



## Legislation Passed May 11, 2010

The Tacoma City Council, at its regular City Council meeting of May 11, 2010, 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. 38025**

Setting Tuesday, May 25, 2010, at approximately 5:30 p.m., as the date for a public hearing by the City Council on amendments to the Comprehensive Plan and Land Use Regulatory Code for the year 2010.

### **Amended Resolution No. 38026**

Authorizing the execution of the Washington State Department of Commerce and Office of Financial Management Construction Grant Agreement, in the amount of \$700,000, for the design and restoration of City-owned property located at South 14th Street and Pacific Avenue.

### **Purchase Resolution No. 38027**

Awarding contracts to:

1. General Microsystems Inc., in the amount of \$684,269.26, plus sales tax, budgeted from the Information Systems Fund, for 12 Sun Servers to support the Enterprise Resource Planning System – Washington State Department of Information Services Contract No. T10-MST-303;
2. McClure and Sons, Inc., on its bid of \$484,870.00, plus sales tax, budgeted from a Boating Infrastructure Grant and the Foss Waterway Development Authority, for the construction and installation of the Foss Waterway North Moorage concrete float with utilities, to replace the existing float – Specification No. PW10-0204F; and
3. Insituform Technologies, Inc., on its bid of \$924,234.40, including sales tax, budgeted from the Surface Water Fund, for the Stormwater Pipe Retrofit Project, to rehabilitate approximately 17,000 linear feet of existing storm sewer pipe in South 8th Street through South 11th Street between Grant Avenue and A Street – Specification No. PW09-0312F.

## **RESOLUTION NO. 38025**

A RESOLUTION setting Tuesday, May 25, 2010, as the date for a public hearing on amendments to the Comprehensive Plan and Land Use Regulatory Code for the year 2010.

WHEREAS, each year, the City Council considers revisions to the Comprehensive Plan, and

WHEREAS Chapter 13.02 of the Tacoma Municipal Code (“TMC”) requires the City Council to conduct a public hearing before amending the Comprehensive Plan or development regulations, and

WHEREAS the City is considering modifying the mixed-use center boundary, land use intensity designation, and zoning classification within the South Tacoma Mixed-Use Center; adding a new Urban Forest Policy element; modifying the Transportation element to incorporate a new section entitled “Mobility Master Plan”; revising the Complete Streets Design Guidelines by adding supplemental guidelines for pedestrian and bicycle improvements; revising the Regulatory Code to modify definitions to support the permitting of electric vehicle infrastructure; to allow additional height of up to 100 feet in the Commercial Industrial Mixed-Use zoning classification, with the use of a height bonus provision; and to change various TMC sections to correct errors, omissions, and provide greater clarity, and

WHEREAS the City Council may amend the Comprehensive Plan no more frequently than once each year except for a few exceptions permitted by state law; Now, Therefore,

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

Section 1. That Tuesday, May 25, 2010, at the hour of approximately 5:30 p.m. thereof, is hereby scheduled as the time, and the City Council Chambers in the Tacoma Municipal Building, Tacoma, Washington, as the place where the City Council will hold a public hearing on amendments to the Comprehensive Plan and Land Use Regulatory Code for the year 2010.

Section 2. That the Clerk of the City of Tacoma shall give proper notice of the time and place of said hearing.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

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

Approved as to form:

\_\_\_\_\_  
Deputy City Attorney

## **RESOLUTION NO. 38026**

A RESOLUTION relating to City-owned property; authorizing the execution of the Washington State Department of Commerce and Office of Financial Management Construction Grant Agreement, in the amount of \$700,000, for the design and restoration of City-owned property located at South 14th Street and Pacific Avenue.

WHEREAS, in April 2009, Governor Gregoire reaffirmed her commitment to invest \$700,000 from the Economic Development Strategic Reserve Account to assist in expanding Russell Investments in downtown Tacoma, and

WHEREAS, after Russell decided to relocate to Seattle, Governor Gregoire directed her staff to work with the City to identify a project in which the state could invest that would meet the legislative intent of Second Substitute Senate Bill 5370, which primarily involves job creation and retention, and

WHEREAS state funds will be used to restore three parcels at the former Sauro site, located at South 14th Street and Pacific Avenue and adjacent to DaVita's regional headquarters, for interim parking to support DaVita's employment expansion, and

WHEREAS DaVita is a Fortune 500 company and a leader in the health care industry with an emphasis on kidney dialysis, and

WHEREAS, at its downtown Tacoma location, DaVita provides financial services, nationwide billing, and insurance compliance, and

WHEREAS DaVita presently employs 850 teammates and anticipates growing by approximately 370 more teammates within the next five years, and

WHEREAS business and professional services jobs will be created in management, accounting, and information technology and many of these

positions will pay well above the county household median wage level of \$45,204, and

WHEREAS the project will involve design and engineering; construction; construction management; temporary traffic control; mobilization, shoring, and backfilling the site; paving the parking area and adjoining streets; striping and curbing; installing storm water control; removing and replacing the condemned structural sidewalks; and installing landscaping, fencing, and lighting, and

WHEREAS City staff has met with the leadership at DaVita and has indicated that the new parking spaces will be made available for lease to DaVita at market rate, and

WHEREAS DaVita is requesting that it be allowed to lease the parking stalls directly from the City rather than through its landlord, and

WHEREAS the City's long-term objective is to generate private mixed-use redevelopment on the site, and

WHEREAS the City will work closely with DaVita to ensure that the design and construction meets DaVita's expectations and is within the \$700,000 budget; Now, Therefore,

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

Section 1. That the City Manager is hereby directed to bring designs and plans for expenditure of the subject grant funds to the Environment and Public Works Committee and full Council for input and "do pass" approval prior to going out for construction bids.

Section 2. That the proper officers of the City are hereby authorized to execute the Washington State Department of Commerce and Office of Financial Management Construction Grant Agreement, in the amount of \$700,000, for the design and restoration of City-owned property located at South 14th Street and Pacific Avenue, said document to be substantially in the form of the proposed grant agreement on file in the office of the City Clerk.

Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

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

Approved as to form:

\_\_\_\_\_  
Deputy City Attorney



## RESOLUTION NO. 38027

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

23 ( ) B. Rejection of those bids and/or proposals that are recommended  
24 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.

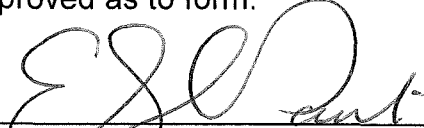
Adopted \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

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

Approved as to form:

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



City of Tacoma  
Information Technology Department

EXHIBIT "A"  
RESOLUTION NO.: 38027  
ITEM NO.: 1  
MEETING DATE: MAY 11, 2010

DATE: April 26, 2010  
TO: Board of Contracts and Awards  
SUBJECT: Purchase of Sun Servers  
Budgeted from Information Systems Fund 5800  
Washington State Department of Information Services Contract No. T10-MST-303

**RECOMMENDATION:** The Information Technology Department, recommends a contract in the amount of \$684,269.26, plus applicable sales tax, be awarded to **General Microsystems Inc., Bellevue, WA**, for the purchase of 12 Sun Servers.

**EXPLANATION:** The existing equipment which supports the Enterprise Resource Planning System was purchased over seven years ago. An aging system is prone to more failures and maintenance costs. Additionally, the manufacturer has announced "end of service life" for some of the existing equipment meaning the equipment will no longer be eligible for repair or technical support. The new infrastructure will provide improved performance, higher availability, improved capacity and redundancy, require less power, less space, and lower the associated maintenance costs.

**COMPETITIVE BIDDING:** Washington State Department of Information Services Contract No. T10-MST-303 is a competitively bid contract through August 31, 2012, and includes the equipment to be purchased. Through an interlocal cooperative purchasing agreement, the City of Tacoma purchases will be given Washington State Department of Information Services Contract No. T10-MST-303 volume discount pricing, terms, and conditions, and meets competitive bidding requirements.

**CONTRACT HISTORY:** New contract.

**FUNDING:** Funds for this are available in the 2009/2010 Information Systems Fund 5800 Budget.

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

**PROJECT ENGINEER/COORDINATOR:** Bill Bogue, Assistant Director of Information Technology, 573-2358.

Michelle Lewis-Hodges  
Information Technology Director  
/kl

- cc: Bill Bogue, Information Technology Department
- Gary Cantu, Information Technology Department
- Teresa Slosar, Information Technology Department
- Linda Honeycutt, Finance Department, Budget & Research
- Jayne McCartney, Purchasing Analyst
- Kimberly Hoffmire, Finance Department, Financial Services
- Percy Jones, Finance Department, HALO
- Peter Guzman, Human Resources Department, LEAP
- Assistant City Attorney, Legal Department
- \\Fs005\bisd\Procurement\C&A Letters\05-03-2010 C&A letter Gen Micro



**City of Tacoma**  
Public Works Department

EXHIBIT "A"

RESOLUTION NO.: 38027

ITEM NO.: 2

MEETING DATE: MAY 11, 2010

**DATE:** April 26, 2010

**TO:** Board of Contracts and Awards

**SUBJECT:** Foss Waterway North Moorage Float  
Budgeted from Boating Infrastructure Grant and Foss Waterway Development Authority  
Request for Bids Specification No. PW10-0204F

**RECOMMENDATION:** Public Works Engineering Division recommends a contract be awarded to low bidder **McClure and Sons, Inc., Mill Creek, WA**, for construction and installation of a concrete float with utilities on the Foss Waterway. The contract amount reflects a base bid of \$481,870.00, plus add alternate 2 (connection of utilities for the existing float on an expedited schedule) at \$3,000.00 for an aggregate total of \$484,870.00, plus applicable sales tax.

**EXPLANATION:** The project will construct and install a concrete float with utilities for transient moorage of boats over 26'. The new float will replace existing float.

**COMPETITIVE SOLICITATION:** Request for Bids Specification No. PW10-0204F was opened April 13, 2010. No companies were invited to bid in addition to normal advertising of the project. Five submittals were received. The table below reflects the amount of the total award. \*\*Quigg Bros., Inc. was deemed non-responsive and their bid was rejected.

<u>Respondent</u>	<u>Location</u> <i>(city and state)</i>	<u>Submittal Amount</u> Plus sales tax
<b>McClure and Sons, Inc.</b>	<b>Mill Creek, WA</b>	<b>\$ 484,870.00</b>
Redside Construction, LLC	Port Gamble, WA	\$ 492,700.00
American Construction Co., Inc.	Tacoma, WA	\$ 551,000.00
Quigg Bros., Inc. **	Aberdeen, WA	\$ 596,000.00
Manson Construction Co.	Seattle, WA	\$ 780,300.00
	Pre-bid estimate	\$ 800,000.00

The recommended award is 39 percent below the pre-bid estimate.

**CONTRACT HISTORY:** New contract.

**FUNDING:** Funds for this contract are available in the Boating and Infrastructure Grant (US Dept. of Interior) and Foss Waterway Development Authority.

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

**PROJECT ENGINEER/COORDINATOR:** Kurtis Kingsolver, PW Engineering, 253-591-5269.

Richard E. McKinley  
Public Works Director

cc: Jim Wilkerson, Purchasing  
Percy Jones, HUB  
Peter Guzman, LEAP  
Tom Rutherford, Engineering Divison



**City of Tacoma**  
Public Works Department

EXHIBIT "A"

RESOLUTION NO.: 38027

ITEM NO.: 3

MEETING DATE: MAY 11, 2010

**DATE:** April 26, 2010  
**TO:** Board of Contracts and Awards  
**SUBJECT:** City of Tacoma Stormwater Pipe Retrofit Project  
 Budgeted from PW Surface Water Fund - 4301  
 Request for Bids Specification No. PW09-0312F

**RECOMMENDATION:** Public Works, Environmental Services/Science and Engineering Division recommends that a contract be awarded to low bidder **Insituform Technologies, Inc., Chesterfield, MO**, for storm sewer rehabilitation. The contract amount reflects a total award of \$924,234.40, including sales tax.

**EXPLANATION:** The project scope consists of services to rehabilitate approximately 17,000 linear feet of existing storm sewer pipe using cured-in-place pipe (CIPP) technologies. The diameters of the existing pipes range from 8-inches through 24-inches, and are located in South 8<sup>th</sup>, 9<sup>th</sup>, 10<sup>th</sup> and 11<sup>th</sup> Streets between Grant Avenue and 'A' Street.

**COMPETITIVE BIDDING:** Request for Bids Specification No. PW09-0312F was opened November 24, 2009. Three companies were invited to bid in addition to normal advertising of the project. Three submittals were received. The Historically Under-Utilized Business (HUB) participation level proposed by the bidder(s) are reflected as a credit (maximum applies) against the submitted base bid to arrive at an "evaluated bid" for ranking purposes. Insituform Technologies, Inc. submitted a bid that resulted in the lowest evaluated submittal after consideration of HUB participation goals. The table below reflects the amount of the Total Award.

<u>Respondent</u>	<u>Location</u> <i>(city and state)</i>	<u>Submittal Amount</u> Including sales tax	<u>Evaluated Submittal</u>
<b>Insituform Technologies, Inc.</b>	<b>Chesterfield, MO</b>	<b>\$ 924,234.40</b>	<b>\$ 658,948.69</b>
Michels Corporation	Salem, OR	\$ 1,010,122.00	\$ 726,410.28
RePipe-California, Inc.	Ontario, CA	\$ 1,013,188.00	\$ 753,700.56
Pre-bid Estimate		\$ 1,280,657.00	

The recommended award is 27.8 percent below the pre-bid estimate.

**CONTRACT HISTORY:** New contract.

**FUNDING:** Funds for this are available in the Surface Water Fund - 4301. Funding beyond the current biennium is subject to future availability of funds.

**HUB/LEAP COMPLIANCE:** The recommended contractor is in compliance with the HUB Regulation requirements per memorandum dated December 17, 2009. The HUB goal for this project is 7 percent. The HUB participation level of the recommended contractor is 3.17 percent. Insituform Technologies, Inc. submitted the lowest evaluated bid per the HUB Regulation requirements. The Local Employment and Apprenticeship Training Program (LEAP) goal is 600.

**PROJECT ENGINEER/COORDINATOR:** Geoffrey M. Smyth, P.E., PW Science and Engineering, 253-502-2111.



Richard E. McKinley  
Public Works Director

rem:gms:ejw:crt

cc: James Wilkerson, Purchasing Analyst  
Percy Jones, HUB  
Peter Guzman, LEAP  
Erik Ward, PW Science and Engineering