



Legislation Passed August 26, 2014

The Tacoma City Council, at its regular City Council meeting of August 26, 2014, 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. 38991

A resolution setting Tuesday, September 9, 2014, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the draft North Downtown Subarea Plan and proposed amendments to the Municipal Code Chapter 13.06A, Downtown Tacoma.

[Ian Munce, Special Assistant to the Director; Peter Huffman, Director, Planning and Development Services]

Resolution No. 38992

A resolution setting Tuesday, September 16, 2014, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the proposed six-month extension of the interim land use regulations concerning the production, processing, and retail sale of recreational marijuana.

[Brian Boudet, Planning Manager; Peter Huffman, Director, Planning and Development Services]

Resolution No. 38993

A resolution awarding a contract to Republic Parking Northwest, Inc., in the amount of \$4,949,293, plus sales tax, budgeted from the Parking Enterprise Fund, for integrated management/operator service for off-street and on-street parking facilities, for an initial term of 18 months, with the option to renew for two additional two-year terms, for a projected contract total of \$10,994,748.74

- Specification No. PW14-0113F.

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

Resolution No. 38994

A resolution awarding a contract to NOVA Contracting, Inc., in the amount of \$345,000, sales tax not included, plus a 15 percent contingency, for a cumulative total of \$396,750, budgeted from the Wastewater Fund, to replace a portion of the Titlow Pump Station force main pipe - Specification No. ES14-0077F.

[Geoffrey M. Smyth, P.E., Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Resolution No. 38995

A resolution awarding a contract to Northwest Cascade, Inc., in the amount of \$326,800, sales tax not included, budgeted from the Wastewater Fund, for the wastewater sewer and side sewer connection repair project - Specification No. ES14-0262F.

[Geoffrey M. Smyth, P.E., Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Ordinance No. 28241

An ordinance amending Chapter 11.55 of the Municipal Code, related to the Heavy Haul Industrial Corridor, to add additional public streets in the heavy haul corridor designation to improve operations and efficiency.

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



RESOLUTION NO. 38991

1 A RESOLUTION relating to the City's Comprehensive Plan and Land Use
2 Regulatory Code; setting Tuesday, September 9, 2014, at approximately
3 5:30 p.m., as the date for a public hearing by the City Council on the draft
4 North Downtown Subarea Plan and proposed amendments to Tacoma
5 Municipal Code 13.06A, Downtown Tacoma.

6 WHEREAS City staff is proposing a new element of the Comprehensive
7 Plan, to be known as the North Downtown Subarea Plan ("Plan"), and

8 WHEREAS the Plan is an area-wide, long-range plan for North Downtown
9 Tacoma ("Subarea"), with an overarching goal of promoting economic
10 development in the area, and

11 WHEREAS the Washington State Growth Management Act requires
12 regions, counties, cities, and towns to plan for forecasted growth, and,

13 WHEREAS, based upon allocations established by the Puget Sound
14 Regional Council and Pierce County, significant growth is projected for the
15 Subarea, and

16 WHEREAS the Plan is intended to provide innovative planning and policy
17 interventions to help the Subarea achieve its tremendous potential for economic
18 development, an outcome that will deliver a broad range of equitable social and
19 environmental benefits at both local and regional scales, and

20 WHEREAS, associated with the Plan, the City and Bates Technical College,
21 as co-lead agencies, prepared a non-project Environmental Impact Statement
22 ("EIS") for the Subarea, which was issued on July 2, 2014, and
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WHEREAS the EIS involves a cumulative environmental impact and mitigation analysis for the entire Subarea, rather than piecemeal analysis on a project-by-project basis, and

WHEREAS approval of the Plan would serve as a statement of the City's commitment and direction for the Subarea and as a resource for potential investors, property owners, the community, and other public agencies, and

WHEREAS the City desires to amend Tacoma Municipal Code ("TMC") Chapter 13.06A, Downtown Tacoma, to reflect these changes, and

WHEREAS, on August 20, 2014, the Planning Commission, after completing its review process, including a hearing to receive public testimony on July 16, 2014, forwarded the draft Plan to the City Council for its consideration, and

WHEREAS the City Council desires to fix a time and date for public hearing for the purpose of considering the draft Plan, proposed for adoption as a new element of the Comprehensive Plan, and proposed amendments to Tacoma Municipal Code Chapter 13.06A, Downtown Tacoma; Now, Therefore,

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

Section 1. That a public hearing for the consideration of the draft North Downtown Subarea Plan and proposed amendments to Tacoma Municipal Code 13.06A, Downtown Tacoma, shall be held before the City Council in the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, on Tuesday, September 9, 2014, at approximately 5:30 p.m. or as soon thereafter as the same may be heard.



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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. 38992

1 A RESOLUTION relating to land use regulations associated with Initiative 502;
2 setting Tuesday, September 16, 2014, as the date for a public hearing on
3 the proposed six-month extension of the interim land use regulations
4 concerning the production, processing, and retail sale of recreational
5 marijuana.

6 WHEREAS Initiative 502 (“I-502”), approved by Washington voters in
7 November 2012, provides a framework for licensing and regulating the production,
8 processing, and retail sale of recreational marijuana, and

9 WHEREAS the Washington State Liquor Control Board (“WSLCB”) was
10 tasked with establishing rules and procedures to implement I-502 and determine a
11 “maximum number of retail outlets that may be licensed in each county,” and

12 WHEREAS the WSLCB was scheduled to release the rules and
13 procedures and begin accepting applications for all license types in November
14 2013, and

15 WHEREAS, on November 5, 2013, the City Council enacted interim land
16 use regulations concerning the production, processing, and retail sale of
17 recreational marijuana, which regulations are in effect from November 17, 2013,
18 through November 16, 2014, and

19 WHEREAS the interim regulations were intended to provide policy and
20 regulatory guidance to facilitate the review of marijuana license applications
21 expected to come forward in December 2013, provide adequate time for the City
22 to evaluate the operations and impacts of the licensed marijuana businesses, and
23 allow the state to rectify outstanding issues with the existing, largely unregulated
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1 medical marijuana system, before deliberating a permanent local regulatory
2 resolution, and

3 WHEREAS the WSLCB began issuing marijuana production and
4 processing licenses in March 2014 and marijuana retailing licenses in July 2014,
5 and

6 WHEREAS, as of August 2014, the state has issued three retail licenses
7 and three production/processing licenses within the City, and

8 WHEREAS, while the Washington State Legislature deliberated potential
9 changes to address the medical marijuana industry in 2014, it did not adopt any
10 changes, and

11 WHEREAS, considering the early stages of recreational marijuana
12 licensing and operation in the City, the unresolved issues regarding medical
13 marijuana at the state level, and the unresolved conflicts between I-502 and
14 federal law, it is premature to develop a permanent regulatory resolution, and

15 WHEREAS it is in the best interests of the City to keep the interim
16 regulations in effect upon their expiration in November 2014, and

17 WHEREAS, pursuant to RCW 36.70A.390 and Tacoma Municipal
18 Code 13.02.055, interim regulations may be renewed for an unlimited number of
19 six-month intervals, and prior to each renewal, the City Council shall conduct a
20 public hearing, with findings of fact made to support each renewal; Now,

21 Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

Section 1. That a public hearing on the proposed six-month extension of the interim land use regulations concerning the production, processing, and retail sale of recreational marijuana shall be held before the City Council in the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, on Tuesday, September 16, 2014, at approximately 5:30 p.m. or as soon thereafter as the same may be heard.

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:

City Attorney



RESOLUTION NO. 38993

1 A RESOLUTION related to the purchase of materials, supplies or equipment,
2 and the furnishing of services; authorizing the execution of a contract
3 with Republic Parking Northwest, Inc., in the amount of \$4,949,293,
4 plus applicable taxes, budgeted from the Parking Enterprise Fund, for
5 integrated management/operator service for off-street and on-street
6 parking facilities for an initial term of 18 months, with the option to
renew for two additional two-year terms, for a projected contract total
of \$10,994,748.74, plus applicable taxes, pursuant to Specification
No. PW14-0113F.

7 WHEREAS the City has complied with all applicable laws and
8 processes governing the acquisition of those supplies, and/or the procurement
9 of those services, inclusive of public works, as is shown by the attached
10 Exhibit "A," incorporated herein as though fully set forth, and
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12 WHEREAS the Board of Contracts and Awards has concurred with the
13 recommendation for award as set forth in Exhibit "A"; Now, Therefore,

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

15 Section 1. That the Council of the City of Tacoma concurs with the
16 Board of Contracts and Awards to adopt the recommendation for award as set
17 forth in the attached Exhibit "A."
18

19 Section 2. That the proper officers of the City are hereby authorized to
20 enter into a contract with Republic Parking Northwest, Inc., in the amount of
21 \$4,949,293, plus applicable taxes, budgeted from the Parking Enterprise Fund,
22 for integrated management/operator service for off-street and on-street parking
23 facilities for an initial term of 18 months, with the option to renew for two
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1 additional two-year terms, for a projected contract total of \$10,994,748.74, plus
2 applicable taxes, pursuant to Specification No. PW14-0113F, consistent with
3 Exhibit "A."
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5 Adopted _____
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8 Mayor

9 Attest:
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11 _____
12 City Clerk

13 Approved as to form:
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16 City Attorney

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TO: Board of Contracts and Awards
FROM: Kurtis D. Kingsolver, P.E., Public Works Director/City Engineer / *KDK*
Chris E. Larson, P.E., Engineering Division Manager
COPY: City Council, City Manager, City Clerk, SBE Coordinator, LEAP Coordinator, Charles Blankenship, Finance/Purchasing, and Dana Brown, Asst. Engineering Division Manager
SUBJECT: Integrated Management/Operator Services for Off-Street and On-Street Parking Facilities Specification No. PW14-0113F – August 26, 2014
DATE: August 21, 2014

SUMMARY:

The Public Works Department recommends a contract be awarded to Republic Parking Northwest, Inc., Tacoma, WA, in the amount of \$4,949,293, plus applicable taxes, for professional parking services, for an initial contract term of 18 months plus two additional two-year renewal options, for a projected contract amount of \$10,994,748, plus applicable taxes.

STRATEGIC POLICY PRIORITY:

- Foster neighborhood, community, and economic development vitality and sustainability.
- Plan for and improve public infrastructure that meets the transportation needs of all Tacoma residents and visitors.

The City’s public parking facilities are integral to the City’s transportation system and an essential component of the public infrastructure in the downtown area by supporting jobs, economic development, community activities, and general commerce. It is vital they be operated and maintained with fiscal and sustainable approaches.

BACKGROUND:

For the last five years the City had two separate parking vendors to manage its on- and off-street parking facilities. This contract will consolidate parking services to one vendor to integrate operations and to reduce expenses. The private vendor will provide ongoing professional parking services including maintenance, deferred maintenance, daily operations and enhanced customer support for the users and clients of the City’s parking system. Public Works staff provided an update on the parking system initiatives to the Infrastructure, Planning, and Sustainability Committee on May 14, 2014. The table on Attachment “A” identifies the anticipated operational expenses per contract year, and initiatives and deferred maintenance through 2016. The proposed deferred maintenance is contingent upon future revenue streams. Initiatives and deferred maintenance beyond 2016 will be presented for Council consideration at the appropriate time.

ISSUE: Consolidating the management and operation of the City’s parking facilities to be performed by a single private vendor reduces annual parking system expenses. This contract provides a single vendor with no reduced service levels.

ALTERNATIVES: The City needs professional parking services to operate and maintain its garages and on-street parking system. The City currently does not have the workforce to perform this function.

COMPETITIVE SOLICITATION: Solicitation for external contract services, Specification No. PW14-0113F, Integrated Management/Operator Services for Off-Street and On-Street Parking Facilities was opened April 8, 2014. Six companies were invited to bid in addition to normal advertising of the



project. Three submittals were received. Republic Parking Northwest, Inc. achieved the highest total score.

<u>Respondent</u>	<u>Location</u> (city and state)	<u>Rank</u>
Republic Parking Northwest, Inc.	Tacoma, WA	1
LAZ Parking California, LLC	Seattle, WA	2
Diamond Parking Services, LLC	Tacoma, WA	3

CONTRACT HISTORY: New Contract.

SUSTAINABILITY: Each firm was asked to provide answers in their proposal regarding their sustainability practices. The City’s scoring criteria included points for sustainable practices.

SBE/LEAP COMPLIANCE: Not Applicable.

RECOMMENDATION:

The Public Works Department recommends a contract be awarded to Republic Parking Northwest, Inc., Tacoma, WA, in the amount of \$4,949,293, plus applicable taxes, for professional parking services, for an initial contract term of 18 months plus two additional two-year renewal options, for a projected contract amount of \$10,994,748, plus applicable taxes.

FISCAL IMPACT:

EXPENDITURES:

FUND NUMBER & FUND NAME *	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
Parking Enterprise Fund 4140	5330100		\$10,994,748
TOTAL			\$10,994,748

* General Fund: Include Department

REVENUES:

FUNDING SOURCE	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
Parking Enterprise Fund 4140	5330100		\$10,994,748
TOTAL			\$10,994,748

POTENTIAL POSITION IMPACT: N/A

POSITION TITLE	PERMANENT/ PROJECT TEMPORARY POSITION	FTE IMPACT	POSITION END DATE
TOTAL			

This section should only be completed if a subsequent request will be made to increase or decrease the current position count.



FISCAL IMPACT TO CURRENT BIENNIAL BUDGET: \$1,094,093

ARE THE EXPENDITURES AND REVENUES PLANNED AND BUDGETED? Yes

IF EXPENSE IS NOT BUDGETED, PLEASE EXPLAIN HOW THEY ARE TO BE COVERED.

N/A



ATTACHMENT “A”

Anticipated operational expenses per contract terms, and initiatives and deferred maintenance through 2016.

Term	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Totals
On-street Pay Stations	\$ 316,776.00	\$ 324,632.04	\$ 332,747.85	\$ 340,767.07	\$ 348,877.33	\$ 357,145.72	\$ 2,020,946.01
Off-street Parking Facilities	\$ 1,071,410.00	\$ 1,097,980.97	\$ 1,125,430.49	\$ 1,152,553.37	\$ 1,179,984.14	\$ 1,207,949.76	\$ 6,835,308.73
Deferred Maintenance	\$ 1,076,494.00	\$ 612,000.00	\$ -	\$ -	\$ -	\$ -	\$ 1,688,494.00
Parking Branding Initiative	\$ -	\$ 450,000.00	\$ -	\$ -	\$ -	\$ -	\$ 450,000.00
Totals	\$ 2,464,680.00	\$ 2,484,613.01	\$ 1,458,178.34	\$ 1,493,320.44	\$ 1,528,861.47	\$ 1,565,095.48	\$ 10,994,748.74
	year 1	year 2	year 3	year 4	year 5	year 6	
Initiatives							
Branding--phase 1							
License Plate Recognition							
Residential Parking Program							
Branding--phase 2		\$ 450,000					
totals	\$ -	\$ 450,000	\$ -	\$ -	\$ -	\$ -	
Deferred maintenance							
Lighting Retrofit	\$ 400,000						
Convention Center Traffic Membrane	\$ 676,494						
PPN drainage system		\$ 300,000					
TMB lot electrical/asphalt paving/wall repair		\$ 312,000					
PPN skybridge repair							
TPG steel bracket replacement							
PPN elevator restoration							
TMB garage restoration							
PPN super structure rehab							
totals	\$ 1,076,494	\$ 1,062,000	\$ -	\$ -	\$ -	\$ -	



RESOLUTION NO. 38994

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the execution of a contract with
3 NOVA Contracting, Inc., in the amount of \$345,000, excluding sales tax,
4 plus a 15 percent contingency, for a cumulative total of \$396,750, budgeted
from the Wastewater Fund, to replace a portion of the Titlow Pump Station
force main pipe pursuant to Specification No. ES14-0077F.

5 WHEREAS the City has complied with all applicable laws and processes
6 governing the acquisition of those supplies, and/or the procurement of those
7 services, inclusive of public works, as is shown by the attached Exhibit "A,"
8 incorporated herein as though fully set forth, and
9

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

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

13 Section 1. That the Council of the City of Tacoma concurs with the
14 Board of Contracts and Awards to adopt the recommendation for award as set
15 forth in the attached Exhibit "A."
16

17 Section 2. That the proper officers of the City are hereby authorized to
18 enter into a contract with NOVA Contracting, Inc., in the amount of \$345,000,
19 excluding sales tax, plus a 15 percent contingency, for a cumulative total of
20 \$396,750, budgeted from the Wastewater Fund, to replace a portion of the
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1 Titlow Pump Station force main pipe pursuant to Specification No. ES14-0077F,
2 consistent with Exhibit "A."

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4 Adopted _____

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Mayor

7 Attest:

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City Clerk

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Approved as to form:

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City Attorney

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TO: Board of Contracts and Awards
FROM: Michael P. Slevin III, P.E., Director, Environmental Services *MPS*
 Geoffrey M. Smyth, P.E., Division Manager, Science & Engineering
COPY: City Council; City Manager; City Clerk; SBE Coordinator; LEAP Coordinator;
 Joe Parris, Finance/Purchasing; and David R. Koberstein, P.E., Project Manager
SUBJECT: Titlow Pump Station AN2201 Force Main Upgrade; Request for Bids Specification
 No. ES14-0077F - August 26, 2014
DATE: August 12, 2014

SUMMARY:

The Environmental Services Department recommends a contract be awarded to low bidder NOVA Contracting, Inc., Olympia, WA, in the amount of \$345,000.00, plus a 15 percent contingency, for a cumulative total of \$396,750.00, excluding sales tax, budgeted from the ES Wastewater Fund 4300, to replace a portion of the Titlow Pump Station force main pipe.

STRATEGIC POLICY PRIORITY:

- Foster neighborhood, community, and economic development vitality and sustainability

This project will result in a significant increase in the flow capacity of the existing Titlow Pump Station. This capacity increase will help avoid overflows of untreated wastewater from entering the Puget Sound during peak wet weather events.

BACKGROUND:

ISSUE: The Titlow Pump Station was constructed in 1961, the construction included an 8-inch force main. In 1971 the force main was upgraded to a 10-inch cast iron pipe from the pump station at Titlow Park to a gravity trunk line in Sunset Drive. In 2006, the pump station was upgraded from two to three pumps to address increased flows from the service area and capacity issues during peak wet weather events. At that time approximately 400 feet of the force main was upgraded to 12-inch. This project will complete the upgrade of the force main from 10-inch to 12-inch.

ALTERNATIVES: During the predesign phase of the project, pipe material and construction method alternatives were evaluated by the design team. These included ductile iron, high-density polyethylene (HDPE), and polyvinyl chloride (PVC) pipe material; and trenchless pipeline construction. Based on the shallow depth of the new pipeline, traditional open cut construction was selected. Fused joint HDPE pipe material was selected for the new force main, based on its joint durability and the pipe material resistance to corrosion and damage.

COMPETITIVE SOLICITATION: Request for Bids Specification No. ES14-0077F was opened July 22, 2014. The City notified three contractors of the upcoming project and the project was advertised in the Tacoma Daily Index and the Seattle Daily Journal of Commerce, in addition to being listed on the City’s Purchasing website. Six submittals were received, as summarized in the table below. NOVA Contracting, Inc. submitted the lowest responsive bid.

<u>Respondent</u>	<u>Location (city and state)</u>	<u>Submittal Amount</u> <i>(Excluding sales tax)</i>	<u>Evaluated Submittal</u> <i>(Excluding sales tax)</i>
NOVA Contracting, Inc.	Olympia, WA	\$345,000.00	\$345,000.00
Macnak Construction, LLC	Lakewood, WA	\$350,000.00	\$350,000.00
WHH Nisqually Federal Services, LLC	Tacoma, WA	\$464,612.00	\$447,362.00



Northwest Cascade, Inc.	Puyallup, WA	\$492,200.00	\$474,950.00
R. L. Alia Company	Renton, WA	\$503,000.00	\$485,750.00
Ceccanti, Inc.	Tacoma, WA	\$536,227.00	\$518,977.00

Pre-bid Estimate: \$402,500.00

The recommended award is approximately 14 percent below the pre-bid estimate.

CONTRACT HISTORY: New contract.

SUSTAINABILITY: This project will increase the pumping capacity at the Titlow Pump Station and help avoid the potential discharge of untreated wastewater to the Puget Sound.

SBE/LEAP COMPLIANCE: The recommended contractor is in compliance with the Small Business Enterprise (SBE) Regulation requirements per memorandum dated August 4, 2014. The SBE goal for this project is 11 percent. The SBE participation level of the recommended contractor is 0.0 percent. NOVA Contracting, Inc. submitted the lowest evaluated bid per the SBE Regulation requirements. The Local Employment and Apprenticeship Training Program (LEAP) goal is 292 hours.

RECOMMENDATION:

The Environmental Services Department recommends a contract be awarded to NOVA Contracting, Inc., Olympia, WA, in the amount of \$345,000, plus a 15 percent contingency, for a cumulative total of \$396,750.00, excluding sales tax, budgeted from the ES Wastewater Fund 4300, to replace a portion of the Titlow Pump Station force main.

FISCAL IMPACT:

EXPENDITURES:

FUND NUMBER & FUND NAME*	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT**
ES Wastewater Fund 4300	ENV-04013-03	5330100	\$396,750.00
TOTAL			\$396,750.00

*General Fund: Include Department

**Excluding Applicable Sales Tax

REVENUES:

FUNDING SOURCE	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT**
ES Wastewater Fund 4300	523900	Rate Revenues	\$396,750.00
TOTAL			\$396,750.00

**Excluding Applicable Sales Tax

FISCAL IMPACT TO CURRENT BIENNIAL BUDGET: \$396,750.00, excluding sales tax

ARE THE EXPENDITURES AND REVENUES PLANNED AND BUDGETED? Yes



RESOLUTION NO. 38995

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the execution of a contract with
3 Northwest Cascade, Inc., in the amount of \$326,800, excluding sales tax,
4 budgeted from the Wastewater Fund, for the wastewater sewer and side
5 sewer connection repair project pursuant to Specification No. ES14-0262F.

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

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

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

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

16 Section 2. That the proper officers of the City are hereby authorized to
17 enter into a contract with Northwest Cascade, Inc., in the amount of \$326,800,
18 excluding sales tax, budgeted from the Wastewater Fund, for the wastewater
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1 sewer and side sewer connection repair project pursuant to Specification
2 No. ES14-0262F, consistent with Exhibit "A."

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4 Adopted _____

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Mayor

7 Attest:

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City Clerk

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Approved as to form:

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City Attorney

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TO: Board of Contracts and Awards
FROM: Michael P. Slevin III, P.E., Director, Environmental Services *M.P.S.*
 Geoffrey M. Smyth, P.E., Division Manager, Science and Engineering
COPY: City Council; City Manager; City Clerk; SBE Coordinator; Joe Parris, Finance/Purchasing;
 and Teresa Dressler, P.E., Project Manager
SUBJECT: Wastewater Sewer and Side Sewer Connection Repair Project; Request for Bids
 Specification No. ES14-0262F – August 26, 2014
DATE: August 12, 2014

SUMMARY:

The Environmental Services Department recommends a contract be awarded to low bidder Northwest Cascade, Inc., Puyallup, WA, in the amount of \$326,800.00, excluding sales tax, budgeted from the ES Wastewater Fund 4300, for a one-year contract to evaluate and re-establish structural failures of side sewer connections and localized structural failures of the public wastewater system in times when Environmental Services field crews are unable to respond immediately due to multiple concurrent pipe failures.

STRATEGIC POLICY PRIORITY:

- Foster neighborhood, community, and economic development vitality and sustainability

This project will repair failed underground wastewater pipes. The requirement for prompt response time within this project minimizes the threat of untreated wastewater contaminating the surrounding area including Commencement Bay.

BACKGROUND:

ISSUE: Underground wastewater pipes throughout the City can be more than 100 years old and at risk of localized failure. Environmental Services works hard at managing and repairing these localized failures, but there are times during the year, due to weather, that Environmental Services crews are unable to keep up with failures that have occurred concurrently. During these times of increased repair demand, the repair services provided by this contract will give Environmental Services the ability to have City repair crews supplemented with outside contractor assistance.

ALTERNATIVES: The alternative to this contract would be to continue to manage the periods of multiple concurrent failures utilizing existing City repair crews. This is the current practice that is in place and results in a decreased level of service for customers as well as an increase in the amounts of untreated wastewater being released from the failed pipes into the adjacent soil.

COMPETITIVE SOLICITATION: Request for Bids Specification No. ES14-0262F was opened June 24, 2014. The project was advertised in the Tacoma Daily Index and on the City’s Purchasing website. The City received two bid proposals. Northwest Cascade, Inc. submitted the lowest responsive bid. The table below reflects the amount of the base award.

<u>Respondent</u>	<u>Location</u> <i>(city and state)</i>	<u>Submittal Amount</u> <i>(Excluding sales tax)</i>	<u>Evaluated Submittal</u> <i>(Excluding sales tax)</i>
Northwest Cascade, Inc.	Puyallup, WA	\$326,800.00	\$313,728.00
A. Advanced Septic Services, Inc.	Puyallup, WA	\$5,233,548.00*	\$5,233,548.00*

*Submittal contained significant bid proposal errors



Pre-bid Estimate: \$233,555.00.

The recommended award is approximately 39 percent above the pre-bid estimate. Environmental Services has carefully reviewed the bids; the pre-bid estimate that was developed by the City design team. The team believes that the unknown nature of work in the field to address the different types of pipe failures that may occur make it difficult to prepare a completely accurate pre-bid estimate. As a result, many assumptions were necessary to develop the pre-bid estimate. These assumptions are the primary cause for the low pre-bid estimate. Environmental Services is confident that the submitted amount by Northwest Cascade, Inc. represents a fair cost to perform any work.

CONTRACT HISTORY: New contract

SUSTAINABILITY: A reduced risk of wastewater sewer overflows from this project represents an improvement to human health and the environment.

SBE/LEAP COMPLIANCE: The recommended contractor is in compliance with the Small Business Enterprise (SBE) Regulation general requirements per memorandum dated August 4, 2014. The SBE goal for this project is 9 percent. The SBE participation level of Northwest Cascade, Inc., the recommended contractor with the lowest evaluated bid, is 7.2 percent. This project did not require a Local Employment and Apprenticeship Training Program (LEAP) goal.

RECOMMENDATION:

The Environmental Services Department recommends a contract be awarded to the low bidder Northwest Cascade, Inc., Puyallup, WA, in the amount of \$326,800.00, excluding sales tax, budgeted from the ES Wastewater Fund 4300. This one-year contract will provide prompt evaluation and re-establishment of wastewater service caused by structural failures of side sewer and localized structural failures of the public wastewater system, in times when Environmental Services field crews are unable to respond immediately due to multiple concurrent pipe failures.

FISCAL IMPACT:

EXPENDITURES:

FUND NUMBER & FUND NAME *	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT**
ES Wastewater Fund 4300	80018366	5330100	\$326,800.00
TOTAL			\$326,800.00

*General Fund: Include Department

** Excluding Applicable Sales Tax

REVENUES:

FUNDING SOURCE	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT**
ES Wastewater Fund 4300	523900	Rate Revenues	\$326,800.00
TOTAL			\$326,800.00

**Excluding Sales Tax

FISCAL IMPACT TO CURRENT BIENNIAL BUDGET: \$326,800.00, excluding sales tax.

ARE THE EXPENDITURES AND REVENUES PLANNED AND BUDGETED? Yes



ORDINANCE NO. 28241

1 AN ORDINANCE relating to traffic; amending Chapter 11.55 of the Tacoma
2 Municipal Code by amending Section 11.55.020, Heavy Haul Industrial
3 Corridor, to add additional public streets within the Heavy Haul Corridor
4 designation.

4 WHEREAS the City of Tacoma, Public Works Department, partnered with
5 the Port of Tacoma ("Port"), Port transload/warehouse companies, and the
6 Washington State Department of Transportation to improve ocean-going container
7 trucking operations, and
8

9 WHEREAS, in July 2004, the City Council passed Ordinance No. 27252,
10 relating to special permits for the movement of vehicles in excess of legal weight
11 limits, and amended Title 11 of the Tacoma Municipal Code ("TMC") by adding
12 Chapter 11.55, "Heavy Haul Industrial Corridor," which allows for trucks hauling
13 sealed ocean-going containers traveling on designated routes in the Port of
14 Tacoma to increase their maximum gross loads, and
15

16 WHEREAS the Port industry has requested that additional streets be added
17 to the existing list of Heavy Haul Industrial Corridors as a result of recent changes
18 in shipping terminal entry procedures and the construction of new terminals and
19 warehouse facilities, and
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21 WHEREAS, in order to relieve truck traffic on the Port of Tacoma Road, the
22 Port, in conjunction with terminal operators, has implemented new procedures for
23 truck queuing at terminal entry gates, and
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WHEREAS, in order to comply with the new procedures, commercial vehicle traffic has been routed onto streets not currently designated as Heavy Haul Industrial Corridors, and

WHEREAS the City Council has determined that, in limited circumstances, the movement of over-legal-weight vehicles would serve important public interests by facilitating the transportation of goods and materials in commerce, and

WHEREAS Chapter 46.44 of the Revised Code of Washington authorizes cities to issue special permits allowing applicants to operate vehicles upon public roads with loads exceeding the maximum weight set forth in state law, and

WHEREAS annual special permits are offered by the City to operators of transload/warehouse companies for each vehicle transporting sealed ocean-going containers on designated routes, and

WHEREAS the annual fee for each vehicle permit is \$3,000, and said fees are used to repair, maintain, and reconstruct industrial corridor roadways, and

WHEREAS Public Works staff presented the proposed amendment to the Infrastructure, Planning and Sustainability Committee on June 25, 2014, and the Committee forwarded the amendment to the City Council for its consideration;

Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

That Chapter 11.55 of the Tacoma Municipal Code is hereby amended by amending Section 11.55.020, Heavy Haul Industrial Corridor, to add additional



1 public streets within the Heavy Haul Corridor, as set forth in the attached

2 Exhibit "A."

3

4

5 Passed _____

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Mayor

7

8 Attest:

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City Clerk

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11 Approved as to form:

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Deputy City Attorney

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EXHIBIT "A"

**CHAPTER 11.55
HEAVY HAUL INDUSTRIAL CORRIDOR**

11.55.020 Defined terms.

For purposes of this chapter, the below-stated terms and phrases shall have the following meaning:

A. Container Chassis. "Container Chassis" shall mean a semitrailer of skeleton construction limited to a bottom frame, one or more axles, specially built and fitted with locking devices for the transport of cargo containers, so that when the container chassis and container are assembled, the units serve the same function as an over-the-road trailer.

B. Director. "Director" shall mean and refer to the Director of Public Works or successor department or his or her designee.

C. Heavy Haul Industrial Corridor. "Heavy Haul Industrial Corridor" shall mean and refer to such sections of public highways as are included in the following description:

Street	Extent
East 11th Street	Alexander Avenue to Taylor Way
East 11th Street	Port of Tacoma Road to Milwaukee Way
East 11th Street	Portland Avenue to the 900 Block
East 15th Street	East 'D' Street to Saint Paul Avenue
East 19th Street	East 'D' Street to East 18th Street
Alexander Avenue	East 11th Street to the northeast terminus of Alexander Avenue <u>From the north end to the south end of public right-of-way</u>
East 'D' Street	East 15th Street to East 19th Street
Lincoln Avenue	Portland Avenue to Port of Tacoma Road
<u>Lincoln Avenue</u>	<u>Alexander Avenue to Taylor Way</u>
Marshall Avenue	Milwaukee Way to Port of Tacoma Road
<u>Maxwell Way</u>	<u>Thorne Road to Port of Tacoma Road</u>
Milwaukee Way	East 11th Street to SR 509 <u>East Eells Street</u>
Portland Avenue	East 11th Street to Lincoln Avenue
Port of Tacoma Road	East 11th Street to SR 509
Saint Paul Avenue	East 15th Street to Portland Avenue
Taylor Way	East 11th Street to SR 509
<u>Thorne Road</u>	<u>East 11th Street to Lincoln Avenue</u>

D. Permittee. "Permittee" shall mean any person to whom a special permit is issued.

E. Person. "Person" shall mean any individual, firm, corporation, partnership, joint stock association, company, copartnerships, corporations, and other associations of natural persons, whether acting by themselves or by servants, agents, or employees.

F. Public Highway. "Public Highway" shall mean any public highway over which the City of Tacoma has jurisdiction and the responsibility to maintain.

G. Sealed Ocean-Going Container. "Sealed Ocean-Going Container" shall mean a fully enclosed and sealed reusable cargo-carrying unit, equipment, or receptacle-carrying cargo of many types for continuous transportation and designed to be unitized or otherwise packed or stowed for transportation in or on an ocean-going vessel.



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H. Special Permit. "Special Permit" shall refer to a special permit issued pursuant to this chapter for operation or movement upon public highways within the heavy haul industrial corridor of a combination of truck tractor and container chassis of a weight exceeding the maximum set forth in state law.

I. Transload Facility. "Transload Facility" shall mean a consolidation and distribution point for outbound and inbound commodities.