



Legislation Passed February 9, 2016

The Tacoma City Council, at its regular City Council meeting of February 9, 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. 39380

A resolution authorizing the execution of an agreement with Pierce Transit, in the amount of \$361,006.18, budgeted from the General Fund, for the purchase of One Regional Card for All (ORCA) business cards, and other ORCA services as part of the City's Commute Trip Reduction Program for 2016.

[Joy St. Germain, Director, Human Resources]

Resolution No. 39381

A resolution authorizing the execution of a Collective Bargaining Agreement and a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Click! Unit, which consists of approximately 60 budgeted full-time equivalent positions, and provides for a wage increase of 1.1 percent, retroactive to January 1, 2016 through December 31, 2016.

[Joy St. Germain, Director, Human Resources]

Resolution No. 39382

A resolution authorizing the execution of a Collective Bargaining Agreement and a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, which consists of approximately 13 budgeted full-time equivalent positions, and provides for a wage increase of 1.1 percent, retroactive to January 1, 2016 through December 31, 2016.

[Joy St. Germain, Director, Human Resources]

Resolution No. 39383

A resolution authorizing the execution of a Collective Bargaining Agreement with the International Brotherhood of Electrical Workers, Local 483, Water Unit, which consists of approximately 121 budgeted full-time equivalent positions, retroactive to January 1, 2015 through December 31, 2018.

[Joy St. Germain, Director, Human Resources]

Ordinance No. 28342

An ordinance vacating the alley between East D and East E Streets, north of Puyallup Avenue and south of BNSF Railway Company property and the terminus of the City right-of-way, for use as a passenger drop-off and bus zone.

(PCSD Tacoma Facilities I, LLC; File No. 124.1353)

[Phyllis Macleod, Hearing Examiner]

Ordinance No. 28344

An ordinance creating a new fund, to be known and designated as the “2015 Voted Streets Initiative Fund,” for the dedication and segregation of any funds received related to voter-approved Proposition A and Proposition No. 3.

[Tadd Wille, Director, Office of Management and Budget]

Ordinance No. 28345

An ordinance amending the 2015-2016 Biennial Budget to accept revenues and appropriate funds the City will receive as a result of voter-approved Proposition A and Proposition No. 3.

[Tadd Wille, Director, Office of Management and Budget]



RESOLUTION NO. 39380

1 A RESOLUTION relating to the City's Commute Trip Reduction Program;
2 authorizing the execution of an agreement with Pierce Transit, in the net
3 amount of \$361,006.18, budgeted from the General Fund, for the purchase
4 of One Regional Card for All ("ORCA") Business Cards and other ORCA
5 services as part of the City's Commute Trip Reduction Program for 2016.

6 WHEREAS, since 1996, the City has provided bus pass/vanpool subsidies
7 for its employees as part of the Commute Trip Reduction ("CTR") Program, and

8 WHEREAS, in 2009, the City transitioned from providing these subsidies to
9 providing City employees with One Regional Card for All ("ORCA") Business Cards,
10 and

11 WHEREAS the ORCA Business Cards, purchased under an agreement with
12 Pierce Transit, provide employees access to Pierce, Metro, Kitsap, Everett
13 Community, and Sound Transit systems, including the Sound Transit Link Light
14 Rail, the Seattle Streetcar, and the Sounder, and also provide vanpool and
15 vanship services from these systems, and

16 WHEREAS, in 2014, there were approximately 1,127 employee transit
17 program users per month, and in 2015, approximately 1,177 employee users per
18 month, which represents approximately 33 percent of the City's work force, and

19 WHEREAS the 2016 agreement, in the net amount of \$361,006.18, includes
20 a \$390,761.74 annual fee for ORCA transit and vanpool and vanship services and
21 a credit of \$29,755.56 for 100 ORCA cards as an offset for Pierce Transit rent, and

22 WHEREAS the 2016 agreement amount is a decrease of \$23,970.02 over
23 2015 due to overall lower transit and vanpool usage by employees, and
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WHEREAS Human Resources staff will continue the oversight of the
CTR transit pass program, and

WHEREAS employees receiving an ORCA Business Card will be required to
sign an agreement outlining use expectations and requirements, including that the
ORCA card is for business use only; Now, Therefore,

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

That the proper officers of the City are hereby authorized to enter into an
agreement with Pierce Transit, in the net amount of \$361,006.18, budgeted from
the General Fund, for ORCA Business Cards and vanpool and vanshare services
that will be part of the City's Commute Trip Reduction Program for 2016, said
document to be substantially in the form of the proposed document on file in the
office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 39381

1 A RESOLUTION related to collective bargaining; authorizing the execution of a
2 proposed Collective Bargaining Agreement and Letter of Agreement
3 between the City and the International Brotherhood of Electrical Workers,
4 Local 483, Click! Unit, effective retroactive to January 1, 2016, through
5 December 31, 2016.

6 WHEREAS the City has, for years, adopted the policy of collective
7 bargaining between the various labor organizations representing employees and
8 the administration, and

9 WHEREAS this resolution allows for the execution of the proposed one-year
10 (2016) Collective Bargaining Agreement (“CBA”) between the City and the
11 International Brotherhood of Electrical Workers, Local 483, Click! Unit (“Union”), on
12 behalf of the employees represented by said Union, and

13 WHEREAS the bargaining unit consists of approximately 60 budgeted,
14 full-time equivalent positions within Tacoma Public Utilities, and

15 WHEREAS the proposed CBA includes a 1.1 percent wage increase,
16 effective retroactive to January 1, 2016, and employees who remain redlined after
17 the January 1, 2016, increase will receive a one-time, lump sum payment of \$500,
18 and

19 WHEREAS, additionally, the proposed Letter of Agreement provides for a
20 one-time, lump sum payment of \$1,000 for all employees covered by the CBA, and

21 WHEREAS it appears in the best interests of the City that the proposed CBA
22 negotiated by said Union and the City be approved; 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 Collective Bargaining Agreement and Letter of Agreement between the City and the International Brotherhood of Electrical Workers, Local 483, Click! Unit, effective retroactive to January 1, 2016, through December 31, 2016, said documents 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

Requested by Public Utility Board
Resolution No. U-10842



RESOLUTION NO. 39382

1 A RESOLUTION related to collective bargaining; authorizing the execution of a
2 proposed Collective Bargaining Agreement and a Letter of Agreement
3 between the City and the International Brotherhood of Electrical Workers,
4 Local 483, Supervisors' Unit, effective retroactive to January 1, 2016,
5 through December 31, 2016.

6 WHEREAS the City has, for years, adopted the policy of collective
7 bargaining between the various labor organizations representing employees and
8 the administration, and

9 WHEREAS this resolution allows for the execution of the proposed one-year
10 (2016) Collective Bargaining Agreement ("CBA") between the City and the
11 International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit
12 ("Union"), on behalf of the employees represented by said Union, and

13 WHEREAS the bargaining unit consists of approximately 13 budgeted,
14 full-time equivalent positions within General Government and Tacoma Public
15 Utilities, and

16 WHEREAS the proposed CBA includes a 1.1 percent wage increase,
17 effective retroactive to January 1, 2016, and

18 WHEREAS the proposed Letter of Agreement provides for a one-time, lump
19 sum payment of \$1,000 for three employees in the Assistant Telecommunications
20 Supervisor classification covered by the CBA, and

21 WHEREAS it appears in the best interests of the City that the proposed CBA
22 negotiated by said Union and the City be approved; 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 Collective Bargaining Agreement and Letter of Agreement between the City and the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, effective retroactive to January 1, 2016, through December 31, 2016, said documents 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

Requested by Public Utility Board
Resolution No. U-10843



RESOLUTION NO. 39383

1 A RESOLUTION related to collective bargaining; authorizing the execution of a
2 proposed four-year Collective Bargaining Agreement between the City and
3 the International Brotherhood of Electrical Workers, Local 483, Water Unit,
4 effective retroactive to January 1, 2015, through December 31, 2018.

5 WHEREAS the City has, for years, adopted the policy of collective
6 bargaining between the various labor organizations representing employees and
7 the administration, and

8 WHEREAS this resolution allows for the execution of the proposed
9 four-year Collective Bargaining Agreement ("CBA") between the City and the
10 International Brotherhood of Electrical Workers, Local 483, Water Unit ("Union"),
11 on behalf of the employees represented by said Union, and

12 WHEREAS the bargaining unit consists of approximately 121 budgeted,
13 full-time equivalent positions within Tacoma Public Utilities, and

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

18 WHEREAS other proposed changes are as follows: (1) changes to language
19 in articles on Management Rights, Definitions, Grievance Procedure, Temporary
20 Vacancies, Selection of Personnel and Hours of Work; (2) contract language
21 related to time off and benefits was moved to Appendix B; and (3) the addition of an
22 application of rate of 5 percent when an employee is working fully inside an
23 installed pipe, and
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WHEREAS it appears in the best interests of the City that the proposed

CBA negotiated by said Union and the City be approved; Now, Therefore,

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

That the proper officers of the City are hereby authorized to execute the four-year Collective Bargaining Agreement between the City and the International Brotherhood of Electrical Workers, Local 483, Water Unit, effective retroactive to January 1, 2015, through December 31, 2018, said document to be substantially in the form of the proposed agreement on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-10841



ORDINANCE NO. 28342

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3 AN ORDINANCE related to the vacation of City right-of-way; vacating the alley
4 between East D Street and East E Street, north of Puyallup Avenue and
5 south of BNSF Railway Company property and the terminus of the City
6 right-of-way, for use as a passenger drop-off and bus zone; and
7 adopting the Hearing Examiner's Findings, Conclusions, and
8 Recommendations related thereto.

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

12 BE IT ORDAINED BY THE CITY OF TACOMA:

13 Section 1. That the City Council hereby adopts the Hearing Examiner's
14 Findings, Conclusions, and Recommendations as contained in the Hearing
15 Examiner's Report and Recommendation to the City Council bearing File
16 No. 124.1353 and dated November 10, 2015, which Report is on file in the
17 office of the City Clerk.
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Section 2. That the alley between East D Street and East E Street, north of Puyallup Avenue and south of BNSF Railway Company property and the terminus of the City right-of-way, legally described as follows:

A portion of 20-foot alley way lying between Blocks 7321 and 7322 of the Plat of TACOMA LAND COMPANY'S FIRST ADDITION TO TACOMA, W.T., recorded July 7, 1884, Pierce County, Washington, situated in the Northwest quarter of the Northeast quarter of Section 09, Township 20 North, Range 03 East, W.M., more particularly described as follows:

Commencing at the Northeast corner of said Block 7321 and the southerly margin of the Burlington Northern and Santa Fey Railway Company's right of way; Thence South 07°32'17", a distance of 121.12 feet to the Point of Beginning; Thence continuing South 07°32'17" East, a distance of 158.88 feet to the Southeast corner of said Block 7321; Thence North 82°37'19" East, a distance of 20.00 feet to the Southwest corner of said Block 7322; Thence North 07°32'17" West along the westerly margin of said Block 7322, a distance of 158.49 feet.

Thence South 83°43'54" West a distance of 20.00 feet to the Point of Beginning;

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



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provided by law; provided, however, that there is hereby retained and reserved, pursuant to the statutes of the state of Washington, the following easements, to-wit:

City Easement:

A utility easement shall be reserved over the entire vacated area for the City of Tacoma for maintenance, repair, construction, and replacement of existing and future above-ground and underground utilities.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: The alley between East D and East E Streets, north of Puyallup Avenue and south of BNSF Railway Company property and the terminus of the City right-of-way

Petitioner: PCSD Tacoma Facilities I, LLC
Vacation Req. No. 124.1353



ORDINANCE NO. 28344

1 AN ORDINANCE relating to the budget of the City of Tacoma; creating a new fund
2 in the Treasury of the City of Tacoma, to be known and designated as the
3 “2015 Voted Streets Initiative Fund,” for the dedication and segregation of
4 any funds received related to voter-approved Proposition A and Proposition
5 No. 3.

6 WHEREAS, on July 14, 2015, the Transportation Benefit District Board
7 adopted Amended Resolution No. TBD 008 to place ballot measure Proposition
8 No. 4, later referred to as Proposition A, authorizing a sales and use tax increase of
9 one tenth of one percent (0.1%) to fund street improvements, on the November 3,
10 2015, General Election ballot, and

11 WHEREAS, on July 14, 2015, the City Council adopted Resolution
12 No. 39236, to place ballot measure Proposition No. 3, authorizing a 1.5 percent
13 increase in the earnings tax on utilities companies and a levy lid lift of \$0.20/\$1,000
14 in assessed value over a period of ten years, on the November 3, 2015 General
15 Election ballot, and

16 WHEREAS, on July 28, 2015, the City Council passed Resolution
17 No. 39249, and the Transportation Benefit District passed Resolution No. 010, both
18 resolutions directing City staff to create a transparent fund structure to segregate
19 and dedicate any monies received from Proposition A and Proposition No. 3, should
20 they pass, and

21 WHEREAS voters approved Proposition A and Proposition No. 3, relating to
22 funding street improvements, in the November 2015 General Election, and

23 WHEREAS it is the intent of the City to establish a new and separate fund,
24 named the “2015 Voted Streets Initiative Fund,” to segregate the revenues
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collected as a result of Proposition A and Proposition No. 3, to be used for the repair and improvement of City streets, and, further, to provide transparency of revenues collection and expenditures related to the street initiatives; Now,

Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That there is hereby created in the Treasury of the City of Tacoma a new fund, to be known and designated as the “2015 Voted Streets Initiative Fund,” for the dedication and segregation of any funds received related to voter-approved Proposition A and Proposition No. 3.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28345

1 AN ORDINANCE relating to the Biennial Budget; amending the Biennial Budget of
2 the City for fiscal years 2015-2016, to accept revenues and appropriate
3 funds the City will receive as a result of voter-approved Proposition A and
Proposition No. 3.

4 WHEREAS, on July 14, 2015, the Transportation Benefit District Board
5 adopted Amended Resolution No. TBD 008 to place ballot measure Proposition
6 No. 4, later referred to as Proposition A, authorizing a sales and use tax increase
7 of one tenth of one percent (0.1%) to fund street improvements, on the
8 November 3, 2015, General Election ballot, and
9

10 WHEREAS, on July 14, 2015, the City Council adopted Resolution
11 No. 39236, to place ballot measure Proposition No. 3, authorizing a 1.5 percent
12 increase in the earnings tax on utilities companies and a levy lid lift of \$0.20/\$1,000
13 in assessed value over a period of ten years, on the November 3, 2015 General
14 Election ballot, and
15

16 WHEREAS Proposition A and Proposition No. 3 were both passed by the
17 voters, and

18 WHEREAS Proposition A is expected to generate an additional \$2,380,000
19 in revenues for the 2015-2016 biennium and Proposition No. 3 is expected to
20 generate an additional \$9,890,000, and
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22 WHEREAS this proposed budget modification will recognize these
23 revenues, including additional City contributions, and increase appropriations for
24 the purpose of street maintenance improvements and safety upgrades to the City's
25 streets and transportation infrastructure, and
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WHEREAS it is recommended that the Biennial Budget of the City of Tacoma for the fiscal years 2015-2016 be amended as set forth in Exhibit "A" and explained in narrative form in Exhibit "B," attached hereto and incorporated herein as part of this ordinance; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

That the Biennial Budget of the City for fiscal years 2015-2016 is hereby amended to accept revenues and appropriate funds the City will receive as a result of voter-approved Proposition A and Proposition No. 3, as more specifically set out in Exhibit "A" and explained in narrative form in Exhibit "B," attached hereto and incorporated herein as part of this ordinance.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney