



## Legislation Passed August 27, 2013

The Tacoma City Council, at its regular City Council meeting of August 27, 2013, 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. 38723**

Appointing individuals to serve on the City Events and Recognitions Committee.

### **Ordinance No. 28167**

Amending Chapter 1.12 of the Municipal Code, relating to the Leave-Based Contribution Plan, to provide eligible employees an opportunity to voluntarily contribute the cash value of accrued vacation and/or personal time off to the United Way of Pierce County.

### **Ordinance No. 28168**

Amending Chapter 12.08 of the Municipal Code, relating to stormwater and surface water systems, to authorize the Environmental Services Director to establish a pilot program to offer and evaluate the use of rebate payments to eligible customers, in an amount up to \$2,000, who construct and/or maintain City owned low-impact development rain gardens and bioretention facilities through December 31, 2014.



## RESOLUTION NO. 38723

1 BY REQUEST OF DEPUTY MAYOR CAMPBELL AND COUNCIL MEMBERS  
2 BOE, MELLO, AND WALKER

3 A RESOLUTION relating to committees, boards, and commissions; appointing  
4 individuals to the City Events and Recognitions Committee.

5 WHEREAS vacancies exist on the City Events and Recognitions Committee,  
6 and

7 WHEREAS, at its meeting of August 13, 2013, the Economic Development  
8 Committee conducted interviews and recommended the appointment of individuals  
9 to said committee, and

10 WHEREAS, pursuant to the City Charter 2.4 and the Rules, Regulations, and  
11 Procedures of the City Council, the persons named on Exhibit "A" have been  
12 nominated to serve on the City Events and Recognitions Committee; Now,  
13 Therefore,

14  
15 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

16 That those nominees to the City Events and Recognitions Committee, listed  
17 on Exhibit "A," are hereby confirmed and appointed as members of said committee  
18 for such terms as are set forth on Exhibit "A."

19 Adopted \_\_\_\_\_  
20

21 \_\_\_\_\_  
22 Mayor

23 Attest:  
24 \_\_\_\_\_  
25 City Clerk

26 Approved as to form:  
\_\_\_\_\_  
City Attorney



## EXHIBIT "A"

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### CITY EVENTS AND RECOGNITIONS COMMITTEE

Appointing **Christina Hughes** to the At-Large No. 1 position, for a one-year term to expire July 31, 2014.

Appointing **Ben Warner** to the At-Large No. 4 position, for a one-year term to expire July 31, 2014.



## ORDINANCE NO. 28167

1 AN ORDINANCE amending Chapter 1.12 of the Tacoma Municipal Code by  
2 amending Section 1.12.246, the Leave-Based Contribution Plan, to provide  
3 the opportunity for eligible employees to contribute the cash value of accrued  
vacation and/or personal time off to the United Way of Pierce County.

4 WHEREAS Ordinance No. 27426, passed November 8, 2005, provided for a  
5 Leave-Based Contribution Program ("Program") for employees to contribute the  
6 cash value of unused, accrued leave to the American Red Cross after the events of  
7 Hurricane Katrina, and  
8

9 WHEREAS the City desires to amend the Program to allow employees to  
10 make contributions of unused, accrued vacation or personal time off ("PTO") leave  
11 as a cash donation to United Way of Pierce County ("United Way"), and  
12

13 WHEREAS all City employees who are eligible for vacation or PTO leave will  
14 be eligible to participate in the Program on a voluntary basis, and  
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16 WHEREAS contribution requests will be collected during the annual United  
17 Way campaign, with a stipulation that employee leave balances at the time of  
18 contribution would not fall below 80 hours, and  
19

20 WHEREAS eligible employees would be able to contribute vacation or PTO  
21 leave in full hour increments, with a minimum conversion of two hours and a  
22 maximum of 16 hours, and  
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24 WHEREAS the cash value of the contribution would be sent to the United  
25 Way of Pierce County and would be considered taxable earnings for the employee  
26 at the time of the contribution; Now, Therefore,



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BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 1.12 of the Tacoma Municipal Code is hereby amended by amending Section 1.12.246 thereof, as set forth in the attached Exhibit "A."

Passed \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

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

Approved as to form:

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



## EXHIBIT "A"

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### 1.12.246 Leave-Based Contribution Program.

The City encourages contributions to the United Way of Pierce County ("United Way") ~~emergency relief efforts~~ and wishes to make it easier for its employees to make such contributions by allowing through a program allowing a limited opportunity for employees to convert accrued and unused vacation, ~~compensatory time,~~ and/or personal time off accruals to a donation to the United Way ward emergency relief efforts. ~~This limited opportunity to authorize a conversion of accrued leave is exclusively for the purpose of this payroll deduction and donation.~~

A. ~~Effective November 15, 2005, through December 15, 2005,~~ Employees who earn vacation, ~~compensatory time off, and/or~~ personal time off under TMC ~~1.12.080, 1.12.220,~~ and 1.12.248, and are otherwise eligible, may voluntarily authorize a contribution of an amount equivalent to no less than 4 1/2 hours and no more than 80 1/6 hours of accumulated and unused leave in one hour increments; the cash value of such contribution will be forwarded by the City to the United Way American Red Cross for Hurricane Katrina relief efforts during the pay period(s) selected by the employee on an ending December 25, 2005. ~~The authorization for the contribution will be on a form approved by the Human Resources Director and as prescribed by~~ the Finance Director.

1. The amount of eligible leave donated by any eligible and participating employee shall be converted to cash at the employee's base straight time rate of pay in effect for the employee's regular classification at the time of contribution. Leave donated under this section is taxable to the employee as supplemental compensation.

2. Participating employees' accumulated and unused leave balances shall be reduced by the number of hours designated and authorized for contribution, not to exceed a total of 80 1/6 hours.

3. The City will not make contributions that would result in the employee's leave balance going below 80 hours. Partial contributions will not be made.

4.3. Employees donating leave under this section will not receive payment for these hours at time of separation or retirement.



## ORDINANCE NO. 28168

1 AN ORDINANCE relating to stormwater and surface water systems; amending  
2 Chapter 12.08 of the Tacoma Municipal Code by amending  
3 Section 12.08.560 thereof, relating to low-impact development stormwater  
4 systems.

4 WHEREAS the Environmental Services Department (“ESD”) desires to  
5 conduct a pilot program to evaluate the use of rebate payments, in an amount up  
6 to \$2,000 per parcel, to encourage the installation of residential rain gardens, and  
7 to evaluate the use of stormwater rate reductions to persons who agree to  
8 maintain City-owned rain gardens and/or bioretention facilities, and  
9

10 WHEREAS this pilot program would be in effect through December 31,  
11 2014, and

12 WHEREAS residential rain gardens benefit the City’s stormwater  
13 management efforts by reducing the volume of surface water flowing to the  
14 municipal stormwater system and by removing pollutants that may be present in  
15 such flows, and  
16

17 WHEREAS the proposed amendments to Chapter 12.08 of the Tacoma  
18 Municipal Code authorize the City to conduct a pilot program to evaluate the use  
19 of rebate payments and rate reductions for the aforementioned purposes,  
20 according to policies and procedures approved by the ESD Director; Now,  
21 Therefore,  
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23 BE IT ORDAINED BY THE CITY OF TACOMA:  
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That Chapter 12.08 of the Tacoma Municipal Code is hereby amended by amending Section 12.08.560 thereof, as set forth in the attached Exhibit "A."

Passed \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

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

Approved as to form:

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





## EXHIBIT "A"

1 **12.08.560 Low impact development stormwater and surface water systems.**

2 A. The rate of computation of stormwater and surface water charges applicable to premises that  
3 have on them an approved low impact development stormwater and surface water system that  
4 achieves runoff characteristics equivalent to pre-development, forested conditions, may be  
5 reduced one Basic Category of Development lower in rate of such computation than that in which  
6 the premises would otherwise be placed, as determined by the Director in his or her discretion,  
7 after taking into account the effectiveness of the system. In order to qualify under this section,  
8 the owner of the premises must have obtained the proper permits and constructed the system  
9 according to plans approved by the Director, and the system must exceed the minimum  
10 requirements that would be required by applying the City's current Stormwater Management  
11 Manual. The owner shall be responsible for all costs of the proper operation and maintenance of  
12 such system and shall submit annual maintenance reports to the Director. The Director reserves  
13 the right to inspect all stormwater and surface water systems approved or sought to be approved  
14 under this section to ascertain that they function properly. If at any time such system fails to  
15 retain stormwater or surface water in a volume and for a period of time to justify the reduction of  
16 stormwater and surface water sewerage charges as determined by the Director by appropriate  
17 engineering standards, or if the owner fails to submit the annual maintenance reports, the Director  
18 may increase the Basic Category of Development to one which reflects the effectiveness, if any,  
19 of such system, or the Director may revoke approval of the system irrespective of prior approval  
20 by the Director of either the system or plans therefor.

21 B. Notwithstanding any rate reduction authorized, permitted or provided for in this section, no  
22 rate computation shall be reduced below that applicable to undeveloped land.

23 C. The Director may establish a pilot program to offer and evaluate the use of rebate payments of  
24 up to \$2,000 per parcel to encourage residential customers to install rain gardens on their property.  
25 As part of the pilot program, the Director may also establish a one-category rate reduction to  
26 encourage customers to assist the City by maintaining City-owned low-impact development rain  
gardens and bioretention facilities. The pilot program established under this section will be in  
effect through December 31, 2014, and shall be funded by the Surface Water Utility, with rebate  
payments and rate reductions administered according to policies and procedures approved by the  
Director.