Legislation Passed March 1, 2016

The Tacoma City Council, at its regular City Council meeting of March 1, 2016, 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. 39392**
A resolution authorizing an increase to the contract with Gilchrist Chevrolet Buick GMC, Inc., in the amount of $43,075.31, for a cumulative total of $215,376.55, plus sales tax, budgeted from the Fire Miscellaneous Special Revenue Fund, for one 2015 Chevrolet Silverado pickup truck - Specification No. FD15-0208N.
[Michael Fitzgerald, Assistant to the Chief; James P. Duggan, Fire Chief]

**Resolution No. 39393**
A resolution authorizing the execution of an intergovernmental agreement with the Puyallup Tribe of Indians to allow for the conveyance of surplus properties, with an estimated value of $248,680, to the Tribe as “just compensation” for the acquisition of additional right-of-way on Tribal lands for reconstruction of segments of the Puyallup Avenue Bridge.
[Rich Price, Senior Real Estate Officer; Kurtis D. Kingsolver, P.E., Director, Public Works]

**Resolution No. 39394**
A resolution authorizing the execution of a Collective Bargaining Agreement with the Teamsters Local 117, General Unit, which consists of approximately 197 budgeted full-time equivalent positions, retroactive to January 1, 2015, through December 31, 2018.
[Joy St. Germain, Director, Human Resources]

**Resolution No. 39395**
A resolution authorizing the execution of a Letter of Understanding with the International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit, creating two new classifications entitled Hydro Project Electrician, Apprentice and Hydro Project Mechanic, Apprentice.
[Joy St. Germain, Director, Human Resources]
RESOLUTION NO. 39392

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the increase of Contract No. 4500393294 with Gilchrist Chevrolet Buick GMC, Inc., in the amount of $43,075.31, for a cumulative total of $215,376.55, plus sales tax and registration, budgeted from the Tacoma Fire Department Special Revenue Fund, for the purchase of one 2015 Chevrolet Silverado 2500HD pickup truck, pursuant to Specification No. FD15-0208N.

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 increase Contract No. 4500393294 with Gilchrist Chevrolet Buick GMC, Inc., in the amount of $43,075.31, for a cumulative total of $215,376.55, plus sales tax and registration, budgeted from the Tacoma Fire Department Special Revenue Fund,
for the purchase of one 2015 Chevrolet Silverado 2500HD pickup truck, pursuant to Specification No. FD15-0208N, consistent with Exhibit “A.”

Adopted ____________________________

Mayor

Attest:

____________________________________
City Clerk

Approved as to form:

____________________________________
City Attorney
RESOLUTION NO. 39393

A RESOLUTION relating to public works and intergovernmental cooperation; authorizing the execution of an intergovernmental agreement with the Puyallup Tribe of Indians to allow for the conveyance of surplus properties owned by the City of Tacoma, with an estimated value of $248,680, to the Tribe as "just compensation" for the acquisition of additional right-of-way on Tribal lands for reconstruction of segments of the Puyallup Avenue Bridge.

WHEREAS the Puyallup Avenue Bridge is 87 years old and shows significant deterioration throughout its length, and

WHEREAS the bridge has been divided into six different segments on paper to facilitate funding and management, and

WHEREAS the current project will replace the two most deteriorated segments of the bridge, known as segments F16A and F16B, and

WHEREAS a new, wider bridge will be constructed to replace the two deteriorated segments, which will provide four lanes of traffic with paths on each side for pedestrian and bicycle traffic, and

WHEREAS, in order to construct the project, the City needs additional right-of-way in the form of temporary construction easements, an aerial easement to accommodate the increased width of the bridge, utility easements, and a permanent ground easement, and

WHEREAS the project is within the boundaries of the Puyallup Tribe ("Tribe") Indian Reservation, and the Tribe owns the property on which the easements and additional right-of-way are needed, and

WHEREAS within the immediate vicinity is the site of the Tribe’s Ceremonial Grounds, on which many significant events and historic events have occurred, and

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WHEREAS the City is required to pay “just compensation” for the additional necessary right-of-way, and, as compensation for the easements requested by the City, the Tribe has requested a variety of properties within the area of the Ceremonial Grounds, as well as other City-owned open space properties within the Puyallup Reservation in the area of the Tribal Center near Portland Avenue and East 30th Street, in lieu of receiving the required “just compensation” cash payment, and

WHEREAS the proposed intergovernmental agreement sets forth the terms of the exchange of property rights from the City to the Tribe for the easements, and the impacts of the project on the Tribe’s areas of jurisdiction, and

WHEREAS, after completing the surplus sale process, the City would convey to the Tribe several vacant parcels of City-owned land in the areas of the Ceremonial Grounds and the Tribal Center between East R and East T Streets and East 29th and East 32nd Streets, with an estimated value of $248,680, and

WHEREAS staff has investigated realigning the bridge such that Tribal easements are not required; however, this alternative would require significant redesign, environmental, and permitting modifications, with an estimated cost of $10 million or more, and

WHEREAS, if a new bridge is not constructed, the existing bridge is expected to be closed in five to ten years due to deterioration, and

WHEREAS the bridge provides a much needed transportation corridor, and closing the bridge would have significant negative transportation and economic impacts, and
WHEREAS the Public Works Department recommends entering into the intergovernmental agreement with the Tribe in order to acquire the easements necessary to proceed with reconstruction of the deteriorating bridge, and, if approved, the agreement would provide the permanent and temporary land requirements to move forward with this project, and

WHEREAS the conveyance of these properties was discussed with the Infrastructure, Planning and Sustainability Committee at its meeting of September 23, 2015, and the committee approved the conveyance for consideration by the City Council; 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 an intergovernmental agreement with the Puyallup Tribe of Indians to allow for the conveyance of surplus properties owned by the City of Tacoma, with an estimated value of $248,680, to the Tribe as “just compensation” for the acquisition of additional right-of-way on Tribal lands for reconstruction of segments of the
Puyallup Avenue Bridge, said agreement to be substantially in the form of the
document on file in the office of the City Clerk.

Adopted ______________________

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Mayor

Attest:

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City Clerk

Approved as to form:

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Deputy City Attorney
RESOLUTION NO. 39394

A RESOLUTION related to collective bargaining; authorizing the execution of a proposed four-year Collective Bargaining Agreement between the City and Teamsters Local 117, General Unit, 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 a proposed four-year Collective Bargaining Agreement ("CBA") between the City and Teamsters Local 117, General Unit ("Union"), on behalf of the employees represented by said Union, and

WHEREAS the bargaining unit consists of approximately 196.9 budgeted, full-time equivalent positions, with 150.5 FTEs assigned within General Government and 46.4 FTEs assigned within Tacoma Public Utilities, and

WHEREAS the proposed CBA will provide for a wage increase of 2 percent retroactive to January 1, 2015; a wage increase of 1.1 percent effective January 1, 2016; a wage increase of 2 percent effective January 1, 2017; and a wage increase of 2.5 percent effective January 1, 2018, and,

WHEREAS the classification of Solid Waste Worker (CSC 0627) will receive a wage adjustment effective retroactive to January 1, 2015, of 5 percent with the removal of a 5 percent application of rate; and effective July 1, 2016, the classifications of Carpenter (CSC 5201) and Industrial Painter (CSC 5205) will
increase by 1.5 percent, and Crime Analyst (CSC 1101) and Senior Crime Analyst (CSC 1102) will increase by 2 percent, and

WHEREAS other proposed changes are as follows: (1) an expanded and enumerated management rights clause; (2) language limiting the amount of paid release time for employees who participate in bargaining before sessions will be held after work hours; (3) resolution regarding how employees who are improperly denied an overtime assignment will be given an opportunity to work a later assignment of the same duration as the missed overtime opportunity; and (4) contract language related to time off and benefits was moved to Appendix B, and

WHEREAS the CBA was considered and approved by the Public Utility Board at its meeting of February 24, 2016, and

WHEREAS it appears in the best interests 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 four-year Collective Bargaining Agreement between the City and Teamsters Local 117, General Unit, effective retroactive to January 1, 2015, through
December 31, 2018, said document to be substantially in the form of the proposed agreement on file in the office of the City Clerk.

Adopted ____________________________

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Mayor

Attest:
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City Clerk

Approved as to form:

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Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-10849
RESOLUTION NO. 39395

A RESOLUTION relating to collective bargaining; authorizing the execution of a Letter of Understanding negotiated between the City of Tacoma and International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit.

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. 38920, adopted June 3, 2014, authorized the execution of the 2013-2017 Collective Bargaining Agreement ("CBA") between the City of Tacoma and International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit ("Union"), on behalf of the employees represented by said Union, and

WHEREAS the City and Union have proposed a Letter of Understanding ("LOU") to the CBA which provides for the creation of two new classified positions to be titled "Hydro Project Mechanic, Apprentice," and "Hydro Project Electrician, Apprentice," which will be recognized under the CBA and incorporated into its Appendix A, and

WHEREAS the overtime rate for said classifications will be set at two times the regular rate of pay, and all sections of the CBA which apply to the journey level Hydro Project Electrician and Hydro Project Mechanic classifications shall apply to the new apprentice positions, and

WHEREAS the LOU was considered and approved by the Public Utility Board at its meeting of February 24, 2016, and

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WHEREAS it appears in the best interest of the City that the proposed LOU 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 Letter of Understanding negotiated between the City of Tacoma and International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit, said document to be substantially in the form of the proposed document on file in the office of the City Clerk.

Adopted ________________________

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Mayor

Attest:

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City Clerk

Approved as to form:

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Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-10850