Legislation Passed March 29, 2016

The Tacoma City Council, at its regular City Council meeting of March 29, 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. 39408
A resolution setting Tuesday, April 12, 2016, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the 2016-2017 Annual Action Plan for housing and community development.
[Carey Jenkins, Housing Division Manager; Ricardo Noguera, Director, Community and Economic Development]

Resolution No. 39409
A resolution awarding a contract to R.L. Alia Company, in the amount of $456,645, excluding sales tax, budgeted from the Wastewater Fund, to re-establish wastewater service caused by structural failures of side sewer connections to the public wastewater system in times when field crews are unable to respond due to multiple concurrent pipe failures, for a one-year period - Specification No. ES16-0033F.
[Geoffrey M. Smyth, P.E., Science and Engineering Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Resolution No. 39410
A resolution awarding a contract to Motorola Solutions, Inc., in the amount of $359,994, plus sales tax, budgeted from the Communications Equipment Replacement Reserve Fund and 2010 LTGO Bond D Fund, for Motorola radio infrastructure hardware and services - State of Washington Contract No. 06913.
[Steve Taylor, Networks and Communications Manager; Jack Kelanic, Director, Information Technology]

Resolution No. 39411
A resolution authorizing an increase to the contract with Gartner, Inc., in the amount of $75,257, sales tax not applicable, for a cumulative total of $201,391, budgeted from the Information Systems Fund, for information technology research and advisory services through February 28, 2017 - State of Washington Contract No. 05712.
[Kipling Morris, Infrastructure and Operations Manager; Jack Kelanic, Director, Information Technology]

Ordinance No. 28317
An ordinance vacating a portion of undeveloped South 52nd Street lying east of South Trafton Street and west of the alley, to accommodate the construction of ten single-family residences.
(SNR Northwest Properties, LLC; File No. 124.1352)
[Phyllis Macleod, Hearing Examiner]
**Ordinance No. 28350**

An ordinance continuing the downtown Business Improvement Area (BIA) for the 29th year, providing for the levy of assessments and other income in the amount of $853,318; and approving the renewed BIA work plan, budget, and assessment of rates from May 1, 2016 through April 30, 2017.

[Debbie Bingham, Economic Development Specialist; Ricardo Noguera, Director, Community and Economic Development]
RESOLUTION NO. 39408

A RESOLUTION setting April 12, 2016, as the date for a public hearing on the recommendations of the Community and Economic Development Department for the 2016-2017 Annual Action Plan for Housing and Community Development.

WHEREAS the Annual Action Plan to the U.S. Department of Housing and Urban Development (“HUD”) will ensure the City will receive federal funds to manage its housing, community and economic development, neighborhood improvement, homeless assistance and social service programs, and

WHEREAS the Annual Action Plan outlined the City’s uses of Community Development Block Grant (“CDBG”), HOME Investment Partnership (“HOME”), and Emergency Solutions Grant (“ESG”) funds, and

WHEREAS, based on guidance by the U.S. Department of Housing and Urban Development (“HUD”), the City anticipates that it will be entitled to apply to HUD for entitlement grant allocations as follows: (1) CDBG, in the amount of $2,247,997; (2) HOME, in the amount of $992,730; and (3) ESG, in the amount of $201,163, and

WHEREAS, because the City of Lakewood (“Lakewood”) does not qualify to apply for HOME funds independently, the City and Lakewood formed a consortium in 1999 for the HOME Program, and

WHEREAS the City’s share of the estimated HOME program grant funds is expected to be $805,104, and Lakewood’s share is $187,626, and

WHEREAS, during January and February 2016, the Tacoma Community Redevelopment Authority and Human Services Commission reviewed applications
for funding, heard presentations by agencies applying for funding, considered the
historic performance of those agencies and the needs of the community, and
prepared funding recommendations based thereon, and

WHEREAS funding recommendations were finalized at the March 15, 2016, special meeting of the Community Vitality and Safety Committee, and were recommended for consideration by the City Council at its meeting of May 3, 2016, and

WHEREAS, before submission of the Annual Action Plan to HUD, the City must fulfill certain citizen participation requirements, including holding a public hearing on the proposed plan, and

WHEREAS the draft Annual Action Plan will be available for public review for a period of 30 days, beginning on April 1, 2016, and ending on April 30, 2016;

Now, Therefore,

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

Section 1. That Tuesday, April 12, 2016, at approximately 5:30 p.m., is hereby fixed as the time, and the City Council Chambers on the First Floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, as the place when and where a public hearing shall be held on the recommendations of the Community and Economic Development Department for the City’s proposed 2016-2017 Annual Action Plan for Housing and Community Development.
Section 2. That the City Clerk shall give proper notice of the time and place of said hearing.

Adopted __________________

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Mayor

Attest:

__________________________
City Clerk

Approved as to form:

__________________________
Deputy City Attorney
RESOLUTION NO. 39409

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the execution of a contract with R.L. Alia Company, in the amount of $456,645, excluding sales tax, budgeted from the ES Wastewater Fund, for a one-year period, to re-establish wastewater service caused by structural failures of side sewer connections to the public wastewater system in times when Environmental Services field crews are unable to respond due to multiple concurrent pipe failures, pursuant to Specification No. ES16-0033F.

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 R.L. Alia Company, in the amount of $456,645, excluding sales tax, budgeted from the ES Wastewater Fund, for a one-year period, to re-establish wastewater service caused by structural failures of side sewer connections to the public wastewater system in times when Environmental Services field crews are unable to respond due to multiple concurrent pipe failures, pursuant to Specification No. ES16-0033F.
Services field crews are unable to respond due to multiple concurrent pipe failures, pursuant to Specification No. ES16-0033F, consistent with Exhibit “A.”

Adopted ____________________________

Mayor

Attest:

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City Clerk

Approved as to form:

______________________________
City Attorney
RESOLUTION NO. 39410

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the execution of a contract with Motorola Solutions, Inc., in the amount of $359,994, plus sales tax, budgeted from the Communications Equipment Replacement Reserve Fund and 2010 LTGO Bond D Fund, for a one-time purchase of Motorola radio infrastructure hardware and services pursuant to State of Washington Contract No. 06913.

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 Motorola Solutions, Inc., in the amount of $359,994, plus sales tax, budgeted from the Communications Equipment Replacement Reserve Fund and 2010 LTGO Bond D Fund, for a one-time purchase of Motorola radio infrastructure hardware and services pursuant to State of Washington Contract No. 06913.
infrastructure hardware and services pursuant to State of Washington Contract No. 06913, consistent with Exhibit “A.”

Adopted ______________________

Mayor

Attest:

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City Clerk

Approved as to form:

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City Attorney
RESOLUTION NO. 39411

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the increase of Contract No. 4600010447 with Gartner, Inc., in the amount of $75,257, sales tax not applicable, for a cumulative total of $201,391, budgeted from the Information Systems Fund, for information technology research and advisory services through February 28, 2017, pursuant to State of Washington Contract No. 05712.

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. 4600010447 with Gartner, Inc., in the amount of $75,257, sales tax not applicable, for a cumulative total of $201,391, budgeted from the Information Systems Fund, for information technology research and advisory services through February 28, 2017, pursuant to State of Washington Contract No. 05712.
services through February 28, 2017, pursuant to State of Washington Contract No. 05712, consistent with Exhibit “A.”

Adopted ____________________________

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Mayor

Attest:

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City Clerk

Approved as to form:

______________________________
City Attorney
AN ORDINANCE related to the vacation of City right-of-way; vacating a
portion of undeveloped South 52nd Street lying easterly of
South Trafton Street and westerly of the alley, to accommodate the
construction of ten single-family residences; and adopting the Hearing
Examiner’s Findings, Conclusions, and Recommendations related
thereto.

WHEREAS all steps and proceedings required by law and by resolution
of the City Council to vacate the portion of the right-of-way hereinafter
described have been duly taken and performed; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That the City Council hereby adopts the Hearing Examiner’s
Findings, Conclusions, and Recommendations as contained in the Hearing
Examiner’s Report and Recommendation to the City Council bearing File
No. 124.1352 and dated July 22, 2015, which Report is on file in the office of
the City Clerk.
Section 2. That a portion of undeveloped South 52nd Street lying easterly of South Trafton Street and westerly of the alley, described as follows:

That portion of South 52nd Street lying within the Northeast Quarter of Section 19, Township 20 North, Range 03 East, W.M. more particularly described as follows:

Beginning at the intersection of the Easterly margin of South Trafton Street and the Northerly margin of South 52nd Street, said point being the Southwest corner of Lot 21, Block 16, in Barker’s Addition to Tacoma, Washington, according to the Plat thereof recorded in Volume 7 of Plats at Page 106, in Pierce County, Washington; thence South 01°03’40” West, along the Easterly margin of South Trafton Street, a distance of 66.00 feet to the Northwest Corner of Lot 1, Block 25 of said Barker’s Addition; thence South 88°55’16” East, along the north line of said Lot 1, a distance of 115.00 feet; thence North 01°03’40” East 66.00 feet to the Southeast corner of said Lot 21; thence North 88°55’16” West, along the south line of said Lot 21, a distance of 115.00 feet to the True Point of Beginning.

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

is hereby vacated, and the land so vacated is hereby surrendered and attached to the property bordering thereon, as a part thereof, and all right or title of the City in and to the portion of the right-of-way so vacated does hereby vest in the owners of the property abutting thereon, all in the manner provided by law; provided, however, that there is hereby retained
and reserved, pursuant to the statutes of the state of Washington, the
following easement, to-wit:

City of Tacoma/Tacoma Power & Click! Network

The City of Tacoma hereby reserves an easement over the
northerly 10 feet of the easterly 15 feet of the vacated area
for City utilities, including, but not limited to, poles, down
guys, and anchors.

Passed __________________________

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Mayor

Attest:

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City Clerk

Approved as to form: Property description approved:

______________________________
Deputy City Attorney
Chief Surveyor

Public Works Department

Location: That portion of undeveloped South 52nd Street lying easterly of
South Trafton Street and westerly of the alley

Petitioner: SNR Northwest Properties, LLC

Vacation Req. No. 124.1352
AN ORDINANCE relating to community and economic development; continuing the downtown Business Improvement Area ("BIA") for the 29th year; providing for the levy of assessments and other income, in the amount of $853,318; and approving the renewed BIA work plan, budget, and assessment of rates from May 1, 2016, through April 30, 2017.

WHEREAS, on April 5, 1988, upon presentation of a petition from downtown property owners representing 50 percent or more of the property assessments, the City Council passed Ordinance No. 24058, establishing the Business Improvement Area ("BIA") for a period of ten years, and

WHEREAS, in 1998, pursuant to Ordinance No. 26205, the BIA was renewed for a ten-year period, and in 2008, pursuant to Ordinance No. 27696, the BIA was reestablished for an additional ten years, through 2018, and

WHEREAS, on February 25, 2016, the Local Development Council held a ratepayers public meeting to review the work program and annual budget of the BIA and to receive public testimony, and

WHEREAS this ordinance will authorize the levy of the 29th year of the renewed BIA annual assessment upon buildings and other real estate within the BIA boundaries for the period of May 1, 2016, through April 30, 2017; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. TWENTY-NINTH ANNUAL DISTRICT ASSESSMENT. That all real property, inclusive of land and buildings, and the owners thereof, within the boundaries of the Business Improvement Area will be specially benefited by the programs, activities, and services hereinafter approved; and such property, and the
owners thereof, shall be subject to a special assessment for the 29th annual period of May 1, 2016, through April 30, 2017 (hereinafter called the “29th annual period”), as authorized by chapter 35.87A RCW, the BIA Ordinance, and this ordinance. The property, and the owners thereof, will be assessed under the BIA Ordinance at the annual rate of $0.1070 per square foot for the high rate and $0.0530 per square foot for the low rate. The benefit to the property, and the owners thereof, subject to the 29th annual special assessment and to the BIA, as a whole, is a special benefit which would not otherwise be available but for the activities, programs, and special services carried out with funding provided by the special assessments authorized pursuant to the BIA Ordinance, and that such special benefits and the increase in value of the property in the BIA resulting therefrom, and the increased opportunity which is created for each property and the owner thereof within the BIA to benefit from the BIA programs, activities, and special services, is hereby found to be commensurate with or in excess of the amount of the assessment for the 29th annual period.

Section 2. LEVY OF 29TH ANNUAL ASSESSMENT. To finance the programs, services, and activities approved for the 29th annual period, there is levied and shall be collected, in accordance with the BIA Ordinance and applicable state statutes, a special assessment for the 29th annual period upon the buildings and other real property within the BIA and the owners thereof, at the rates as herein provided.

Section 3. APPROVAL OF EXPENDITURES. That the work plan, including activities, services, and programs to be funded with the special assessment
proceeds for the 29th annual period and the 29th annual budget, as set forth in the
materials on file with the City Clerk, are hereby approved.

Passed __________________________

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Mayor

Attest:

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City Clerk

Approved as to form:

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Deputy City Attorney