



Legislation Passed July 30, 2019

The Tacoma City Council, at its regular City Council meeting of July 30, 2019, 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. 40383

A resolution awarding a contract to Active Construction Inc., in the amount of \$1,148,153.36, plus applicable taxes, plus a 20 percent contingency, for a total of \$1,377,784.03, budgeted from the Surface Water Fund, to remove accumulated sediments, vegetation, and debris from the south cell of the Hosmer Holding Basin - Specification No. ES19-0103F.

[Steve Hoffman, Project Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Resolution No. 40384

A resolution awarding a contract to Intermountain Slurry Seal Inc., in the amount of \$484,616.35, plus applicable taxes, plus a 20 percent contingency, for a total of \$581,539.62, budgeted from the Streets Initiative Fund, for asphalt pavement surface treatments at various locations throughout the City - City of Vancouver Contract No. C-100067.

[Erik Sloan, Management Analyst; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 40385

A resolution authorizing an increase to the contract with American Custodial Inc., in the amount of \$158,367.12, plus applicable taxes, for a total of \$300,000.00, budgeted from the Municipal Building Acquisition and Operation Fund, for janitorial services at the Tacoma Police Department Substations, Marine Security Operations Center, and Harrison Firing Range - Specification No. PW15-0602F.

[Jeff Paradee, P.E., Operations and Maintenance Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 40386

A resolution authorizing the use of up to \$15,000 of City Council Contingency Funds for working with the University of Washington Tacoma (UWT) to purchase air sensors, create a two-year pilot program to educate and engage the public in air quality monitoring, and to provide consultation regarding optimal locations for pollution detection; and directing the City Manager to negotiate and execute an agreement with UWT outlining the scope of work and deliverables.

[James Parvey, Environmental Policy and Sustainability Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Resolution No. 40387

A resolution expressing the City Council's commitment to making the City a more age-friendly city under the criteria set forth by the World Health Organization and the AARP Network of Age-Friendly States and Communities; and directing the City Manager to take the steps necessary for that designation.

[Council Member Hunter]

Resolution No. 40388

A resolution stating the City's intent to authorize the maximum capacity of the tax authorized under the provisions of Substitute House Bill 1406 for affordable and supportive housing.

[Jeff Robinson, Director, Community and Economic Development]

Ordinance No. 28599

(First and Final Reading) An ordinance amending Chapter 6A.70 of the Municipal Code, relating to Local Option Taxes, by adding Section 6A.70.047 entitled "Credit against state's share of tax - sales or use tax for affordable housing - Imposition" and Section 6A.70.048 entitled "Credit against state's share of tax - sales or use tax for affordable housing - Rate" to authorize the maximum capacity of the tax authorized under the provisions of Substitute House Bill 1406 for affordable and supportive housing; and declaring an emergency, making necessary the passage of this ordinance and it becoming effective immediately.

[Jeff Robinson, Director, Community and Economic Development]



RESOLUTION NO. 40381

1 A RESOLUTION relating to the 2019 Amendment to the Comprehensive Plan and
2 Land Use Regulatory Code; setting Tuesday, August 20, 2019, as the date
3 for a public hearing on proposed amendments as recommended by the
4 Planning Commission.

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

9 WHEREAS the Planning Commission ("Commission") has completed its
10 review of the 2019 Amendment through an extensive and inclusive public
11 engagement process, which included two public hearings conducted on May 1,
12 and May 15, 2019, and the Commission recommended on June 19, 2019 that the
13 2019 Amendment be adopted by the City Council, and

14 WHEREAS pursuant to the Act, the 2019 amendment includes the following
15 six applications: (1) future land use map implementation; (2) shoreline master
16 program periodic review; (3) affordable housing action strategy incorporation into
17 the comprehensive plan; (4) historic preservation code amendments; (5) Manitou
18 potential annexation; and (6) minor plan and code amendments, and

19 WHEREAS Chapter 13.02 of the TMC requires the City Council to conduct
20 a public hearing before amending the Plan or Code; Now, Therefore,

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

Section 1. That Tuesday, August 20, 2019, at approximately 5:15 p.m., is hereby fixed as the time, and the City Council Chambers on the First Floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, as the place when and where a public hearing shall be held on the proposed amendments to the Comprehensive Plan and Land Use Regulatory Code, as contained in the Planning Commission's *Findings of Fact and Recommendations, June 19, 2019*.

Section 2. That the City Clerk shall give proper notice of the time and place of said hearing.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 40382

1 A RESOLUTION relating to public works projects; authorizing the acceptance of
2 13 grants, in the total amount of \$9,248,997, for deposit into various Capital
3 Project funds, to fund various Public Works projects, including pedestrian
4 facilities, trails, bikeways, and pedestrian railroad crossings.

4 WHEREAS the City has aggressively applied for grants for numerous
5 infrastructure projects, and in 2018, 13 Public Works projects (“Projects”) were
6 selected to receive approximately \$9,248,997 in grant funds, and

7 WHEREAS these Projects will improve the safety and well-being of citizens
8 by rehabilitating roadways and providing pedestrian and bicycle facilities;
9 constructing trails; adding or upgrading facilities to meet the Americans with
10 Disabilities Act; upgrading pedestrian crossings; and improving pedestrian railroad
11 crossings, and
12

13 WHEREAS the Projects identified in the attached Exhibit “A” have been
14 selected to receive grant funds, and

15 WHEREAS 12 of the Projects will require City matching funds, all funded
16 through the Streets Initiative Fund, as follows: (1) Portland Avenue Freight and
17 Access Improvements, in the amount of \$370,430; (2) Puyallup Avenue
18 Transit/Complete Street Improvements, in the amount of \$2,100,000; (3) South I
19 Street Overlay, in the amount of \$750,000; (4) Cultural Shift to Active
20 Transportation, in the amount of \$425,000; (5) Mary Lyon Elementary School Safe
21 Routes to School, in the amount of \$296,174; (6) South 19th Street and Clay
22 Huntington, in the amount of \$613,193; (7) 6th Avenue Pedestrian Crossing Safety
23 Improvements, in the amount of \$2,613,100; (8) South Yakima Avenue Traffic
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Signal Operations and Visibility Improvements, in the amount of \$1,010,400;
 (9) Pedestrian and Bicycle Counts and Facility Inventories, in the amount of
 \$210,600; (10) Pedestrian Crosswalk Improvements at South 19th Street and
 Fawcett Avenue Intersection, in the amount of \$213,300; (11) McKinley Avenue
 Crosswalk Improvements at East 36th and East 37th Streets, in the amount of
 \$153,000; and (12) South 19th Street Signal and Crosswalk Improvements South
 Yakima Avenue to Tacoma Avenue South, in the amount of \$433,800; Now,

Therefore,

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

That the proper officers of the City are hereby authorized to accept
 \$9,248,997 in federal fund grants, for deposit into various Capital Project funds, to
 fund various Public Works projects, including roadways, pedestrian and bicycle
 facilities, trails, facility upgrades, and pedestrian railroad crossings, all as set forth
 in the attached Exhibit "A."

Adopted _____

 Mayor

Attest:

 City Clerk

Approved as to form:

 Deputy City Attorney



EXHIBIT "A"

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Project	Grantor/Amount	Description	City Match
Tacoma: Improving Bike and Pedestrian Safety Around Schools	Washington Traffic Safety Commission \$60,000	Additional enforcement before and after school, school-based programs to encourage walking and bicycling, a walking audit to identify barriers for safe access, and the development of curriculum to promote safe walking and bicycling.	None
Portland Avenue Freight and Access Improvements	Puget Sound Regional Council Countywide Program \$370,430	Replacement of asphalt with concrete from Lincoln Avenue to East 25th Street, roadway re-channelization from East 25th to East 27th Street to tie-in to the Portland Avenue interchange portion of WSDOT's I-5 HOV project, addition of a new traffic signal at the SR-509 off ramp and upgrades to three existing signals to interconnect all four traffic signals. The project will also add missing link sidewalk, ADA curb ramps, and a mid-block crossing. A City match of \$65,370 is required and funded via the Streets Initiative Fund.	\$65,370 Funded through the Streets Initiative Fund
Puyallup Avenue Transit / Complete Street Improvements	Puget Sound Regional Council Countywide Program \$2,100,000	Design funding for Puyallup Avenue from Portland Avenue to South C Street. The project scope includes a complete reconstruction of the roadway with concrete pavement, complete street elements including bike lanes, sidewalks/curb ramps, bulbouts, crosswalks, signals/APS and other ITS elements, lighting, landscaping, bus stops, parking and upgraded utilities. A City match of \$400,000 is required and funded via the Streets Initiative Fund.	\$400,000 Funded through the Streets Initiative Fund
South I Street Overlay	Puget Sound Regional Council Countywide Program \$750,000	Asphalt overlay on South I Street at the intersection of 6th Avenue. The overlay will extend in each of the 4 directions of the intersection for about one block. The project will also include ADA ramp upgrades as needed and bike lanes on the 6th Avenue leg. A City match of \$250,000 is required and funded via the Streets Initiative Fund.	\$250,000 Funded through the Streets Initiative Fund



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Project	Grantor/Amount	Description	City Match
Cultural Shift to Active Transportation	Puget Sound Regional Council Countywide Program \$425,000	Multi-agency project focused on transportation demand management programs that will educate and influence people's travel behavior between home, work, services, and recreation trips. A City match of \$52,500 is required and funded via the Streets Initiative Fund.	\$52,500 Funded through the Streets Initiative Fund
Mary Lyon Elementary School Safe Routes to School	Washington State Department of Transportation Safe Routes to Schools \$296,174	School safety improvements including installation of ADA compliant curb ramps and APS at South 46th and Pacific Avenue and curb ramps at South 46th and Bell Streets and South 45th and A Streets. An education and encouragement program will also be completed. A City match of \$52,266 is required and funded via the Streets Initiative Fund.	\$52,266 Funded through the Streets Initiative Fund
South 19th and Clay Huntington	Washington State Department of Transportation 2019-21 Pedestrian and Bicycle Safety Program \$613,193	Installation of a full traffic signal, accessible pedestrian signals (APS), ADA compliant curb ramps and sidewalk, and signage/pavement markings at the intersection. A City match of \$108,210 is required and funded via the Streets Initiative Fund	\$108,210 Funded through the Streets Initiative Fund
6th Avenue Pedestrian Crossing Safety Improvements	Washington State Department of Transportation FFY 2018 City Safety Selections \$2,613,100	Upgrade existing traffic signal heads and phasing and improve timing along 6th Avenue between Jackson Avenue and Sprague Street. The project will also install APS, ADA crossing improvements, median island and pedestrian actuated rectangular rapid flashing beacons. A City match of \$401,500 is required and funded via the Streets Initiative Fund.	\$401,500 Funded through the Streets Initiative Fund



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Project	Grantor/Amount	Description	City Match
South Yakima Avenue Traffic Signal Operations and Visibility Improvements	Washington State Department of Transportation FFY 2018 City Safety Selections \$1,010,400	funding to upgrade existing traffic signal heads and phasing and improve timing along S Yakima between 72nd and 96th. The project will also install APS and ADA crossing improvements as needed. A City match of \$112,300 is required and funded via the Streets Initiative Fund.	\$112,300 Funded through the Streets Initiative Fund
Pedestrian and Bicycle Counts and Facility Inventories	Washington State Department of Transportation FFY 2018 City Safety Selections \$210,600	This project will conduct pedestrian and bicycle counts and inventory infrastructure/facilities to determine future safety needs. A City match of \$23,400 is required and funded via the Streets Initiative Fund	\$23,400 Funded through the Streets Initiative Fund
Pedestrian Crosswalk Improvements at South 19th Street and Fawcett Avenue Intersection	Washington State Department of Transportation FFY 2018 City Safety Selections \$213,300	Installation of a pedestrian hybrid beacon (HAWK system) at the intersection of S 19th and Fawcett. A City match of \$23,700 is required and funded via the Streets Initiative Fund	\$23,700 Funded through the Streets Initiative Fund
McKinley Avenue Crosswalk Improvements at East 36th Street and East 37th Street	Washington State Department of Transportation FFY 2018 City Safety Selections \$153,000	Improve the visibility of pedestrians in crosswalks on McKinley Ave at East 37th Street and East 36th Street. The project will include lighting upgrades, curb bulbouts with ADA compliant ramps and high visibility crosswalk markings. A City match of \$17,000 is required and funded via the Streets Initiative Fund.	\$17,000 Funded through the Streets Initiative Fund
South 19th Street Signal and Crosswalk Improvements South Yakima Avenue to Tacoma Avenue South	Washington State Department of Transportation FFY 2018 City Safety Selections \$433,800	Improve traffic signal phasing and the visibility of pedestrian crosswalks at South 19th Street and Yakima Avenue and South 19th Street and Tacoma Avenue. Protected left turn signal phasing will be added at these intersections along with high visibility crosswalk markings. A City match of \$48,200 is required and funded via the Streets Initiative Fund.	\$48,200 Funded through the Streets Initiative Fund



RESOLUTION NO. 40383

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 Active Construction Inc., in the amount of \$1,148,153.36, plus a
4 20 percent contingency, for a cumulative total of \$1,377,784.03, plus
5 applicable taxes, budgeted from the Surface Water Fund, to remove
6 accumulated sediments, vegetation, and debris from the south cell of
7 the Hosmer Holding Basin, pursuant to Specification No. ES19-0103F.

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 Active Construction Inc., in the amount of \$1,148,153.36,
20 plus a 20 percent contingency, for a cumulative total of \$1,377,784.03, plus
21 applicable taxes, budgeted from the Surface Water Fund, to remove accumulated
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1 sediments, vegetation, and debris from the south cell of the Hosmer Holding
2 Basin, pursuant to Specification No. ES19-0103F, 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

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12 Approved as to form: _____
13 City Attorney

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RESOLUTION NO. 40384

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 Intermountain Slurry Seal Inc., in the amount of \$484,616.35, plus a
4 20 percent contingency, for a cumulative total of \$581,539.62, plus
5 applicable taxes, budgeted from the Public Works Streets Initiative Fund
6 for asphalt pavement surface treatments at various locations throughout
7 the City, pursuant to City of Vancouver Contract No. C-100067.

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 Intermountain Slurry Seal Inc., in the amount of
20 \$484,616.35, plus a 20 percent contingency, for a cumulative total of
21 \$581,539.62, plus applicable taxes, budgeted from the Public Works Streets
22 Initiative Fund for asphalt pavement surface treatments at various locations
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1 throughout the City, pursuant to City of Vancouver Contract No. C-100067,
2 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

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12 Approved as to form: _____
13 City Attorney

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RESOLUTION NO. 40385

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. 4600011784 with American Custodial Inc, in the amount of
4 \$158,367.12, plus applicable taxes, for a cumulative total of \$300,000.00,
5 budgeted from the Public Works Facilities Municipal Building Operations
6 Fund, for janitorial services at the Tacoma Police Department
7 Substations, Marine Security Operations Center, and Harrison Firing
8 Range, pursuant to Specification No. PW15-0602F.

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, Therefore,

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

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

19 Section 2. That the proper officers of the City are hereby authorized to
20 increase Contract No. 4600011784 with American Custodial Inc, in the amount of
21 \$158,367.12, plus applicable taxes, for a cumulative total of \$300,000.00, budgeted
22 from the Public Works Facilities Municipal Building Operations Fund, for janitorial
23 services at the Tacoma Police Department Substations, Marine Security Operations
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1 Center, and Harrison Firing Range, pursuant to Specification No. PW15-0602F,
2 consistent with Exhibit "A."

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4 Adopted _____

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7 Mayor

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10 City Clerk

11 Approved as to form:
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13 City Attorney

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RESOLUTION NO. 40386

1 BY REQUEST OF MAYOR WOODARDS, DEPUTY MAYOR McCARTHY, AND
2 COUNCIL MEMBER MELLO

3 A RESOLUTION authorizing the one-time use of Council Contingency Funds, in
4 the amount of \$15,000, for the purpose of working with the University of
5 Washington Tacoma ("UWT") to purchase air sensors and create a two-year
6 pilot program to educate and engage the public in air quality monitoring, to
7 be evaluated thereafter; and directing the City Manager to negotiate and
8 execute an agreement with UWT, outlining the scope of work and
9 deliverables for said funding, to include consultation regarding optimal
10 locations for pollution detection and providing public education regarding air
11 quality and the use of air sensors.

12 WHEREAS, at one time, the Environmental Protection Agency formally
13 designated part of Tacoma – the Wapato Hills-Puyallup River Valley area – as
14 "nonattainment," meaning that the air quality did not meet federal health standards,
15 and

16 WHEREAS air quality in our community is influenced by the topography and
17 shape of the land, meteorology and weather patterns, and the sources of pollution
18 located in our community, and

19 WHEREAS poor air quality affects everyone; however, children, the elderly,
20 and those with respiratory or cardiac health problems are most at risk, and

21 WHEREAS monitoring air quality is essential to understanding and
22 addressing air quality, and while the City is not responsible for managing local air
23 quality, it has a duty to better understand and improve community health, and

24 WHEREAS the Puget Sound Clean Air Agency ("PSCAA") is piloting the
25 deployment of "PurpleAir" air sensors, which provides information that is shared
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and mapped with the "PurpleAir" website, and may be used by PSCAA to obtain
1 additional information regarding air quality in a variety of locations, and

2 WHEREAS a Council Consideration Request was shared to authorize the
3 one-time use of up to \$15,000 from the Council Contingency Fund to increase the
4 use of fine particle pollution air sensors throughout the City in order to educate and
5 engage the public in air quality monitoring, and
6

7 WHEREAS the use of the Contingency Funds for this purpose was
8 previously approved through Resolution No. 40201 on December 18, 2018;
9 however, an agreement could not be negotiated with the PSCAA for the scope of
10 work deliverables, and
11

12 WHEREAS these same funds will now be directed to UWT to purchase air
13 sensors for a two-year pilot project, provide consultation regarding optimal locations
14 for pollution detection, and provide public education regarding air quality and the
15 use of air sensors, and
16

17 WHEREAS RCW 35.33.145 and 35.34.250 authorize a withdrawal from the
18 Council Contingency fund for any municipal expense, the necessity or extent of
19 which could not have been foreseen or reasonably evaluated at the time of
20 adopting the budget, and
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22 WHEREAS the need for funding related to fine air particle pollution sensors
23 could not have been foreseen or reasonably evaluated at the time the City adopted
24 its biennial budget, and
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WHEREAS Ordinance No. 22569 requires an affirmative vote of not less than six members of the Council in order to withdraw moneys from this fund; Now, Therefore,

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

Section 1. That one-time funding in the amount of \$15,000, budgeted from the Council Contingency Fund, is hereby approved for the purpose of working with University of Washington Tacoma (“UWT”) to purchase air sensors and create a two-year pilot program to educate and engage the public in air quality monitoring, to be evaluated thereafter.

Section 2. That the City Manager is hereby directed to negotiate and execute an agreement with UWT, outlining the scope of work and deliverables for said funding, to include consultation regarding optimal locations for pollution detection, and to provide public education regarding air quality and the use of air sensors.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 40387

1 BY REQUEST OF MAYOR WOODARDS AND COUNCIL MEMBERS HUNTER,
2 IBSEN, MELLO, AND USHKA

3 A RESOLUTION expressing the City Council's commitment to making the City a
4 more age-friendly city under the criteria set forth by the World Health
5 Organization and AARP Network of Age-Friendly Communities; and
6 directing the City Manager to take the steps necessary for that designation.

7 WHEREAS, according to *An Aging World*, a 2015 report from the United
8 States Census Bureau, the percentage of the global population aged 60 years or
9 over has increased from 8.5 percent in 1980 to 12.3 percent in 2015, and is
10 projected to rise further to 21.5 percent in 2050, and

11 WHEREAS, in order to address the growing proportion of an older
12 population, the World Health Organization ("WHO") and AARP in the United States
13 have created networks for cities to connect and pursue more age-friendly
14 communities, and

15 WHEREAS the WHO Global Age-Friendly Cities Guide identifies core
16 characteristics of an age-friendly city in eight domains of livability: (1) outdoor
17 spaces and buildings; (2) transportation; (3) housing; (4) social participation;
18 (5) respect and social inclusion; (6) civic participation and employment;
19 (7) communication and information; and (8) community support and health
20 services, and

21 WHEREAS, although many cities and communities are increasingly
22 engaging in age-friendly policies and programs, the older population continues to
23 face problems of ageism which impacts their quality of life, and
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WHEREAS it is important that the City engage its aging population to include their voices in the direction of Tacoma, and

WHEREAS, in order to accomplish this, the City can engage in a continuous improvement process to align the domains of the WHO's eight domains of livability with *Tacoma 2025* through a three-phase approach, including issuing a letter of commitment to AARP, conducting baseline assessments and receiving feedback from residents, and incorporating age-friendly specific indicators and goals, and

WHEREAS activities and measures suggested by AARP to receive this designation are in alignment with *Tacoma 2025* and can be seamlessly integrated with some additional benchmarking; for this reason, staff recommends pursuing this designation and integration into the *Tacoma 2025* strategic planning process;

Now, Therefore,

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

That the City Council hereby expresses its commitment to making the City a more age-friendly city under the criteria set forth by the World Health Organization



1 and AARP Network of Age-Friendly Communities; and directing the City Manager
2 to take the steps necessary for that designation.

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4 Adopted _____

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7 Mayor

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10 City Clerk

11 Approved as to form:
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13 Deputy City Attorney

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RESOLUTION NO. 40388

1 A RESOLUTION relating to local sales or use taxes; stating the City's intent to
2 authorize the maximum capacity of the tax authorized under the provisions
of Substitute House Bill 1406 for affordable and supportive housing.

3 WHEREAS the City lacks affordable, high-quality homes for all of its
4 residents, and

5 WHEREAS, currently, nearly 33,000 households in the City pay at least
6 30 percent of their income on housing costs each month, reducing their ability to
7 pay for other necessities, and

8 WHEREAS, in 2019, Washington State enacted Substitute House
9 Bill 1406 ("SHB1406"), a revenue sharing program with local governments for
10 affordable housing which is intended to encourage investments in affordable
11 and/or supportive housing, and

12 WHEREAS, through a credit against state retail sales tax or use taxes, the
13 program allows the City to authorize and collect a local sales or use tax, estimated
14 to be between \$800,000 to \$900,000 annually, for affordable housing or facilities
15 providing supportive housing, and for operation and maintenance costs of
16 affordable or supportive housing, with no increase in sales or use tax for the
17 consumer, and

18 WHEREAS the credit against the state's share of retail sales or use taxes
19 can be in place for a maximum of 20 years and can be used for acquiring,
20 rehabilitating, or constructing affordable housing, and for operation and
21 maintenance costs of new affordable or supportive housing facilities, and
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WHEREAS funding must be spent on projects that serve persons whose income is at or below 60 percent of area median income, and

WHEREAS the state legislation requires that the City adopt a resolution of intent to authorize the tax within six months of the effective date of SHB 1406, or by January 28, 2020, and

WHEREAS, concurrent with this resolution, the City Council will be considering an ordinance to authorize this local retail sales or use tax; Now, Therefore,

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

That the City of Tacoma hereby expresses its intent to authorize the maximum capacity of the tax authorized under the provisions of Substitute House Bill 1406 for affordable and supportive housing.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28599

1 AN ORDINANCE relating to local sales or use taxes; authorizing the maximum
2 capacity of the tax authorized under the provisions of Substitute House
3 Bill 1406 for affordable and supportive housing; amending Chapter 6A.70 of
4 the Tacoma Municipal Code by the addition of two new sections, to be
5 known and designated as Section 6A.70.047, "Credit against state's share
6 of tax – sales or use tax for affordable housing – Imposition" and
7 Section 6A.70.048, "Credit against state's share of tax – sales or use tax for
8 affordable housing – Rate," and by amending Section 6A.70.120; and
9 declaring an emergency, making necessary the passage of this ordinance
10 and its becoming effective immediately.

11 WHEREAS the City lacks affordable, high-quality homes for all of its
12 residents, and

13 WHEREAS nearly 33,000 households in the City currently pay at least
14 30 percent of their income on housing costs each month, reducing their ability to
15 pay for other necessities, and

16 WHEREAS, in 2019, Washington State enacted Substitute House
17 Bill 1406 ("SHB1406"), a revenue sharing program with local governments for
18 affordable housing which is intended to encourage investments in affordable
19 and/or supportive housing, and

20 WHEREAS the effective date of SHB 1406 is July 28, 2019, and the
21 Washington State Code Reviser's Office will not publish the Revised Code of
22 Washington ("RCW") citation for this tax until at least August 16, 2019, and

23 WHEREAS the proposed Tacoma Municipal Code ("TMC") language
24 currently references the Session Law information, but will be updated by the City
25 Clerk once the actual RCW citation is released, and

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WHEREAS, through a credit against state retail sales or use taxes, the program allows the City to authorize and collect a local sales or use tax, estimated to be between \$800,000 to \$900,000 annually, for affordable housing or facilities providing supportive housing, and for operation and maintenance costs of affordable or supportive housing, with no increase in sales or use tax for the consumer, and

WHEREAS the credit against state retail sales or use taxes can be in place for a maximum of 20 years and can be used for acquiring, rehabilitating, or constructing affordable housing, and for operation and maintenance costs of new affordable or supportive housing facilities, and

WHEREAS funding must be spent on projects that serve persons whose income is at or below 60 percent of area median income, and

WHEREAS the state legislation requires that the City adopt an ordinance authorizing the tax within 12 months of the effective date of SHB 1406, or by July 28, 2020, and

WHEREAS the City is proposing to add new Sections 6A.70.047 and 6A.70.048 to the TMC to authorize this tax, and amending Section 6A.70.120 regarding administration and collection of the tax, and

WHEREAS, due to the urgent response required to help address the changing housing market in the City, which is increasing displacement pressure among residents and creating a widespread need for high-quality, affordable housing opportunities for all, staff is recommending that the City Council approve



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the credit against state retail sales or use tax though an emergency ordinance to allow the City to authorize the tax beginning September 1, 2019; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 6A.70 of the Tacoma Municipal Code (“TMC”) is hereby amended as set forth in the attached Exhibit “A.”

Section 2. That, based upon the facts and conclusions as specified herein, an emergency exists, making this ordinance effective upon passage by an affirmative vote of a least six members of the City Council.

Section 3. That the City Clerk is authorized to update TMC 6A.70 with the correct Revised Code of Washington citation once the Washington State Code Reviser releases that information.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



EXHIBIT "A"

**Chapter 6A.70
LOCAL OPTION TAXES**

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Sections:

- 6A.70.010 Sales or use tax – Imposition.
- 6A.70.020 Sales or use tax – Rate.
- 6A.70.030 Additional sales or use tax – Imposition.
- 6A.70.040 Additional sales or use tax – Rate.
- 6A.70.045 Additional sales or use tax for mental health treatment – Imposition.
- 6A.70.046 Additional sales or use tax for mental health treatment – Rate.
- 6A.70.047 Credit against state’s share of tax – sales use tax for affordable housing – Imposition.
- 6A.70.048 Credit against state’s share of tax – sales use tax for affordable housing – Rate.
- 6A.70.050 Leasehold excise tax – Imposition.
- 6A.70.060 Leasehold excise tax – Rate.
- 6A.70.070 Leasehold excise tax – Exemptions.
- 6A.70.080 Real estate excise tax – Imposition.
- 6A.70.090 Real estate excise tax – Rate.
- 6A.70.100 Additional real estate excise tax – Imposition.
- 6A.70.110 Additional real estate excise tax – Rate.
- 6A.70.120 Administration and collection of taxes.
- 6A.70.130 Inspection of records.
- 6A.70.140 Contract with the state authorized.

* * *

6A.70.046 Additional sales or use tax for mental health treatment – Rate.

The rate of the tax imposed by Section 6A.70.045 of this chapter shall be one-tenth of one percent of the selling price or value of the article used, as the case may be.

6A.70.047 Credit against state’s share of tax – sales or use tax for affordable housing – Imposition.

There is hereby imposed an additional sales or use tax, as the case may be, separate and apart from the tax referred to in Sections 6A.70.010, 6A.70.020, 6A.70.030, 6A.70.040, 6A.70.045, as authorized by Laws of 2019, ch 338, § 1, upon every taxable event, as defined in RCW 82.14.020, occurring within the City. The tax shall be imposed upon and collected from those persons from whom the state sales tax or use tax is collected pursuant to RCW 82.08 and 82.12, but will be credited against the state’s share of the tax. Moneys collected under this subchapter must be used solely, as required by Laws of 2019, ch 338, § 1 and as hereinafter amended, for the purpose of acquiring, rehabilitating, or constructing affordable housing, which may include new units of affordable housing within an existing structure or facilities providing supportive housing services under RCW 71.24.385, or funding the operations and maintenance costs of new units of affordable or supportive housing.

6A.70.048 Credit against states share of tax – sales or use tax for affordable housing – Rate.

The rate of the tax imposed by Section 6A.70.047 of this chapter shall be 0.0146 percent of the selling price or value of the article used, as the case may be.

* * *

6A.70.120 Administration and collection of taxes.

The administration and collection of any and all sales or use taxes imposed by Sections 6A.70.010 and 6A.70.030 of this chapter shall be in accordance with the provisions of RCW 82.14.050. The administration and collection of the sales or use tax imposed by Section 6A.70.047 of this chapter shall be in accordance with the provision of Laws of 2019, ch. 338, § 1. The administration and collection of



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any leasehold excise tax imposed by Section 6A.70.050 of this chapter shall be in accordance with the provisions of RCW 82.29A. The administration and collection of any real estate excise taxes imposed by Sections 6A.70.080 and 6A.70.100 of this chapter shall be in accordance with the provisions of RCW 82.46.

* * *