



Legislation Passed May 9, 2017

The Tacoma City Council, at its regular City Council meeting of May 9, 2017, 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. 39717

A resolution appointing and reappointing individuals to the Human Services Commission.
[Doris Sorum, City Clerk; Bill Fosbre, Acting City Attorney]

Resolution No. 39718

A resolution awarding a contract to Capital Industries, Inc., in the amount of \$827,795, plus applicable sales tax, budgeted from the Solid Waste Fund, for metal solid waste and recycle containers, on an as-needed basis for an initial two-year term, with the option to renew for three additional one-year terms, for a projected contract total of \$2,483,071 - Specification No. ES17-0020F.

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

Resolution No. 39719

A resolution authorizing an increase to the contract with ELXSI, d.b.a. Cues, Inc., in the amount of \$11,127, plus applicable sales tax, for a total of \$216,325, budgeted from the Wastewater Fund, for additional options on the collection system asset inspections Cues CCTV van - HGACBuy Contract No. SC01-15.

[Judith Scott, Operations and Maintenance Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Resolution No. 39720

A resolution authorizing an increase to the contract with Miles Resources, LLC, in the amount of \$125,000, plus applicable sales tax, for a total of \$929,097, budgeted from various departmental funds, for the restoration of approximately seven blocks of residential pavement, storm and sanitary sewer repair, alley paving, and replacement of a retaining wall at various locations throughout the City - Specification No. PW16-0534F.

[Said Seddiki, P.E., Project Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 39721

A resolution designating 17 Public Works and Environmental Services projects as special projects of limited duration, and designating general salary classifications and benefits for persons employed on the projects.

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

Resolution No. 39722

A resolution authorizing the submittal of the 2017-2018 Annual Action Plan to the U.S. Department of Housing and Urban Development by May 15, 2017; authorizing the execution of two agreements with the Tacoma Community Redevelopment Authority (TCRA) for housing development programs; a Subrecipient Agreement under the HOME Program with the City of Lakewood and TCRA to administer the HOME Program; and an agreement with Rebuilding Together South Sound for the Minor Home Repair Program.

[Ricardo Noguera, Director, Community and Economic Development]

Amended Resolution No. 39723

A resolution requesting the Planning Commission to consolidate consideration of a Northeast Tacoma Buffer Zone, implementation of the Container Port Element of the Comprehensive Plan, and codifying the Director's Rule relating to expanded notification for large industrial projects into the Tideflats Subarea planning process; and further directing the Interim City Manager to identify resources necessary to move forward in a timely manner and begin negotiations of an Interlocal Agreement with the Port of Tacoma that would outline the partnership, roles, responsibilities and funding.

[Mayor Strickland, Deputy Mayor Thoms, and Council Member McCarthy]

Substitute Ordinance No. 28427

An ordinance amending the 2017-2018 Biennial Operating Budget to appropriate funds from the 2015-2016 Biennial Budget to cover current contract obligations, transfers, and other budget adjustments.

[Tadd Wille, Director, Management and Budget]

Ordinance No. 28428

An ordinance amending the 2017-2018 Capital Budget for recommended budget adjustments and City Council-approved capital projects with outstanding balances.

[Tadd Wille, Director, Management and Budget]

Ordinance No. 28429

An ordinance amending several sections of Chapters 13.05 and 13.06 of the Municipal Code, relating to land use regulations, by amending a work plan for review and development of permanent regulations relating to siting correctional facilities.

[Mayor Strickland]

Ordinance No. 28430

An ordinance declaring a state of public health emergency relating to the conditions of homeless encampments, authorizing such actions as are reasonable and necessary in light of such emergency to mitigate the conditions giving rise to such public health emergency, and providing a sunseting date of October 9, 2017.

[Mayor Strickland]



RESOLUTION NO. 39717

1 BY REQUEST OF COUNCIL MEMBERS BLOCKER, CAMPBELL, LONERGAN,
2 AND WALKER LEE

3 A RESOLUTION relating to committees, boards, and commissions; appointing and
4 reappointing individuals to Human Services Commission.

5 WHEREAS vacancies exist on the Human Services Commission, and

6 WHEREAS, at its meeting of April 27, 2017, the Community Vitality and
7 Safety Committee interviewed applicants and recommended the appointment and
8 reappointment of individuals to said 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 Human Services Commission; Now,
12 Therefore,

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

14 That those nominees to the Human Services Commission listed on
15 Exhibit "A" are hereby confirmed and appointed or reappointed as members of
16 such commission for such terms 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:
26 _____
Acting City Attorney



EXHIBIT "A"

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HUMAN SERVICES COMMISSION

Appointing **Elizabeth Pebley** to an unexpired term to expire April 30, 2018.

Appointing **Janet Thiessen** to an unexpired term to expire April 30, 2019.

Appointing **Kashmir Govronski** to a three-year term to expire April 30, 2020.

Appointing **Naomi Wilson** to a three-year term to expire April 30, 2020.

Reappointing **Zachary Dillon** to a three-year term to expire April 30, 2020.

Reappointing **Kelly McDonald** to a three-year term to expire April 30, 2020.



RESOLUTION NO. 39718

1 A RESOLUTION related to the purchase of materials, supplies or equipment,
2 and the furnishing of services; authorizing the execution of a contract
3 with Capital Industries, Inc., in the amount of \$827,795, plus applicable
4 sales tax, budgeted from the Solid Waste Fund, for metal solid waste
5 and recycle containers on an as-needed basis for an initial two-year
6 term, with the option to renew for three additional one-year terms, for a
7 projected contract total of \$2,483,071, pursuant to Specification
8 No. ES17-0020F.

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 the attached Exhibit "A"; Now,
15 Therefore,

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

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

20 Section 2. That the proper officers of the City are hereby authorized to
21 enter into a contract with Capital Industries, Inc., in the amount of \$827,795, plus
22 applicable sales tax, budgeted from the Solid Waste Fund, for metal solid waste
23 and recycle containers on an as-needed basis for an initial two-year term, with
24 the option to renew for three additional one-year terms, for a projected contract
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1 total of \$2,483,071, pursuant to Specification No. ES17-0020F, consistent with
2 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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Acting City Attorney

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RESOLUTION NO. 39719

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. 4500429342 with ELXSI, d.b.a. Cues, Inc., in the amount of \$11,127,
4 plus applicable sales tax, for a cumulative amount of \$216,325, budgeted
5 from the Wastewater Fund, for additional options on the collection system
6 asset inspections Cues CCTV van, pursuant to HGACBuy Contract
7 No. SC01-15.

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 the attached Exhibit "A"; Now,

14 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 increase Contract No. 4500429342 with ELXSI, d.b.a. Cues, Inc., in the amount
21 of \$11,127, plus applicable sales tax, for a cumulative amount of \$216,325,
22 budgeted from the Wastewater Fund, for additional options on the collection
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1 system asset inspections Cues CCTV van, pursuant to HGACBuy Contract
2 No. SC01-15, 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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Acting City Attorney

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RESOLUTION NO. 39720

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. 4600012293 with Miles Resources, LLC, in the amount of \$125,000,
4 plus applicable sales tax, for a cumulative total of \$929,097, budgeted from
5 various departmental funds, for the restoration of approximately seven
6 blocks of residential pavement, storm and sanitary sewer repair, alley
7 paving, and replacement of a retaining wall at various locations throughout
8 the City, pursuant to Specification No. PW16-0534F.

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 the attached Exhibit "A"; Now,
15 Therefore,

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

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

20 Section 2. That the proper officers of the City are hereby authorized to
21 increase Contract No. 4600012293 with Miles Resources, LLC, in the amount
22 of \$125,000, plus applicable sales tax, for a cumulative total of \$929,097,
23 budgeted from various departmental funds, for the restoration of approximately
24 seven blocks of residential pavement, storm and sanitary sewer repair, alley
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1 paving, and replacement of a retaining wall at various locations throughout the
2 City, pursuant to Specification No. PW16-0534F, 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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Acting City Attorney

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RESOLUTION NO. 39721

1 A RESOLUTION relating to Special Projects; designating 17 Public Works and
2 Environmental Services projects as special projects of limited duration; and
3 designating general salary classifications and benefits for persons employed
4 on said projects pursuant to Tacoma Municipal Code 1.12.155, 1.24.187,
5 1.24.980-.986, 1.30.300, and Section 6.1(h) of the Tacoma City Charter.

6 WHEREAS the Public Works and Environmental Services Departments
7 desire to designate the 17 projects set forth on the attached Exhibit "A" as special
8 projects of limited duration, and to acquire project staff to supplement permanent
9 staffing levels on an as-needed basis to support the projects, and

10 WHEREAS, pursuant to Tacoma Municipal Code ("TMC") 1.12.155, 1.24.187,
11 and 1.24.980-.986, and Section 6.1(h) of the Tacoma City Charter, employees who
12 are not regular employees and are hired as special project employees are
13 unclassified and paid as provided for by ordinance or resolution of the City Council;

14 Now, Therefore,

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

16 Section 1. That the 17 projects set forth on the attached Exhibit "A" are
17 hereby designated as special projects of limited duration through December 31,
18 2022.

19 Section 2. That, in accordance with TMC 1.24.187 and 1.24.980-.986, and
20 Section 6.1(h) of the Tacoma City Charter, employees who have been hired or
21 may be hired for positions expected to be of limited duration shall be designated
22 as unclassified special project employees as of the date of hire.

23 Section 3. That the salaries and classifications set forth in the
24 Compensation Plan of the City of Tacoma for permanent employees, or the
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1 closest classifications, shall be applied, contingent upon funding, to similar
2 positions of the special project. The Compensation Plan is incorporated herein
3 by reference as if fully set forth.

4 Section 4. That employees who have been hired or may be hired as
5 special project employees shall receive benefits in accordance with and
6 pursuant to the provisions of the Compensation Plan of the City of Tacoma; as
7 special project employees they shall not become members of the Retirement
8 System unless they elect to do so pursuant to a one-time binding and
9 irrevocable election under the provisions of TMC 1.30.300; provided, however,
10 that special project employees hired to work on the identified special projects
11 shall not be eligible for longevity pay; and further, that should any current regular
12 employee eligible for longevity pay be assigned to one or more of the special
13 projects, the employee so assigned shall continue to be eligible for longevity pay
14 and shall become or remain a member of the City's Retirement System pursuant
15 to any applicable provisions of TMC 1.30, and contributions shall be paid therein
16 by the City pursuant to TMC 1.30.360.

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19 Section 5. That, inasmuch as the positions to be filled pursuant to this
20 resolution are of a temporary nature and are unique in that they pertain only to the
21 aforementioned special projects, they are deemed unclassified, temporary
22 positions of limited duration and persons so employed in such positions shall have
23 no claim to further or continued employment with the City of Tacoma after
24 cessation of such special project or after cessation of activities funded by said
25 programs, except pursuant to obtaining status as regular City of Tacoma
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employees under the provisions of the TMC or pursuant to further action of the City Council relating to these special projects.

Section 6. That all acts by agents or employees of the City consistent herewith are hereby ratified.

Section 7. That the City Manager is hereby authorized to direct the appropriate City officers to proceed with the necessary actions for the completion of these special projects.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



EXHIBIT "A"

2017 SPECIAL PROJECTS

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1. South Tacoma Way Corridor Safety Improvements

This project will construct safety improvements along South Tacoma Way, including signal system upgrades, flashing yellow arrow signal heads, countdown pedestrian signals, and audible pedestrian push buttons; and improve signal timing, communication, and coordination. A City match of \$145,883 will be funded from Streets Initiative funding.

Total Estimated Project Cost: \$1,069,813
Designation Duration: Continues until December 31, 2022.

2. East Portland Avenue Corridor Safety Improvements

This project will construct safety improvements along Portland Avenue from East 72nd Street to Puyallup Avenue, including signal system upgrades, flashing yellow arrow signal heads, countdown pedestrian signals, and audible pedestrian push buttons; and improve signal timing, communication, and coordination. A City match of \$232,689 will be funded from Streets Initiative funding.

Total Estimated Project Cost: \$1,601,224
Designation Duration: Continues until December 31, 2022.

3. State Route 7 (Pacific Avenue) Signal Corridor Improvements

This project will improve the visibility of traffic signal heads and improve the phasing, timing, and coordination between signals. Upgrades will be made to accessible countdown pedestrian signals and push buttons, crosswalks will be improved, and signs will be upgraded.

Total Estimated Project Cost: \$995,166
Designation Duration: Continues until December 31, 2022.

4. WSDOT Southbound I-5 HOV

This project is part of the Tacoma/Pierce County High-Occupancy-Vehicle ("HOV") Program, a series of highway projects to provide operational improvements and HOV lanes on Interstate 5, State Route 16, and State Route 167. The most notable work to occur in this project is building a new



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southbound Puyallup River Bridge that will be straighter and wider than the existing bridge. The southbound bridge will be built after an adjacent northbound bridge is complete.

Total Estimated Project Cost: \$305,349,000
Designation Duration: Continues until December 31, 2022.

5. WSDOT SR-16 HOV Connectors

The High-Occupancy-Vehicle (“HOV”) Connector project is a partnership with the City of Tacoma that will build new bridge structures and direct-access ramps to connect Interstate 5 HOV lanes to State Route 16 HOV lanes. These structures will be limited solely to HOV traffic, and will create the last HOV link within a system that will stretch from Gig Harbor to Everett. A significant amount of construction will also occur on northbound and southbound Interstate 5 while crews realign it for better traffic flow.

Total Estimated Project Cost: \$217,539,000
Designation Duration: Continues until December 31, 2022.

6. Sound Transit Link Expansion

This Sound Transit project is a partnership with the City of Tacoma. Regional voters approved the Tacoma Link Expansion as part of Sound Transit 2 in 2008. The extension will take Tacoma Link from the Theater District up Stadium Way and through the Stadium and Hilltop neighborhoods. The system expansion includes seven new stations, five new Link vehicles, and an expansion to the existing Operations and Maintenance facility on East 25th Street.

Total Estimated Project Cost: \$153,000,000
Designation Duration: Continues until December 31, 2022.

7. 2017-2018 Neighborhood Programs

This project designs and constructs neighborhood traffic calming devices such as speed humps, traffic circles, and bulbouts to address citizen and community requests.

Total Estimated Project Cost: \$250,000
Designation Duration: Continues until December 31, 2022.



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8. Traffic Enhancements

This project provides for the installation, upgrade, and replacement of guardrails, fences, and traffic safety barriers.

Total Estimated Project Cost: \$250,000

Designation Duration: Continues until December 31, 2022.

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9. Fawcett Avenue: South 19th Street to South 21st Street

This project enhances the Top 4 Bikeways corridor with new crossing treatments at the intersection of South 21st Street and Fawcett Avenue and traffic calming/bike boulevard improvements along Fawcett Avenue from South 19th Street to South 21st Street.

Total Estimated Project Cost: \$1,263,290

Designation Duration: Continues until December 31, 2022.

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10. South Stevens/Tyler/South 66th Street Bike and Pedestrian Connector

This project will link existing bikeways north/south across Tacoma by closing the gap on the Tyler/Stevens bikeway and will add an east/west connection along South 66th Street. It will also add pedestrian improvements at various intersections.

Total Estimated Project Cost: \$1,778,290

Designation Duration: Continues until December 31, 2022.

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11. Puyallup River Bridge F16A and F16B Replacement

This project replaces the two most westerly segments of the total six segments that make up the Puyallup River Bridge spanning between Portland Avenue and Milwaukee Way.

Total Estimated Project Cost: \$42,036,043

Designation Duration: Continues until December 31, 2022.

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12. First Creek Middle School Safe Routes to School

The project will improve student safety by installing a pedestrian crossing traffic signal on Portland Avenue. The project will also provide safety education and increase enforcement. A City match of \$65,000 is required and will be funded from Streets Initiative funding.

Total Estimated Project Cost: \$397,885

Designation Duration: Continues until December 31, 2022.

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13. Lister Elementary Safe Routes to School

1 The project will improve pedestrian crossings, install school zone warning
2 beacons, and improve bus/parent access in front of the school. The project
3 will also provide safety education and increase enforcement. A City match
4 of \$85,000 is required and will be funded from Streets Initiative funding.

4 Total Estimated Project Cost: \$553,115
5 Designation Duration: Continues until December 31, 2022.

6 14. Safe Routes to School Improvements

7 This project will employ strategies outlined in the Safe Routes to School
8 Implementation Plan.

8 Total Estimated Project Cost: \$500,000
9 Designation Duration: Continues until December 31, 2022.

10 15. LED Streetlight Conversion

11 This project will convert the City's streetlight system to light-emitting
12 diode ("LED") technology and reduce energy consumption by
13 approximately 50 percent in the next ten years.

13 Total Estimated Project Cost: \$10,060,000
14 Designation Duration: Continues until December 31, 2022.

15 16. Flow Monitoring Project

16 This project will provide monitoring and data analysis efforts to show
17 compliance with the NPDES Wastewater Discharge Permit, improve
18 treatment effectiveness, and drive capital improvement projects through
19 ongoing modeling of both the sanitary and surface water conveyance
20 systems. The metering group is responsible for operating, maintaining,
21 and downloading data logging systems used in monitoring both the sanitary
22 and surface water conveyance systems throughout the City. The data from
23 these flows is used to study inflow and infiltration, look for sanitary cross
24 connections, monitor sanitary sewer overflows, and generate hydraulic
25 models for capital improvement projects. Additional monitoring may be
26 performed to log surface water quantity entering and exiting treatment
27 devices throughout the City to evaluate system performance as well as
28 groundwater level monitoring. Specific tasks in the overall monitoring
29 program include data logging, equipment operation and maintenance, data
30 analysis and reporting, data management, and database maintenance.

26 Total Project Cost: \$200,000/year estimated new staff costs
27 Designation Duration: Continues until December 31, 2022.



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17. Salmon Beach Slope Management Plan and Implementation

This project provides for the creation and implementation of the Salmon Beach Slope Management Plan. One public meeting has been held with more scheduled, starting in summer 2017 and continuing through early 2018. Baseline data will also continue to be collected during this time. Work will continue to develop, finalize, and implement the new plan for this four-acre property. Specific tasks may include coordination with internal and external stakeholders; promoting and educating the public regarding the program; and planning, designing, and executing slope remediation, maintenance, and inventorying. Project personnel would allow Environmental Services to quickly secure staff during program development and implementation.

Total Project Cost: \$200,000/year estimated new staff costs
Designation Duration: Continues until December 31, 2022.



RESOLUTION NO. 39722

1 A RESOLUTION relating to the City's Annual Action Plan for the U.S. Department
2 of Housing and Urban Development ("HUD"); authorizing the submittal of
3 the 2017-2018 Annual Action Plan to HUD; approving the execution of two
4 agreements with the Tacoma Community Redevelopment Authority
5 ("TCRA") to fund housing development programs; authorizing a
6 Subrecipient Agreement under the HOME Program between the City of
Tacoma, City of Lakewood, and TCRA to administer the HOME Program;
and authorizing an agreement with Rebuilding Together South Sound for
the Minor Home Repair Program.

7 WHEREAS submittal of the 2017-2018 Annual Action Plan will ensure that
8 the City receives federal funds to manage its housing, community and economic
9 development, neighborhood improvement, homeless assistance, and social
10 service programs, and

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12 WHEREAS the Annual Action Plan outlines the City's use of Community
13 Development Block Grant ("CDBG"), HOME Investment Partnership ("HOME"),
14 and Emergency Solutions Grant ("ESG") funds, and

15 WHEREAS the Annual Action Plan is due to U.S. Department of Housing
16 and Urban Development ("HUD") by May 15, 2017, and

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18 WHEREAS HUD has not yet notified staff of the City's 2017-2018 funding
19 award, so staff recommendations are based on 2016 funding amounts, and

20 WHEREAS, based on guidance by the HUD, the City anticipates that it will
21 be entitled to apply for entitlement grant allocations in the approximate amounts as
22 follows: (1) CDBG, in the amount of \$2,250,000; (2) HOME, in the amount of
23 \$998,000; and (3) ESG, in the amount of \$201,000, and
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WHEREAS, because the City of Lakewood (“Lakewood”) does not qualify to apply for HOME funds independently, the City and Lakewood formed a consortium in 1999 for the HOME Program, and

WHEREAS the City’s share of the estimated HOME program grant funds is expected to be \$755,486, and Lakewood’s share is \$242,514; however, these estimates are subject to change, based on HUD’s pending announcement of the final award amount, and

WHEREAS staff further recommends allocating \$53,000 in HOME program income to fund City of Tacoma housing activities, and

WHEREAS because of the uncertainty of the final HUD allocations, staff would like the administrative authority to increase or decrease the funding of contracts based on the final program year 2017-18 funding award amounts from HUD and based on the fiscal year 2017 HOME Consortia Participating Members Percentage Report, and

WHEREAS, during January and February 2017, the Tacoma Community Redevelopment Authority and Human Services Commission reviewed applications for funding, heard presentations by agencies applying for funding, considered the historic performance of those agencies and the needs of the community, and prepared funding recommendations based thereon, and

WHEREAS funding recommendations were finalized at the March 9, 2017, special meeting of the City’s Community Vitality and Safety Committee, and



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WHEREAS a public hearing on the recommendations was held on April 18, 2017, and the draft Annual Action Plan was available for public review for a period of 30 days, beginning on April 1, 2017, and ending on April 30, 2017, and

WHEREAS the City Council is now requested to make its final funding decisions for submittal to HUD, and

WHEREAS, additionally, the City desires to enter into an agreement with Rebuilding Together South Sound, in the amount of \$230,000, for the Tacoma Home Repair Program; 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 submit, by May 15, 2017, the 2017-2018 Annual Action Plan to the U.S. Department of Housing and Urban Development (“HUD”) for funding for various agencies, said plan to be substantially in the form of the document on file in the office of the City Clerk.

Section 2. That the proper officers of the City are hereby authorized to execute the following agreements with the Tacoma Community Redevelopment Authority: (1) Agreement Between the City of Tacoma and Tacoma Community Redevelopment Authority for CDBG Program, and (2) Agreement Between the City of Tacoma and Tacoma Community Redevelopment Authority - HOME Agreement, for the purpose of funding housing development programs allocated under the City’s Annual Action Plan, said agreements to be substantially in the form of the documents on file in the office of the City Clerk.



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Section 3. That the proper officers of the City are hereby authorized to execute the following agreement with the Tacoma Community Redevelopment Authority and City of Lakewood: Agreement Between the City of Tacoma, the City of Lakewood, and the Tacoma Community Redevelopment Authority – HOME Subrecipient Agreement, for the purpose of funding housing development programs allocated under the Annual Action Plan, said agreement to be substantially in the form of the document on file in the office of the City Clerk.

Section 4. That the proper officers of the City are hereby authorized to execute an agreement with Rebuilding Together South Sound, in the amount of \$230,000, for the Tacoma Home Repair Program, said agreement to be substantially in the form of the document on file in the office of the City Clerk.

Section 5. That the proper officers are hereby authorized to amend the draft contracts as necessary to conform to the final program year 2017-18 funding award amounts and fiscal year 2017 Consortia participating members percentages from HUD.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 39723

1 BY REQUEST OF COUNCIL MEMBERS CAMPBELL, IBSEN, AND WALKER LEE

2 A RESOLUTION relating to land use; requesting that the Planning Commission
3 consolidate consideration of (a) creating a Northeast Tacoma Buffer Zone,
4 (b) implementing the Container Port Element of the City's Comprehensive
5 Plan; and (c) codifying the Director's Rule relating to Expanded
6 Notification for Large Industrial Projects into the Tideflats Subarea
7 planning process.

8 WHEREAS the City and Port of Tacoma ("Port") have agreed that a
9 subarea planning process is the best course of action to comprehensively
10 address land use issues associated with the future of the tideflats/port area in
11 Tacoma ("Tideflats Area"), and

12 WHEREAS the City has received multiple applications/requests for zoning
13 and land use process changes in the Tideflats Area, including the Northeast
14 Tacoma Buffer Zone application, the implementation of the Container Port
15 Element of the City's Comprehensive Plan, and the Director's Rule relating to
16 Expanded Notification for Large Industrial Projects, and

17 WHEREAS consolidating these requests into a subarea plan will
18 contribute to the Port and City and the community as a whole by facilitating a
19 well-defined, comprehensive community discussion about creating clear policy
20 and a long-term vision for the Tideflats Area that addresses issues such as land
21 use and zoning, capital facilities including transportation and infrastructure,
22 environmental protection and review, and economics, and

23 WHEREAS the City has identified the following overall goals and
24 guidelines for the Tideflats Subarea Plan: (1) the plan will support the creation,
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26



1 enrichment and preservation of desirable, healthy residential neighborhoods and
2 this community's role as a growing metropolitan city; (2) the plan will support
3 continued growth of this community's economy and employment base, and the
4 important role of the Tideflats area as an economic engine for the City, Pierce
5 County, and the region; (3) the plan will support the protection and improvement
6 of our environment and the health and safety of our community and Puget
7 Sound; and (4) the plan will be consistent with state and regional policies while
8 also reflecting Tacoma's character and values, and

9 WHEREAS because the City values transparency, open government, and
10 public involvement, the City Council insists the subarea plan be the product of a
11 process that is grounded in community engagement and involvement,
12 incorporating early, continuous, broad, respectful and informed public input, and
13 integrating direct representation from, at a minimum, the Northeast Tacoma and
14 New Tacoma Neighborhood Councils, the Port of Tacoma and its tenants, other
15 businesses within the Tideflats area, environmental stakeholders, and adjacent
16 jurisdictions, and
17

18
19 WHEREAS the City recognizes the Puyallup Tribe's critical stake in this
20 area and invites the Tribe to be highly involved throughout this community
21 planning process, and
22

23 WHEREAS the City Council desires to partner with the Port of Tacoma
24 and the Puyallup Tribe on this subarea plan and begin negotiation of an Interlocal
25 Agreement ("ILA") with both that would outline this partnership, including roles of
26



the City, the Port, and the Puyallup Tribe, responsibilities and funding for the project, and would be approved by all governing bodies; Now, Therefore,

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

Section 1. That the City Council hereby requests the Planning Commission to consolidate consideration of a Northeast Tacoma Buffer Zone, the implementation of the Container Port Element of the City's Comprehensive Plan, and of the Director's Rule relating to Expanded Notification for Large Industrial Projects into the Tideflats Subarea planning process.

Section 2. That the Planning Commission is hereby requested to immediately begin discussion regarding, and consideration of the need for interim regulations related to the Container Port Element in the Tideflats Subarea while the Subarea planning process is underway, and prior to the Subarea Plan's finalization.

Section 3. That the City Council hereby requests the Interim City Manager to identify resources necessary to move forward in a timely manner on the Tideflats Subarea Plan.

Section 4. That the City Council hereby requests the Interim City Manager to initiate discussions about an Interlocal Agreement among the City, the Port, and the Puyallup Tribe, which would come back for approval by all three legislative bodies.

Section 5. That the City Council hereby requests that all negotiations concerning a proposed Interlocal Agreement between the City, the Port, and the



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Tribe be held only in public meetings, and all documents concerning such an agreement be open and available to the public; provided that each entity's staff may exchange initial drafts of the Interlocal Agreement without having to do so in a public meeting setting.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



SUBSTITUTE ORDINANCE NO. 28427

1 AN ORDINANCE relating to the Biennial Operating Budget; amending the Biennial
2 Operating Budget of the City for the fiscal years 2017-2018 to appropriate
3 funds from the 2015-2016 biennial budget to cover current contract
obligations, transfers, and other budget adjustments.

4 WHEREAS under RCW 35.34.200, this ordinance is necessary to
5 appropriate funds from the 2015-2016 biennial budget to account for contract
6 obligations, transfers, and other budget adjustments that were not identifiable in
7 December 2016; Now, Therefore,

8
9 BE IT ORDAINED BY THE CITY OF TACOMA:

10 That the Biennial Operating Budget of the City for the fiscal years
11 2017-2018 ("Biennial Budget") is hereby amended by appropriating funds from the
12 2015-2016 biennial budget and adopting the proposed modifications set forth in
13 Exhibit "A" and explained in narrative form in Exhibit "B," which exhibits are
14 attached hereto and incorporated as part of this ordinance; and that the Biennial
15 Operating Budget shall be deemed to be and is hereby amended to provide for the
16 appropriation and expenditure of said funds.
17

18
19 Passed _____

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21 _____
Mayor

22
23 _____
City Clerk

24 Approved as to form:
25 _____
26 Deputy City Attorney

EXHIBIT A - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers, other Obligations

Fund No.	Fund Name	Adopted Budget	Reappropriation Ordinance	Revised Budget
0010	General Fund	\$461,208,587	\$11,451,748	\$472,660,335
Special Revenue Funds				
1020	Courts Special Revenue	159,316		159,316
1030	Contingency Fund	500,000	349,896	849,896
1050	PWS Transportation Revenues	9,540,000	2,376,855	11,916,855
1065	PW Street Fund (Street Ops, Eng, Transp)	43,638,466	2,365,174	46,003,640
1070	Transportation Benefit District	15,845,790		15,845,790
1080	2% GET Gross Earnings Tax (Street Ops Mnt)		300,000	300,000
1085	Voted Streets Initiative	39,948,153	271,285	40,219,438
1090	TFD Special Revenue	1,851,792	674,711	2,526,503
1100	PWF Property Management	1,428,256	134,400	1,562,656
1110	Local Improvement Guaranty	58,203		58,203
1145	PWB Building & Land Use Services	1,486,797	500,000	1,986,797
1155	TFD EMS Special Revenue	29,878,702		29,878,702
1180	PAF Tourism & Conventions	7,025,752		7,025,752
1185	NCS Special Revenue	18,351,397	2,604,065	20,955,462
1195	CED Economic Development Grants	16,633,113	3,571,056	20,204,169
1200	Library Special Revenue	799,296		799,296
1236	CED Small Business Enterprise	1,014,701		1,014,701
1267	TPD Special Revenue	2,861,750		2,861,750
1431	CMO Municipal Cable TV	7,663,200	75,000	7,738,200
1500	CED Local Employment Apprenticeship Program	914,771		914,771
1650	Traffic Enforcement, Engineering & Education	6,797,464		6,797,464
	Total Special Revenue Funds	\$206,396,919	\$13,222,442	\$219,619,361
Debt Service Funds				
2010	Voted Bonds	5,422,500		5,422,500
2035	LTD GO Bonds 1997 A & B	6,058,617		6,058,617
2038	Public Works Trust Fund Loan	2,280,581		2,280,581
2040	LTGO 2009 Series A-F Bond Redemption	3,087,403		3,087,403
2041	2010 LTGO Bonds Series 2010B - 2010E	13,087,420		13,087,420
2042	2013 LTGO Refunding Bonds	6,791,200		6,791,200
	Total Debt Service Funds	\$36,727,721	\$0	\$36,727,721
Capital Project Funds				
3210	Real Estate Excise Tax	18,790,343	9,415,638	28,205,981
3216	Police Facility 2002	126,000		126,000
3218	2009 LTGO Bond Capital Projects		849,937	
3220	2010 LTGO Bonds	126,000	2,406,286	2,532,286
	Total Capital Project Funds	\$18,916,343	\$12,671,861	\$31,588,204

EXHIBIT A - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers, other Obligations

Fund No.	Fund Name	Adopted Budget	Reappropriation Ordinance	Revised Budget
Enterprise Funds				
4110	Permit Services Fund	19,009,082	513,460	19,522,542
4120	PW Tacoma Rail Mountain Division	4,063,527		4,063,527
4140	PWE Parking Operating	15,185,880	1,247,844	16,433,724
4165	Convention Center	22,304,641		22,304,641
4170	Cheney Stadium	3,249,169		3,249,169
4180	Tacoma Dome	17,112,550	893,000	18,005,550
4190	Performing Arts	5,917,938	90,811	6,008,749
4200	Solid Waste	137,104,229	6,169,413	143,273,642
4300	Wastewater	182,443,618	2,463,894	184,907,512
4301	Surface Water	86,393,672	193,916	86,587,588
4450	Union Station	7,962,964		7,962,964
4500	Tacoma Rail	66,643,196		66,643,196
4600	Water Utility	191,563,770		191,563,770
4700	Power	923,382,113		923,382,113
4800	TPU Self Insurance Claims	3,762,254		3,762,254
4805	Low Income Assistance	2,000,000		2,000,000
	Total Enterprise Funds	\$1,688,098,603	\$11,572,338	\$1,699,670,941
Internal Service Funds				
5050	TPU Fleet Service	24,760,076		24,760,076
5086	Tacoma Training & Employment Program	660,482		660,482
5400	PW Fleet Equipment Rental	22,283,525	4,089,410	26,372,935
5453	PWS Asphalt Plant	4,800,000		4,800,000
5540	Comms Equipment - Replacement Reserve	5,897,612		5,897,612
5550	Third Party Liability Claims	7,459,028		7,459,028
5560	Unemployment Compensation	1,069,291		1,069,291
5570	Worker's Compensation	18,576,558		18,576,558
5700	Municipal Building Acquisition & Oper	9,142,068	3,770,670	12,912,738
5800	General Governmental Internal Services	112,610,350	100,000	112,710,350
	Total Internal Service Funds	\$207,258,990	\$7,960,080	\$215,219,070
Trust & Agency Funds				
6050	Deferred Compensation Trust	419,513		419,513
6100	Employees Retirement	329,732,895		329,732,895
6120	Relief & Pension Police	9,814,002		9,814,002
6150	Relief & Pension Firefighters	12,464,812		12,464,812
6430	Health Care Trust Labor Management	132,733,326		132,733,326
6440	Group Life Trust	1,531,894		1,531,894
6460	Dental Care Labor Management	11,646,052		11,646,052
6470	Health Care Trust Firefighters	7,060,636		7,060,636
6480	Health Care Trust Police	6,568,833		6,568,833
6795	Public Facilities Districts	6,637,884		6,637,884
	Total Trust & Agency Funds	\$518,609,847	\$0	\$518,609,847
Total City of Tacoma Operating Budget		\$3,137,217,010	\$56,878,469	\$3,194,095,479

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

General Fund

0010 - General Fund	Amount
Revenues	
Sales Tax.....	6,921,273
Fund Cash Balance.....	4,530,475
	\$ 11,451,748
Expenditures	
Encumbrances by Department	
City Manager's Office.....	41,000
Community & Economic Development.....	919,383
Finance.....	24,867
Library.....	152,326
Neighborhood & Community Services.....	380,000
Non-Departmental.....	337,612
Planning & Development Services.....	108,500
Police.....	235,000
Public Works.....	1,055,445
Tacoma Venues & Events.....	90,811
	\$ 3,344,944
Emergent Need Budget Adjustments by Department	
Finance.....	38,000
Library.....	143,282
Neighborhood & Community Services.....	321,077
Planning & Development Services (Tideflats Subarea Plan).....	500,000
Public Works.....	2,960,000
Non-Departmental.....	104,000
Fleet Replacements (PW, TFD,TPD).....	4,040,445
	\$ 8,106,804
Total General Fund	\$ 11,451,748

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

Special Revenue Funds

1030 - Contingency Fund **Amount**

Revenues

Fund Cash Balance.....	349,896	
		\$ 349,896

Expenditures

Heritage Organization Funding.....	42,896	
Eastside Healthy Food.....	10,000	
Sister City Assessment and Strategic Plan.....	7,000	
Peace Community Center Capital Fund.....	50,000	
Click! Analysis and Audit.....	100,000	
Chinese Reconciliation Park.....	90,000	
Tacoma Community House Capital Campaign.....	50,000	
		\$ 349,896

1050 - Transportation Revenues **Amount**

Revenues

Transfer from WSDOT.....	750,000	
Transfer from Fund 1060 Fund Cash Balance.....	1,626,855	
		\$ 2,376,855

Expenditures

Transfer to Active Capital Projects.....	2,127,065	
Transfer to Fund 1065 for Streetlight Outage Backlog.....	60,000	
Contribution to Reserves.....	189,790	
		\$ 2,376,855

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

1065 - PW Street Fund **Amount**

Revenues

Site Development Fee.....	396,000
Transfer from General Fund.....	947,000
Transfer from 2% Gross Earnings Tax.....	290,000
Transfer from Motor Vehicle Fuel Tax.....	455,000
Fund Cash Balance.....	277,174
	\$ 2,365,174

Expenditures

Bridge Program Carryover.....	455,000
Equipment and Materials Purchases.....	213,486
Fleet Replacements.....	887,000
MDSI Upgrade.....	63,688
Streetlight Outage Backlog.....	100,000
Streetlight Infrastructure Upgrades.....	250,000
Tacoma LINK Traffic & Signal Review.....	396,000
	\$ 2,365,174

1080 - 2% GET Gross Earnings Tax (Street Ops Mnt) **Amount**

Revenues

Fund Cash Balance.....	300,000
	\$ 300,000

Expenditures

Transfer to Street Fund (Street Ops, Eng, Transp).....	300,000
	\$ 300,000

1085 - Voted Streets Initiative **Amount**

Revenues

Gross Earnings Tax Correction.....	271,285
	\$ 271,285

Expenditures

Contribution to Fund Balance.....	271,285
	\$ 271,285

EXHIBIT B - Amended 5-9-17

**City of Tacoma, Washington
2017-2018 Biennial Operating Budget
Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations**

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

1090 - TFD Special Revenue		Amount
Revenues		
Federal Dept of Homeland Security Grant.....		215,343
Port Security Grant.....		459,368
		<u>674,711</u>
		\$ 674,711
Expenditures		
2015 AFG Award Balance Expenditures.....		215,343
2015 PSGP Award Balance Expenditures.....		459,368
		<u>674,711</u>
		\$ 674,711
1100 - PWF Property Management		Amount
Revenues		
Fund Cash Balance.....		134,400
		<u>134,400</u>
		\$ 134,400
Expenditures		
Broadway LID Assessment.....		134,400
		<u>134,400</u>
		\$ 134,400
1145 - PWB Building & Land Use Services		Amount
Revenues		
Fund Cash Balance.....		500,000
		<u>500,000</u>
		\$ 500,000
Expenditures		
Building Demolition Invoices.....	\$	50,000
Labor Budget Correction.....	\$	100,000
Site Acquisitions.....		350,000
		<u>500,000</u>
		\$ 500,000

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

1185 - NCS Special Revenue		Amount
Revenues		
Teen Driver Program State Farm Grant.....		10,000
Transfer from General Fund.....		260,000
Fund Cash Balance.....		2,334,065
		\$ 2,604,065
Expenditures		
Opportunity & Achievement Programs.....		149,861
Teen Home.....		700,000
Teen Driver Program.....		10,000
TPD Co-Responder Program.....		22,211
Youth Drop-In Overnight Center.....		1,721,993
		\$ 2,604,065
1195 - CED Economic Development Grants		Amount
Revenues		
2010 LTBO Bond D.....		24,963
Greater Tacoma Community Foundation Grant.....		7,746
Links to Opportunity Grant.....		1,984,343
Minority Business Center Grant.....		646,918
Prairie Line Trail Historic Interpretation Project Grant.....		333,000
Puyallup Tribe Grant.....		8,000
Small Business Grant.....		50,000
Fund Cash Balance.....		516,086
		\$ 3,571,056
Expenditures		
Greater Tacoma Community Foundation Grant.....		7,746
Minority Business Center Grant.....		646,918
Links to Opportunity Project.....		2,460,429
Prairie Line Trail Historic Interpretation Project.....		373,000
Small Business Grant.....		50,000
Washington Youth Heritage Maritime Project.....		8,000
Water Ditch Trail Art Carryover.....		24,963
		\$ 3,571,056

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
2017-2018 Biennial Operating Budget
Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

1431 - CMO Municipal Cable TV		Amount
Revenues		
Fund Cash Balance.....	75,000	
	\$	75,000
Expenditures		
Delayed Franchise Fee & PEG Audit.....	75,000	
	\$	75,000
Total Special Revenue Funds		\$ 13,222,442

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

Capital Projects Funds

3210 - Real Estate Excise Tax		Amount
Revenues		
Transfer from Fund 3211 Fund Cash Balance.....		9,030,000
Transfer from General Fund.....		385,638
		\$ 9,415,638
Expenditures		
Transfer to Active Capital Projects.....		7,336,094
Transfer to Local Revitalization Funding Reserve Fund.....		385,638
Contribution to Capital Project Reserves.....		1,693,906
		\$ 9,415,638
3218 - 2009 LTGO Bonds		Amount
Revenues		
Fund Cash Balance.....		849,937
		\$ 849,937
Expenditures		
Lincoln Business District Improvements.....		849,937
		\$ 849,937
3220 - 2010 LTGO Bonds		Amount
Revenues		
Fund Cash Balance.....		2,406,286
		\$ 2,406,286
Expenditures		
Fire Facilities.....		307,920
FWDA Esplanade and Lighting Improvements.....		175,725
Lincoln Business District Improvements.....		1,137,021
Puyallup River Bridge Bearing Upgrades.....		500,000
Tacoma Avenue South Bridge.....		260,657
Water Ditch Trail Art.....		24,963
		\$ 2,406,286
Total Capital Funds		\$ 12,671,861

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

Enterprise Funds

4110 - Permit Services		Amount
Revenues		
Building Permits.....		500,000
Building Permit Inspection Fees.....		13,460
		\$ 513,460
Expenditures		
Expedited Plan Review.....		500,000
External Contracts.....		13,460
		\$ 513,460
4140 - PWE Parking Operating		Amount
Revenues		
Rental Revenues.....		102,844
Fund Cash Balance.....		1,145,000
		\$ 1,247,844
Expenditures		
Broadway LID Assessment.....		291,000
Deferred Maintenance.....		176,000
LED Lighting Program.....		85,000
License Plate Recognition Program.....		275,000
Parking Tenant Improvement.....		420,844
		\$ 1,247,844
4180 - Tacoma Dome		Amount
Revenues		
Fund Cash Balance.....		893,000
		\$ 893,000
Expenditures		
Restroom Project.....		845,000
Wayfinding Signage Project.....		48,000
		\$ 893,000

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

4190 - PAF Performing Arts		Amount
Revenues		
Transfer from General Fund.....	90,811	
	\$	90,811
Expenditures		
BCPA Centennial Capital Campaign.....	90,811	
	\$	90,811
4200 - Solid Waste		Amount
Revenues		
Fund Cash Balance.....	6,169,413	
	\$	6,169,413
Expenditures		
Vehicle Purchases.....	6,169,413	
	\$	6,169,413
4300 - Wastewater		Amount
Revenues		
Fund Cash Balance.....	2,463,894	
	\$	2,463,894
Expenditures		
Equipment Purchases and External Contracts.....	2,463,894	
	\$	2,463,894
4301 - Surface Water		Amount
Revenues		
Russell Family Foundation Grant.....	12,000	
Fund Cash Balance.....	181,916	
	\$	193,916
Expenditures		
Equipment Purchases.....	63,643	
Urban Forestry Program.....	130,273	
	\$	193,916
Total Enterprise Funds		\$ 11,572,338

EXHIBIT B - Amended 5-9-17

City of Tacoma, Washington
 2017-2018 Biennial Operating Budget
 Reappropriation of 2015-2016 Contracts, Transfers and Other Obligations

Narrative Explanation for the Budget Amendment Ordinance

Authorize an Increase in Revenues and Expenditures for 2017-2018 Appropriations:

Internal Service Funds

5400 - PW Fleet Equipment Rental		Amount
Revenues		
Transfer from General Fund.....		4,089,410
	\$	4,089,410
Expenditures		
Fleet Replacements (PW, TFD, TPD).....		4,089,410
	\$	4,089,410
5700 - Municipal Building Acquisition & Operations		Amount
Revenues		
Transfer from General Fund.....		415,000
Fund Cash Balance.....		3,355,670
	\$	3,770,670
Expenditures		
Broadway LID Assessment.....		769,400
Facilities Condition Assessment.....		280,000
Fire Communications, Heat Pump Replacement.....		28,106
Fire Station #8, Carpet Replacement.....		17,497
TMB 11th Floor Project.....		635,756
TMB Elevator Modernization Project.....		1,766,846
TMB Fire Pump Replacement.....		200,000
TMBN Locker Room Project.....		73,065
	\$	3,770,670
5800 - General Government Internal Services		Amount
Revenues		
Fund Cash Balance.....		100,000
	\$	100,000
Expenditures		
City Attorney's Office Space Improvement.....		100,000
	\$	100,000
Total Internal Service Funds		\$ 7,960,080
Grand Total Expenditures - All Funds		\$ 56,878,469



ORDINANCE NO. 28428

1 AN ORDINANCE relating to the Capital Budget; amending the 2017-2018 Capital
2 Budget of the City for recommended budget adjustments and City
3 Council-approved capital projects with outstanding balances.

4 WHEREAS, on November 2, 2016, the City Council passed Ordinance
5 No. 28398, approving new funding and multi-year appropriation for capital
6 projects budgeted within the City's Special Capital Funds, and

7 WHEREAS under RCW 35.34.200, this ordinance is necessary to
8 appropriate (1) the outstanding balances for all active capital projects that were
9 not identifiable before the approval of the 2017-2018 Capital Budget ordinance;
10 (2) other recommended budget adjustments; and (3) the transfer of fund
11 balances to the City's capital revenue funds within the Operating Budget, and
12

13 WHEREAS the total increase to the 2017-2018 Capital Budget is
14 \$82,458,299, which is funded by grants, existing fund balances, and transfers
15 from the General Fund, Fund 1050 Transportation Revenues, and Fund 3210
16 Real Estate Excise Tax Fund, and
17

18 WHEREAS this amendment will not increase budgeted expenditures
19 within the 2017-2018 Capital Budget beyond what has been planned, and is
20 necessary to ensure execution of capital budget commitments; Now, Therefore,

21 BE IT ORDAINED BY THE CITY OF TACOMA:

22 That the Capital Budget of the City for fiscal years 2017-2018 is hereby
23 amended as set forth in Exhibit "A," and as detailed in Exhibit "B," attached
24 hereto and incorporated as part of this ordinance; and that the Capital Budget
25
26



1 shall be deemed to be and is hereby amended to provide for the appropriation
2 and expenditure of said funds.

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4 Passed _____

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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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Deputy City Attorney

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Exhibit A

City of Tacoma, Washington
2017-2018 Capital Budget Ordinance
Reappropriation of Project Balances, Transfers, other Obligations

Fund No.	Fund Name	Adopted Budget	Reappropriation Ordinance	Revised Budget
Special Capital Funds				
1060	Transportation Capital and Engineering	20,442,436	54,454,396	74,896,832
1140	PWE Paths & Trails Reserve	3,746,867	4,011,672	7,758,539
3211	Capital Projects Fund	5,823,572	23,992,231	29,815,803
Total City of Tacoma Capital Budget		\$30,012,875	\$82,458,299	\$112,471,174

Exhibit B

**City of Tacoma, Washington
2017-2018 Capital Budget Ordinance
Reappropriation of Project Balances, Transfers, other Obligations**

WBS	Project Title	Previously Appropriated Capital Projects	2017-2018 Adopted Capital Budget	Requested Capital Project Budget Adjustments	Total Capital Project Budget	Capital Budget Reappropriation Ordinance (Project Balance)
Fund No. 1060	Fund Name Transportation Capital and Engineering					
PWK-01000	17th St Extension and UWT Improvements	1,537,370			1,537,370	24,702
PWK-G0011	2014 Sidewalk Reconstruction Project	1,809,029			1,809,029	337,374
PWK-G0006	56th Street S. and Cirque Drive Corridor Improvements	3,101,991	8,625,660		11,727,651	2,619,112
PWK-00433-21	Beautification at South Tacoma Way and Pacific Ave	200,000			200,000	198,819
PWK-00709	Bicycle & Pedestrian Education, Encouragement, and Safety		60,000		60,000	
PWK-00714	Capital Sidewalk Program		500,000		500,000	
PWK-00538	Dock & A Street Railroad Closure	121,000			121,000	75,407
PWK-G0018	East 64th Street: Pacific to McKinley Phase 1	250,000	600,000		850,000	76,138
PWK-G0022	East Portland Avenue Safety Improvements			1,440,540	1,440,540	1,440,540
PWK-01007	East Tacoma PCB Cleanup	1,490,000			1,490,000	119,381
PWK-00433-20	Fir Street Depression Engineering			125,000	125,000	125,000
PWK-G0017	Hilltop and South Downtown Pedestrian Improvements	1,115,900		700,000	1,815,900	1,640,345
LID-8640R	LID - 8640R (North Tacoma Alleys)	405,000			405,000	26,464
LID-8642R	LID - 8642R (North Tacoma Streets)	1,135,000			1,135,000	36,057
LID-8643R	LID - 8643 (North & South Tacoma Sts)	785,000			785,000	25,871
LID-8644R	LID - 8644R (North & Central Tac Alleys)	520,000			520,000	75,142
LID-8645R	LID - 8645 (Broadway)	11,644,370			11,644,370	311,286
LID-8651R	LID - 8651 (North and West Tacoma)	870,000			870,000	37,777
LID-8652R	LID - 8652 (Alley Paving/Storm- N. Tacoma)	500,100			500,100	20,853
LID-8653R	LID - 8653(Central, South, Eastside)	325,000			325,000	10,406
LID-8654R	LID - 8654 (Alleys in North Tacoma)	715,000			715,000	42,251
LID-8655R	LID - 8655 Streets in North and Westend	700,000			700,000	59,075
LID-8659R	LID - 8659	700,000			700,000	32,270
LID-8661R	LID - 8661 Proctor St, N38to to DE	30,000			30,000	24,790
LID-8662R	LID - 8662 Bennett St N 35 to N37	186,256	13,744		200,000	90,984
PWK-8660R	LID- 8660 Bristol and Alley btwn N30/31st	156,994	43,006		200,000	98,574
PWK-00227	Lincoln Avenue Bridge and Overlay	4,790,722			4,790,722	184,328
PWK-00710	Neighborhood Programs (PW)		250,000	70,989	320,989	70,989
PWK-G0019	North 21st Street: Adams to Pearl	200,000			200,000	200,000
PWK-00426	Pedestrian Crossing Improvements	4,459,900			4,459,900	88,322
PWK-00433-22	Pier Removal on Foss Waterway	90,300			90,300	8,515
PWK-G0003	Port of Tacoma Road Rehabilitation	10,346,148		25,000	10,371,148	143,106
PWK-G0020	Puyallup Avenue: Portland to Pacific	200,000			200,000	89,710
PWK-01014	Puyallup River Bridge Bearing Upgrades			630,000	630,000	630,000
PWK-00274	Puyallup River Bridges F16A & F16B Replacement	39,129,749	3,000,000		42,129,749	34,420,896
PWK-01017	Railroad Crossing Improvements			500,000	500,000	500,000
PWK-00433-27	Ruston Way Seawall			100,000	100,000	100,000
PWK-G0016	S 48th and Tacoma Mall Blvd	965,000			965,000	102,873
PWK-G0024	S Stevens/Tyler/66th Bike and Ped Corridor	38,707			38,707	38,707
PWK-00712	Safe Routes to Schools Improvements		500,000		500,000	
PWK-00433-14	Scanned Plans Archiving	15,000			15,000	9,677
PWK-00715	School Speed Zone Beacons		1,070,000	300,000	1,370,000	300,000
PWK-00707	Sidewalk Abatement Program	510,685			510,685	484,587
PWK-00700	Sidewalk Ramp Program	168,625			168,625	52,193
PWK-00433-26	Site 10 Temporary Seawall Repair			100,000	100,000	100,000
PWK-00313	Sound Transit Link Ext Alternative Analysis	156,168		5,000,000	5,156,168	5,017,968
PWK-G0023	South Tacoma Way Corridor Safety Improvements			972,552	972,552	972,552
PWK-G0013	SR7 (Pac Ave) Signal Safety Improvements	995,166			995,166	915,498
PWK-00433-25	Stewart Retaining Wall	60,000			60,000	60,000
PWK-01015	Streets Initiative Gravel Streets		1,000,000		1,000,000	
PWK-00225	Tacoma Avenue South Bridge Rehabilitation	12,596,210			12,596,210	351,867
PWK-G0021	Taylor Way Rehabilitation		4,354,300		4,354,300	
PWK-G0005	Thea Foss - Site 10 Esplanade	136,500	175,725		312,225	52,271
PWK-00711	Traffic Enhancements		250,000		250,000	
PWK-G0015	Traffic Model Update/Mode Choice/Pmvt Mgmt Integration	495,000			495,000	384,864
	Cash Transfer to Fund 1050 Transportation Revenues			1,626,855		1,626,855
		\$103,651,890	\$20,442,436	\$11,590,936	\$134,058,407	\$54,454,396

Exhibit B

**City of Tacoma, Washington
2017-2018 Capital Budget Ordinance
Reappropriation of Project Balances, Transfers, other Obligations**

WBS	Project Title	Previously Appropriated Capital Projects	2017-2018 Adopted Capital Budget	Requested Capital Project Budget Adjustments	Total Capital Project Budget	Capital Budget Reappropriation Ordinance (Project Balance)
Fund No. 1140	Fund Name PWE Paths & Trails Reserve					
PWK-00561	Historic Water Flume Trail Phase 3 & 4	2,916,161	112,000	118,000	3,146,161	276,815
PWK-00560	N. 37th Street Connector Trail	121,000	37,000		158,000	70,706
PWK-00220	Pipeline Trail/CCCC Phase II	290,000	2,497,867		2,787,867	67,305
PWK-01011	Prairie Line Trail Art Park	550,000	350,000		900,000	231,537
PWK-00215	Prairie Line Trail Phase I	3,717,702	600,000	55,000	4,372,702	1,645,670
PWK-G0014	Prairie Line Trail Phase II	952,222	150,000		1,102,222	405,000
PWK-00564	Schuster Parkway Promenade	1,527,786			1,527,786	1,314,639
		\$10,074,871	\$3,746,867	\$173,000	\$13,994,738	\$4,011,672
3211	Capital Projects Fund					
CIP-00034	2016 Roadway Striping	105,976			105,976	105,976
GGV-00021	Beacon Center Exterior Refurbishment		277,000		277,000	
CIP-26-01-06-04	Business District Project Allocations	618,000			618,000	291,764
GGV-10009	CityNet MPLS Phase 2 - HFC Network Replacement		305,572		305,572	
TFD-00010	Fire Station #5 Renovation		835,000		835,000	
TED-00011	Hilltop Offsite Improvements			325,000	325,000	325,000
TED-00010	Infrastructure Fund		250,000	135,000	385,000	135,000
LIB-00007	Kobetich Branch Library Refurbishment		95,000		95,000	
GGV-00024	Lighthouse Center Window Replacement		110,000		110,000	
CIP-00036	Lincoln Business District Streetscape	5,042,860	85,000	4,273,711	9,401,571	8,386,418
LIB-00004	Main Library Elevator Upgrade		90,000		90,000	
THE-00044	Municipal Dock Demolition		950,000	104,000	1,054,000	104,000
CIP-00026-01-05	Neighborhood Projects (CED)	400,000			400,000	242,345
TPD-00012	Police Parking Lot Restoration		80,000		80,000	
GGV-00023	Pt. Defiance Senior Center Roof Replacement		94,000		94,000	
LIB-00005	RFID Phase 3		202,000		202,000	
THE-00043	Site 12 Seawall		1,400,000		1,400,000	
LIB-00006	South Tacoma Branch Library Refurbishment		450,000		450,000	
GNF-00004	TMB 10th Floor Tenant Improvement		600,000		600,000	
	Cash Transfer to Fund 3210 Real Estate Excise Tax			14,401,728		14,401,728
		\$6,166,836	\$5,823,572	\$19,239,439	\$16,828,119	\$23,992,231
Total City of Tacoma Capital Budget		\$119,893,597	\$30,012,875	\$31,003,375	\$164,881,264	\$82,458,299



ORDINANCE NO. 28429

1 BY REQUEST OF MAYOR STRICKLAND

2 AN INTERIM ORDINANCE relating to land use regulations; revising interim zoning
3 regulations; amending Chapter 13.05 of the Tacoma Municipal Code (“TMC”)
4 at Section 13.05.020 and Chapter 13.06 at Sections 13.06.100, 13.06.200,
5 13.06.300, 13.06.400, 13.06.640, and 13.06.700, pertaining to the siting of
6 correctional facilities; and amending a work plan for review and development
7 of permanent regulations relating to siting correctional facilities.

8 WHEREAS, pursuant to RCW 36.70A.390 and TMC 13.02.055, the City
9 Council has the authority to enact interim zoning ordinances, and

10 WHEREAS, on March 7, 2017, pursuant to Ordinance No. 28417, the City
11 Council enacted Interim Zoning Regulations (“Interim Regulations”) for correctional
12 facilities on an emergency basis, and

13 WHEREAS, as adopted, the Interim Regulations are effective for six
14 months, through September 6, 2017, or until the City’s zoning regulations for
15 correctional facilities are permanently updated, and

16 WHEREAS the Interim Regulations amended Sections 13.06.100,
17 13.06.200, 13.06.300, 13.06.400, and 13.06.700 of the Tacoma Municipal Code,
18 as follows: (1) modify the use definition of “correctional facility” to clearly
19 differentiate between public and private correctional facilities; (2) prohibit the siting
20 of private correctional facilities in all zoning districts; (3) remove public correctional
21 facilities as a permitted use in multi-family and light-industrial zoning districts (i.e.,
22 R-4-L, R-4, R-5, and M-1); and (4) modify how public correctional facilities are
23 permitted by requiring approval of a Conditional Use Permit in all districts in which
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25
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1 they are allowed (currently, M-2 Heavy Industrial and PMI Port Maritime &
2 Industrial), and

3 WHEREAS the Interim Regulations were intended to allow time for the City
4 to conduct appropriate research and community outreach; analyze potential
5 impacts and applicable local, state and regional policies; and determine the
6 appropriate permanent regulatory framework for correctional facilities in Tacoma,
7 and

8 WHEREAS, as requested by the City Council, the Planning Commission
9 reviewed the Interim Regulations and explored both regulatory and non-regulatory
10 issues surrounding them, and

11 WHEREAS the Commission had robust discussions that highlighted
12 numerous concerns and diverse opinions about the Interim Regulations and these
13 uses in general, including the relationship between the City's local land use
14 regulatory authority and this politically-charged and largely national-level issue; the
15 impact of the State's Growth Management Act and provisions relative to Essential
16 Public Facilities; broader land use concerns about allowing non-typical "residential"
17 uses in the Tideflats industrial area; the relationship and potential impact of this
18 project on other high-priority projects in the Commission's work program; and the
19 scope and limited time potentially available to consider permanent regulations, and
20
21
22

23 WHEREAS, while the Commission was able to spend considerable time on
24 this issue, it was unable to reach consensus on a final recommendation on the
25 Interim Regulations; however, the Commission forwarded its work to the City
26



Council relating to observations, concerns, deliberations, and preliminary thoughts
1 on this issue, and

2 WHEREAS, after additional review, discussion, and a public hearing on the
3 emergency Interim Regulations on April 25, 2017, the City Council desires to
4 modify the Interim Regulations, and
5

6 WHEREAS the proposed modifications will amend the Interim Regulations
7 as follows: (1) revise the regulations so they regulate public and private
8 correctional facilities in the same manner; (2) revise permit modification standards
9 to indicate that any modifications that would increase the inmate capacity of an
10 existing facility shall be processed as a major modification; (3) modify the
11 conditional use permit process standards to ensure substantial community
12 engagement as part of any permit for significant modification of an existing
13 correctional facility; and (4) extend the duration of the Interim Regulations from
14 six months to one year, and
15
16

17 WHEREAS, in the interim, requiring conditional use permits for new or
18 expanded facilities will better ensure that the review of any proposal includes
19 significant community outreach and the opportunity for local discretionary review
20 addressing applicable policies and standards, as well as potential impacts,
21 mitigation of those impacts, and compatibility issues, and extending the duration of
22 the interim regulations from six months to one year will better ensure there is
23 adequate time for the City Council, Planning Commission, City staff, and the
24 community to appropriately explore and address this issue, which is complicated
25 and controversial; Now, Therefore,
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BE IT ORDAINED BY THE CITY OF TACOMA:

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Section 1. That Chapter 13.05 of the Tacoma Municipal Code (“TMC”) is hereby amended at Section 13.05.020, as set forth in the attached Exhibit “A.”

Section 2. That Chapter 13.06 of the TMC is hereby amended at Sections 13.06.100, 13.06.200, 13.06.300, 13.06.400, 13.06.640, and 13.06.700, as set forth in the attached Exhibit “B.”

Section 3. Duration. That the Interim Zoning Regulations modified by this ordinance shall be extended to a one-year effective period, and may be renewed as provided by law.

Section 4. Work Plan. That the Planning Commission shall develop permanent regulations for City Council’s consideration based on the issues, timeline, and approach outlined in this ordinance.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

EXHIBIT "A"

Chapter 13.05

LAND USE PERMIT PROCEDURES

Note: These amendments show proposed changes to existing (interim) Land Use regulations. The sections included are only those portions of the code that are associated with these amendments. New text is underlined and text that has been deleted is shown as ~~strikethrough~~.

13.05.020 Notice process.

H. Notice and Comment Period for Specified Permit Applications. Table H specifies how to notify, the distance required, the comment period allowed, expiration of permits, and who has authority for the decision to be made on the application.

Table H – Notice, Comment and Expiration for Land Use Permits

Permit Type	Pre-application Meeting	Notice: Distance	Notice: Newspaper	Notice: Post Site	Comment Period	Decision	Hearing Required	City Council	Expiration of Permit
...									
Rezones	Required	400 feet; 1000 feet for public facility site	No; Yes for public facility site	Yes	21 days SEPA ²	Hearing Examiner	Yes	Yes	None
Shoreline/CUP/ variance	Required	400 feet	No	Yes	30 days ⁵	Director	No ¹	No	2 years/ maximum ⁶
Short plat (2-4 lots)	Required	No	No	No	No	Director	No	No	5 years ³
Short plat (5-9 lots)	Required	400 feet	No	Yes	14 days	Director	No ¹	No	5 years ⁶
Site approval	Optional	400 feet	No	Yes	30 days ⁵	Director	No	No	5 years
Conditional use	Required	400 feet; 1000 feet for development sites over 1 acre in size	No	Yes	30 days ⁵	Director	No	No	5 years ⁴
<u>Conditional use, correctional facility (new or major modification)</u>	<u>Required</u>	<u>1,000 feet</u>	<u>Yes</u>	<u>Yes</u>	<u>30 days²</u>	<u>Hearing Examiner</u>	<u>Yes</u>	<u>No</u>	<u>5 years</u>
Conditional use, large-scale retail	Required	1,000 feet	Yes	Yes	30 days ²	Hearing Examiner	Yes	No	5 years

Permit Type	Pre-application Meeting	Notice: Distance	Notice: Newspaper	Notice: Post Site	Comment Period	Decision	Hearing Required	City Council	Expiration of Permit
Conditional use, master plan	Required	1000 feet	Yes	Yes	30 days ²	Director	Yes	No	10 years
Conditional Use, Minor Modification	Optional	No	No	No	No	Director	No	No	5 years
Conditional Use, Major Modification	Required	400 feet; 1000 feet for public facility sites and master plans	No	Yes	14 days ⁵	Director	No	No	5 years
. . .									

INFORMATION IN THIS TABLE IS FOR REFERENCE PURPOSE ONLY.

* Programmatic Restoration Projects can request 5 year renewals to a maximum of 20 years total.

When an open record hearing is required, all other land use permit applications for a specific site or project shall be considered concurrently by the Hearing Examiner (refer to Section 13.05.040.E).

¹ Conditional use permits for wireless communication facilities, including towers, shall expire two years from the effective date of the Director's decision and are not eligible for a one-year extension.

² Comment on land use permit proposal allowed from date of notice to hearing.

³ Must be recorded with the Pierce County Auditor within five years.

⁴ Special use permits for wireless communication facilities, including towers, are limited to two years from the effective date of the Director's decision.

⁵ If a public meeting is held, the public comment period shall be extended 7 days beyond and including the date of the public meeting.

⁶ Refer to Section 13.05.070 for preliminary plat expiration dates.

⁷ Public Notification of Minor Variances may be sent at the discretion of the Director. There is no notice of application for Minor Variances.

* * *

EXHIBIT "B"

**Chapter 13.06
ZONING**

Note: These amendments show proposed changes to existing (interim) Land Use regulations. The sections included are only those portions of the code that are associated with these amendments. New text is underlined and text that has been deleted is shown as ~~strikethrough~~.

13.06.100 Residential Districts.

* * *

5. District use table. (see next page for table)

Uses	R-1	R-2	R-2SRD	HMR-SRD	R-3	R-4-L	R-4	R-5	Additional Regulations ¹
* * *									
Communication facility	CU	CU	CU	CU	CU	CU	CU	CU	Antennas for such facilities are subject to the additional requirements contained in Section 13.06.545.
Confidential Shelter	P	P	P	P	P	P	P	P	Subject to additional requirements contained in Section 13.06.535.
Continuing care retirement community	N	N	N	N	P	P	P	P	Subject to additional requirements contained in Section 13.06.535.
Correctional facility; public or private	N	N	N	N	N	N	N	N	Side yards shall be provided as specified in Section 13.06.602.
* * *									

13.06.200 Commercial Districts.

5. District use table.

Uses	T	C-1	C-2 ¹	PDB	Additional Regulations ^{2,3} (also see footnotes at bottom of table)

Communication facility	N	N	P	P	
Confidential shelter	P	P	P	P	See Section 13.06.535. Limit: 15 residents in T District.
Continuing care retirement community	P	P	P	P	See Section 13.06.535.
Correctional facility, public or private	N	N	N	N	

13.06.300 Mixed-Use Center Districts.

3. District use table.

Uses	NCX	CCX	UCX	RCX ¹	CIX	HMX	URX	NRX	Additional Regulations ^{3,4,5} (also see footnotes at bottom of table)

Communication facility	CU	CU	P	N	P	N	N	N	Prohibited at street level along frontage of designated pedestrian streets in NCX and CCX Districts. ²
Confidential shelter	P	P	P	P	P	P	P	P	See Section 13.06.535. Prohibited at street level along frontage of designated core pedestrian streets in NCX. ² Not subject to minimum densities founding Section 13.06.300.E.
Continuing care retirement community	P	P	P	P	P	P	P	P	See Section 13.06.535. Prohibited at street level along frontage of designated core pedestrian streets in NCX. ²
Correctional facility, public or private	N	N	N	N	N	N	N	N	

13.06.400 Industrial Districts.

* * *

5. District use table.

Uses	M-1	M-2	PMI	Additional Regulations ¹
* * *				
Communication facility	P	P	P	
Confidential shelter	P/N*	N	N	See Section 13.06.535. *Not permitted within the South Tacoma M/IC Overlay District.
Continuing care retirement community	P/N*	N	N	In M-1 districts, permitted only within residential or institutional buildings in existence on December 31, 2008, the effective date of adoption of this provision, or when located within a mixed-use building where a minimum of 1/3 of the building is devoted to industrial or commercial use. *Not permitted within the South Tacoma M/IC Overlay District. See Section 13.06.535.
Correctional facility; public	N	CU	CU	Correctional facility, private is not allowed in M-1, M-2 and PMI Modifications or expansions to existing facilities that increase the inmate capacity shall be processed as a major modification (see Section 13.05.080). A pre-application community meeting is also required (see Section 13.06.640.Q).
* * *				

13.06.640 Conditional use permit.

* * *

Q. An application for a conditional use permit for correctional facilities shall be processed in accordance with the provisions of Chapter 13.05, except with the following additional requirement:

Pre-application community meeting. Prior to submitting an application to the City for a conditional use permit for a correctional facility, it is required that the applicant hold a public informational meeting with community members. The purpose of the meeting is to provide an early, open dialogue between the applicant and the neighborhood surrounding the proposed development. The meeting should acquaint the neighbors of the proposed development with the applicant and/or developers and provide for an exchange of information about the proposal and the community, including the characteristics of the proposed development and of the surrounding area and any particular issues or concerns of which the applicant should be made aware. The applicant shall provide written notification of the meeting, at least 30 calendar days prior to the meeting date, to the appropriate neighborhood council pursuant to TMC 1.45 and neighborhood business district pursuant to TMC 1.47, qualified neighborhood and community organizations, and to the owners of property located within 1,000 feet of the project site.

* * *

13.06.700 Definitions and illustrations.

For the purposes of this chapter, certain words and terms are defined as follows: words used in the present tense include the future, words in the singular number include the plural, and words in the plural number include the singular; the word "building" includes the word "structure"; the word "shall" is mandatory and not directory. For words that are not defined in this chapter, or that do not incorporate a definition by reference, refer to a Webster's Dictionary published within the last ten years.

* * *

13.06.700.C

* * *

Container, shipping/storage. A large, prefabricated box or container made of metal, wood, or similar material utilized for the shipping/storage and distribution of various products or commodities.

Continuing care retirement community. An age-restricted development that provides a continuum of accommodations and care, from independent living to long-term bed care. Due to the wide range of services provided, such facilities generally operate under multiple state-licensing programs.

Convalescent home. See "extended care facility."

Cornice. Projection at the top of a wall; a term applied to construction where the roof and side walls meet.

~~Correctional facility, private. A privately owned facility under contract with a government agency to provide incarceration or detention services for the incarceration or detention of persons under warrant, awaiting trial on felony or misdemeanor charges, convicted but not yet sentenced, or serving a sentence upon conviction. This definition includes prerelease facilities, but does not include work release centers or juvenile community facilities.~~

Correctional facility, ~~public~~. A publicly owned and operated facility or a privately owned facility operated under contract with a government agency for the incarceration or detention of persons under federal, state or local warrant, awaiting trial on federal, state or local felony or misdemeanor charges, convicted of federal, state or local charges, but not yet sentenced, or serving a federal, state or local sentence upon conviction. This definition includes prerelease facilities, but does not include work release centers or juvenile community facilities, ~~nor does it include privately owned, or privately operated facilities regardless of whether any such facility has a contract with any government agency.~~

* * *



ORDINANCE NO. 28430

1 AN ORDINANCE relating to public health and safety; declaring a state of public
2 health emergency relating to the conditions of homeless encampments;
3 authorizing such actions as are reasonable and necessary in light of such
4 emergency to mitigate the conditions giving rise to such public health
5 emergency; authorizing the Mayor to terminate the state of the public health
6 emergency; establishing an effective date; and providing for sunset of the
7 force and effect of this ordinance.

8 WHEREAS, in Tacoma and Pierce County and in communities throughout
9 the nation, large numbers of individuals, families, and unaccompanied youth are
10 experiencing homelessness due to such factors as job loss, stagnant and declining
11 wages, family crisis, trauma, substance abuse, economic reasons, mental health
12 issues, and loss of housing, and

13 WHEREAS communities like Seattle, Washington; Portland, Oregon; and
14 Los Angeles, California, have declared states of emergency in order to provide
15 emergency services and shelters for unsheltered individuals, families and
16 unaccompanied youth, and

17 WHEREAS point in time counts conducted in the greater Tacoma and
18 Pierce County area have identified 1,997 homeless persons in year 2012; 1,303 in
19 year 2013; 1,474 in year 2014; 1,283 in year 2015; 1,762 in year 2016; and
20 1,321 in year 2017, and

21 WHEREAS, despite the improving economy, on any given night in Tacoma
22 approximately 500 people, including families and unaccompanied youth, can be
23 found sleeping in parks, cars, and abandoned buildings, on streets and wooded
24 areas, under highway overpasses, and in other places not meant for human
25 habitation, and
26



1 WHEREAS, of the 1,321 homeless persons counted in the point in time
2 count for 2017, 21 percent were identified as chronically homeless, 14 percent
3 were households with children, 39 percent were female, 14 percent were victims of
4 domestic violence, 6 percent were unaccompanied youth and young adults,
5 10 percent were veterans, and 41 percent were people of color, and

6 WHEREAS, in years 2015-2016, the unsheltered population in the greater
7 Tacoma area increased by 46 percent and since 2010, the unsheltered homeless
8 population had increased by 192 percent, with more individuals, families and
9 unaccompanied youth living in places not fit for human habitation, and
10

11 WHEREAS the supply of available temporary and permanent support
12 housing for unsheltered persons residing in Tacoma is inadequate to meet
13 demand, resulting in long lines for emergency shelters (the wait list for some
14 shelters is as high as 100 people per night), a lack of other housing interventions,
15 and long waits for temporary, permanent or supportive housing, leading to an
16 increased number of unsheltered households, and
17

18 WHEREAS, on any given night, over 50 homeless encampments can be
19 found in Tacoma, some of which may be occupied by 100 or more persons, and
20

21 WHEREAS conditions in homeless encampments endanger public health,
22 are traumatic and expose occupants to communicable diseases like tuberculosis
23 and respiratory illnesses, violence, malnutrition, and harmful weather exposures
24 and exacerbate common conditions such as high blood pressure, diabetes, and
25 asthma because there is no safe place to properly store medications or syringes,
26 and



1 WHEREAS behavioral health issues such as depression or alcoholism often
2 develop or are made worse for people living in homeless encampments, and these
3 conditions frequently co-occur with a complex mix of severe physical, psychiatric,
4 substance use, and social problems, and

5 WHEREAS, according to the National Health Care for the Homeless
6 Council, persons “. . . experiencing homelessness are three to four times more
7 likely to die prematurely than their housed counterparts, and experience an
8 average life expectancy as low as 41 years . . . ,” and

9 WHEREAS health care services are not effective when a patient’s health is
10 continually compromised by street and shelter conditions, and inpatient
11 hospitalization or residential drug treatment and mental health care do not have
12 lasting impacts when the patient is returned to a homeless environment, and

13 WHEREAS conditions in homeless encampments that result in occupants
14 facing serious health and sanitation issues and which are dangerous to human
15 health include: accumulation of uncontained garbage that becomes a food source
16 for vermin, vectors (organisms that transmit diseases or parasites), and related
17 pathogens; lack of proper food storage and clean dishes that can facilitate the
18 spread of food-borne disease; lack of sanitary facilities to dispose of human and
19 animal fecal waste; improper disposal of discarded medical and sharps waste;
20 accumulation of combustible materials that can ignite; lack of access to
21 handwashing and personal hygiene; lack of clean water; lack of access to healthy
22 food (resulting in homeless individuals digging in garbage for food, increasing
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health risks); and the victimization of homeless persons by both sheltered and
1 non-sheltered persons, and

2 WHEREAS the potential for disease transmission within and external to a
3 homeless encampment increases with the increasing number of homeless
4 encampments and higher concentration of occupants, and
5

6 WHEREAS the increases in homeless encampments and higher
7 concentrations of occupants, together with the lack of available services or facilities
8 nearby, have a significant role in the scope and severity of public health issues and
9 the urgency to take action to mitigate the conditions giving rise to this threat to
10 public health and safety, and
11

12 WHEREAS the homeless encampments in the Tacoma area do not have
13 on-site facilities for proper disposal of human waste, resulting in such waste being
14 disposed of through use of makeshift latrines, buckets, or direct urination or
15 defecation on the ground, and
16

17 WHEREAS improper disposal of sewage generated within homeless
18 encampments, especially when there are high concentrations of occupants, has a
19 high potential for community health impacts and significantly increases the
20 exposure to pathogens, endangering the public health of the occupants and the
21 surrounding community, and
22

23 WHEREAS handwashing is minimal and piles of solid waste often contain
24 significant amounts of uncovered containers with human waste exposed to the
25 environment, and
26



1 WHEREAS, in addition to the potential for an epidemic with diseases like
2 Cholera, a much more pervasive threat to the public health is increased exposure
3 to endemic illness that are already present in the community, including illness such
4 as Hepatitis A, Rotaviruses, and a host of other parasitic, bacterial and viral
5 pathogens, and

6 WHEREAS, based on the documented poor health conditions of individuals
7 experiencing homeless and the sheer numbers of occupants of homeless
8 encampments, it is very likely that the endemic illness is present in the
9 encampment populations at this time and that such persons are suffering from
10 such illnesses and will continue to suffer in the absence of action to mitigate the
11 impacts to public health, and

13 WHEREAS poor handwashing, poor food handling, and the lack of proper
14 food storage exacerbate public health impacts and increase the risk of foodborne
15 illness, many forms of which are easily transmitted through sewage, and

17 WHEREAS homeless encampments observed in the City do not have
18 on-site systems for proper collection, storage, or disposal of solid waste, resulting
19 in significant piles of solid waste found at the homeless encampments, and

20 WHEREAS solid waste that is not properly stored and disposed of is a
21 serious health hazard, leading to the spread of infectious diseases by, among
22 other things, attracting vectors such as flies, rats, and other creatures that in turn
23 spread disease, and
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WHEREAS solid waste found in homeless encampments can pose a higher health risk because of the presence of semi-contained human waste that can be found in higher quantities than in residential solid waste, and

WHEREAS, for some homeless encampments, the Solid Waste Division of the Environmental Services Department (the "Solid Waste Utility") has provided large containers on the border of homeless encampments for occupants to place solid waste, and

WHEREAS, despite the fact that these solid waste containers are heavily used, a large percentage of solid waste remains at most of the larger homeless encampment sites, exemplifying the need to provide additional services to mitigate the risk to public health presented by homeless encampments, and

WHEREAS other environmental degradation can occur, such as surface water contamination due to runoff from garbage that can find its way into groundwater, rivers, and other waterbodies causing harm to people, fish, and wildlife, and litter blown away from homeless encampments that can lead to secondary issues such as blocking storm drains or harming wildlife, and

WHEREAS, the number and size of the homeless encampments found in the City of Tacoma have grown significantly over the last two years, and

WHEREAS the multiple encampments that the City is experiencing, together with the higher concentrations of occupants, is causing harm to the occupants and has a significant potential to affect public health in the community, and



1 WHEREAS, when an encampment is removed by the City or private parties,
2 the occupants will generally move to or create another uncontrolled homeless
3 encampment which spreads to a wider area the potential for community exposure
4 to the negative health impacts associated with homeless encampments, and

5 WHEREAS the necessity for Solid Waste Utility services, including the
6 collection and removal of solid and other waste (cleanups), being provided at
7 homeless encampments in the City has been increasing because of the increase in
8 the number of homeless encampment sites and the higher concentrations of
9 occupants, and

10 WHEREAS, in 2016, the Solid Waste Utility's cleanup contractor cleaned up
11 homeless encampments 40 times and so far in 2017, the pace for cleanups has
12 been nearly 50 percent higher, based on the first four months of the year, which
13 could result in double the number of cleanups performed in 2016, and

14 WHEREAS the conditions found in homeless encampments in City create
15 significant health hazards related to sewage and solid waste associated with the
16 larger encampments and the risk to both the inhabitants and the community is
17 growing as more and larger homeless encampments are created and spread
18 across the City, and

19 WHEREAS the foregoing conditions, including the continuing and increasing
20 presence of homeless encampments in the City of Tacoma together with the large
21 concentrations of occupants in some of those homeless encampments, the lack of
22 adequate and proper on-site health and sanitation services and practices that will
23 prevent the spread of disease and the contamination of the environment, and the
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1 lack of available services to address the public health and safety needs of the
2 occupants, pose a significant, direct and immediate threat to the health of the
3 inhabitants and a real and emergent threat to the health of the surrounding
4 community, and warrant a dramatically larger, extraordinary and urgent effort to
5 provide services as described below that will reduce the number of homeless
6 encampments, the high concentration of occupants, and mitigate the conditions of
7 the homeless encampments that harm public health and safety, and

8 WHEREAS many of these conditions can be mitigated through interim
9 measures designed to meet the immediate survival and safety needs of those
10 persons occupying homeless encampments, such as the provision of hygiene
11 facilities, trash collection, sanitary facilities, potable drinking water, temporary
12 shelters, and outreach and gateway services within the encampments; providing a
13 safe and stable place to live; linkage to tailored services to meet each individuals
14 unique needs; a connection to housing, social, public and mental health services;
15 storage of personal belongings and safety; solid waste disposal; and human waste
16 disposal, and
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19 WHEREAS these conditions arise from human-made events and present an
20 existing and ongoing threat of significant harm to human health and life, requiring
21 that the City take immediate action, and
22

23 WHEREAS the existing scope, intensity, and impact of the conditions of
24 homeless encampments upon the public health, safety and welfare and the
25 essential governments functions related to sanitation, could not reasonably have
26 been foreseen, and



1 WHEREAS, the City Council, having considered the records on file with the
2 City Clerk, including the declaration of the Environmental Services Solid Waste
3 Division Manager, and other publicly available information regarding homelessness
4 in general and in the region, and having been in all matters fully advised, finds that
5 it is in the best interest of the public health, safety, and welfare for the City Council
6 to declare a state of public health emergency and authorize such actions as are
7 reasonable and necessary to mitigate the conditions giving rise to such
8 emergency; Now, Therefore,

9
10 **BE IT ORDAINED BY THE CITY OF TACOMA:**

11 Section 1. That the above-stated recitals are adopted as findings of the City
12 Council and are incorporated by this reference as though fully set forth herein.

13 Section 2. That the City Council hereby makes the following conclusions:

14 A. The risk to the health and safety of the occupants of homeless
15 encampments located in Tacoma, including families and unaccompanied youth,
16 and to the community at large is growing as more homeless encampments are
17 created in the City and as concentrations of occupants within individual homeless
18 encampments increase.

19
20 B. The lack of adequate and proper on-site health and sanitation
21 services and practices found in homeless encampments in the City creates an
22 intolerable and imminent risk of the spread of disease and contamination of the
23 environment and compounds the human suffering of those persons occupying
24 homeless encampments.
25
26



1 C. The ongoing suffering of individuals, families, and
2 unaccompanied youth occupying homeless encampments, and the threat to the
3 public health and safety, will continue in the absence of the immediate
4 implementation of interim measures designed to meet the immediate survival and
5 safety needs of those persons, such as the provision of hygiene facilities, trash
6 collection, sanitary facilities, temporary shelters, outreach and gateway services,
7 safe and stable shelter, linkage to tailored services to meet each individual's
8 unique needs, a connection to housing, social, public and mental health services,
9 storage of property and safety, potable drinking water, solid waste disposal, and
10 human waste disposal.
11

12 D. The humane-made conditions in homeless encampments are
13 ongoing and have resulted in injury to persons, destruction of property,
14 environmental degradation, and threat to the health and safety of the inhabitants
15 and the public in general of such a degree and proportion that, in the absence of
16 taking extraordinary measures to protect the public health, safety and welfare,
17 such injuries, human suffering, environmental degradation, public harm and threat
18 to the public health will continue and will intensify.
19

20 E. These conditions create an unforeseen imminent, genuine, and
21 substantial threat to the public health, welfare, and safety and constitute a public
22 health emergency, warranting the need for urgent action to preserve public health,
23 protect life, and protect public property, and
24

25 F. Such conditions warrant the exercise of the City's power to
26 declare a public health emergency under authority of Article XI, Section 11, of the



1 State Constitution, Chapter 38.52 RCW, Chapter 39.04 RCW, RCW 35.33.081,
2 WAC 197-11-880 and other applicable laws and regulations, and pursuant to
3 Section 2.4 of the Tacoma City Charter, Chapters 1.06, 1.10, and 8.96 of the
4 Tacoma Municipal Code, and pursuant thereto, and the authorization of such
5 extraordinary measures as are reasonable and necessary in light of such public
6 health emergency to mitigate the conditions giving rise the public emergency.

7 Section 3. That, based upon the foregoing findings and conclusions, the
8 City Council does hereby proclaim and declare a state of public health emergency
9 in the City of Tacoma; Therefore,
10

11 A. The City Manager, as Director of Emergency Management for the
12 City of Tacoma (the "Emergency Management Director"), is authorized and
13 empowered to carry out those powers and duties given to the Emergency
14 Management Director pursuant to Chapter 1.10 TMC as are reasonably necessary
15 in light of the public health emergency as declared herein.
16

17 B. The Mayor is authorized and empowered to carry out those
18 powers and duties given to the Mayor pursuant to Chapters 1.10 and 8.96 TMC as
19 are reasonably necessary in light of the public health emergency as declared
20 herein.
21

22 C. The Chief of the Tacoma Fire Department, as Administrator of
23 Emergency Management of the City of Tacoma (the "Administrator"), is authorized
24 and empowered to carry out those powers and duties given to the Administrator
25 pursuant to Chapter 1.10 TMC as are reasonably necessary in light of the public
26 health emergency as declared herein.



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D. Those departments, officers, and employees of the City designated under the City's Emergency Management Plan are authorized and empowered to carry out those powers and duties given to such departments, officers, and employees as are reasonably necessary in light of the public health emergency as declared herein.

E. In carrying out the powers and duties as described above, the Emergency Management Director, the Administrator, and departments, officers, and employees of the City designated under the City's Emergency Management Plan, are authorized, among other things, to do the following:

- (1) enter into contracts and incur obligations necessary to combat such emergency situations to protect the health and safety of persons and property;
- (2) provide appropriate emergency assistance to those persons occupying homeless encampments; and
- (3) take other actions, as appropriate, in response to such emergency.

The powers and authority vested under this declaration and proclamation shall be exercised in the light of the exigencies of such emergency situation without regard to time consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements and such other requirements of law that are not superseded under authority of this emergency declaration).



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Section 4. That the City Council shall, no later than 120 days after the effective date of this ordinance, review the conditions that have given rise to this public health emergency to determine if such conditions warrant keeping in place the extraordinary measures authorized herein to response to this public health emergency.

Section 5. That Mayor shall have authority to terminate the state of the public health emergency declared and proclaimed pursuant to this ordinance.

Section 6. That this ordinance shall sunset and no longer be in force or effect at 11:59 p.m. on October 9, 2017.

Section 7. That, based upon the facts and conclusions as specified herein, a public emergency exists, making this ordinance effective upon passage by an affirmative vote of a least six members of the City Council.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney