



Legislation Passed June 28, 2016

The Tacoma City Council, at its regular City Council meeting of June 28, 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. 39473

A resolution setting Tuesday, July 19, 2016, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the 2016 Annual Amendment to the Comprehensive Plan and Land Use Regulatory Code, as recommended by the Planning Commission.
[Brian Boudet, Planning Manager; Peter Huffman, Director, Planning and Development Services]

Resolution No. 39474

A resolution ratifying the execution of a revised interlocal agreement with the Pierce County Flood Control Zone District, in the amount of \$504,946, for the years 2013-2016, plus approximately \$196,000 annually until the agreement is terminated; accepting and depositing said sum into the Surface Water Fund, for flood control and stormwater control improvement projects.
[Daniel C. Thompson, PhD, Business Operations Division Manager;
Michael P. Slevin III, P.E., Director, Environmental Services]

Resolution No. 39475

A resolution authorizing the execution of an amendment to the interlocal agreement with the Metropolitan Park District of Tacoma, in the amount of \$580,000, for a cumulative total of \$2,320,000, accepting and depositing said sum into the 2009 LTGO Bond Capital Projects Fund, for additional improvements to the People's Community Center.
[Josh Clarke, Facilities Project Manager;
Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 39476

A resolution reappointing individuals to the Planning Commission.
[Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]

Resolution No. 39477

A resolution appointing Donna LaFrance to the Tacoma Public Library Board of Trustees to fill an unexpired term to expire October 5, 2018.
[Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]

Resolution No. 39478

A resolution awarding a contract to Global Contractors, LLC, in the amount of \$236,335.00, excluding sales tax, plus a 15 percent contingency, for a cumulative total of \$271,785.25, budgeted from the Surface Water Fund, for maintenance of stormwater detention ponds located in Northeast and West Tacoma - Specification No. ES16-0190F.

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

Resolution No. 39479

A resolution awarding a contract to Insituform Technologies, LLC, in the amount of \$636,514.00, excluding sales tax, plus a 15 percent contingency, for a cumulative total of \$731,991.10, budgeted from the Wastewater Fund, for the rehabilitation of underground wastewater mains utilizing cured-in-place pipe technology in various locations throughout the City -

Specification No. ES16-0058F.

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

Resolution No. 39480

A resolution awarding a contract to NOVA Contracting, Inc., in the amount of \$994,000, excluding sales tax, plus a 20 percent contingency, for a cumulative total of \$1,192,800, budgeted from the Wastewater Fund, to upgrade the Dash Point and South 7th Street and Pacific Avenue wastewater pump stations, and to construct underground wastewater force main pipe in Northeast Tacoma - Specification No. ES16-0022F.

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

Resolution No. 39481

A resolution awarding a contract to NOVA Contracting, Inc., in the amount of \$468,000, sales tax not applicable, plus a 15 percent contingency, for a cumulative total of \$538,200, budgeted from the Transportation Capital Fund, for the construction of the East Tacoma PCB Cleanup Project Phase 2 - Specification No. PW16-0170F.

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

Resolution No. 39482

A resolution authorizing an increase to the contract with American Custodial, Inc., in the amount of \$758,177.77, sales tax not applicable, for a cumulative total of \$903,000.00, budgeted from the Municipal Building Acquisition and Operations Fund, for janitorial services at the Tacoma Municipal Complex through June 30, 2020 - Washington State Contract No. 00508.

[Justin E. Davis, Facilities Division Manager;
Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 39483

A resolution authorizing an increase to the contract with C.E. & C., Inc., in the amount of \$481,031.00, plus sales tax, plus a 10 percent contingency, for a cumulative total of \$6,210,040.10, budgeted from the 2009 LTGO Bond Capital Projects Fund, for the construction of a new pool and additional improvements at the People's Community Center - Specification No. PW14-0721F.

[Justin E. Davis, Facilities Division Manager;
Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 39484

A resolution authorizing the execution of a renewal of the management agreement with Broadway Center for the Performing Arts, in the amount of \$4,262,608, budgeted from the Performing Arts Fund, to operate three performing arts facilities through December 31, 2020, with authorization for two-year renewal terms.

[Kim Bedier, Director, Public Assembly Facilities]

Resolution No. 39485

A resolution designating the City of Boca Del Rio, Veracruz, Mexico as a Sister City.

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



RESOLUTION NO. 39473

1 A RESOLUTION relating to the 2016 Annual Amendment to the Comprehensive
2 Plan and Land Use Regulatory Code; setting Tuesday, July 19, 2016, as
3 the date for a public hearing on proposed amendments recommended by
4 the Planning Commission for the year 2016.

4 WHEREAS, each year, the City Council considers revisions to the
5 Comprehensive Plan ("Plan") and development regulations contained in the Land
6 Use Regulatory Code ("Code"), pursuant to the Growth Management Act, and
7

8 WHEREAS the Planning Commission ("Commission") generated
9 proposed Plan and Code amendments based on community needs and input
10 from members of the public, City Council, and City staff, and then evaluated
11 those proposed amendments for potential benefits and impacts, alternatives, and
12 consistency with existing plans and laws, and
13

14 WHEREAS the Commission, after completion of its review process,
15 including hearings to receive public testimony on the proposed amendments on
16 May 4 and 18, 2016, finalized the proposed 2016 Annual Amendment and
17 recommended it to the City Council on June 15, 2016, and
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19 WHEREAS the proposed 2016 Annual Amendment includes proposed
20 revisions and/or updates in the following areas: Future Land Use
21 Implementation – Phase I, Multifamily District Design Standards, Wireless
22 Communication Facilities, Short-Term Rentals, and Tacoma Municipal Code
23 Cleanup, and
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25 WHEREAS Chapter 13.02 of the TMC requires the City Council to conduct
26 a public hearing before amending the Plan or Code; Now, Therefore,



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

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Section 1. That a public hearing on the proposed amendments to the Comprehensive Plan and Land Use Regulatory Code, as contained in the proposed 2016 Annual Amendment, shall be held before the City Council in the Tacoma Public Utilities Auditorium, 3628 South 35th Street, Ground Floor, Tacoma, Washington, on Tuesday, July 19, 2016, 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:

Deputy City Attorney



RESOLUTION NO. 39474

1 A RESOLUTION ratifying the execution of a revised interlocal agreement with the
2 Pierce County Flood Control Zone District, in the amount of \$504,946, for
3 the years 2013-2016, plus approximately \$196,000 annually until the
4 agreement is terminated; accepting and depositing said sum into the
ES Surface Water Fund, for flood control and stormwater control
improvement projects.

5 WHEREAS the Pierce County Flood Control Zone District ("District") has set
6 aside 10 percent of the Flood Control Zone funds in an Opportunity Fund program
7 for use by Pierce County and participating cities, and
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9 WHEREAS the City's share of the Opportunity Funds is approximately
10 \$196,000 per year, and, to date, has accumulated \$504,946 in its account, and

11 WHEREAS these funds can be used to fund maintenance and operations of
12 flood control and stormwater control improvements; studies and plans for flood
13 control or stormwater control improvements; flood control or stormwater
14 improvements; watershed management projects studies, plans and activities; and
15 major equipment used for stormwater control or water quality protection, and
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17 WHEREAS it is necessary to ratify the interlocal agreement with the District
18 to receive reimbursement in the amount of \$504,946, with annual payments by the
19 District of approximately \$196,000 until the agreement is terminated, for said
20 purposes; Now, Therefore,

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

23 Section 1. That the City Council hereby ratifies the revised Interlocal
24 Agreement with the Pierce County Flood Control Zone District, in the amount of
25 \$504,946, for the years 2013-2016, for deposit into the ES Surface Water Fund, for
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flood control and stormwater control improvement projects, said document to be substantially in the form of the interlocal agreement on file in the office of the City Clerk.

Section 2. That the proper officers are hereby authorized to accept the sum of approximately \$196,000 annually until the interlocal agreement is terminated, for deposit into the ES Surface Water Fund, for the purposes hereinabove enumerated.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney



RESOLUTION NO. 39475

1 A RESOLUTION relating to education and recreation programs; authorizing the
2 execution of an amendment to the interlocal agreement with the
3 Metropolitan Park District of Tacoma, in the amount of \$580,000, for a
4 cumulative contract amount of \$2,320,000; and accepting and depositing
5 said sum into the 2009 LTGO Bond Capital Projects Fund 3218 for the
6 purpose of funding additional improvements to the People's Community
7 Center.

8 WHEREAS People's Community Center ("Center"), a City-owned facility
9 operated by the Metropolitan Park District of Tacoma ("Metro Parks"), was built in
10 the Hilltop neighborhood in 1978, and

11 WHEREAS, in 2008, after an engineering assessment, the Center's pool
12 was closed due to structural concerns, and

13 WHEREAS, pursuant to Resolution No. 39150, adopted on March 31, 2015,
14 the City and Metro Parks entered into an Interlocal Cooperation Agreement, in the
15 amount of \$1,740,000, for the purpose of jointly financing a public pool at the
16 Center, and

17 WHEREAS the parties now desire to increase the agreement by the amount
18 of \$580,000, for a cumulative amount of \$2,320,000, to provide for additional
19 improvements at the Center, to include enhancements to the shower/locker rooms,
20 exterior painting, and replacement of the gym roof, and

21 WHEREAS staff recommends entering into said amendment to allow for
22 additional funding by Metro Parks in the amount of \$580,000, for said
23 improvements; Now, Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute an amendment to the Interlocal Agreement with the Metropolitan Park District of Tacoma, in the amount of \$580,000, for a cumulative contract amount of \$2,320,000; and accepting and depositing the sum of \$580,000 into the 2009 LTGO Bond Capital Projects Fund 3218 for the purpose of funding additional improvements to the People’s Community Center, said document to be substantially in the form of the proposed amendment on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 39476

1 BY REQUEST OF DEPUTY MAYOR MELLO AND COUNCIL MEMBERS IBSEN
2 AND McCARTHY

3 A RESOLUTION relating to committees, boards, and commissions; reappointing
4 individuals to the Planning Commission.

5 WHEREAS vacancies exist on the Planning Commission, and

6 WHEREAS, at its meeting of June 8, 2016, the Infrastructure, Planning and
7 Sustainability Committee recommended the reappointment of individuals to said
8 commission, and

9 WHEREAS, pursuant to the City Charter Section 2.4 and the Rules,
10 Regulations, and Procedures of the City Council, the persons named on Exhibit "A"
11 have been nominated to serve on the Planning Commission; Now, Therefore,
12

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

14 That those nominees to the Planning Commission listed on Exhibit "A" are
15 hereby confirmed and reappointed as members of such commission for such terms
16 as are set forth on the attached Exhibit "A."
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18 Adopted _____

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21 Mayor

22 Attest: _____

23 _____
24 City Clerk

25 Approved as to form: _____

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City Attorney



EXHIBIT "A"

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PLANNING COMMISSION

Reappointing **Anna Petersen** to the Environmental Community position for a three-year term to expire June 30, 2019.

Reappointing **Stephen Wamback** to the District No. 4 position for a three-year term to expire June 30, 2019.



RESOLUTION NO. 39477

1 BY REQUEST OF MAYOR STRICKLAND

2 A RESOLUTION relating to committees, boards, and commissions; appointing an
3 individual to the Tacoma Public Library Board of Trustees.

4 WHEREAS a vacancy exists on the Tacoma Public Library Board of
5 Trustees, and

6 WHEREAS, under Tacoma City Charter Section 2.4, appointments may be
7 made by a majority vote of the City Council from names presented in writing to the
8 City Council by the Mayor, and
9

10 WHEREAS the Mayor has nominated Donna LaFrance to serve on the
11 Tacoma Public Library Board of Trustees to fill an unexpired term to expire
12 October 5, 2018; Now, Therefore,

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

14 That Donna LaFrance is hereby appointed to serve on the Tacoma Public
15 Library Board of Trustees to fill an unexpired term to expire October 5, 2018, and
16 until a successor is appointed.
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19 Adopted _____

Mayor

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21 Attest:
22 _____

23 City Clerk

24 Approved as to form:
25 _____
26 City Attorney



RESOLUTION NO. 39478

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 Global Contractors, LLC, in the amount of \$236,335.00, plus a 15 percent
4 contingency, for a cumulative total of \$271,785.25, excluding sales tax,
5 budgeted from the ES Surface Water Fund, for maintenance activities
6 related to seven stormwater detention ponds located in Northeast and
7 West Tacoma pursuant to Specification No. ES16-0190F.

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 Board
16 of Contracts and Awards to adopt the recommendation for award as set forth in
17 the attached Exhibit "A."

18 Section 2. That the proper officers of the City are hereby authorized to
19 enter into a contract with Global Contractors, LLC, in the amount of \$236,335.00,
20 plus a 15 percent contingency, for a cumulative total of \$271,785.25, excluding
21 sales tax, budgeted from the ES Surface Water Fund, for maintenance activities
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1 related to seven stormwater detention ponds located in Northeast and West
2 Tacoma pursuant to Specification No. ES16-0190F, 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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11 Approved as to form:

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City Attorney

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RESOLUTION NO. 39479

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 Insituform Technologies, LLC, in the amount of \$636,514.00, plus a
4 15 percent contingency, for a cumulative total of \$731,991.10, excluding
5 sales tax, budgeted from the ES Wastewater Fund, for the rehabilitation of
6 approximately 11,700 linear feet of 8-inch to 24-inch diameter underground
7 wastewater mains utilizing cured-in-place pipe technology in various
8 locations throughout the City, pursuant to Specification No. ES16-0058F.

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 Insituform Technologies, LLC, in the amount of
21 \$636,514.00, plus a 15 percent contingency, for a cumulative total of
22 \$731,991.10, excluding sales tax, budgeted from the ES Wastewater Fund, for
23 the rehabilitation of approximately 11,700 linear feet of 8-inch to 24-inch
24 diameter underground wastewater mains utilizing cured-in-place pipe
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technology in various locations throughout the City, pursuant to Specification
1 No. ES16-0058F, consistent with Exhibit "A."

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3 Adopted _____

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6 Mayor

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8 Attest: _____

9 City Clerk

10 Approved as to form:

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12 City Attorney

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RESOLUTION NO. 39480

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 \$994,000, plus a 20 percent
4 contingency, for a cumulative total of \$1,192,800, excluding sales tax,
5 budgeted from the ES Wastewater Fund, to upgrade wastewater pump
6 stations at Dash Point and South 7th Street and Pacific Avenue, and to
construct approximately 2,500 linear feet of 7-inch diameter underground
wastewater force main pipe in Northeast Tacoma, pursuant to Specification
No. ES16-0022F.

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
11

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."
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19 Section 2. That the proper officers of the City are hereby authorized to
20 enter into a contract with NOVA Contracting, Inc., in the amount of \$994,000,
21 plus a 20 percent contingency, for a cumulative total of \$1,192,800, excluding
22 sales tax, budgeted from the ES Wastewater Fund, to upgrade wastewater
23 pump stations at Dash Point and South 7th Street and Pacific Avenue, and to
24 construct approximately 2,500 linear feet of 7-inch diameter underground
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1 wastewater force main pipe in Northeast Tacoma, pursuant to Specification
2 No. ES16-0022F, consistent with Exhibit "A."

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4 Adopted _____

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Mayor

7 Attest:

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City Clerk

10 Approved as to form:

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13 City Attorney

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RESOLUTION NO. 39481

1 A RESOLUTION related to the purchase of materials, supplies or equipment,
2 and the furnishing of services; authorizing the execution of a contract with
3 NOVA Contracting, Inc., in the amount of \$468,000, plus a 15 percent
4 contingency, for a cumulative total of \$538,200, sales tax not applicable,
5 budgeted from Transportation Capital Fund, for the construction of the
6 East Tacoma PCB Cleanup Project - Phase 2, pursuant to Specification
7 No. PW16-0170F.

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 enter into a contract with NOVA Contracting, Inc., in the amount of \$468,000,
20 plus a 15 percent contingency, for a cumulative total of \$538,200, sales tax not
21 applicable, budgeted from Transportation Capital Fund, for the construction of
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1 the East Tacoma PCB Cleanup Project - Phase 2, pursuant to Specification
2 No. PW16-0170F, 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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11 Approved as to form:

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City Attorney

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RESOLUTION NO. 39482

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. 4600010891 with American Custodial, Inc., in the amount of
4 \$758,177.77, for a cumulative total of \$903,000.00, sales tax not
5 applicable, budgeted from the Municipal Building Acquisitions &
6 Operations Fund, for janitorial services at the Tacoma Municipal
7 Complex through June 30, 2020, pursuant to Washington State
8 Contract No. 00508.

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 Board
17 of Contracts and Awards to adopt the recommendation for award as set forth in
18 the attached Exhibit "A."

19 Section 2. That the proper officers of the City are hereby authorized to
20 increase Contract No. 4600010891 with American Custodial, Inc., in the amount
21 of \$758,177.77, for a cumulative total of \$903,000.00, sales tax not applicable,
22 budgeted from the Municipal Building Acquisitions & Operations Fund, for
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1 janitorial services at the Tacoma Municipal Complex through June 30, 2020,
2 pursuant to Washington State Contract No. 00508F, 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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11 Approved as to form:

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City Attorney

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RESOLUTION NO. 39483

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the increase of Contract
3 No. 4600010520 with C.E. & C., Inc., in the amount of \$481,031.00, plus a
4 10 percent contingency, for a cumulative total of \$6,210,040.10, plus sales
5 tax, budgeted from the 2009 LTGO Bond Capital Projects Fund, for the
6 construction of a new pool and additional improvements at the People's
7 Community center pursuant to Specification No. PW14-0721F.

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 Board
16 of Contracts and Awards to adopt the recommendation for award as set forth in
17 the attached Exhibit "A."

18 Section 2. That the proper officers of the City are hereby authorized to
19 increase Contract No. 4600010520 with C.E. & C., Inc., in the amount of
20 \$481,031.00, plus a 10 percent contingency, for a cumulative total of
21 \$6,210,040.10, plus sales tax, budgeted from the 2009 LTGO Bond Capital
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1 Projects Fund, for the construction of a new pool and additional improvements at
2 the People's Community center pursuant to Specification No. PW14-0721F,
3 consistent with Exhibit "A."
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5 Adopted _____
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8 Mayor

9 Attest:
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11 City Clerk

12 Approved as to form:
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14 City Attorney
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RESOLUTION NO. 39484

1 A RESOLUTION relating to the Broadway Center for the Performing Arts
2 ("BCPA"); authorizing the execution of a renewal of the Management
3 Agreement with the BCPA, in the amount of \$4,262,608, budgeted from the
4 Performing Arts Fund, to operate three performing arts facilities through
5 December 31, 2020, with authorization for two-year renewal terms.

6 WHEREAS the City owns three performing arts facilities, the Pantages
7 Theater and adjoining Jones Building, the Rialto Theater, and the Theater on the
8 Square, and

9 WHEREAS the City has an existing Management Agreement
10 ("Agreement") with the Broadway Center for the Performing Arts ("BCPA"), a
11 nonprofit corporation organized for the purpose of the advancement of the arts,
12 which has managed and operated the venues on the City's behalf for over 30
13 years, and

14 WHEREAS the current Agreement will expire on June 30, 2016, and

15 WHEREAS, in the 2015-2016 Biennial Budget, during the last two years of
16 the existing Agreement, the City provided the BCPA with a total of \$1,350,000 in
17 monthly management fees, and was further responsible for the cost of insurance,
18 a portion of utilities, support from various City departments, and in-kind rent,
19 amounting to \$412,608 over the biennium, and

20 WHEREAS, in addition, pursuant to the terms of the Agreement, the City
21 provided \$500,000 per year, for a total of \$1,000,000 for the 2015-2016 biennium,
22 to the Theater Capital Repair and Improvement Fund for repairs and
23 improvements for enhancing public safety, energy efficiency, and operational
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functions, and an additional \$1,500,000 in capital funding was provided for the Centennial Campaign, pursuant to Resolution No. 39108, and

WHEREAS the parties have agreed to extend the existing Agreement through December 31, 2016, to better align with the City's biennial budget, and further, to extend the Agreement for an additional four-year term, through December 31, 2020, with adjustments made to the management fees, and with the possibility of additional two-year renewal periods; and

WHEREAS, in January 2017, the management fee will increase by \$25,000 per year, or 3.7 percent, and commencing in 2018, the management fee will be adjusted annually per the Consumer Price Index ("CPI") to a maximum of 3 percent, and

WHEREAS the City will continue to fund the Theater Capital Repair and Improvement Fund in the amount of \$500,000 per year, and, additionally, the BCPA will be entitled to receive an annual Performance Incentive Fee of \$30,000, upon achievement of a 5 percent increase in overall revenues over the previous year; Now, Therefore

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

That the proper officers are hereby authorized to execute the renewal of the Management Agreement with the Broadway Center for the Performing Arts, in the amount of \$4,262,608, budgeted from the Performing Arts Fund, through December 31, 2020, with authorization for two-year renewal terms, for the



1 purpose of operating three City-owned performing arts facilities, said document to
2 be substantially in the form of the agreement on file in the office of the City Clerk.

3
4 Adopted _____

5

6

Mayor

7 Attest:

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9 _____
City Clerk

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11 Approved as to form:

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13 _____
Deputy City Attorney

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RESOLUTION NO. 39485

1 A RESOLUTION related to economic development; designating the City of Boca
2 Del Rio, Veracruz, Mexico, as a Sister City.

3 WHEREAS the City of Tacoma has been involved in the Sister City Program
4 for over 55 years, and

5 WHEREAS the program's mission is to promote global community through
6 citizen diplomacy, cultural education, and economic development, and

7
8 WHEREAS the City of Boca Del Rio, located in the center of the State of
9 Veracruz, Mexico, expressed interest in developing a sister city relationship with
10 Tacoma, and

11 WHEREAS a strong and diversified Tacoma-Boca Del Rio Sister City
12 Committee was formed to explore establishment of a sister city relationship
13 between the two cities, and over the past six months, committee members have
14 met, visited Boca Del Rio, and provided a letter to that city's mayor regarding the
15 formation of a sister city relationship, and

16
17 WHEREAS, since that time, the application process to add a new sister city
18 has been completed; a full committee of community members has been formed;
19 and a work plan for the next several years has been developed and will be enacted
20 should Boca Del Rio and Tacoma become sister cities, and

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22 WHEREAS the opportunity is present for this sister city relationship to
23 increase economic development, promote cultural exchanges, promote ancestral
24 tourism, and enhance educational opportunities for both cities, and

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WHEREAS this relationship is supported by the Tacoma Sister Cities

Council and the Economic Development Committee; Now, Therefore,

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

Section 1. That the City Council hereby designates the City of Boca Del Rio, Veracruz, Mexico, as a Sister City of the City of Tacoma.

Section 2. That, by this designation, the City indicates its intention to participate to the fullest extent possible with Boca Del Rio, Veracruz, Mexico, in carrying out the Sister City Program in accordance with the understandings, customs, and practices of said program.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney