

Legislation Passed October 6, 2015

The Tacoma City Council, at its regular City Council meeting of October 6, 2015, 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.

Resolution No. 39275

A resolution accepting \$736,350 from the Federal Emergency Management Agency, 2015 Port Security grant program; depositing said sum into the Fire Miscellaneous Special Revenue Fund, approving the required match of \$245,450; and authorizing the execution of a grant agreement with the U.S. Department of Homeland Security, in the total amount of \$981,800 to enhance chemical and radiation detection capabilities. [Faith Mueller, Deputy Chief; James P. Duggan, Fire Chief]

Resolution No. 39276

A resolution authorizing the execution of an Interlocal Agreement with local governments to implement the Pierce County Mutual Aid Agreement, to provide joint resources and equipment in the event of a major fire, disaster, or other emergency, or in certain non-emergent incidents.

[Faith Mueller, Deputy Chief; James P. Duggan, Fire Chief]

Resolution No. 39277

A resolution awarding a contract to Equipment Experts, Inc., in the amount of \$300,000, plus sales tax, budgeted from the Solid Waste Fund, for services, repairs and parts for various equipment and vehicles operated by Solid Waste Management on an as-needed basis, for a three-year period, with the option to renew for two additional one-year periods, for a projected contract total of \$500,000 - Specification No. GF15-0245F.
[Justin E. Davis, Facilities Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 39278

A resolution awarding a contract to Motorola Solutions, Inc., in the amount of \$5,461,280, plus sales tax, budgeted from the Radio Communication Revolving Fund, for a ten-year System and Security Upgrade contract - Sole Source.

[Steve Taylor, Networks and Communications Manager; Jack Kelanic, Director, Information Technology]

Resolution No. 39279

A resolution awarding a contract to Multicare Health Systems d.b.a. Multicare Centers of Occupational Medicine, in the amount of \$240,000, sales tax not applicable, budgeted from the Human Resource Fund, for medical services, for a three-year period, with the option to renew for two additional one-year periods, for a projected contract total of \$400,000 - Specification No. HR15-0303F.

[Saada Gegoux, Risk Manager; Joy St. Germain, Director, Human Resources]

Resolution No. 39280

A resolution accepting five ten-year interest-free loans with the Washington State Department of Transportation for track rehabilitation and improvement projects. [Alan Matheson, Chief Mechanical Officer; Dale King, Rail Superintendent]

Resolution No. 39281

A resolution authorizing the execution of an interagency agreement with the Tacoma-Pierce County Health Department, for the purpose of enhancing collaborative efforts and performance evaluations related to service programs, for the period of January 1, 2015 to December 31, 2016.

[Shelley Kiemele Koeppen, Contracting Services Supervisor; Nadia Chandler Hardy, Director, Neighborhood and Community Services]

Resolution No. 39282

A resolution authorizing the execution of a Letter of Agreement negotiated with the Tacoma Police Management Association, Local 26, I.U.P.A., to restore a 1 percent wage reduction for all eligible employees, retroactive to January 1, 2015. [Joy St. Germain, Director, Human Resources]

Resolution No. 39283

A resolution authorizing the execution of a collective bargaining agreement with the Tacoma Fire Fighters Union, Local 31, which consists of approximately 351 budgeted, full-time equivalent positions, retroactive to January 1, 2015, through December 31, 2018. [Joy St. Germain, Director, Human Resources]

Ordinance No. 28322

An ordinance adopting the Six-Year Comprehensive Transportation Improvement Program Amended 2014-2015 for 2016-2021.

[Chris E. Larson, Engineering Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]



RESOLUTION NO. 39275

A RESOLUTION relating to port security; authorizing the acceptance of a grant agreement with the U.S. Department of Homeland Security ("DHS"), 2015 Port Security Grant Program, in the amount of \$736,350; authorizing the amount of \$245,450, as a required City match, budgeted from the Fire Miscellaneous Special Revenue Fund; and authorizing the execution of a grant agreement with DHS, in the total amount of \$981,800, for the purpose of enhancing chemical and radiation detection capabilities.

WHEREAS, since 2011, a succession of U.S. Department of Homeland Security ("DHS") Port Security Grant Program awards have expanded Tacoma Fire Department ("TFD") operational capabilities in the Port of Tacoma ("Port") and elsewhere, to respond to and mitigate certain natural and man-made emergencies, and

WHEREAS the TFD submitted a grant application to the DHS for a 2015 Port Security Grant, for the purpose of providing equipment and training to support and enhance TFD chemical and radiation detection capabilities, and

WHEREAS the 2015 Port Security Grant Program requires the City, as recipient of the grant, to provide 25 percent in matching grant funds, in the amount of \$245,450; Now, Therefore,

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

Section 1. That the proper officers of the City are hereby authorized to enter into a grant agreement with the U.S. Department of Homeland Security 2015 Port Security Grant Program, in the amount of \$736,350, said grant agreement to be substantially in the form of the agreement on file in the office of the City Clerk.

Section 2. That the proper officers of the City are authorized to accept and deposit the sum of \$736,350 into the Fire Miscellaneous Special Revenue Fund;



	and to authorize a required 25 percent grant match, in the amount of \$245,450,		
1	budgeted from the Fire Miscellaneous Special Revenue Fund, for the purpose of		
2	providing equipment and training to support and enhance Tacoma Fire Department		
3	chemical and radiation detection capabilities in the Port of Tacoma.		
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RESOLUTION NO. 39276

A RESOLUTION relating to emergency services; authorizing the execution of an Interlocal Agreement with local governments to implement the Pierce County Mutual Aid Agreement for the purpose of providing joint resources and equipment in the event of a major fire, disaster, or other emergency, or in certain non-emergent incidents.

WHEREAS it is beneficial to the public and to the citizens of the City to collaborate with other local jurisdictions in securing for each the benefits of mutual aid in responding to emergencies or certain non-emergent incidents, and

WHEREAS, in order to do this, it is necessary for the City to enter into a Mutual Aid Interlocal Agreement ("Interlocal Agreement") with local governments, agencies, and jurisdictions located within, near, or adjacent to Pierce County, and

WHEREAS the proposed Interlocal Agreement will allow the Tacoma Fire Department ("TFD") and other signatory agencies to provide resources and equipment to other partners in the event of major fire, disaster, or other emergency, or in certain non-emergent incidents, occurring in its service area, and

WHEREAS it appears to be in the best interests of the City to enter into the Interlocal Agreement for said purposes; 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 a Mutual Aid Interlocal Agreement with other local governments to implement the Pierce County Mutual Aid Agreement, for the purpose of providing joint resources and equipment in the event of a major fire, disaster, or other emergency, or in the



	case of certain non-emergent incidents, said document to be substantially in the		
1	form of the agreement on file in the office of the City Clerk.		
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RESOLUTION NO. 39277

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the execution of a contract with Equipment Experts, Inc., in the amount of \$300,000, plus sales tax, budgeted from the ES Solid Waste Fund, for services, repairs and parts for various equipment and vehicles operated by Environmental Services, Solid Waste Management Division, on an as-needed basis, for a three-year period, with the option to renew for two additional one-year periods, for a projected contract total of \$500,000, plus sales tax, pursuant to Specification No. GF15-0245F.

WHEREAS the City has complied with all applicable laws and processes governing the acquisition of those supplies, and/or the procurement of those services, inclusive of public works, as is shown by the attached Exhibit "A," incorporated herein as though fully set forth, and

WHEREAS the Board of Contracts and Awards has concurred with the recommendation for award as set forth in Exhibit "A"; Now, Therefore,

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

Section 1. That the Council of the City of Tacoma concurs with the Board of Contracts and Awards to adopt the recommendation for award as set forth in the attached Exhibit "A."

Section 2. That the proper officers of the City are hereby authorized to enter into a contract with Equipment Experts, Inc., in the amount of \$300,000, plus sales tax, budgeted from the ES Solid Waste Fund, for services, repairs and parts for various equipment and vehicles operated by Environmental Services, Solid Waste Management Division, on an as-needed basis, for a three-year period, with the option to renew for two additional one-year periods,



	for a projected contract total of \$500,000, plus sales tax, pursuant to	
1	Specification No. GF15-0245F, consistent with Exhibit "A."	
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RESOLUTION NO. 39278

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the waiver of competitive procurement procedures due to sole source availability; and authorizing the execution of a contract with Motorola Solutions, Inc., a Delaware corporation, in the amount of \$5,461,280, plus sales tax, budgeted from the Radio Communication Revolving Fund, for a ten-year System and Security Upgrade contract.

WHEREAS the City has complied with all applicable laws and processes governing the acquisition of those supplies, and/or the procurement of those services, inclusive of public works, as is shown by the attached Exhibit "A," incorporated herein as though fully set forth, and

WHEREAS the Board of Contracts and Awards has concurred with the recommendation for award as set forth in Exhibit "A"; Now, Therefore,

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

Section 1. That the Council of the City of Tacoma concurs with the Board of Contracts and Awards to adopt the recommendation for award as set forth in the attached Exhibit "A," and authorizes the waiver of competitive procurement procedures due to sole source availability.

Section 2. That the proper officers of the City are hereby authorized to enter into a contract with Motorola Solutions, Inc., a Delaware corporation, in the amount of \$5,461,280, plus sales tax, budgeted from the Radio Communication



1	Revolving Fund, for a ten-year Sys	tem and Security Upgrade contract, consistent
2	with Exhibit "A."	
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RESOLUTION NO. 39279

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the execution of a contract with Multicare Health Systems d.b.a. Multicare Centers of Occupational Medicine, in the amount of \$240,000, sales tax not applicable, budgeted from the Human Resource Fund, for medical services including post-offer physicals, Department of Transportation physicals, immunizations, drug and alcohol testing, and respirator physicals, for a three-year period, with the option to renew for two additional one-year periods, for a projected contract total of \$400,000, pursuant to Specification No. HR15-0303F.

WHEREAS the City has complied with all applicable laws and processes governing the acquisition of those supplies, and/or the procurement of those services, inclusive of public works, as is shown by the attached Exhibit "A," incorporated herein as though fully set forth, and

WHEREAS the Board of Contracts and Awards has concurred with the recommendation for award as set forth in Exhibit "A"; Now, Therefore,

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

Section 1. That the Council of the City of Tacoma concurs with the Board of Contracts and Awards to adopt the recommendation for award as set forth in the attached Exhibit "A."

Section 2. That the proper officers of the City are hereby authorized to enter into a contract with Multicare Health Systems d.b.a. Multicare Centers of Occupational Medicine, in the amount of \$240,000, sales tax not applicable, budgeted from the Human Resource Fund, for medical services including post-offer physicals, Department of Transportation physicals, immunizations, drug and alcohol testing, and respirator physicals, for a three-year period, with



1	the option to renew for two additional one-year periods, for a projected contract		
2	total of \$400,000, pursuant to Specification No. HR15-0303F, consistent with		
3	Exhibit "A."		
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RESOLUTION NO. 39280

A RESOLUTION relating to the City of Tacoma, Department of Public Utilities, Beltline Division (d.b.a. "Tacoma Rail"); authorizing the acceptance of five, ten-year interest-free loans from the Washington State Department of Transportation for track rehabilitation and improvement projects.

WHEREAS the City of Tacoma, Department of Public Utilities, Beltline

Division (d.b.a. "Tacoma Rail"), is requesting approval to enter into five loan

agreements with the Washington State Department of Transportation ("WSDOT")

for track rehabilitation and improvement projects, all as more specifically set forth
in the attached "Exhibit "A," and

WHEREAS each loan agreement will be for a ten-year term at zero percent interest, with a one percent administrative fee taken from the loan proceeds, and all projects are to be completed by June 30, 2017, and

WHEREAS Section 4.11 of the Tacoma City Charter requires that all matters relating to the incurring of indebtedness by the Department of Public Utilities be initiated by the Public Utility Board and approved by the City Council, and

WHEREAS, by adoption of Public Utility Board Resolution No. U-10809 on September 23, 2015, the proposed loan agreements with WSDOT were approved, pending confirmation from the City Council, and

WHEREAS it is in the best interest of the citizens of Tacoma and customers of Tacoma Rail that the loan agreements with WSDOT be approved; Now, Therefore,





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

Section. 1. That Washington State Department of Transportation ("WSDOT") interest-free ten-year loan Agreement Number RRB 1108, in the amount of the \$311,457, including a matching contribution by the City of Tacoma, Department of Public Utilities, Beltline Division (d.b.a. "Tacoma Rail"), in the amount \$133,482.02, for the Taylor Way Rehabilitation Project, is hereby approved.

Section 2. That WSDOT interest-free ten-year loan Agreement Number RRB 1109, in the amount of the \$156,997, including a matching contribution by Tacoma Rail in the amount \$67,286.38, for the Edwards Crossover Rehabilitation Project, is hereby approved.

Section 3. That WSDOT interest-free ten-year loan Agreement Number RRB 1110 in the amount of the \$469,270, including a matching contribution by Tacoma Rail in the amount \$201,116.38, for the East Lead Low Side Rebuild Project, is hereby approved.

Section 4. That WSDOT interest-free ten-year loan Agreement Number RRB 1111 in the amount of the \$369,518, including a matching contribution by Tacoma Rail in the amount \$158,365.08, for the West Lead High Side Rebuild Project, is hereby approved.

Section 5. The WSDOT interest-free ten-year loan Agreement Number RRB 1112, in the amount of the \$150,000, including a matching contribution by Tacoma Rail in the amount \$195,582, for the Transfer Yard Connection Project, is hereby approved.



Section 6. That the Superintendent of Tacoma Rail is hereby authorized to enter into and execute on behalf of the City Loan Agreement Numbers RRB 1108, RRB 1109, RRB 1110, RRB 1111, and RRB 1112 with the WSDOT, said documents to be substantially in the form of the proposed loan agreements on file in the office of the City Clerk and as approved by the City Attorney. Adopted _____ Mayor Attest: City Clerk Approved as to form: Chief Deputy City Attorney Requested by Public Utility Board

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EXHIBIT "A"

LOAN AGREEMENTS WITH THE WASHINGTON STATE DEPARTMENT OF TRANSPORATION

Agreement Number	Project Purpose	Loan Amount	Tacoma Rail Match
RRB 1108	Taylor Way Rehabilitation – Remove and replace two existing railroad turnout switches and 1,200 feet of rail	\$311,457.00	\$133,482.02
RRB 1109	Edwards Crossover Rehabilitation – Remove and replace two turnouts and 1,100 feet of rail and associated components	\$156,997.00	\$67,286.38
RRB 1110	East Lead Low Side Rebuild – Remove and replace seven turnouts and 1,200 feet of rail	\$469,270.00	\$201,116.38
RRB 1111	West Lead High Side Rebuild – Remove and replace five turnouts	\$369,518.00	\$158,365.08
RRB 1112	Transfer Yard Connection – Install 150 feet of track, a #9 turnout, and two 115RE diamond track crossings connecting existing track	\$150,000.00	\$195,582.00*

*U.S. Oil has pledged \$130,000 towards the matching contribution



RESOLUTION NO. 39281

A RESOLUTION authorizing the execution of an interagency agreement with Tacoma-Pierce County Health Department ("TPCHD"), in the amount of \$2,261,580, budgeted from the General Fund, for the period of January 1, 2015, to December 31, 2016, for the purpose of enhancing collaborative efforts and evaluation of the TPCHD's performance related to service programs.

WHEREAS the City and Pierce County jointly operate the Tacoma-Pierce County Health Department ("TPCHD") pursuant to Chapters 70.05, 70.08, and 70.12 RCW, and

WHEREAS, on December 13, 2005, pursuant to Resolution No. 36734, the City Council authorized the execution of an interlocal agreement with Pierce County, entitled the "Agreement Providing for Creation and Operation of a Combined County-City Health Department," for joint operation of the TPCHD, and

WHEREAS the City's contribution toward the 2015-2016 biennial budget for the TPCHD is \$2,261,580, and

WHEREAS TPCHD uses approximately 50 percent of funds received from the City as general operating funds, and the balance to fund the following service programs for the period of January 1, 2015, through December 31, 2016:

Drinking Water Protection and Hazardous Substances, in the amount of \$58,482;

Communicable Disease Programming, in the amount of \$618,018; Maternal

Child Health, in the amount of \$423,500; and Family Support Partnership, in the amount of \$50,000, and



WHEREAS the City worked in collaboration with TPCHD program managers and staff to establish outputs and outcomes related to these programs, and

WHEREAS the proposed agreement contains scope of work and specific performance-related measures and outcomes for the purpose of evaluating TPCHD performance related to these programs, and

WHEREAS the proposed agreement does not alter the intent or purpose of the Interlocal Agreement entered into pursuant to Resolution No. 36734; Now, Therefore,

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

That the proper officers of the City are hereby authorized to enter into an interagency agreement with Tacoma-Pierce County Health Department ("TPCHD"), in the amount of \$2,261,580, budgeted from the General Fund, for the period of January 1, 2015, to December 31, 2016, for the purpose of enhancing collaborative efforts and evaluation of the TPCHD's performance related to the following service programs: Drinking Water Protection and Hazardous Substances, in the amount of \$58,482; Communicable Disease Programming, in the amount of \$618,018; Maternal Child Health, in the amount



of \$423,500; and Family Support Partnership, in the amount of \$50,000, said document to be substantially in the form of the agreement on file in the office of the City Clerk. Adopted _____ Mayor Attest: City Clerk Approved as to form: **Deputy City Attorney**



RESOLUTION NO. 39282

A RESOLUTION relating to collective bargaining; authorizing the execution of a Letter of Agreement negotiated between the City of Tacoma and the Tacoma Police Management Association, Local 26, I.U.P.A.

WHEREAS the City has, for years, adopted the policy of collective bargaining between the various labor organizations representing employees and the administration, and

WHEREAS Resolution No. 38532, adopted August 28, 2012, authorized the execution of the 2012-2014 Collective Bargaining Agreement ("CBA") between the City of Tacoma and Tacoma Police Management Association, Local 26, I.U.P.A ("Union"), and

WHEREAS, beginning in 2013, pursuant to the terms of a Letter of Agreement to the CBA entered into on August 28, 2012, the Union agreed to a wage reduction of 1 percent for a Voluntary Employee Beneficiary Association ("VEBA") program, resulting in each active Law Enforcement Officers' and Fire Fighters' ("LEOFF") Plan 2 bargaining unit member receiving 99 percent of their base wage rate, and

WHEREAS the proposed Letter of Agreement ("LOA") provides for the restoration of the 1 percent wage reduction for all active LEOFF Plan 2 bargaining unit members, effective retroactive to January 1, 2015, with no new enrollees eligible to apply for the VEBA program, and

WHEREAS it appears in the best interest of the City that the proposed LOA negotiated between the City and the Union be approved; Now, Therefore,



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

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Deputy City Attorney



RESOLUTION NO. 39283

A RESOLUTION related to collective bargaining; authorizing the execution of a collective bargaining agreement between the City and the Tacoma Fire Fighters Union, Local 31, effective retroactive to January 1, 2015, through December 31, 2018.

WHEREAS the City has, for years, adopted the policy of collective bargaining between the various labor organizations representing employees and the administration, and

WHEREAS this resolution allows for the execution of the proposed four year (2015-2018) Collective Bargaining Agreement ("CBA") between the City and Tacoma Fire Fighters Union, Local 31 ("Union"), on behalf of employees represented by said Union, consisting of approximately 351 budgeted, full-time equivalent positions located within General Government, and

WHEREAS the proposed CBA provides for a market-based wage increase of 4.3 percent effective retroactive to January 1, 2015; for years 2016 and 2017, a wage increase by an amount equal to 100 percent of the increase in the Consumer Price Index for Urban Wage and Clerical Workers (CPI-W), June to June index, with a minimum increase of 1 percent and a maximum increase of 2 percent, which formula provides for a 1.1 percent increase effective January 1, 2016; and in 2018, a market review shall be completed, using comparable jurisdictions provided in the CBA, and any increase determined as a result of the review shall be effective January 1, 2018, and

WHEREAS other CBA provisions include (1) language allowing for the payment of sick leave contributions paid to employees upon retirement to be



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paid to the Washington State Council of Firefighters Employee Benefit Trust for the purposes of retiree health insurance premiums or health service expenses; (2) an agreement to meet and discuss the Fire Chief's identification of a fitness coordinator from existing Union membership; (3) modifications to the Letter of Agreement regarding the Voluntary Employee Beneficiary Association ("VEBA") Program, as follows: continuing the 1 percent reduction in wages toward the program, adding language regarding cost-sharing between the Union and the City for the program, and adding an escalator provision to the City's monetary contribution to the VEBA program for eligible participants, effective each year of the agreement; and (4) an agreement that the current annual cost of the VEBA program is less than the current 1 percent contribution from the Union, and unused funds will be equally paid out to active Union members in a flat, onetime payment, in the first full pay period following the adoption of the new successor bargaining agreement, and

WHEREAS it appears in the best interest of the City that the proposed CBA negotiated by said Union and the City be approved; 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 Collective Bargaining Agreement between the City and the Tacoma Fire Fighters Union, Local 31, effective retroactive to January 1, 2015, through



	December 31, 2018, said document to be substantially in the form of the		
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ORDINANCE NO. 28322

AN ORDINANCE relating to the Six-Year Comprehensive Transportation Program; authorizing the adoption of the Six-Year Comprehensive Transportation Improvement Program Amended 2014-2015 for 2016-2021.

WHEREAS RCW 35.77.010 provides that the legislative body of each city and town shall: (1) prepare and adopt a comprehensive transportation program for the ensuing six calendar years and annually thereafter, pursuant to one or more public hearings; (2) prepare and adopt a revised and extended comprehensive transportation program; and (3) file with the Secretary of Transportation of the state of Washington each one-year extension and revision thereof, and

WHEREAS RCW 35.77.010 further provides that each city shall include in its comprehensive transportation program the intended expenditure of revenues for non-motorized transportation purposes, and

WHEREAS the proposed Six-Year Comprehensive Transportation
Improvement Program Amended 2014-2015 for 2016-2021 ("Program") was
presented to the Transportation Commission on September 3 and October 1,
2014, and

WHEREAS the proposed Program was presented to the Infrastructure,
Planning, and Sustainability Committee on August 27 and October 8, 2014, and
was approved by the committee for consideration by the City Council, and

WHEREAS, on June 23, 2015, a public hearing was held by the City

Council to receive citizen comments on the proposed Program; Now, Therefore,



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BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That the City Council has considered the testimony presented at the June 23, 2015, public hearing on the Six-Year Comprehensive Transportation Improvement Program Amended 2014-2015 for 2016-2021.

Section 2. That the Six-Year Comprehensive Transportation Improvement Program Amended 2014-2015 for 2016-2021 is hereby adopted, said document to be substantially in the form of the proposed document on file in the office of the City Clerk.

Passed		
	Mayor	
Attest:		
City Clerk	-	
Approved as to form:		
Deputy City Attorney	-	