



## Legislation Passed March 29, 2016

The Tacoma City Council, at its regular City Council meeting of March 29, 2016, adopted the following resolutions and/or ordinances. The summary of the contents of said resolutions and/or ordinances are shown below. To view the full text of the document, click on the bookmark at the left of the page.

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### **Resolution No. 39408**

A resolution setting Tuesday, April 12, 2016, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the 2016-2017 Annual Action Plan for housing and community development.

[Carey Jenkins, Housing Division Manager; Ricardo Noguera, Director, Community and Economic Development]

### **Resolution No. 39409**

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

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

### **Resolution No. 39410**

A resolution awarding a contract to Motorola Solutions, Inc., in the amount of \$359,994, plus sales tax, budgeted from the Communications Equipment Replacement Reserve Fund and 2010 LTGO Bond D Fund, for Motorola radio infrastructure hardware and services - State of Washington Contract No. 06913.

[Steve Taylor, Networks and Communications Manager; Jack Kelanic, Director, Information Technology]

### **Resolution No. 39411**

A resolution authorizing an increase to the contract with Gartner, Inc., in the amount of \$75,257, sales tax not applicable, for a cumulative total of \$201,391, budgeted from the Information Systems Fund, for information technology research and advisory services through February 28, 2017 - State of Washington Contract No. 05712.

[Kipling Morris, Infrastructure and Operations Manager; Jack Kelanic, Director, Information Technology]

### **Ordinance No. 28317**

An ordinance vacating a portion of undeveloped South 52nd Street lying east of South Trafton Street and west of the alley, to accommodate the construction of ten single-family residences.

(SNR Northwest Properties, LLC; File No. 124.1352)

[Phyllis Macleod, Hearing Examiner]

**Ordinance No. 28350**

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

[Debbie Bingham, Economic Development Specialist; Ricardo Noguera, Director, Community and Economic Development]



## RESOLUTION NO. 39408

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

4 WHEREAS the Annual Action Plan to the U.S. Department of Housing and  
5 Urban Development ("HUD") will ensure the City will receive federal funds to  
6 manage its housing, community and economic development, neighborhood  
7 improvement, homeless assistance and social service programs, and  
8

9 WHEREAS the Annual Action Plan outlined the City's uses of Community  
10 Development Block Grant ("CDBG"), HOME Investment Partnership ("HOME"),  
11 and Emergency Solutions Grant ("ESG") funds, and  
12

13 WHEREAS, based on guidance by the U.S. Department of Housing and  
14 Urban Development ("HUD"), the City anticipates that it will be entitled to apply to  
15 HUD for entitlement grant allocations as follows: (1) CDBG, in the amount of  
16 \$2,247,997; (2) HOME, in the amount of \$992,730; and (3) ESG, in the amount  
17 of \$201,163, and  
18

19 WHEREAS, because the City of Lakewood ("Lakewood") does not qualify  
20 to apply for HOME funds independently, the City and Lakewood formed a  
21 consortium in 1999 for the HOME Program, and  
22

23 WHEREAS the City's share of the estimated HOME program grant funds  
24 is expected to be \$805,104, and Lakewood's share is \$187,626, and  
25

26 WHEREAS, during January and February 2016, the Tacoma Community  
Redevelopment Authority and Human Services Commission reviewed applications



1 for funding, heard presentations by agencies applying for funding, considered the  
2 historic performance of those agencies and the needs of the community, and  
3 prepared funding recommendations based thereon, and

4 WHEREAS funding recommendations were finalized at the March 15,  
5 2016, special meeting of the Community Vitality and Safety Committee, and were  
6 recommended for consideration by the City Council at its meeting of May 3,  
7 2016, and

8 WHEREAS, before submission of the Annual Action Plan to HUD, the City  
9 must fulfill certain citizen participation requirements, including holding a public  
10 hearing on the proposed plan, and  
11

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

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

16 Section 1. That Tuesday, April 12, 2016, at approximately 5:30 p.m., is  
17 hereby fixed as the time, and the City Council Chambers on the First Floor of the  
18 Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, as the  
19 place when and where a public hearing shall be held on the recommendations of  
20 the Community and Economic Development Department for the City's proposed  
21 2016-2017 Annual Action Plan for Housing and Community Development.  
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Section 2. That the City Clerk shall give proper notice of the time and place of said hearing.

Adopted \_\_\_\_\_

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Mayor

Attest:

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

Approved as to form:

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



## RESOLUTION NO. 39409

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

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

3  
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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## RESOLUTION NO. 39410

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

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

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:

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17 forth in the attached Exhibit "A."

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

3  
4 Adopted \_\_\_\_\_

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Mayor

7 Attest:

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

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11 Approved as to form:

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City Attorney

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## RESOLUTION NO. 39411

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

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

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 Section 2. That the proper officers of the City are hereby authorized to  
19 increase Contract No. 4600010447 with Gartner, Inc., in the amount of \$75,257,  
20 sales tax not applicable, for a cumulative total of \$201,391, budgeted from the  
21 Information Systems Fund, for information technology research and advisory  
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1 services through February 28, 2017, pursuant to State of Washington Contract  
2 No. 05712, consistent with Exhibit "A."

3  
4 Adopted \_\_\_\_\_

5 \_\_\_\_\_  
6 Mayor

7 Attest:  
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9 City Clerk

10 Approved as to form:  
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12 City Attorney

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## ORDINANCE NO. 28317

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

9 WHEREAS all steps and proceedings required by law and by resolution  
10 of the City Council to vacate the portion of the right-of-way hereinafter  
11 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. 124.1352 and dated July 22, 2015, which Report is on file in the office of  
17 the City Clerk.  
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Section 2. That a portion of undeveloped South 52nd Street lying easterly of South Trafton Street and westerly of the alley, described as follows:

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

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

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

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



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and reserved, pursuant to the statutes of the state of Washington, the following easement, to-wit:

City of Tacoma/Tacoma Power & Click! Network

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

Passed \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:  
  
\_\_\_\_\_  
City Clerk

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

Property description approved:  
  
\_\_\_\_\_  
Chief Surveyor  
Public Works Department

Location: That portion of undeveloped South 52nd Street lying easterly of South Trafton Street and westerly of the alley  
Petitioner: SNR Northwest Properties, LLC  
Vacation Req. No. 124.1352



## ORDINANCE NO. 28350

1 AN ORDINANCE relating to community and economic development; continuing the  
2 downtown Business Improvement Area ("BIA") for the 29th year; providing  
3 for the levy of assessments and other income, in the amount of \$853,318;  
4 and approving the renewed BIA work plan, budget, and assessment of rates  
5 from May 1, 2016, through April 30, 2017.

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

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

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

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

19 Therefore,

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21 BE IT ORDAINED BY THE CITY OF TACOMA:

22 Section 1. TWENTY-NINTH ANNUAL DISTRICT ASSESSMENT. That all  
23 real property, inclusive of land and buildings, and the owners thereof, within the  
24 boundaries of the Business Improvement Area will be specially benefited by the  
25 programs, activities, and services hereinafter approved; and such property, and the  
26



1 owners thereof, shall be subject to a special assessment for the 29th annual period  
2 of May 1, 2016, through April 30, 2017 (hereinafter called the "29th annual period"),  
3 as authorized by chapter 35.87A RCW, the BIA Ordinance, and this ordinance. The  
4 property, and the owners thereof, will be assessed under the BIA Ordinance at the  
5 annual rate of \$0.1070 per square foot for the high rate and \$0.0530 per square  
6 foot for the low rate. The benefit to the property, and the owners thereof, subject to  
7 the 29th annual special assessment and to the BIA, as a whole, is a special benefit  
8 which would not otherwise be available but for the activities, programs, and special  
9 services carried out with funding provided by the special assessments authorized  
10 pursuant to the BIA Ordinance, and that such special benefits and the increase in  
11 value of the property in the BIA resulting therefrom, and the increased opportunity  
12 which is created for each property and the owner thereof within the BIA to benefit  
13 from the BIA programs, activities, and special services, is hereby found to be  
14 commensurate with or in excess of the amount of the assessment for the  
15  
16  
17 29th annual period.

18           Section 2. LEVY OF 29TH ANNUAL ASSESSMENT. To finance the  
19 programs, services, and activities approved for the 29th annual period, there is  
20 levied and shall be collected, in accordance with the BIA Ordinance and applicable  
21 state statutes, a special assessment for the 29th annual period upon the buildings  
22 and other real property within the BIA and the owners thereof, at the rates as herein  
23 provided.  
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25           Section 3. APPROVAL OF EXPENDITURES. That the work plan, including  
26 activities, services, and programs to be funded with the special assessment





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proceeds for the 29th annual period and the 29th annual budget, as set forth in the materials on file with the City Clerk, are hereby approved.

Passed \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:  
\_\_\_\_\_  
City Clerk

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