



Legislation Passed December 4, 2018

The Tacoma City Council, at its regular City Council meeting of December 4, 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. 40172

A resolution awarding a contract to Western Peterbilt LLC, in the amount of \$307,846, plus applicable taxes, budgeted from the Solid Waste Fund, for two transfer tractors with automatic transmissions to haul refuse to the landfill - Washington State
Contract No. 01513.

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

Resolution No. 40173

A resolution awarding a contract to Lawhead Architects PS, in the amount of \$529,050, plus applicable taxes, budgeted from the Capital Projects Fund, for design, permitting, and construction services for a new fire station in the Tideflats -
Architectural and Engineering Roster.

[Mina Zarelli, Project Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 40174

A resolution awarding a contract to Rognlins Inc., in the amount of \$793,400, plus applicable taxes, plus a contingency of \$80,000, for a cumulative total of \$873,400, budgeted from the Transportation Capital Fund, for new bearings on the Puyallup River Bridge - Specification No. PW17-0326F.

[Dan Soderlind, Professional Engineer; Kurtis D. Kingsolver, P.E., Director,
Public Works]

Resolution No. 40175

A resolution awarding a contract to Schindler Elevator Corporation, in the amount of \$563,992.80, plus applicable taxes, budgeted from the Convention Center Operating Fund, for the repair and maintenance of the conveyances at the Greater Tacoma Convention Center - Sole Source.

[Jon Houg, Deputy Director; Kim Bedier, Director, Tacoma Venues and Events]

Resolution No. 40176

A resolution awarding a contract to Pease & Sons, Inc., in the amount of \$414,750, plus applicable taxes, plus a 10 percent contingency, for a total of \$456,225, budgeted from various departmental funds, for securing properties at various locations across the City, for a two-year term, with the option to renew for an additional one-year term -
Specification No. NC18-0349F.

[Keith Williams, Code Compliance Supervisor; Linda Stewart, Director,
Neighborhood and Community Services]

Resolution No. 40177

A resolution awarding contracts to 21 vendors, for a total of \$15,692,416.69, budgeted from the General Fund and Mental Health Substance Use Disorder Fund, to support the delivery of human and social support services from January 1, 2019, through December 31, 2020 - Specification No. NC18-0177F.

[Linda Stewart, Director, Neighborhood and Community Services]

Resolution No. 40178

A resolution authorizing the acquisition of real property from the Port of Tacoma, located adjacent to 3510 East 11th Street, for the amount of \$365,000, plus closing costs, budgeted from the Public Safety Fund, for the construction of a new fire station.

[Jennifer Hines, Assistant Division Manager, Public Works;
James P. Duggan, Fire Chief]

Resolution No. 40179

A resolution supporting action to strengthen family violence prevention services in the City; and directing the City Manager to negotiate a revised Interlocal Agreement with Pierce County to improve coordination and delivery of domestic violence victim services through an integrated, client-centered service model.

[Mayor Woodards]

Ordinance No. 28562

An ordinance modifying the Biennial Budget for fiscal years 2017-2018 to appropriate funds for contract obligations, transfers, and other budget adjustments; and authorizing interfund transfers and contributions.

[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Ordinance No. 28563

An ordinance amending Chapter 1.29 of the Municipal Code, relating to the Human Rights Commission, by adding a new Section 1.29.180, entitled "Labeling of single-occupant public restrooms," requiring gender-neutral labeling of existing or new single-occupancy restrooms in places of public accommodation, facilities of the City, and facilities of taxing authorities located within the City, effective June 1, 2019.

[Andreta Armstrong, Human Rights Manager; Diane Powers, Director, Office of Equity and Human Rights]

Ordinance No. 28565

(First and Final Reading) An ordinance adopting additional findings and amending Section 6 of Ordinance No. 28430, as amended by Ordinance Nos. 28457 and 28477, by extending the sunset date for the declaration of the public emergency relating to the conditions of homeless encampments to December 31, 2019; and declaring an emergency, making necessary the passage of this ordinance, and it becoming effective immediately.

[Erica Azcueta, Homelessness and Household Stability Program Manager;
Linda Stewart, Director, Neighborhood and Community Services]



RESOLUTION NO. 40172

1 A RESOLUTION related to the purchase of materials, supplies or equipment,
2 and the furnishing of services; authorizing the execution of a contract with
3 Western Peterbilt LLC, in the amount of \$307,846, plus applicable taxes,
4 budgeted from the Environmental Services Solid Waste Fund, for the
5 purchase of two Peterbilt 567 Transfer Tractors with automatic
6 transmissions to haul refuse to the landfill, pursuant to Washington State
7 Contract No. 01513.

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

18 Section 2. That the proper officers of the City are hereby authorized to
19 enter into a contract with Western Peterbilt LLC, in the amount of \$307,846, plus
20 applicable taxes, budgeted from the Environmental Services Solid Waste Fund,
21 for the purchase of two Peterbilt 567 Transfer Tractors with automatic
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1 transmissions to haul refuse to the landfill, pursuant to Washington State Contract
2 No. 01513, consistent with Exhibit "A."

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4 Adopted _____

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7 Mayor

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9 Attest:

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12 City Clerk

13 Approved as to form:

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16 City Attorney

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RESOLUTION NO. 40173

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the execution of a contract with
3 Lawhead Architects PS, in the amount of \$529,050, plus applicable taxes,
4 budgeted from the Capital Projects Fund, for design, permitting, and
5 construction services for a new fire station in the Tideflats, pursuant to the
6 Architectural and Engineering Roster.

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, Therefore,

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

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

17 Section 2. That the proper officers of the City are hereby authorized to
18 enter into a contract with Lawhead Architects PS, in the amount of \$529,050, plus
19 applicable taxes, budgeted from the Capital Projects Fund, for design, permitting,
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1 and construction services for a new fire station in the Tideflats, pursuant to the
2 Architectural and Engineering Roster, 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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City Attorney

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RESOLUTION NO. 40174

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the execution of a contract with
3 Rognlins Inc., in the amount of \$793,400, plus applicable taxes, plus a
4 contingency of \$80,000, for a cumulative total of \$873,400, budgeted from
the Transportation Capital Fund, for new bearings on the Puyallup River
Bridge, pursuant to Specification No. PW17-0326F.

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

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

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

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

17 Section 2. That the proper officers of the City are hereby authorized to
18 enter into a contract with Rognlins Inc., in the amount of \$793,400, plus applicable
19 taxes, plus a contingency of \$80,000, for a cumulative total of \$873,400, budgeted
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1 from the Transportation Capital Fund, for new bearings on the Puyallup River
2 Bridge, pursuant to Specification No. PW17-0326F, consistent with Exhibit "A."

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4 Adopted _____

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7 Mayor

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9 Attest: _____
10 City Clerk

11 Approved as to form:
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13 City Attorney

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RESOLUTION NO. 40175

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the waiver of competitive
3 procurement procedures due to sole source availability; and authorizing
4 the execution of a contract with Schindler Elevator Corporation, in the
5 amount of \$563,992.80, plus applicable taxes, budgeted from the
6 Convention Center Operating Fund, for the repair and maintenance of the
7 conveyances at the Greater Tacoma Convention Center, pursuant to a
8 Sole Source.

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," and authorizes the waiver of competitive
20 procurement procedures due to sole source availability.

21 Section 2. That the proper officers of the City are hereby authorized to
22 enter into a contract with Schindler Elevator Corporation, in the amount of
23 \$563,992.80, plus applicable taxes, budgeted from the Convention Center
24 Operating Fund, for the repair and maintenance of the conveyances
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1 at the Greater Tacoma Convention Center, pursuant to a Sole Source, consistent
2 with Exhibit "A."

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4 Adopted _____

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7 Mayor

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9 Attest: _____
10 City Clerk

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12 Approved as to form: _____
13 City Attorney

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RESOLUTION NO. 40176

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 Pease & Sons, Inc., in the amount of \$414,750, plus applicable
4 taxes, plus a 10 percent contingency, for a cumulative total of \$456,225,
5 budgeted from the Dangerous Building, Tacoma Fire Department, and
6 Tacoma Police Department Funds, for securing properties at various
7 locations across the City, pursuant to Specification No. NC18-0349F.

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

18 Section 2. That the proper officers of the City are hereby authorized to
19 enter into a contract with Pease & Sons, Inc., in the amount of \$414,750, plus
20 applicable taxes, plus a 10 percent contingency, for a cumulative total of
21 \$456,225, budgeted from the Dangerous Building, Tacoma Fire Department, and
22 Tacoma Police Department Funds, for securing properties at various locations
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1 across the City, pursuant to Specification No. NC18-0349F, consistent with

2 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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City Attorney

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RESOLUTION NO. 40177

1 A RESOLUTION related to the purchase of materials, supplies or equipment,
2 and the furnishing of services; awarding contracts to 21 vendors, for a
3 total of \$15,692,416.69, budgeted from the General Fund and Mental
4 Health Substance Use Disorder Fund, to support the delivery of
human and social support services from January 1, 2019, through
December 31, 2020, pursuant to Specification No. NC18-0177F.

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

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

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

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

18 Section 2. That the proper officers of the City are hereby authorized
19 to enter into contracts with 21 vendors, for a total of \$15,692,416.69,
20 budgeted from the General Fund and Mental Health Substance Use Disorder
21 Fund, to support the delivery of human and social support services from
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1 January 1, 2019, through December 31, 2020, pursuant to Specification
2 No. NC18-0177F, consistent with Exhibit "A."

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4 Adopted _____

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Mayor

7 Attest:

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City Clerk

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11 Approved as to form:

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City Attorney

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RESOLUTION NO. 40178

1 A RESOLUTION relating to the fire department; authorizing the acquisition of real
2 property from the Port of Tacoma, located adjacent to 3510 East 11th
3 Street, for the amount of \$365,000, plus closing costs, budgeted from the
Capital Projects Fund, for the construction of a new fire station.

4 WHEREAS planned and existing industrial development in the Tideflats has
5 demonstrated a need for enhanced public safety services, and

6 WHEREAS, due to prior budget reductions and restructuring, three Tacoma
7 Fire Department ("TFD") fire stations located in the Tideflats have been closed and
8 no permanent, active fire station is currently located in that area, and
9

10 WHEREAS the lack of a fire station in the Tideflats has resulted in
11 increased emergency response times, and

12 WHEREAS TFD staff considered renovation of the existing fire station, but
13 determined that a new fire station is necessary to meet the long-term needs of the
14 department, and
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16 WHEREAS the TFD is proposing to purchase property from the Port of
17 Tacoma, located adjacent to 3510 East 11th Street, for the amount of \$365,000,
18 plus closing costs, for the construction of a new fire station, and
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20 WHEREAS the proposed purchase will allow for the construction of a new,
21 purpose-built modern fire station to support existing and future growth, and

22 WHEREAS the purchase price is based on a fair market valuation
23 performed by City staff, and the terms and conditions of the proposed agreement
24 have been approved by TFD and Public Works, Real Property Services; Now,
25 Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

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Section 1. That the request of the City of Tacoma, Fire Department, to purchase the real property from the Port of Tacoma, located adjacent to 3510 East 11th Street ("Property"), for the amount of \$365,000, plus closing costs, budgeted from the Capital Projects Fund, for the construction of a new fire station, is hereby approved.

Section 2. That the proper offices of the City are hereby authorized to close on the purchase of said Property for the purposes hereinabove enumerated, as memorialized in that certain Purchase and Sale Agreement with the Port of Tacoma, a copy of which is on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 40179

1 A RESOLUTION supporting action to strengthen family violence prevention
2 services in the City of Tacoma; and directing the City Manager to negotiate
3 a revised Interlocal Agreement with Pierce County to improve the
4 coordination and delivery of domestic violence victim services through an
5 integrated, client-centered service model.

6 WHEREAS family violence is a major social, health, and public safety issue
7 in the City of Tacoma and Pierce County, and

8 WHEREAS, since 1997, the Washington State Coalition Against Domestic
9 Violence reports that more than 200 lives have been lost in Pierce County because
10 of family violence, and

11 WHEREAS family violence contributes to a broad array of non-fatal physical
12 injuries, trauma-induced behavioral health conditions, decreased academic
13 outcomes, homelessness, crime, and incarceration, and

14 WHEREAS there is a growing need for family violence prevention services
15 in the City, including services for an increasingly diverse client base, services for
16 clients in Tacoma, low- or no-cost civil legal services, permanent affordable
17 housing, and other essential services that ensure long-term safety, stability,
18 treatment, and support for adults and children, and

19 WHEREAS, pursuant to Resolution No. 36485, adopted April 26, 2005, the
20 City and Pierce County entered into an Interlocal Agreement establishing a
21 combined City of Tacoma and Pierce County domestic violence treatment and
22 prevention center, known as The Crystal Judson Family Justice Center, and

23 WHEREAS the mission of The Crystal Judson Family Justice Center is to
24 reduce the number of unreported domestic violence cases, ensure domestic
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1 violence perpetrators are prosecuted, coordinate and consolidate existing
2 community resources to better serve survivors of domestic violence, and offer
3 appropriate civil legal assistance to survivors of domestic violence, and

4 WHEREAS the YWCA Pierce County provides comprehensive services for
5 survivors of domestic violence, including an emergency safe shelter, 24/7 crisis
6 line, civil legal assistance, therapeutic children's programs, counseling, support
7 groups, housing, community education, and violence prevention, and

8 WHEREAS better coordination of victim services between The Crystal
9 Judson Family Justice Center and community providers such as the YWCA Pierce
10 County will result in more effective victim support, safety, perpetrator accountability
11 and violence prevention services for residents throughout the City, and

12 WHEREAS opportunities exist to strengthen victim services and family
13 violence prevention services by improving data collection and information-sharing,
14 strategically aligning system and funder priorities, ensuring best practices, jointly
15 planning overall system design, and innovating to serve diverse clients inside
16 Tacoma city limits, and

17 WHEREAS the Interlocal Agreement may be amended at any time by
18 mutual consent of the parties, and

19 WHEREAS the City Council finds it in the best interest of the public to
20 strengthen family violence prevention services and to improve the coordination and
21 delivery of victims' services through an integrated, client-centered service model;

22 Now Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

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Section. 1. That the City Council supports action to strengthen family violence prevention services and to improve the coordination and delivery of victims' services through an integrated, client-centered service model.

Section 2. That the City Manager is hereby directed to work with staff to negotiate a revised interlocal agreement with Pierce County in support of this purpose.

Section 3. That the City Clerk is directed to transmit copies of this Resolution to the Pierce County Executive, the Director of The Crystal Judson Family Justice Center, the Chief Executive Officer of the YWCA Pierce County.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28562

1 AN ORDINANCE relating to the Biennial Budget; amending the Biennial Budget
2 of the City for fiscal years 2017-2018 to appropriate funds for 2017-2018
3 contract obligations, transfers, and other budget adjustments; and
4 authorizing interfund transfers and contributions.

5 WHEREAS, at the end of each biennium, it is necessary for City staff to
6 obtain from the City Council authority to perform various financial transactions
7 prior to the close of the biennium to ensure that fund accounting meets Generally
8 Accepted Accounting Principles (“GAAP”) and the City’s financial policies, and

9 WHEREAS modifications generally recognize new revenues, budget for
10 resolutions already passed by the County Council, adjust for changes that have
11 occurred over the course of the biennium, and make needed corrections to the
12 budget, and

13 WHEREAS it is necessary to modify the City’s Biennial Budget and to
14 appropriate funds for 2017-2018 contract obligations, transfers, and other budget
15 adjustments that were not identifiable in December 2016, and

16 WHEREAS Exhibit “A” describes the proposed modifications to the Biennial
17 Budget and Exhibit “B” provides a narrative detail about the modifications; Now,
18 Therefore,

19 BE IT ORDAINED BY THE CITY OF TACOMA:

20 Section 1. That the Biennial Budget of the City for fiscal years 2017-2018 is
21 hereby amended by adopting the proposed 2017-2018 biennial modifications set
22 out in Exhibit “A” and explained in narrative form in Exhibit “B,” which exhibits are
23 attached hereto and incorporated as part of this ordinance.
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Section 2. That the proper officers of the City are hereby authorized and directed to make interfund transfers and contributions, and that the Biennial Budget for the City of Tacoma for the years 2017-2018 shall be deemed to be and is hereby amended to provide for the appropriation and expenditure of said funds.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

EXHIBIT A

**City of Tacoma, Washington
2017-2018 Biennial Budget
Biennium-End Modification**

| Fund No. | Fund Name | Adopted Budget | Revised Budget | Modification Ordinance | Modified Budget |
|------------------------------|--|-----------------------------|-----------------------------|-------------------------------|-----------------------------|
| 0010 | General Fund | <u>\$461,208,587</u> | <u>488,096,385</u> | | <u>488,096,385</u> |
| Special Revenue Funds | | | | | |
| 1020 | Courts Special Revenue | 159,316 | 159,316 | | 159,316 |
| 1030 | Contingency Fund | 500,000 | 849,896 | | 849,896 |
| 1050 | PWS Transportation Revenues | 9,540,000 | 11,930,355 | | 11,930,355 |
| 1065 | PW Street Fund (Street Ops, Eng, Transp) | 43,638,466 | 46,656,809 | 522,459 | 47,179,268 |
| 1070 | Transportation Benefit District | 15,845,790 | 15,845,790 | 7,500 | 15,853,290 |
| 1080 | 2% GET Gross Earnings Tax (Street Ops Mnt) | | 300,000 | 511,909 | 811,909 |
| 1085 | 2015 Voted Streets Initiative Fund | 39,948,153 | 40,219,438 | | 40,219,438 |
| 1090 | TFD Special Revenue | 1,851,792 | 4,153,644 | 919,614 | 5,073,258 |
| 1100 | PWF Property Management | 1,428,256 | 1,840,656 | | 1,840,656 |
| 1110 | Local Improvement Guaranty | 58,203 | 58,203 | | 58,203 |
| 1145 | PWB Building & Land Use Services | 1,486,797 | 1,986,797 | | 1,986,797 |
| 1155 | TFD EMS Special Revenue | 29,878,702 | 29,878,702 | 95,000 | 29,973,702 |
| 1180 | PAF Tourism & Conventions | 7,025,752 | 7,025,752 | 1,700,000 | 8,725,752 |
| 1185 | NCS Special Revenue | 18,351,397 | 20,955,462 | | 20,955,462 |
| 1195 | CED Economic Development Grants | 16,633,113 | 22,322,789 | 258,702 | 22,581,491 |
| 1200 | Library Special Revenue | 799,296 | 799,296 | | 799,296 |
| 1236 | CED Small Business Enterprise | 1,014,701 | 1,039,701 | | 1,039,701 |
| 1267 | TPD Special Revenue | 2,861,750 | 3,421,750 | | 3,421,750 |
| 1431 | CMO Municipal Cable TV | 7,663,200 | 7,738,200 | | 7,738,200 |
| 1500 | CED Local Employment Apprenticeship Program | 914,771 | 939,771 | | 939,771 |
| 1650 | Traffic Enforcement, Engineering & Education | 6,797,464 | 6,797,464 | | 6,797,464 |
| | Total Special Revenue Funds | <u>\$206,396,919</u> | <u>\$224,919,791</u> | <u>\$4,015,184</u> | <u>\$228,934,975</u> |
| Debt Service Funds | | | | | |
| 2010 | Voted Bonds | 5,422,500 | 5,422,500 | | 5,422,500 |
| 2035 | LTD GO Bonds 1997 A & B | 6,058,617 | 6,058,617 | | 6,058,617 |
| 2038 | CTED PWTF Loan | 2,280,581 | 2,280,581 | | 2,280,581 |
| 2040 | LTGO 2009 Series A-F Bond Redemption | 3,087,403 | 3,087,403 | | 3,087,403 |
| 2041 | 2010 LTGO Bonds Series 2010B - 2010E | 13,087,420 | 13,087,420 | | 13,087,420 |
| 2042 | 2013 LTGO Refunding Bonds | 6,791,200 | 6,791,200 | | 6,791,200 |
| 2043 | 2017 LTGO Bonds | | 26,977,540 | | 26,977,540 |
| | Total Debt Service Funds | <u>\$36,727,721</u> | <u>\$63,705,261</u> | | <u>\$63,705,261</u> |
| Capital Project Funds | | | | | |
| 3209 | 1997 Bond Issue | | | 55,000 | 55,000 |
| 3210 | Real Estate Excise Tax | 18,790,343 | 69,344,933 | 2,000,000 | 71,344,933 |
| 3216 | Police Facility 2002 | 126,000 | 4,326,000 | | 4,326,000 |
| 3218 | 2009 LTGO Bond Capital Projects | | 849,937 | 35,000 | 884,937 |
| 3220 | 2010 LTGO Bonds | | 2,427,453 | | 2,427,453 |
| | Total Capital Project Funds | <u>\$18,916,343</u> | <u>\$76,948,323</u> | <u>\$2,090,000</u> | <u>\$79,038,323</u> |

EXHIBIT A

**City of Tacoma, Washington
2017-2018 Biennial Budget
Biennium-End Modification**

| Fund No. | Fund Name | Adopted Budget | Revised Budget | Modification Ordinance | Modified Budget |
|---------------------------------|---------------------------------------|------------------------|------------------------|-------------------------------|------------------------|
| Enterprise Funds | | | | | |
| 4110 | Permit Services Fund | 19,009,082 | 20,657,142 | | 20,657,142 |
| 4120 | PW Tacoma Rail Mountain Division | 4,063,527 | 4,063,527 | 1,230,000 | 5,293,527 |
| 4140 | PWE Parking Operating | 15,185,880 | 16,758,724 | 2,584,382 | 19,343,106 |
| 4165 | PAF Convention Center | 22,304,641 | 22,709,641 | | 22,709,641 |
| 4170 | PAF Cheney Stadium | 3,249,169 | 3,411,522 | | 3,411,522 |
| 4180 | PAF Tacoma Dome | 17,112,550 | 19,273,313 | | 19,273,313 |
| 4190 | PAF Performing Arts | 5,917,938 | 6,008,749 | 2,000,000 | 8,008,749 |
| 4200 | Solid Waste | 137,104,229 | 144,467,361 | | 144,467,361 |
| 4300 | Wastewater | 182,443,618 | 191,158,694 | | 191,158,694 |
| 4301 | Surface Water | 86,393,672 | 93,374,707 | | 93,374,707 |
| 4450 | Union Station | 7,962,964 | 7,962,964 | 3,000 | 7,965,964 |
| 4500 | Tacoma Rail | 66,643,196 | 66,643,196 | | 66,643,196 |
| 4600 | Water Utility | 191,563,770 | 191,563,770 | | 191,563,770 |
| 4700 | Power | 923,382,113 | 923,382,113 | | 923,382,113 |
| 4800 | TPU Self Insurance Claims | 3,762,254 | 4,762,254 | | 4,762,254 |
| 4805 | Low Income Assistance | 2,000,000 | 2,000,000 | | 2,000,000 |
| | Total Enterprise Funds | \$1,688,098,603 | \$1,718,197,677 | \$5,817,382 | \$1,724,015,059 |
| Internal Service Funds | | | | | |
| 5042 | IT Graphics Services | | | 101,269 | 101,269 |
| 5050 | TPU Fleet Service | 24,760,076 | 24,760,076 | | 24,760,076 |
| 5086 | Youth Build Tacoma | 660,482 | 660,482 | | 660,482 |
| 5400 | PW Fleet Equipment Rental | 22,283,525 | 26,845,299 | | 26,845,299 |
| 5453 | PWS Asphalt Plant | 4,800,000 | 4,800,000 | | 4,800,000 |
| 5540 | Comms Equipment - Replacement Reserve | 5,897,612 | 5,897,612 | | 5,897,612 |
| 5550 | Third Party Liability Claims | 7,459,028 | 8,459,028 | 3,800,000 | 12,259,028 |
| 5560 | Unemployment Compensation | 1,069,291 | 1,069,291 | | 1,069,291 |
| 5570 | Worker's Compensation | 18,576,558 | 18,576,558 | | 18,576,558 |
| 5700 | Municipal Building Acquisition & Oper | 9,142,068 | 13,537,738 | | 13,537,738 |
| 5800 | Information Systems | 112,610,350 | 113,078,285 | | 113,078,285 |
| | Total Internal Service Funds | \$207,258,990 | \$217,684,369 | \$3,901,269 | \$221,585,638 |
| Trust & Agency Funds | | | | | |
| 6050 | Deferred Compensation Trust | 419,513 | 419,513 | 10,000 | 429,513 |
| 6100 | Employees Retirement | 329,732,895 | 329,732,895 | | 329,732,895 |
| 6120 | Relief & Pension Police | 9,814,002 | 9,814,002 | | 9,814,002 |
| 6150 | Relief & Pension Firefighters | 12,464,812 | 12,464,812 | | 12,464,812 |
| 6430 | Health Care Trust Labor Management | 132,733,326 | 132,992,160 | | 132,992,160 |
| 6440 | Group Life Trust | 1,531,894 | 1,531,894 | 60,000 | 1,591,894 |
| 6460 | Dental Care Labor Management | 11,646,052 | 11,646,052 | | 11,646,052 |
| 6470 | Health Care Trust Firefighters | 7,060,636 | 7,060,636 | | 7,060,636 |
| 6480 | Health Care Trust Police | 6,568,833 | 6,568,833 | | 6,568,833 |
| 6795 | Public Facilities Districts | 6,637,884 | 7,436,799 | | 7,436,799 |
| | Total Trust & Agency Funds | \$518,609,847 | \$519,667,596 | \$70,000 | \$519,737,596 |
| | Total City of Tacoma Budget | \$3,137,217,010 | \$3,309,219,402 | \$15,893,835 | \$3,325,113,237 |

EXHIBIT B

**City of Tacoma, Washington
2017-2018 Biennial Budget
Biennium End Adjustments**

Narrative Explanation for the Budget Amendment Ordinance

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

Special Revenue Funds

| | |
|--|---------------|
| 1065 - PWS Operations, Engineering & Transportation | Amount |
|--|---------------|

Revenues

| | | |
|---|----|---------|
| Reimbursements for Damaged Assets and Unplanned Work..... | \$ | 522,459 |
| | \$ | 522,459 |

Expenditures

| | | |
|---|----|---------|
| Sound Transit Permit Review..... | \$ | 30,553 |
| Streetlight and Traffic Signal Repairs..... | \$ | 491,906 |
| | \$ | 522,459 |

| | |
|---|---------------|
| 1070 - PWS Transportation Benefit District | Amount |
|---|---------------|

Revenues

| | | |
|---------------------|----|-------|
| Beginning Cash..... | \$ | 7,500 |
| | \$ | 7,500 |

Expenditures

| | | |
|---------------------|----|-------|
| Audit Services..... | \$ | 7,500 |
| | \$ | 7,500 |

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

Revenues

| | | |
|---------------------|----|---------|
| Beginning Cash..... | \$ | 511,909 |
| | \$ | 511,909 |

Expenditures

| | | |
|--|----|---------|
| Transfer to Street Operations to Close Fund..... | \$ | 511,909 |
| | \$ | 511,909 |

EXHIBIT B

City of Tacoma, Washington
2017-2018 Biennial Budget
Biennium End Adjustments

| 1090 - TFD Special Revenue | | Amount |
|---|----|---------------------|
| Revenues | | |
| SAFER Grant Match from General Fund..... | \$ | 271,000 |
| Homeland Security and Other Miscellaneous Grants..... | \$ | 648,614 |
| | \$ | 919,614 |
| Expenditures | | |
| SAFER Grant Match..... | \$ | 271,000 |
| Hurricane Deployment Expenses..... | \$ | 281,560 |
| Port Security Grant Expenses..... | \$ | 367,054 |
| | \$ | 919,614 |
| 1155 - TFD EMS Special Revenue | | Amount |
| Revenues | | |
| Use of Cash..... | \$ | 95,000 |
| | \$ | 95,000 |
| Expenditures | | |
| Accelerated Medic Fleet Replacement..... | \$ | 70,000 |
| Advance Training Supplies Purchase..... | \$ | 25,000 |
| | \$ | 95,000 |
| 1180 - PAF Tourism & Conventions | | Amount |
| Revenues | | |
| Increased Hotel/Motel Tax..... | \$ | 1,700,000 |
| | \$ | 1,700,000 |
| Expenditures | | |
| Transfer to Convention Center..... | \$ | 1,700,000 |
| | \$ | 1,700,000 |
| 1195 - CED Economic Development Grants | | Amount |
| Revenues | | |
| WSDOT Grant..... | \$ | 258,702 |
| | \$ | 258,702 |
| Expenditures | | |
| Amtrak Display..... | \$ | 258,702 |
| | \$ | 258,702 |
| Total Special Revenue Funds | | \$ 4,015,184 |

EXHIBIT B

City of Tacoma, Washington
 2017-2018 Biennial Budget
 Biennium End Adjustments

Capital Project Fund

| 3209 - 1997 Bond Issue | | Amount |
|---|-----------|---------------------|
| Revenues | | |
| Beginning Cash..... | \$ | 55,000 |
| | <u>\$</u> | <u>55,000</u> |
| Expenditures | | |
| Bank Charges..... | \$ | 55,000 |
| | <u>\$</u> | <u>55,000</u> |
| 3210 - Real Estate Excise Tax | | Amount |
| Revenues | | |
| Additional REET Revenues..... | \$ | 2,000,000 |
| | <u>\$</u> | <u>2,000,000</u> |
| Expenditures | | |
| Transfer to Theaters and Reserves..... | \$ | 2,000,000 |
| | <u>\$</u> | <u>2,000,000</u> |
| 3218 - 2009 LTGO Bond Capital Projects | | Amount |
| Revenues | | |
| Beginning Cash..... | \$ | 3,971 |
| Metro Parks Contribution..... | \$ | 31,029 |
| | <u>\$</u> | <u>35,000</u> |
| Expenditures | | |
| People's Pool Project Closeout..... | \$ | 34,072 |
| Bank Charges..... | \$ | 928 |
| | <u>\$</u> | <u>35,000</u> |
| <u>Total Capital Project Funds</u> | | \$ 2,090,000 |

EXHIBIT B

City of Tacoma, Washington
2017-2018 Biennial Budget
Biennium End Adjustments

Enterprise Funds

4120 - PWE Tacoma Rail Mountain Division **Amount**

Revenues

| | | |
|---------------------|----|-----------|
| Beginning Cash..... | \$ | 1,230,000 |
| | \$ | 1,230,000 |

Expenditures

| | | |
|--|----|-----------|
| Various Tacoma Rail Mountain Expenditures..... | \$ | 1,230,000 |
| | \$ | 1,230,000 |

4140 - PWE Parking Operating **Amount**

Revenues

| | | |
|-----------------------------------|----|-----------|
| Proceeds from Sale of Assets..... | \$ | 2,584,382 |
| | \$ | 2,584,382 |

Expenditures

| | | |
|---|----|-----------|
| Yareton Project Soil Remediation..... | | 500,000 |
| Payment for Yareton Parking Stalls Per Agreement..... | \$ | 2,084,382 |
| | \$ | 2,584,382 |

4190 - Performing Arts **Amount**

Revenues

| | | |
|-------------------------------|----|-----------|
| Real Estate Excise Tax 1..... | \$ | 2,000,000 |
| | \$ | 2,000,000 |

Expenditures

| | | |
|---------------------------------------|----|-----------|
| Pantages Theater Capital Project..... | \$ | 2,000,000 |
| | \$ | 2,000,000 |

4450 - Union Station **Amount**

Revenues

| | | |
|---------------------|----|-------|
| Beginning Cash..... | \$ | 3,000 |
| | \$ | 3,000 |

Expenditures

| | | |
|-------------------|----|-------|
| Bank Charges..... | \$ | 3,000 |
| | \$ | 3,000 |

Total Enterprise Funds \$ **5,817,382**

EXHIBIT B

**City of Tacoma, Washington
2017-2018 Biennial Budget
Biennium End Adjustments**

Internal Service Funds

| 5042 - IT Graphics Services | | Amount |
|---|----|---------------------|
| Revenues | | |
| Beginning Cash..... | \$ | 101,269 |
| | \$ | 101,269 |
| Expenditures | | |
| Transfer to General Government Internal Service Fund to Close Fund..... | \$ | 101,269 |
| | \$ | 101,269 |
| 5550 - Third Party Liability Claims | | Amount |
| Revenues | | |
| Beginning Cash..... | \$ | 3,800,000 |
| | \$ | 3,800,000 |
| Expenditures | | |
| Claim Expenses..... | \$ | 3,800,000 |
| | \$ | 3,800,000 |
| Total Internal Service Funds | | \$ 3,901,269 |

Trust & Agency Funds

| 6050 - Deferred Compensation Trust | | Amount |
|---|----|------------------|
| Revenues | | |
| Plan Revenues..... | \$ | 10,000 |
| | \$ | 10,000 |
| Expenditures | | |
| Personnel Costs..... | \$ | 10,000 |
| | \$ | 10,000 |
| 6440 - Group Life Trust | | Amount |
| Revenues | | |
| Beginning Cash..... | \$ | 60,000 |
| | \$ | 60,000 |
| Expenditures | | |
| Insurance Costs..... | \$ | 60,000 |
| | \$ | 60,000 |
| Trust & Agency Funds | | \$ 70,000 |

| | | |
|---|--|----------------------|
| Grand Total Expenditures - All Funds | | \$ 15,893,835 |
|---|--|----------------------|



ORDINANCE NO. 28563

1 BY REQUEST OF COUNCIL MEMBERS HUNTER, THOMS, AND USHKA

2 AN ORDINANCE relating to human rights; amending Chapter 1.29 of the Tacoma
3 Municipal Code ("TMC") by the addition thereto of a new Section 1.29.180,
4 "Labeling of single-occupant public restrooms," requiring gender-neutral
5 labeling of existing or new single-occupancy restrooms in places of public
6 accommodation, facilities of the City, and facilities of taxing authorities
7 located within the City; and declaring an effective date.

8 WHEREAS, pursuant to Ordinance No. 25352, passed on April 23, 2002,
9 the City amended Chapter 1.29 of the Tacoma Municipal Code ("TMC") to
10 include certain protections against discrimination based on gender identity,
11 including, among other protections, in public accommodations, and

12 WHEREAS, pursuant to Resolution No. 39019, adopted on
13 September 30, 2014, the City implemented the Equity and Empowerment
14 Initiative to support human rights and opportunities for all persons within the City
15 to achieve their full potential, which would include ensuring full access for
16 transgender and gender non-conforming individuals to governmental services
17 and facilities in the City, and

18 WHEREAS transgender and non-binary individuals face violence,
19 discrimination, and lack of access to public accommodations and governmental
20 facilities, including public restrooms, at rates far exceeding other members of
21 the community, and

22 WHEREAS anti-transgender organizations in Washington State have
23 actively sought to restrict, via referendum, an individual's right to access public
24 restrooms based on her, his, or their gender identity, and to require transgender
25
26



and non-binary individuals to use public restrooms corresponding to gender
1 assignment at birth, and

2 WHEREAS the City has an obligation and duty to protect the rights and
3 dignity of all its residents, and to oppose institutional and systematic bigotry
4 towards transgender and non-binary individuals, and
5

6 WHEREAS the Human Rights Commission, in collaboration with Pride at
7 Work, is requesting an amendment to the TMC to establish a gender-inclusive
8 restroom requirement for single-occupancy restrooms in places of public
9 accommodation, facilities of the City, and facilities of taxing authorities located
10 within the City, and
11

12 WHEREAS staff presented the proposed amendments to the Community
13 Vitality and Safety Committee at its November 8, 2018 meeting, and the
14 Committee approved the proposed amendments for City Council consideration,
15 and
16

17 WHEREAS the proposed amendments align with the City's Equity and
18 Empowerment Initiative and TMC Chapter 1.29, which prohibits discrimination
19 based on gender identity; Now, Therefore,
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BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TACOMA:

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That Chapter 1.29 of the Tacoma Municipal Code is hereby amended by the addition thereto of a new Section 1.29.180, "Labeling of single-occupant public restrooms," as set forth in attached Exhibit "A."

Section 2. That this ordinance shall become effective on June 1, 2019.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



EXHIBIT "A"

**CHAPTER 1.29
HUMAN RIGHTS COMMISSION**

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Sections:

- 1.29.010 Findings.
- 1.29.020 Creation of a Human Rights Commission.
- 1.29.030 Commission Responsibilities of the Office of Equity and Human Rights.
- 1.29.040 Definitions.
- 1.29.050 Unlawful discriminatory employment practices.
- 1.29.060 Additional unlawful discriminatory practices.
- 1.29.070 Liberal construction.
- 1.29.080 Severability.
- 1.29.090 Savings clause.
- 1.29.100 Unlawful discriminatory housing practices.
- 1.29.110 Discrimination in residential real estate-related transactions.
- 1.29.120 Prohibition against discrimination because of disability.
- 1.29.130 Housing for older persons.
- 1.29.140 Interference, coercion or intimidation.
- 1.29.150 Adjustment and settlement of complaints.
- 1.29.160 Election for civil action in lieu of hearing for housing cases.
- 1.29.170 Enforcement of fair housing provisions by private persons.
- 1.29.180 Labeling of single-occupant public restrooms.

* * *

1.29.180 Labeling of single-occupant public restrooms.

A. Definitions.

“Gender identity” means an individual’s gender-related identity, appearance, and/or expression, whether or not traditionally associated with such individual’s gender assignment at birth, and may include such individual’s attitudes, preferences, beliefs, and/or practices pertaining thereto.

“Place of public accommodation,” as defined by Tacoma Municipal Code (“TMC”) 1.29.040, means any establishment which caters or offers its services, facilities, or goods to the general public.

“Single-occupant public restroom” means any toileting facility that is designed for use and can be used only by a single individual at a time and/or by a single individual assisted by another individual, located in a facility of the City, a facility of a taxing district located in Tacoma, or a place of public accommodations in the City as defined by TMC 1.29.040.

“Taxing District,” as defined by Washington Administrative Code 458-19-005(y), means the state and any county, city, town, port district, school district, road district, metropolitan park district, regional transit authority, water-sewer district, and/or other municipal corporation having the power or legal authority to impose burdens upon property within the district on an ad valorem basis, for the purpose of obtaining revenue for public purposes, as distinguished from municipal corporations authorized to impose burdens, or for which burdens may be imposed for public purposes, on property in proportion to the increase in benefits received.



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B. Requirements for single-occupant public restrooms. Single-occupant restrooms shall not be restricted to a specific sex or gender identity and shall use appropriate signage to indicate such restrooms are designated for use by any person, regardless of sex or gender identity. Entities covered by this ordinance shall replace existing restrictive-gender-use signage for single-occupant public restrooms with signage indicating that such restrooms can be used by any person, regardless of sex or gender identity. Examples of appropriate signage would include “washroom,” “restroom,” “all-gender restroom,” “gender-neutral restroom,” or “unisex,” and/or that images or symbols to indicating that the all single-occupant restrooms are designated for use by any person, regardless of sex or gender identity.

C. Enforcement. The requirements of this subsection shall be enforced and violations penalized pursuant to Chapter 1.82 TMC.



ORDINANCE NO. 28565

1 AN ORDINANCE relating to public health and safety; adopting additional
findings; and amending Section 6 of Ordinance No. 28430, as amended
2 by Ordinance No. 28457 and Ordinance No. 28477, by extending the
sunset date of said amended ordinance to December 31, 2019, for the
3 declaration of public emergency relating to the conditions of homeless
encampments; and declaring an emergency, making necessary the
passage of this ordinance, and it becoming effective immediately.

4 WHEREAS, on May 9, 2017, the City Council enacted Ordinance
No. 28430 ("Emergency Ordinance"), declaring a state of emergency relating to
5 the conditions of homeless encampments and authorizing such actions are
6 reasonable and necessary in light of such emergency to mitigate the conditions
7 giving rise to such public emergency, and provided for a sunset date of
8 October 9, 2017, and

9 WHEREAS the Emergency Ordinance further provided that the City
Council shall review the conditions that have given rise to the public health
10 emergency to determine if such conditions warrant keeping in place the
11 extraordinary measures authorized herein to respond to the public health
12 emergency, and

13 WHEREAS, the City Council conducted a review of the efforts made to
14 abate the conditions giving rise to the declaration of the public emergency and
on October 3, 2017, determined that such conditions continued and the public
15 emergency created thereby had not been abated, and
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WHEREAS, based upon the foregoing, City Council adopted Ordinance No. 28457 extending the sunset date of the public emergency declaration made pursuant to Emergency Ordinance, from October 9, 2017 to December 31, 2017, and

WHEREAS the City Council conducted a second review of the conditions giving rise to the declaration of a public emergency, and made findings to support Ordinance No. 28477 to extend the public emergency declaration through December 31, 2018, and

WHEREAS the City has conducted a third review of the conditions giving rise to the declaration of a public emergency and makes the following findings:

- As of November 15, 2018, 227 individuals have received services at the stability site (“SITE”), and of the 81 individuals currently receiving services at the site, 62 have developed housing stability plans, housing referrals or are enrolled in a housing program
- Regardless of the lack of available, appropriate housing for the high-needs individuals entering the site, a total of 51 have transitioned from the site to housing, which represents 22 percent of the total population served at the site to date
- Conditions similar to those at the onset of the declaration of emergency continue to exist, resulting in homeless encampments outside the site and throughout the City, as evidenced by 109 homeless encampments located on City property and cleaned in 2018
- During 2018, the Tacoma Police Department Homeless Outreach Team (“HOT”) has:
 - Identified 2,246 homeless encampments located on private and public property in the City



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- Contacted 228 individuals experiencing homelessness at encampments, and 86 individuals accepted referrals to supportive services, and

WHEREAS the 2018 annual Point in Time County data reflects that 1,628 (529 in the City) individuals are experiencing homelessness in Pierce County, and

WHEREAS, consistent with the Affordable Housing Action Strategy, the City continues to evaluate and pursue opportunities to increase sustainable housing options and partner with Pierce County and other jurisdictions to address the challenges of addressing homelessness, and

WHEREAS, the City Council, as part of its 2019-2020 biennial budget, has proposed the expenditure of \$2,630,597 (funded through various funding sources) for continuation of the temporary emergency aid and shelter plan with a three-phased approach (Mitigation, Stabilization, and short-term transitional housing), and

WHEREAS, the City Council finds and concludes that the continuing and ongoing threat of significant harm to human health and life arising from the conditions in homeless encampments as described in the Emergency Ordinance have not yet been abated by the City's actions, resulting in the continued existence of the public emergency as declared pursuant to the Emergency Ordinance, and

WHEREAS the City Council further finds and concludes that the current and ongoing conditions warrant keeping in place the extraordinary measures



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authorized pursuant to the Emergency Ordinance to respond to the declared emergency, and

WHEREAS the City Council further finds and concludes that it is reasonable and necessary, and in the best interest of the public health, safety, and welfare, to continue the exercise of its power to declare a public health emergency under authority of Article XI, Section 11, of the State Constitution, Chapter 38.52 RCW, Chapter 39.04 RCW, RCW 35.33.081, WAC 197-11-880 and other applicable laws and regulations, and pursuant to Section 2.4 of the Tacoma City Charter, Chapters 1.06, 1.10, and 8.96 of the Tacoma Municipal Code, and the authorization of such extraordinary measures as are reasonable and necessary in light of such public health emergency to mitigate the conditions giving rise the public emergency; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

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

Section 2. That Section 6 of Ordinance No. 28430, as amended by Ordinance Nos. 28457 and 28477, is hereby amended to read in its entirety as follows:

That this ordinance shall sunset and no longer be in force or effect at 11:59 p.m. on December 31, 2019.



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Section 3. That the City Council shall, prior to December 31, 2019, review the conditions that have given rise to the emergency declaration made pursuant to Ordinance No. 28430, as amended, to determine if such conditions warrant keeping in place the extraordinary measures authorized herein in response to this public health emergency.

Section 4. That, based upon the facts and conclusions as specified herein, Ordinance No. 28430 and Ordinance Nos. 28457 and 28477, a public emergency exists, making this ordinance effective upon passage by an affirmative vote of at least six members of the City Council.

Passed _____

Mayor

Approved as to form:

Deputy City Attorney

Attest:

City Clerk