



Legislation Passed June 16, 2015

The Tacoma City Council, at its regular City Council meeting of June 16, 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. 39212

A resolution authorizing the execution of an interlocal agreement with the Metropolitan Park District; accepting and depositing \$3,000,000 into the Surface Water Fund, for the reimbursement of costs associated with the excavation of soil for the Point Defiance Trail Phase I project to be completed in conjunction with the City's construction of the Regional Stormwater Treatment Facility in Point Defiance Park.

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

Resolution No. 39213

A resolution awarding a contract to Ceccanti, Inc., in the amount of \$4,638,912.00, plus a 20 percent contingency, for a cumulative total of \$5,566,694.40, excluding sales tax, budgeted from the Surface Water Fund, for the construction of a regional stormwater facility including stormwater pipe, replacement of existing undersized stormwater outfall, and excavation of soil within Point Defiance Park - Specification No. ES15-0216F.

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

Resolution No. 39214

A resolution awarding a contract to Western Peterbilt, LLC, in the amount of \$2,045,592, plus sales tax, budgeted from the Solid Waste Fund, for eight Compressed Natural Gas Low Forward Cab Roll-Off trucks, for an initial one-year period, with the option to renew for two additional one-year periods to purchase two trucks in 2017-2018, for a projected contract total of \$2,582,560 - Specification No. ES15-0010F.

[Gary Kato, Solid Waste Division Manager; Michael P. Slevin III, P.E., Director,
Environmental Services]

Resolution No. 39215

A resolution authorizing and ratifying the execution of a letter agreement with the City of Fife to extend the jail services agreement to June 30, 2015 and increase the service rates.

[Mark Lauzier, Assistant City Manager; T.C. Broadnax, City Manager]

Resolution No. 39216

A resolution authorizing the execution of an agreement with Pierce County to provide jail services for the City of Tacoma effective July 1, 2015 through December 31, 2020.

[Mark Lauzier, Assistant City Manager; T.C. Broadnax, City Manager]

Resolution No. 39217

A resolution authorizing the execution of an agreement with the Nisqually Tribe for jail and prisoner transportation services for the City of Tacoma effective July 1, 2015 through June 30, 2017, with the option to renew for three one-year periods.

[Mark Lauzier, Assistant City Manager; T.C. Broadnax, City Manager]

Resolution No. 39218

A resolution authorizing the execution of a short-term emergency agreement with the South Correctional Entity (SCORE) to provide jail services for the City of Tacoma effective July 1, 2015 through December 31, 2015.

[Mark Lauzier, Assistant City Manager; T.C. Broadnax, City Manager]

Resolution No. 39219

A resolution authorizing the use of \$50,000 from the Council Contingency Funds for a competitive process to award funding for programs and projects that educate the public about the rich history and heritage of the City of Tacoma.

[Council Member Walker]



RESOLUTION NO. 39212

1 A RESOLUTION relating to financing of storm water utility and park improvements;
2 authorizing the execution of an Interlocal Agreement of Financial
3 Commitment with the Metropolitan Park District of Tacoma for the
4 reimbursement of costs associated with the excavation of soil for the Point
5 Defiance Trail Phase I project to be completed in conjunction with the City's
6 construction of the Regional Stormwater Treatment Facility in Point
7 Defiance Park; and accepting up to \$3,000,000, for deposit into ES Surface
8 Water Fund 4301, for said purpose.

9 WHEREAS the City has planned certain stormwater improvements within
10 the triangle area of Point Defiance Park to improve the quality of stormwater
11 discharged from the City's North Tacoma watershed ("Stormwater Project"), and

12 WHEREAS, as part of the Point Defiance Trail Phase I Improvements,
13 the Metropolitan Park District of Tacoma ("Metro Parks") has planned certain
14 boat trailer parking improvements and grading for the new trail within the
15 triangle area of Point Defiance Park that will require the removal and stockpiling
16 of soils ("Park Improvements"), and

17 WHEREAS the City and Metro Parks have determined that there would
18 be mutual benefit by combining the work related to the Stormwater Project with
19 the soils removal work for Park Improvements through a single public works
20 project to be managed and administered by the City ("Project"), and

21 WHEREAS the Metro Parks Board of Commissioners approved
22 Resolution No. R29-15, authorizing the execution of an interlocal agreement
23 with the City, setting forth the terms and conditions upon which the City will
24 manage and administer the Project, including public notification, design and
25 engineering, permitting, bidding, and construction, and
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WHEREAS the agreement also provides for equitable allocation of costs to Metro Parks, and reimbursement by Metro Parks to the City for such costs, and

WHEREAS, on May 27, 2015, the Agreement of Financial Commitment with Metro Parks was presented to the Infrastructure, Planning, and Sustainability Committee and was recommended for consideration by the City Council, and

WHEREAS, without the agreement in place, the City will not receive full grant funding from the Washington State Department of Ecology, resulting in the postponement of construction of the Stormwater Project and delay of the regional stormwater treatment facility going into service; 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 execute an Interlocal Agreement of Financial Commitment with the Metropolitan Park District of Tacoma ("Metro Parks"), for reimbursement of costs associated with the excavation of soil for the Point Defiance Trail Phase I Improvement project to be completed in conjunction with the City's construction of the Regional Stormwater Treatment Facility in Point Defiance Park, said agreement to be substantially in the form of the document on file in the Office of the City Clerk.



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Section 2. That the proper officers of the City are hereby authorized to accept up to \$3,000,000 from Metro Parks, for deposit into ES Surface Water Fund 4301, for the purposes set forth in Section 1 above.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 39213

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 Ceccanti, Inc., in the amount of \$4,638,912.00, plus a 20 percent
4 contingency, for a cumulative total of \$5,566,694.40, excluding sales tax,
5 budgeted from the Surface Water Fund, for the construction of a regional
6 stormwater facility and approximately 1,500 linear feet of stormwater pipe,
7 replacement of an existing undersized stormwater outfall, and excavation of
8 approximately 100,000 cubic yards of soil within Point Defiance Park,
9 pursuant to Specification No. ES15-0216F.

7 WHEREAS the City has complied with all applicable laws and processes
8 governing the acquisition of those supplies, and/or the procurement of those
9 services, inclusive of public works, as is shown by the attached Exhibit "A,"
10 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 Ceccanti, Inc., in the amount of \$4,638,912.00, plus a
21 20 percent contingency, for a cumulative total of \$5,566,694.40, excluding
22 sales tax, budgeted from the Surface Water Fund, for the construction of a
23 regional stormwater facility and approximately 1,500 linear feet of stormwater
24 pipe, replacement of an existing undersized stormwater outfall, and excavation
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of approximately 100,000 cubic yards of soil within Point Defiance Park,
pursuant to Specification No. ES15-0216F, consistent with Exhibit "A."

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



RESOLUTION NO. 39214

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 Western Peterbilt, LLC, in the amount of \$2,045,592, plus sales tax,
4 budgeted from the ES Solid Waste Fund, for eight Compressed Natural
5 Gas (CNG) Low Forward Cab Roll-Off trucks, for an initial one-year period,
6 with the option to renew for two additional one-year periods, in order to
7 purchase two trucks in 2017-2018, for a projected contract total of
8 \$2,582,560, pursuant to Specification No. ES15-0010F.

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

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

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

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

19 Section 2. That the proper officers of the City are hereby authorized to
20 enter into a contract with Western Peterbilt, LLC, in the amount of \$2,045,592,
21 plus sales tax, budgeted from the ES Solid Waste Fund, for eight Compressed
22 Natural Gas (CNG) Low Forward Cab Roll-Off trucks, for an initial one-year
23 period, with the option to renew for two additional one-year periods, in order to
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purchase two trucks in 2017-2018, for a projected contract total of \$2,582,560,
pursuant to Specification No. ES15-0010F, consistent with Exhibit "A."

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



RESOLUTION NO. 39215

1 A RESOLUTION relating to public safety and human services; authorizing and
2 ratifying the execution of a letter agreement with the City of Fife extending
3 the City of Fife Jail Services Agreement to June 30, 2015, and increasing
4 the service rates.

4 WHEREAS the City and City of Fife ("Fife") entered into an agreement
5 under the authority of the Interlocal Cooperation Act, Chapter 39.34 RCW, and the
6 Cities and Counties Jails Act, Chapter 70.48 RCW, for furnishing facilities and
7 personnel for the confinement of City prisoners ("Jail Agreement"), and
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9 WHEREAS, in March 2015, Fife gave notice of termination of the Jail
10 Agreement effective May 31, 2015, and

11 WHEREAS the City began negotiations to replace the Jail Agreement, and
12 requested that Fife grant a one-month extension of the effective date of termination
13 to provide for a longer period of transition of custodial services to another facility,
14 and
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16 WHEREAS, by letter dated April 27, 2015, the Fife City Manager granted a
17 one-month extension of the term of the Jail Agreement, conditioned upon the City's
18 acceptance and payment of increased service rates as described in the letter, and
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20 WHEREAS it is necessary to authorize and ratify the execution of the letter
21 agreement granting and accepting the one month extension and increase in
22 service rates, and

23 WHEREAS, at a special meeting held on June 10, 2015, the Public Safety,
24 Human Services and Education Committee considered and recommended the
25 letter agreement for consideration by the City Council; Now, Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

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That the proper officers of the City are hereby authorized to execute the April 27, 2015, letter agreement providing for a one-month extension of the term of the agreement and an increase in the service rates, said document to be substantially in the form of the letter agreement on file in the office of the City Clerk, and the execution of the same on behalf of the City being hereby ratified.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 39216

1 A RESOLUTION relating to public safety and human services; authorizing the
2 execution of a five-year agreement with Pierce County to provide jail
3 services for the City of Tacoma.

4 WHEREAS the City currently holds an agreement with Pierce County for
5 booking and incarceration needs, which is set to expire on December 31, 2015,
6 and

7 WHEREAS, in March 2015, the Pierce County Sheriff's Office suspended
8 services to the City based upon staffing shortages, and

9 WHEREAS the City also received notice from the City of Fife on March 2,
10 2015, terminating the Jail Services Agreement Between the City of Fife and City
11 of Tacoma effective May 30, 2015, and

12 WHEREAS, in late February, the City began working with Pierce County
13 on a long-term agreement to supersede and replace the current agreement
14 between the parties, as it became clear that an agreement for a long-term
15 contract with the City of Fife was unlikely, and

16 WHEREAS the new proposed five-year jail services agreement with
17 Pierce County provides that by October 1, 2015, the Pierce County Jail will be
18 able to house up to 75 pre-sentence inmates daily, allowing the City to keep a
19 substantial number of pre-sentence inmates in Pierce County, and

20 WHEREAS the proposed agreement provides that the City will make
21 six monthly payments of \$98,996 to Pierce County in 2015, for a total of
22 \$593,976, to hire new staff and provide for training and overtime wages during
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1 the ramp-up period (second half of 2015), which will allow Pierce County to open
2 a new pod to house City of Tacoma inmates, and

3 WHEREAS the proposed agreement provides that the City will pay Pierce
4 County a rate of \$75.80 per inmate bed in 2015, representing a 21 percent
5 decrease from the current daily rate of \$92 per inmate, and a rate of \$75.25 per
6 inmate bed in 2016, which would yield a monthly payment of approximately
7 \$171,665, based on 75 beds, and

8 WHEREAS booking fees will be \$50 per inmate and transport costs to the
9 Tacoma Municipal Court will be \$120 per trip, regardless of the number of
10 inmates transported on the trip, and
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12 WHEREAS the proposed agreement with Pierce County, in conjunction
13 with proposed agreements with the Nisqually Indian Tribe and the South
14 Correctional Entity ("SCORE"), will address the immediate need to replace the
15 jail and related services no longer being provided by the City of Fife, and
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17 WHEREAS, at a special meeting held on June 10, 2015, the Public
18 Safety, Human Services and Education Committee considered the proposed
19 agreement with Pierce County, together with the proposed SCORE Jail Services
20 Agreement and Nisqually Indian Tribe Jail Services Agreement, and
21 recommended all three agreements for consideration by the City Council; Now,
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23 Therefore,

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

25 That the proper officers of the City are hereby authorized to execute a Jail
26 Services Agreement with Pierce County to provide jail services for the City for a



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period of five years, said document to be substantially in the form of the proposed agreement on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 39217

1 A RESOLUTION relating to public safety and human services; authorizing the
2 execution a two-year agreement with the Nisqually Indian Tribe for jail and
3 prisoner transportation services for the City of Tacoma.

4 WHEREAS the City currently holds an agreement with Pierce County for
5 booking and incarceration needs, which is set to expire on December 31, 2015,
6 and

7 WHEREAS, in March 2015, the Pierce County Sheriff's Office suspended
8 services to the City based upon staffing shortages, and

9 WHEREAS the City also received notice from the City of Fife on March 2,
10 2015, terminating the Jail Services Agreement Between the City of Fife and City
11 of Tacoma effective May 30, 2015, and

12 WHEREAS, in late February, the City began working with Pierce County
13 on a long-term agreement to supersede and replace the current agreement
14 between the parties, as it became clear that an agreement for a long-term
15 agreement with the City of Fife was unlikely, and

16 WHEREAS the new proposed five-year jail services agreement with Pierce
17 County provides that by October 1, 2015, the Pierce County Jail will be able to
18 house up to 75 pre-sentence inmates daily, and

19 WHEREAS the proposed Pierce County agreement will not provide inmate
20 bed capacity for post-sentence inmates; accordingly, the City has an ongoing need
21 to house post-sentence inmates, and

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1 WHEREAS the City has been working on an agreement with the Nisqually
2 Indian Tribe to provide inmate bed capacity and inmate transportation services on
3 a long-term and cost-effective basis, and

4 WHEREAS the proposed agreement provides that the City will pay the
5 Nisqually Indian Tribe \$67.50 per inmate, per day, for housing, transport to the
6 Tacoma Municipal Court, coordination of hearings, appearances, release dates,
7 and other administrative functions, and

8 WHEREAS the daily inmate bed rate represents an 18.5 percent decrease
9 from the rate charged by the City of Fife, and

10 WHEREAS the proposed agreement with the Nisqually Indian Tribe, in
11 conjunction with proposed agreements with the South Correctional Entity
12 ("SCORE") and Pierce County, will address the immediate need to replace the jail
13 and related services no longer being provided by the City of Fife, and

14 WHEREAS, at a special meeting held on June 10, 2015, the Public
15 Safety, Human Services and Education Committee considered the proposed
16 agreement with the Nisqually Indian Tribe, together with the proposed Pierce
17 County Jail Services Agreement and SCORE Agreement, and recommended all
18 three agreements for consideration by the City Council; Now, Therefore,
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21 **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:**

22 That the proper officers of the City are hereby authorized to execute a
23 two-year agreement with the Nisqually Indian Tribe to provide jail and prisoner
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transportation services for the City, said document to be substantially in the form
1 of the proposed agreement on file in the office of the City Clerk.

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3 Adopted _____
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7 Mayor

8 Attest:

9 _____
10 City Clerk

11 Approved as to form:

12 _____
13 Deputy City Attorney
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RESOLUTION NO. 39218

1 A RESOLUTION relating to public safety and human services; authorizing the
2 execution of a short-term emergency agreement with the South
3 Correctional Entity ("SCORE") for jail services.

4 WHEREAS the City currently holds an agreement with Pierce County for
5 booking and incarceration needs, which is set to expire on December 31, 2015,
6 and

7 WHEREAS, in March 2015, the Pierce County Sheriff's Office suspended
8 services to the City based upon staffing shortages, and

9 WHEREAS the City also received notice from the City of Fife on March 2,
10 2015, terminating the Jail Services Agreement Between the City of Fife and City
11 of Tacoma effective May 30, 2015, and

12 WHEREAS, in late February, the City began working with Pierce County
13 on a long-term agreement to supersede and replace the current agreement
14 between the parties, as it became clear that an agreement for a long-term
15 agreement with the City of Fife was unlikely, and

16 WHEREAS the new proposed five-year jail services agreement with
17 Pierce County provides that by October 1, 2015, the Pierce County Jail will be
18 able to house up to 75 pre-sentence inmates daily,

19 WHEREAS the average daily number of pre-sentence inmates will likely
20 exceed the daily inmate capacity that will be reserved at the Pierce County Jail
21 under the proposed new Pierce County Jail Services Agreement, and

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1 WHEREAS the South Correctional Entity ("SCORE") currently houses City
2 of Tacoma inmates under the jail services agreement between the City and the
3 City of Fife, and

4 WHEREAS the City has been working with SCORE on an emergency
5 agreement to provide for housing of pre-sentence inmates when the Pierce County
6 Jail meets the inmate bed capacity as provided in the Pierce County Jail Services
7 Agreement, and

8 WHEREAS SCORE has agreed to enter into a standard emergency
9 agreement with the City to provide booking and incarceration services at a reduced
10 cities rate of \$97 per inmate, per day, at a guaranteed bed rate of 50 inmates per
11 day, which matches the current City inmate count at SCORE, and

12 WHEREAS the proposed agreement further provides that the City may elect
13 to pay a non-guaranteed bed rate of \$145 per inmate, per day (adjusted annually
14 for inflation), as the need for bed capacity at SCORE is reduced as a result of the
15 increase in capacity at the Pierce County Jail, and

16 WHEREAS the proposed agreement with SCORE, in conjunction with
17 proposed agreements with the Nisqually Indian Tribe and Pierce County, will
18 address the immediate need to replace the jail and related services no longer
19 being provided by the City of Fife, and

20 WHEREAS, at a special meeting held on June 10, 2015, the Public
21 Safety, Human Services and Education Committee considered the proposed
22 agreement with SCORE, together with the proposed Pierce County Jail Services
23 Agreement and the Nisqually Indian Tribe Jail Services Agreement, and



recommended all three agreements for consideration by the City Council; Now,

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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 Jail Services Agreement with South Correctional Entity to provide jail services to the City, said document to be substantially in the form of the proposed agreement on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 39219

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

3 A RESOLUTION authorizing the use of \$50,000 of Council Contingency Funds for
4 a competitive process to award funding to programs and projects that
5 educate the public about the rich history and heritage of the City of
6 Tacoma.

7 WHEREAS enhancing preservation and heritage activities is a priority in the
8 City's Comprehensive Plan and is consistent with the City Council's Strategic
9 Policy Priorities, and

10 WHEREAS elevating the profile that history plays in our civic identity is
11 important to the City Council and community partners, and

12 WHEREAS the Tacoma Historical Society, Historic Tacoma, Pierce County
13 Heritage League, North Slope Historic District Association, and the Buffalo Soldiers
14 Museum are all examples of organizations which celebrate and preserve Tacoma's
15 past, and

16 WHEREAS none of these organizations currently receive financial support
17 from the City, and

18 WHEREAS, at the May 12, 2015, Study Session, a request was made to
19 use \$50,000 of Council Contingency Funds for a competitive process to award
20 funding to programs and projects that educate the public about the rich history and
21 heritage of the City, and

22 WHEREAS City staff will conduct an open competitive process with specific
23 criteria developed for evaluating the impact, need, and effectiveness of applicants'

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proposed projects and programs, and will determine final funding for programs and projects based on said criteria, and

WHEREAS the use of Council Contingency Funds must be passed by an affirmative vote of not less than six members of the City Council; Now, Therefore,

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

That the use of \$50,000 of Council Contingency Funds, for the purpose of funding a competitive process to award funding to programs and projects that will educate the public about the rich history and heritage of the City of Tacoma, is hereby approved.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney