



Legislation Passed April 17, 2018

The Tacoma City Council, at its regular City Council meeting of April 17, 2018, 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. 39984

A resolution authorizing an increase to the contract with L.N. Curtis and Sons, in the amount of \$150,000, plus applicable sales tax, for a total of \$1,377,400, budgeted from the General Fund, for additional protective jackets and trousers for structural firefighting - Specification No. FD12-0750F.

[Michael Fitzgerald, Assistant to the Chief; James P. Duggan, Fire Chief]

Resolution No. 39985

A resolution approving amendments to the Tacoma Power Customer Service Policies, to allow for a three-year Pilot Program that provides contributions by Tacoma Power, for distribution infrastructure conversions from overhead to underground for commercial and multi-family development projects.

[Rachel Allen, Assistant Section Manager; Chris Robinson, Power Superintendent]

Resolution No. 39986

A resolution authorizing the execution of a Development Mitigation Agreement with DCT Blair Logistics Center LLC, in the amount of \$183,700, for roadway improvements on Taylor Way between Lincoln Avenue and State Route 509, and on Lincoln Avenue between Taylor Way and Alexander Avenue.

[Josh Diekmann, Assistant Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 39987

A resolution establishing a fee schedule for the Planning and Development Services Department, relating to development permitting.

[Peter Huffman, Director, Planning and Development Services]

Ordinance No. 28504

An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for nonrepresented employees and employees represented by the Professional Public Safety Management Association; Tacoma Police Management Association, Local 26; and Tacoma Police Union, Local 6, I.U.P.A., and changes in classification to reflect the organizational structure.

[Kari Louie, Senior Compensation and Benefits Manager, Human Resources;
Bill Fosbre, City Attorney]

Ordinance No. 28505

An ordinance amending Ordinance No. 28420, approving the continuation of the downtown Business Improvement Area (BIA) for the 30th year, from May 1, 2017, through April 30, 2018, by amending the contracted budget amount to include an additional \$39,000, budgeted from the Fund Balance Reserve, for a revised contract amount of \$1,015,820, to cover additional maintenance and security costs incurred during the BIA 30th-year period.

[Debbie Bingham, Program Development Specialist; Kim Bedier, Acting Director, Community and Economic Development]



RESOLUTION NO. 39984

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. 4600009027 with L.N. Curtis and Sons, in the amount of \$150,000,
4 plus applicable sales tax, for a total of \$1,377,400, budgeted from the
5 General Fund, for additional protective jackets and trousers for structural
6 firefighting, pursuant to Specification No. FD12-0750F.

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

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

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

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

18 Section 2. That the proper officers of the City are hereby authorized to
19 increase Contract No. 4600009027 with L.N. Curtis and Sons, in the amount of
20 \$150,000, plus applicable sales tax, for a total of \$1,377,400, budgeted from the
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1 General Fund, for additional protective jackets and trousers for structural
2 firefighting, pursuant to Specification No. FD12-0750F, consistent with Exhibit "A."

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4 Adopted _____

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7 _____
Mayor

8 Attest:
9 _____

10 City Clerk

11 Approved as to form:
12 _____

13 City Attorney

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RESOLUTION NO. 39985

1 A RESOLUTION relating to the City's Department of Public Utilities, Light Division
2 (d.b.a. Tacoma Power); approving amendments to the Customer Service
3 Policies to allow for a three-year Pilot Program that provides contributions by
4 Tacoma Power for distribution infrastructure conversions from overhead to
5 underground for commercial and multi-family development projects.

6 WHEREAS the Public Utility Board was asked by the City Council to pursue
7 a policy to allow for more flexibility for commercial developers by removing
8 overhead lines to encourage private-sector investment, and

9 WHEREAS, over the past year, the City's Department of Public Utilities,
10 Light Division (d.b.a. Tacoma Power) has researched and evaluated the benefits of
11 a pilot program that includes improved clearance from electrical hazards, allowing
12 for zero lot line development for higher-density land use planning, opportunities for
13 coordination and leverage construction efforts with City street improvement
14 projects, and harmony with other City policies and objectives, and

15 WHEREAS Tacoma Municipal Code 12.06.060.C provides that
16 undergrounding services shall be based on the terms of existing Customer Service
17 Policies, and

18 WHEREAS Tacoma Power is requesting specific amendments to Customer
19 Service Policies Section 9.0, Overhead-to-Underground Conversion L.I.D, and
20 Section 10.0, Prepaid Overhead-to-Underground Primary Line Conversion, of the
21 Policies to allow for a Pilot Program ("Program") that will provide contributions by
22 Tacoma Power of 30 percent for distribution infrastructure conversions from
23 overhead to underground for both commercial and multi-family dwelling
24 development projects, and
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1 WHEREAS Tacoma Power taxpayers would recognize benefits of improved
2 reliability, increased safety, and reduced operation and maintenance costs as
3 detailed in the Leidos 2016 study: *Projected Utility Justifiable Contribution for*
4 *Undergrounding Distribution Electrical Infrastructure*, and

5 WHEREAS the Program will be limited to the Brewery District, which is
6 bounded on the north by South 17th Street, on the south by South Tacoma Way, on
7 the west by Tacoma Avenue and on the east by Pacific Street, and

8 WHEREAS the Program will be for a three-year period, from April 1, 2018,
9 through April 1, 2021, and a maximum amount of \$10 million dollars will be
10 allocated for the Program, and

11 WHEREAS, by adoption of Public Utility Board Resolution No. U-11000 on
12 March 28, 2018, the Pilot Program and proposed amendments to the Customer
13 Service Policies were approved, pending confirmation from the City Council; Now,
14 Therefore,

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

18 Section 1. That the request of the City of Tacoma, Department of Public
19 Utilities, Light Division (d.b.a. Tacoma Power), to amend Customer Service Policies
20 Section 9.0, Overhead-to-Underground Conversion L.I.D., and Section 10.0,
21 Prepaid Overhead-to-Underground Primary Line Conversion, for the purpose of
22 allowing for a Pilot Program for a three-year period, from April 1, 2018, through
23 April 1, 2021, that provides contributions by Tacoma Power of 30 percent for
24 distribution infrastructure conversions from overhead to underground for
25 commercial and multi-family dwelling development projects, is hereby approved.
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Section 2. That the proposed revisions to the Tacoma Power Customer

Services Policies, as on file in the office of the City Clerk, are hereby approved.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to Form:

City Attorney

Requested by Public Utility Board
Resolution No. U-11000



RESOLUTION NO. 39986

1 A RESOLUTION relating to economic development, authorizing the execution of a
2 Development Mitigation Agreement with DCT Blair Logistics Center, LLC, in
3 the amount of \$183,700, for roadway improvements on Taylor Way between
4 Lincoln Avenue and State Route 509 and on Lincoln Avenue between
5 Taylor Way and Alexander Avenue.

6 WHEREAS DCT Blair Logistics Center, LLC (“DCT”), is constructing a new
7 logistics center within the Port of Tacoma area, and

8 WHEREAS the State Environmental Policy Act (“SEPA”) analysis for the
9 project resulted in a Mitigated Determination of Non-Significance, which specified a
10 number of mitigation measures to be taken by DCT, including certain traffic
11 mitigation, and

12 WHEREAS state law allows a city and project developer to enter into a
13 voluntary agreement under which the developer will pay the city to implement
14 necessary mitigation, and

15 WHEREAS the City and DCT agree that certain required traffic
16 mitigation can be implemented more practically, timely, and efficiently by the City,
17 and have developed an agreement under which DCT will pay the City \$183,700 to
18 implement an improved roadway pavement section on Taylor Way between
19 Lincoln Avenue and State Route 509, and on Lincoln Avenue between Taylor Way
20 and Alexander Avenue, all as more specifically set forth in the proposed
21 Development Mitigation Agreement on file in the office of the City Clerk, and

22 WHEREAS the mitigation payment is applicable to roadway improvements
23 as they relate to the analysis in the Transportation Impact Study; of this total,
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\$156,500 applies to the Taylor Way portion and \$27,200 to the Lincoln Avenue
1 portion; Now, Therefore

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

3 That the proper officers of the City are hereby authorized to enter into a
4 Development Mitigation Agreement with DCT Blair Logistics Center, LLC, in the
5 amount of \$183,700, for roadway improvements on Taylor Way between Lincoln
6 Avenue and State Route 509 and on Lincoln Avenue between Taylor Way and
7 Alexander Avenue, said agreement to be substantially in the form of the document
8 on file in the office of the City Clerk.
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11 Adopted _____
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13 _____
14 Mayor

15 Attest:
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17 _____
18 City Clerk

19 Approved as to form:
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21 _____
22 Deputy City Attorney
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RESOLUTION NO. 39987

1 A RESOLUTION relating to permitting fees; establishing a Fee Schedule for the
2 Department of Planning and Development Services, relating to development
3 permitting.

4 WHEREAS the Department of Planning and Development Services (“PDS”)
5 transitioned from a General Fund Department to a fee-for-service based Enterprise
6 Fund in 2010, and has since focused on providing effective, and fiscally
7 sustainable permit services, and

8 WHEREAS, in 2015, PDS conducted a fee study to develop fees supporting
9 the full cost of services, transitioned to a new permitting software system in 2016 in
10 order to capture staff work effort associated with permits, and worked in parallel
11 with the Master Builders Association of Pierce County (“MBA”) to improve permit
12 services related to single-family and duplex construction, and

13 WHEREAS in 2015, PDS met with MBA’s legislative strategy committee to
14 discuss fees and services, and subsequently established a separate task force to
15 work throughout 2016 and 2017 on ways to improve services and to develop fees
16 capable of sustaining such services, including a formal PDS Financial Policy and
17 Fee Schedule providing for administrative fee adjustment within the guidelines of
18 the Policy, and

19 WHEREAS on February 13, 2018, PDS met with MBA’s legislative strategy
20 committee, and supported the proposal to modify the fees; the proposed PDS
21 Financial Policy and Fee Schedule were then presented by PDS to the
22 Government Performance and Finance Committee on March 6, 2018, and
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1 WHEREAS the final proposed TMC amendments and associated Financial
2 Policy and Fee Schedule were presented to the City Council at its Study Session
3 of April 3, 2018, and

4 WHEREAS PDS staff is recommending adoption of a Fee Schedule that
5 incorporates adjusted fees for single-family/duplex permits, new dedicated funds
6 and associated fees, and other minor adjustments to recover hourly costs for
7 additional permit services, and

8 WHEREAS the fees will be increased in phases, with the first phase
9 increasing fees to recover approximately 50 percent of the gap between revenues
10 and expenditures for these type of permits, and

11 WHEREAS, as outlined in the PDS Financial Policy, careful monitoring of
12 cost of services, along with continued work to improve efficiencies in these
13 services, will be performed in 2018 to determine the remaining fee adjustments to
14 achieve full cost recovery by the end of 2018, and

15 WHEREAS removing permitting fees from the TMC into a separate Fee
16 Schedule will allow PDS to evaluate fees on an annual basis, and make
17 adjustments as necessary to recover costs for the services provided, and

18 WHEREAS development permitting is subject to economic fluctuations in the
19 construction industry, and the creation of a reserve fund will provide the ability to
20 retain critical staffing during these types of downturns, and

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WHEREAS the new Fee Schedule will become effective on June 1, 2018, to allow time for staff to make necessary changes in the permit software system and provide customer outreach of upcoming changes; Now, Therefore,

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

That the Fee Schedule for the Planning and Development Services Department, relating to development permitting, substantially in the form of the document attached to this Resolution, is hereby approved.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28504

1 AN ORDINANCE relating to pay and compensation; amending Chapter 1.12 of the
 2 Tacoma Municipal Code to implement rates of pay and compensation and
 3 to implement changes to reflect the organizational structure, for
 4 nonrepresented employees and employees represented by the Tacoma
 5 Police Union, Local 6, I.U.P.A.; Tacoma Police Management Association,
 6 Local 26; and Professional Public Safety Management Association; and
 7 declaring the effective dates thereof.

8 BE IT ORDAINED BY THE CITY OF TACOMA:

9 Section 1. That Section 1.12.355 of the Tacoma Municipal Code is hereby
 10 amended, effective retroactive to January 1, 2017, to read as follows:

Code	A	Job Title	1	2	3	4	5	6
4202		Police Officer	28.89	32.99	34.59	36.27	38.05	39.92
4207		Police Detective	41.81	43.88				
4204		Police Sergeant	45.98	48.29				

Code	A	Job Title	1	2	3	4	5	6
4202		Police Officer	<u>30.19</u>	<u>34.48</u>	<u>36.15</u>	<u>37.90</u>	<u>39.77</u>	<u>41.72</u>
4207		Police Detective	<u>43.68</u>	<u>45.86</u>				
4204		Police Sergeant	<u>48.05</u>	<u>50.46</u>				

13 Section 2. That Section 1.12.355 of the Tacoma Municipal Code is hereby
 14 amended, effective retroactive to January 1, 2018, to read as follows:

Code	A	Job Title	1	2	3	4	5	6
4202		Police Officer	<u>30.19</u>	<u>34.48</u>	<u>36.15</u>	<u>37.90</u>	<u>39.77</u>	<u>41.72</u>
4207		Police Detective	<u>43.68</u>	<u>45.86</u>				
4204		Police Sergeant	<u>48.05</u>	<u>50.46</u>				

Code	A	Job Title	1	2	3	4	5	6
4202		Police Officer	<u>31.10</u>	<u>35.51</u>	<u>37.23</u>	<u>39.04</u>	<u>40.97</u>	<u>42.98</u>
4207		Police Detective	<u>44.99</u>	<u>47.24</u>				
4204		Police Sergeant	<u>49.49</u>	<u>51.97</u>				



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Section 3. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective retroactive to January 1, 2017, to read as follows:

Code	A	Job Title	1	2
4205		Police Lieutenant	<u>59.06</u>	<u>62.04</u>
4206		Police Captain	<u>67.92</u>	<u>71.32</u>

Code	A	Job Title	1	2
4205		Police Lieutenant	<u>60.52</u>	<u>63.55</u>
4206		Police Captain	<u>69.60</u>	<u>73.08</u>

Section 4. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective retroactive to January 1, 2017, to read as follows:

Code	A	Job Title	1	2	3	4
0764	A	Fire Chief, Assistant	<u>76.36</u>	<u>80.18</u>	<u>84.19</u>	<u>88.40</u>
0765	A	Fire Chief, Deputy	<u>80.17</u>	<u>84.18</u>	<u>88.39</u>	<u>92.81</u>
0770	A	Police Chief, Assistant	<u>80.17</u>	<u>84.18</u>	<u>88.39</u>	<u>92.81</u>

Code	A	Job Title	1	2	3	4
0764	A	Fire Chief, Assistant	<u>77.98</u>	<u>81.88</u>	<u>85.97</u>	<u>90.27</u>
0765	A	Fire Chief, Deputy	<u>81.88</u>	<u>85.97</u>	<u>90.27</u>	<u>94.78</u>
0770	A	Police Chief, Assistant	<u>81.88</u>	<u>85.97</u>	<u>90.27</u>	<u>94.78</u>

Section 5. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective retroactive to January 1, 2018, to read as follows:

Code	A	Job Title	1	2	3	4
0764	A	Fire Chief, Assistant	<u>76.36</u>	<u>80.18</u>	<u>84.19</u>	<u>88.40</u>
0765	A	Fire Chief, Deputy	<u>80.17</u>	<u>84.18</u>	<u>88.39</u>	<u>92.81</u>

Code	A	Job Title	1	2	3	4
0764	A	Fire Chief, Assistant	<u>74.57</u>	<u>78.30</u>	<u>82.22</u>	<u>86.33</u>
0765	A	Fire Chief, Deputy	<u>78.30</u>	<u>82.22</u>	<u>86.33</u>	<u>90.64</u>



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Section 6. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective retroactive to January 1, 2017, to read as follows:

Code	A	Job Title	1	2	3
4201		Police Officer Recruit	28.89	32.99	34.59

Code	A	Job Title	1	2	3
4201		Police Officer Recruit	<u>30.19</u>	<u>34.48</u>	<u>36.15</u>

Section 7. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective retroactive to January 1, 2018, to read as follows:

Code	A	Job Title	1	2	3
4201		Police Officer Recruit	30.19	34.48	36.15

Code	A	Job Title	1	2	3
4201		Police Officer Recruit	<u>31.10</u>	<u>35.51</u>	<u>37.23</u>

Section 8. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective retroactive to April 1, 2017, to read as follows:

Code	A	Job Title	1	2	3	4	5	6	7
4119		Communications Systems Technician, Apprentice	32.61	33.46	34.50	35.53	36.57	37.61	38.57

Code	A	Job Title	1	2	3	4	5	6	7
4119		Communications Systems Technician, Apprentice	32.61	33.46	34.50	35.53	<u>36.58</u>	37.61	38.57



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Section 9. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective as provided by law, to read as follows:

Code	A	Job Title	1A	1B	1C	1D	2A	2B	2C	2D	3A	3B	3C
0519	A	Fire Code Official	55.95	56.65	57.36	58.08	58.81	59.55	60.29	61.04	61.80	62.57	63.35
			3D	4A	4B	4C	4D	5A	5B	5C	5D	6A	
			64.14	64.94	65.75	66.57	67.40	68.24	69.09	69.95	70.82	71.71	

Code	A	Job Title	1A	1B	1C	1D	2A	2B	2C	2D	3A	3B	3C
0519	A	Fire Code Official	<u>58.73</u>	<u>59.47</u>	<u>60.21</u>	<u>60.96</u>	<u>61.73</u>	<u>62.50</u>	<u>63.28</u>	<u>64.07</u>	<u>64.87</u>	<u>65.68</u>	<u>66.50</u>
			3D	4A	4B	4C	4D	5A	5B	5C	5D	6A	
			<u>67.33</u>	<u>68.18</u>	<u>69.03</u>	<u>69.89</u>	<u>70.77</u>	<u>71.65</u>	<u>72.55</u>	<u>73.45</u>	<u>74.37</u>	<u>75.30</u>	

Section 10. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective as provided by law, to read as follows:

Code	A	Job Title	1	2	3	4	5
0305		Warehouse Supervisor, Utilities	31.44	33.02	34.67	36.40	38.22

Section 11. That Sections 1, 3, 4, and 6 are effective retroactive to January 1, 2017. That Sections 2, 5, and 7 are effective retroactive to



1 January 1, 2018. That Section 8 is effective retroactive to April 1, 2017. That
2 Sections 9 and 10 are effective as provided by law.

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4 Passed _____

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6 _____
7 Mayor

8 Attest:
9 _____
10 City Clerk

11 Approved as to form:
12 _____
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14 Deputy City Attorney

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ORDINANCE NO. 28505

1 AN ORDINANCE relating to community and economic development; amending
2 Ordinance No. 28420, approving the continuation of the downtown
3 Business Improvement Area (“BIA”) for the 30th year, by amending the
4 contracted budget amount to include an additional \$39,000, budgeted
5 from the Fund Balance Reserve, for a revised contract amount of
6 \$1,015,820, to cover additional maintenance and security costs incurred
7 during the BIA 30th year period.

8 WHEREAS Ordinance No. 28420, passed March 28, 2017, continued the
9 Business Improvement Area (“BIA”) for its 30th year, from May 1, 2017, through
10 April 30, 2018; provided for the levy of assessments and other projected income
11 in the amount of \$857,784; and approved the 30th year of the renewed BIA
12 Work Plan and Budget and assessment rates, and

13 WHEREAS it is necessary to amend the contract amount for the 2017-2018
14 year to include an additional \$39,000, budgeted from the Fund Balance Reserve,
15 for a revised contract amount of \$1,015,820, to cover additional costs incurred for
16 maintenance and security; Now, Therefore,

17 BE IT ORDAINED BY THE CITY OF TACOMA:

18 That Ordinance No. 28420 is hereby amended by increasing the 30th Year
19 Budget for the downtown Business Improvement Area (“BIA”) in the amount of
20 \$39,000, budgeted from the Fund Balance Reserve, for a revised total of
21 \$1,015,820, for the purpose of covering additional expenditures incurred during
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the period of May 1, 2017, through April 30, 2018, as more particularly set forth
in the revised BIA Budget attached hereto as Exhibit "A."

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney