b>\$ 1,184,443.80</b>
Active Construction Inc.	Puyallup, WA	\$ 1,195,675.21
Woodworth & Co., Inc.	Tacoma, WA	\$ 1,219,296.45
Rodarte Construction, Inc.*	Auburn, WA	\$ 1,240,594.40
Site Development Inc.	Lakewood, WA	\$ 1,263,500.71
Construct Co.	Sumner, WA	\$ 1,279,421.50
Wm. Dickson Co.	Tacoma, WA	\$ 1,281,465.40
Johansen Excavating	Buckley, WA	\$ 1,285,364.97
Nova Contracting Inc.	Olympia, WA	\$ 1,288,093.40
Tucci & Sons Inc.	Tacoma, WA	\$ 1,437,760.70
DLB Earthwork Co.	Olympia, WA	\$ 1,493,739.70
Looker & Associates, Inc.*	Puyallup, WA	\$ 1,561,572.20
Northwest Cascade, Inc.	Puyallup, WA	\$ 1,670,239.56
S & W Utility Contractors	Lakewood, WA	\$ 9,941,589.26

Pre-bid Estimate \$ 1,381,632.60

The recommended award is 14.3 percent below the pre-bid estimate.

\*Bid Proposals deemed as non-responsive

**CONTRACT HISTORY:** New contract.

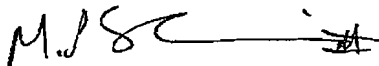
**FUNDING:** Funds are available in the PW Streets Special Revenue, Fund 1060.

**HUB/LEAP COMPLIANCE:** N/A

Board of Contracts and Awards  
February 15, 2008  
Page 2

**DBE COMPLIANCE:** The recommended bidder is in compliance with the required provisions of Title 49, Code of Federal Regulations, Part 26. The Disadvantaged Business Enterprise (DBE) goal for this project is 14%. The bidder's proposed DBE participation is 14.38%. The DBE and training goals for this project were established by the Washington State Department of Transportation (WSDOT).

**PROJECT ENGINEER/COORDINATOR:** Kim Scattarella, Engineering Division, 253-594-7882.



Michael P. Stevin III, P.E.  
Interim Public Works Director

cc: Rae Bailey, Construction  
Jim Wilkerson, Purchasing Analyst  
Percy Jones/Peter Guzman HALO  
Intern, PWD  
Mike Waits, Engineering



City of Tacoma  
Information Technology Department

EXHIBIT "A"

RESOLUTION NO.: 37411

ITEM NO.: 3

MEETING DATE: MARCH 4, 2008

**DATE:** February 15, 2008  
**TO:** Board of Contracts and Awards  
**SUBJECT:** Purchase 11 XTL5000 Portable Radios for Police Department  
**Budgeted from Comms Equip Res Fund 5540**  
Western States Contracting Alliance Contract Number 02702

**RECOMMENDATION:** The Information Technology Department, Infrastructure Support Services, Public Safety Communications Division recommends that a contract in the amount of \$53,049.32, plus sales tax, be awarded to **Motorola, Inc., of Redmond, WA** for the purchase of 11 XTL5000 radios for the Police Department.

**EXPLANATION:** This purchase will allow the Police Department's Surveillance Team to perform undercover surveillance operations in conjunction with other agencies outside the City limits.

**COMPETITIVE BIDDING:** The Western States Contracting Alliance Contract Number 02702 is a competitively bid contract valid through October 29, 2008, and includes the specified equipment to be purchased. Through an interlocal cooperative purchasing agreement, the City of Tacoma purchase will be at contract prices, terms, and conditions, and meets competitive bidding requirements.

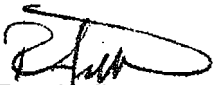
**CONTRACT HISTORY:** New contract.

**FUNDING:** Funds for this are available in the COMMS EQUIP RES Fund 5540.

**HUB/LEAP COMPLIANCE:** Not applicable.

**LEGAL REVIEW:** Not applicable.

**PROJECT ENGINEER/COORDINATOR:** Steve Taylor, Public Safety Communications Manager, (253) 404-3790.

  
Rey Arellano  
Assistant City Manager and CIO

/cah

cc: Michelle Lewis-Hodges, Information Technology  
Steve Taylor, Information Technology  
Jayne McCartney, Finance, Purchasing Division  
Kimberly Jackson, Finance  
Amy Palmer, Finance, Budget and Research  
Percy Jones, Finance Department, HALO  
Peter Guzman, Finance Department, HALO  
Conor McCarthy, Legal Department  
File

Revised 04/26/05

C&Anewcontract.dot

## **RESOLUTION NO. 37412**

A RESOLUTION relating to the City's arts program; authorizing the execution of Amendment No. 2 to the Contract for Professional Services with Naomi Strom-Avila, in the amount of \$58,000, for a total contract amount of \$100,000, to be budgeted from the General Fund, for cultural arts services.

WHEREAS, in March 2007, the City executed a contract with Naomi Strom-Avila ("Contractor"), in the amount of \$42,000, to provide services and expertise essential to developing and maintaining the City's arts program, and

WHEREAS, in January 2008, Amendment No. 1 was executed extending the termination date of the contract, and

WHEREAS the parties wish to execute Amendment No. 2 to the contract, extending the termination date to December 30, 2008, and increasing the amount by \$58,000, for a total contract amount of \$100,000; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute Amendment No. 2 to the Contract for Professional Services with Naomi Strom-Avila, in the amount of \$58,000, for a total contract amount of \$100,000,

to be budgeted from the General Fund, for cultural arts services, said document to be substantially in the form of the proposed Amendment No. 2 on file in the office of the City Clerk.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Approved as to form:

\_\_\_\_\_  
Assistant City Attorney

## **RESOLUTION NO. 37413**

A RESOLUTION relating to a joint public works and public utilities project; authorizing the Public Works Department to participate in a Tacoma Public Utilities Department, Water Division, contract with Northwest Cascade, Inc., in order to contribute the amount of \$597,096.88, budgeted from the Wastewater and Surface Water funds, to replace existing sanitary and storm mains in South "L" Street.

WHEREAS the Tacoma Public Utilities Department, Water Division ("Tacoma Water"), is replacing water mains in South "L" Street from South 5th Street to South 27th Street ("Project"), and

WHEREAS the Project provides an opportunity for the Public Works Department ("Public Works") to upgrade the aging sanitary and storm sewer mains located within the Project area, and

WHEREAS Public Works intends to participate and contribute to this Project in order to preserve the City's infrastructure and reduce construction impacts and overall costs, and

WHEREAS Public Works intends to contribute to the Project in the amount of \$597,096.88, including sales tax, and Tacoma Water will contribute the remainder of the Project costs for an aggregate contract amount of \$2,712,358.50, plus sales tax, and

WHEREAS Tacoma Water will monitor and administer the contract as the lead department with support, as needed, from Public Works, and

WHEREAS Tacoma Water solicited formal sealed bids for the Project; the bids were opened on January 8, 2008, and Northwest Cascade, Inc., is deemed the apparent low bidder, and

WHEREAS Tacoma Water will recommend that the Public Utility Board award the contract and the expenditure of utility funds at the February 13, 2008, Utility Board meeting; Now, Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the Public Works Department is authorized to participate in a Tacoma Public Utilities Department, Water Division, contract with Northwest Cascade, Inc., in order to contribute the amount of \$597,096.88, budgeted from the Wastewater and Surface Water funds, to replace existing sanitary and storm mains in South "L" Street.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Approved as to form:

\_\_\_\_\_  
Assistant City Attorney