



Legislation Passed March 31, 2009

The Tacoma City Council, at its regular City Council meeting of March 31, 2009, 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.

Purchase Resolution No. 37760

Awarding a contract to Asphalt Patch Systems, Inc., in the amount of \$40,000, sales tax not applicable, for a cumulative total of \$314,805, budgeted from the Street Special Revenue Fund, to increase the citywide contract for the 2008 Sidewalk Maintenance Program Phase I – Specification No. PW08-0234F.

Resolution No. 37761

Designating the Records Management Program as a Special Project of Limited Duration allowing for the hiring of two 2-year special project positions.

Resolution No. 37762

Changing the regular commencement time for the Committee of the Whole meeting from 2:00 p.m. to 3:00 p.m. on the first and third Tuesdays of each month.

Resolution No. 37763

Authorizing the execution of a fourth amendment to the Cable Agreement with Click! Network to extend the term through December 31, 2009.



RESOLUTION NO. 37760

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:

Jean Homan

City Attorney



City of Tacoma
Public Works Department

EXHIBIT "A"

RESOLUTION NO.:

37760

ITEM NO.:

1

MEETING DATE:

March 31, 2009

DATE: March 16, 2009

TO: Board of Contracts and Awards

SUBJECT: Citywide 2008 Sidewalk Maintenance Program Phase I; Fed. Aid No. CM-9927(048),
State Contract No. TA-3424
Budgeted from PW Street Special Revenue Fund 1060
Request for Bids Specification No. PW08-0234F
Contract No. 4600004828

RECOMMENDATION: Public Works – Construction Division requests that contract no. 4600004828 to Asphalt Patch Systems, Inc., Puyallup, WA, be increased by \$40,000, for additional project work.

EXPLANATION: This contract is for citywide sidewalk maintenance. Additional spending authority is necessary to include additional sites to this contract which qualified to participate in the program and that requested inclusion subsequent to the contract publication and advertisement. These additional costs were planned and included in the budget.

COMPETITIVE BIDDING: The contract was originally awarded to Asphalt Patch Systems, Inc., as a result of Request for Bids Specification No. PW08-0234F advertised in June 2008. The contractor has agreed to perform the additional work and amend the contract under the same prices, terms and conditions as the original contract.

CONTRACT HISTORY: The original contract for \$274,805, sales tax not applicable, was approved by City Council Resolution 37537 on July 15, 2008. This increase will bring the contract to a cumulative aggregate total of \$314,805, sales tax not applicable. This is the first amendment to the contract.

FUNDING: Funds are available in the PW Street Special Revenue Fund 1060, Cost Center 661300, WBS No. PWK-00518.

PROJECT ENGINEER/ASSOCIATE CONSTRUCTION MANAGER: Lynn DeLorenzo, Construction Division, 594-7919.

Richard E. McKinley
Public Works Director

cc: Rae Bailey/Michael Hale/Leigh Starr/Sherry Loseke/Lynn DeLorenzo, Construction Division
Sandy Guffey, Construction Division
Percy Jones/Peter Guzman, HALO
Intern, PWD
Chuck Blankenship, Purchasing Analyst

RESOLUTION NO. 37761

A RESOLUTION relating to a special project; designating the Records Management Program as a Special Project of limited duration; and designating special project positions and benefits, pursuant to Sections 1.12.140, 1.24.187, and 1.30.300 of the Tacoma Municipal Code and Section 6.1(h) of the Tacoma City Charter.

WHEREAS, on December 16, 2008, the City Council passed Amended Ordinance No. 27768, adopting the 2009-2010 biennial budget, including the funding of two 2-year project employees in the City's Legal Department, to meet the increased demands and obligations in responding to public disclosure requests and performing records management functions, and

WHEREAS designating the Records Management Program as a Special Project of limited duration is necessary in order to support the two 2-year positions approved in Ordinance No. 27768, and

WHEREAS the new positions shall be designated as Special Project positions, with compensation in accordance with the salary schedule for the Office Assistant classification; Now, Therefore,

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

Section 1. That the Records Management Program described herein is hereby designated as a Special Project of limited duration under Section 1.24.187 of the Tacoma Municipal Code ("TMC") and shall continue for the period of two years.

Section 2. That two Special Project positions shall be designated and compensated in accordance with the salary schedule set forth in Section 1.12.350 TMC for the comparable classification of Office Assistant, and

shall receive benefits pursuant to subsections 1.12.095 A. and 1.12.140 B TMC and receive a one-time binding and irrevocable election to participate in the City Retirement System, pursuant to the retirement provisions of Chapter 1.30 TMC.

Section 3. That, in accordance with Section 1.24.187 TMC, the employees identified to serve in the foregoing program shall be designated as Special Project employees as of the date of hire.

Section 4. That, because the Special Project identified in this resolution is temporary in nature, it is deemed a temporary project for the limited duration of two years, and the individuals so employed in such project positions shall have no claim to further or continued employment with the City after cessation of this Special Project, except pursuant to his or her obtaining status as a regular City employee under the provisions of the Tacoma Municipal Code or pursuant to further action of the City Council relating to such Special Project.

Section 5. That all acts by agents or employees of the City consistent with the intent of this resolution taken prior to the effective date of this resolution are hereby ratified.

Section 6. That the City Manager is hereby authorized to direct the appropriate City officers to proceed with the necessary actions for this Special Project completion.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

RESOLUTION NO. 37762

BY REQUEST OF DEPUTY MAYOR ANDERSON

A RESOLUTION relating to meeting times; changing the commencement of the Committee of the Whole meetings from 2 p.m. to 3 p.m.

WHEREAS, on August 29, 2006, the City Council adopted Amended Resolution No. 36957, establishing regular meeting times and locations for six City Council Standing Committees, and

WHEREAS the Committee of the Whole currently meets on the first and third Tuesday of each month at 2 p.m. in the Visibility Center on the 9th Floor of the Tacoma Municipal Building, and

WHEREAS it is necessary to change the regular meeting times of the Committee of the Whole to 3 p.m., as set forth in Exhibit "A" attached hereto; Now, Therefore,

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

That those meeting times of the Committee of the Whole are hereby changed as set forth on the attached Exhibit "A."

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney

EXHIBIT "A"

Standing Committee Meetings

Committee Name	Meeting Date and Time	Meeting Location
Appointments Committee	Fourth Monday of each month. 4:30 p.m.	12th Floor Conference Room, Tacoma Municipal Building
Committee of the Whole	First and Third Tuesdays of each month. 3:00 p.m.	9th Floor Visibility Center, Tacoma Municipal Building
Economic Development Committee	Second, Fourth, and Fifth Tuesday of each month. 3:00 p.m. to 4:00 p.m.	9th Floor Visibility Center, Tacoma Municipal Building
Environment and Public Works Committee	Second and Fourth Wednesday of each month. 4:30 p.m. to 6:00 p.m.	Room 248, Tacoma Municipal Building
Government Performance and Finance Committee	Second and Fourth Wednesday of each month. 9:00 a.m. to 10:30 a.m.	Room 248, Tacoma Municipal Building
Neighborhoods and Housing Committee	First and Third Monday of each month. 4:30 p.m. to 6:00 p.m.	Room 248, Tacoma Municipal Building
Public Safety and Human Services Committee	Second and Fourth Thursday of each month. 5:00 p.m. to 6:30 p.m.	Room 248, Tacoma Municipal Building

RESOLUTION NO. 37763

A RESOLUTION relating to information technology; authorizing the execution of the Fourth Amendment to the Cable Agreement with Click! Network to extend the term through December 31, 2009.

WHEREAS, on July 21, 1998, the City Council adopted Resolution No. 34118, authorizing a ten-year agreement for cable services provided by Click! Network ("Click!"), and

WHEREAS, on January 19, 1999, the City Council adopted Resolution No. 34286, amending and restating the cable agreement with Click! to be consistent with the TCI of Tacoma, Inc., (now known as Comcast) franchise, and

WHEREAS, on June 24, 2008, the City Council adopted Resolution No. 37518, authorizing the extension of the cable agreement to December 31, 2008, to allow the parties time to negotiate a new agreement, and

WHEREAS, on December 2, 2008, the City Council adopted Resolution No. 37666, authorizing the extension of the cable agreement to March 31, 2009, to allow the parties time to negotiate a new agreement, and

WHEREAS the time requirements to accomplish the administrative procedures associated with a new agreement will extend beyond the existing extension and the parties wish to further extend the term to December 31, 2009; 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 the Fourth Amendment to the Cable Agreement with Click! Network to extend the term through December 31, 2009, said document to be substantially in the form of the proposed amendment on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney