



Legislation Passed March 17, 2020

The Tacoma City Council, at its regular City Council meeting of March 17, 2020, 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. 40569

A resolution setting Tuesday, March 31, 2020, upon completion of Regular Agenda Items, no earlier than 5:15 p.m., as the date for a public hearing by the City Council on the declaration of surplus and sale of approximately 4.74 acres of Tacoma Water property, located in the Bonney Lake vicinity of unincorporated Pierce County, to Nash Cascadia Verde LLC, for the amount of \$125,000.

[Greg Muller, Real Estate Officer; Scott Dewhirst, Water Superintendent]

Resolution No. 40570

A resolution setting Tuesday, April 28, 2020, upon completion of Regular Agenda Items, no earlier than 5:15 p.m., as the date for a public hearing by the City Council on the potential reauthorization and extension of the Tideflats Interim Regulations.

[Steve Atkinson, Principal Planner; Peter Huffman, Director, Planning and Development Services]

Resolution No. 40571

A resolution appointing, reappointing, and reassigning individuals to the Commission on Immigrant and Refugee Affairs and the Citizen Police Advisory Committee.

[Doris Sorum, City Clerk; Bill Fosbre, City Attorney]

Resolution No. 40572

A resolution awarding a contract to Quigg Bros., Inc., in the amount of \$822,775, plus applicable taxes, plus a 20 percent contingency, for a total of \$987,330, budgeted from the Surface Water Fund, to replenish a sediment cap at the Olympic View Resource Area site - Specification No. ES20-0004F.

[John Burk, P.E., Science and Engineering Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]

Resolution No. 40573

A resolution authorizing the execution of a Collective Bargaining Agreement with the International Brotherhood of Electrical Workers, Local 483, Water Pollution Control Unit, consisting of 52 budgeted full-time equivalent positions, retroactive to January 1, 2020, through December 31, 2022.

[Dylan Carlson, Senior Labor Relations Manager; Bill Fosbre, City Attorney]

Resolution No. 40574

A resolution expressing support of the Protecting Community Television Act, and calling on Congress to pass legislation, to reverse the Federal Communication Commission's recent order requiring that cable related, in-kind contributions required by local franchising authorities be considered a "franchise fee"; and urging all House members and Senators from Washington to cosponsor the Protecting Community Television Act.

[Jeff Lueders, Cable Communications and Franchise Services Manager;
Tanisha Jumper, Director, Media and Communications Office]

Resolution No. 40575

A resolution approving the creation of an Emergency Assistance Program by the Department of Public Utilities during the period of the state of emergency declared by the City of Tacoma in response to COVID-19, in order to allow more households to qualify for assistance.

[Jackie Flowers, Director, Tacoma Public Utilities]

Ordinance No. 28606

An ordinance reclassifying the property bounded by South 19th, South Proctor, South Madison, and South Durango Streets, from a C-1 General Neighborhood Commercial District and a T Transitional District to a R-4-L Low-Density Multiple-Family Dwelling District, to develop the Tacoma Behavioral Hospital. (Tacoma Life Properties, LLC; File No. LU18-0301)

[Jeff H. Capell, Hearing Examiner]

Ordinance No. 28662

An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for the Solid Waste Collection Supervisor classification represented by the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit.

[Kari L. Louie, Senior Compensation and Benefits Manager; Gary Buchanan, Director, Human Resources]



RESOLUTION NO. 40569

1 A RESOLUTION relating to utility-owned surplus property; setting Tuesday,
2 March 31, 2020, upon completion of Regular Agenda Items, no earlier than
3 5:15 p.m., as the date for a public hearing on the sale of approximately
4 4.74 acres of property located adjacent to the Tehaleh Master Planned
5 Community in the Bonney Lake vicinity of unincorporated Pierce County,
6 owned by the City of Tacoma through its Department of Public Utilities,
7 Water Division, and now surplus to its needs, to Nash Cascadia Verde LLC
8 for the sum of \$125,000.

9 WHEREAS the City of Tacoma, through its Department of Public Utilities,
10 Water Division (d.b.a. "Tacoma Water"), owns approximately 4.74 acres of
11 property located adjacent to the Tehaleh Master Planned Community in the
12 Bonney Lake vicinity of unincorporated Pierce County, Washington, identified as
13 a portion of Pierce County Tax Parcel No. 0519084009 ("Property"), and

14 WHEREAS the Property is in a semi-rural to suburban location in
15 southeast Pierce County, and has been used for an access road in support of
16 the Pipeline No. 1 water supply transmission main, and

17 WHEREAS Nash Cascadia Verde LLC desires to purchase the Property
18 for improved storm water retention and treatment in conjunction with its
19 development of the Tehaleh Master Planned Community, and has offered to
20 purchase the Property for \$125,000, and

21 WHEREAS, as part of the proposed sale, the City will retain an
22 easement for an access road to support current and future operations of the
23 adjacent Pipeline No. 1 water supply transmission main, and

24 WHEREAS Tacoma Water has determined that the Property is not
25 essential for continued effective utility service, and
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WHEREAS the terms and conditions of the Purchase and Sale Agreement have been reviewed by the City Attorney's Office, and approved by Tacoma Water management and Real Property Services, and

WHEREAS, on February 26, 2020, by adoption of Public Utility Board Resolution No. U-11146, the Property was declared surplus to Tacoma Water's needs and approved for sale, pending confirmation from the City Council, and

WHEREAS, pursuant to RCW 35.94.040 and TMC 1.06.280, the City Council shall conduct a public hearing on the proposed sale of City-owned real property; Now, Therefore,

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

Section 1. That a public hearing on the sale of approximately 4.74 acres of surplus property located adjacent to the Tehaleh Master Planned Community in the Bonney Lake vicinity of unincorporated Pierce County, Washington, identified as a portion of Pierce County Tax Parcel No. 0519084009, owned by the City of Tacoma through its Department of Public Utilities, Water Division (d.b.a. "Tacoma Water"), and now surplus to its needs, to Nash Cascadia Verde LLC for the amount of \$125,000, shall be held before the City Council in the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, on Tuesday, March 31, 2020, upon completion of Regular Agenda Items, no earlier than 5:15 p.m., or as soon thereafter as the same may be heard.



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

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-11146



RESOLUTION NO. 40570

1 A RESOLUTION setting Tuesday, April 28, 2020, no earlier than 5:15 p.m., as
2 the date for a public hearing upon completion of Regular Agenda items,
3 on the potential reauthorization and extension of the Tideflats Interim
4 Regulations, as adopted by the City Council on November 21, 2017, by
Amended Ordinance No. 28470, and as previously extended by
Ordinance Nos. 28542, 28583, and 28619.

5 WHEREAS on May 9, 2017, the City Council adopted Resolution
6 No. 39723, initiating a subarea planning process for the Port of Tacoma/Tideflats
7 (“Tideflats”) area, which additionally requested the Planning Commission
8 (“Commission”) to consider the need for interim regulations in the Tideflats area
9 while the subarea planning process is under way, and
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11 WHEREAS the Commission determined the interim regulations were
12 warranted, and forwarded its recommendation to the City Council for
13 consideration on October 4, 2017, and
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15 WHEREAS in support of these deliberations, the Commission conducted a
16 public hearing at which 81 people testified, and reviewed over 200 written
17 comments, and
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19 WHEREAS, following its own public hearing with substantial community
20 input and deliberation, the City Council adopted the interim regulations on
21 November 21, 2017, by Amended Ordinance No. 28470, which includes the
22 following elements:

- 23 • Category 1: Expanded public notification of heavy industrial use
24 permits;

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- Category 2: Temporary prohibition of new non-industrial uses in the Port of Tacoma Manufacturing and Industrial Center;
- Category 3: Temporary prohibition of new residential development along Marine View Drive and northeast Tacoma slopes; and
- Category 4: Temporary prohibition on certain types of new heavy industrial uses.

WHEREAS following another public hearing, which included substantial community input and deliberation, the City Council passed Ordinance No. 28542 on November 13, 2018, which extended the interim regulations for another six months, and

WHEREAS following another public hearing, which included substantial community input and deliberation, the City Council passed Ordinance No. 28583 on May 21, 2019, which extended the interim regulations for another six months, with an expiration date of December 2, 2019, and

WHEREAS following another public hearing, which included substantial community input and deliberation, the City Council passed Ordinance No. 28619 on November 12, 2019, which extended the interim regulations for another six months, with a current expiration date of May 2, 2020; Now, Therefore,



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

Section 1. That Tuesday, April 28, 2020, upon completion of the Regular Agenda items, no earlier than 5:15 p.m., is hereby fixed as the time and date, 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 potential reauthorization and extension of the Tideflats Interim Regulations.

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. 40571

1 BY REQUEST OF COUNCIL MEMBERS BEALE, HINES, AND HUNTER

2 A RESOLUTION relating to committees, boards, and commissions; appointing,
3 reappointing, and reassigning individuals to the Commission on Immigrant
4 and Refugee Affairs and the Citizen Police Advisory Committee.

5 WHEREAS vacancies exist on the Commission on Immigrant and Refugee
6 Affairs and the Citizen Police Advisory Committee, and

7 WHEREAS, at its meeting of February 27, 2020, the Community Vitality
8 and Safety Committee conducted interviews and recommended the appointment,
9 reappointment, and reassignment of individuals to said commission and
10 committee, and

11 WHEREAS a vacancy on the Commission on Immigrant and Refugee
12 Affairs occurred, automatically reassigning "Alternate" Perla Gamboa-Ravelo into
13 a "Member" position, and

14 WHEREAS, pursuant to the City Charter Section 2.4 and the Rules,
15 Regulations, and Procedures of the City Council, the persons named on Exhibit "A"
16 have been nominated to serve on the Commission on Immigrant and Refugee
17 Affairs and the Citizen Police Advisory Committee; Now, Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That those nominees to the Commission on Immigrant and Refugee Affairs and the Citizen Police Advisory Committee, listed on Exhibit "A," are hereby confirmed and appointed, reappointed, or reassigned as members of such commission and committee for such terms as are set forth on the attached Exhibit "A."

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



EXHIBIT "A"

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COMMISSION ON IMMIGRANT AND REFUGEE AFFAIRS

Appointing **Emily Calhoun** to a three-year term, effective April 1, 2020, to expire March 31, 2023.

Appointing **Rime Oujdi** to fill an unexpired term to expire March 31, 2020, followed by a three-year term to expire March 31, 2023.

Appointing **Rafael Saucedo** to fill an unexpired term to expire March 31, 2021, followed by a three-year term to expire March 31, 2024.

Appointing **Maria "Sandra" Sych** to fill an unexpired term to expire March 31, 2021, followed by a three-year term to expire March 31, 2024.

Appointing **Patricia Flores** to the "Alternate" position for a term to expire March 31, 2022.

Reappointing **Diana Parra** to a three-year term, effective April 1, 2020, to expire March 31, 2023.

Reassigning **Perla Gamboa-Ravelo** from the "Alternate" position to a "Member" position for a term to expire March 31, 2022.

CITIZEN POLICE ADVISORY COMMITTEE

Appointing **Jennifer Vasilez** to the "Council District 1" position for a term to expire December 31, 2022.

Appointing **Shayna Raphael** to the "Council District 2" position for a term to expire December 31, 2020, followed by a three-year term to expire December 31, 2023.

Appointing **Elizabeth Altamimy** to the "Council District 4" position for a term to expire December 31, 2022.

Appointing **Mary "Jill" Jackson** to the "Council District 5" position for a term to expire December 31, 2022.



RESOLUTION NO. 40572

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 Quigg Bros., Inc., in the amount of \$822,775, plus a 20 percent
4 contingency, for a cumulative total of \$987,330, plus applicable taxes,
5 budgeted from the Surface Water Fund, to replenish a sediment cap
6 at the Olympic View Resource Area site, pursuant to Specification
7 No. ES20-0004F.

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 Quigg Bros., Inc., in the amount of \$822,775, plus a 20
20 percent contingency, for a cumulative total of \$987,330, plus applicable taxes,
21 budgeted from the Surface Water Fund, to replenish a sediment cap at the
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1 Olympic View Resource Area site, pursuant to Specification No. ES20-0004F,
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. 40573

1 A RESOLUTION related to collective bargaining; authorizing the execution of a
2 three-year Collective Bargaining Agreement between the City and the
3 International Brotherhood of Electrical Workers, Local 483, Water Pollution
4 Control Unit, effective retroactive to January 1, 2020, through December 31,
5 2022.

6 WHEREAS the City has, for years, adopted the policy of collective
7 bargaining between the various labor organizations representing employees and
8 the administration, and

9 WHEREAS this resolution allows for the execution of a three-year Collective
10 Bargaining Agreement (“CBA”) between the City and the International Brotherhood
11 of Electrical Workers, Local 483, Water Pollution Control Unit (“Union”), on behalf of
12 the employees represented by said Union, and

13 WHEREAS the bargaining unit consists of approximately 52 budgeted,
14 full-time equivalent (“FTE”) positions, and

15 WHEREAS the CBA will provide for a wage increase of 3 percent retroactive
16 to January 1, 2020; a wage increase of 2.5 percent effective January 1, 2021; and a
17 wage increase of 2.25 percent effective January 1, 2022, and

18 WHEREAS other changes include: (1) updated language regarding the
19 meeting frequency of the Labor Management Committee; (2) the requirement that
20 Notice of Performance Concerns and Records of Conversation documents will
21 contain an expiration date of no greater than three years from its writing if no further
22 related actions have occurred; (3) the addition of language clarifying the process for
23 employee upgrades to Senior WWTP Operator; (4) language providing that
24 employees will be eligible for a reimbursement for the purchase of safety glasses
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1 consistent with amount and limitations of the Division; (5) provision of paid time for
2 clean-up prior to the lunch break and end of shift; (6) amendments to Article 13 –
3 Hours of Work & Scheduling to modify and clarify work hours and shifts for various
4 personnel; (7) Fatigue Time – if an employee has worked overtime, and has less
5 than eight hours prior to the start of their regular shift, the employee may use
6 accrued leave for up to eight hours prior to returning to their regular shift; (8)
7 clarification of how standby assignments will be made; (9) the addition of an
8 application of rate of five percent for the classification of WWTP Operator, Senior,
9 WWTP Operator, and WWTP Operator-In-Training, for working straight time hours
10 during the “B” Shift; (10) the addition of an application of rate of five percent for
11 WWTP Electrician/Instrumentation Technician, with a minimum of three years in the
12 Operations & Maintenance Division, when designated as a Lead, for all hours
13 worked when specific criteria is met; and, (11) agreement to sunset an existing two
14 percent application of rate provided to employees in the classification of WWTP
15 Electrical/Instrumentation Technician, for holding and maintaining a Crane
16 Operators Certification; employees currently receiving the certification pay will
17 continue to do so as long as they hold and maintain the certification, but the
18 application of rate will not be available for any other current and/or future
19 employees, and
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24 WHEREAS it appears in the best interests of the City that the CBA
25 negotiated by said Union and the City be approved; Now, Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute the three-year Collective Bargaining Agreement between the City and the International Brotherhood of Electrical Workers, Local 483, Water Pollution Control Unit, effective retroactive to January 1, 2020, through December 31, 2022, said document to be substantially in the form of the agreement on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 40574

1 BY REQUEST OF MAYOR WOODARDS AND COUNCIL MEMBERS THOMS
2 AND USHKA

3 A RESOLUTION expressing City Council support of the *Protecting Community*
4 *Television Act*, and calling on Congress to pass legislation, such as the
5 *Protecting Community Television Act*, to reverse the Federal
6 Communication Commission's recent order requiring that cable related,
7 in-kind contributions required by local franchising authorities be considered
8 a "franchise fee"; and urging all House members and Senators from
9 Washington to cosponsor the *Protecting Community Television Act*.

10 WHEREAS the City negotiates and manages the cable franchise
11 agreements of the City and operates TV Tacoma, a local community educational
12 and governmental ("EG") access facility, and

13 WHEREAS TV Tacoma provides coverage of local events, such as the
14 Dr. Martin Luther King Junior Birthday Celebration, Junior Daffodil Parade, Relay
15 for Life, Boys and Girls Clubs Youth of the Year Scholarship night, and many
16 government meetings that local broadcast stations, such as KING, KIRO, KOMO,
17 KCPQ, and KSTW, typically will not cover, and

18 WHEREAS thorough local news coverage is vital for the transparency and
19 civic engagement valued by the City, and TV Tacoma is a principal source for local
20 residents to have access to coverage of local government policymaking and events,
21 and

22 WHEREAS TV Tacoma is funded through franchise fee and Education and
23 Government ("EG") fee revenues negotiated and formalized in cable franchise
24 agreements, and

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WHEREAS the City requires, as part of the cable franchise agreements, that cable companies meet demonstrated community needs by providing non-monetary, in-kind contributions which benefit the City, local schools, and public safety buildings, as well as TV Tacoma, and

WHEREAS, in 1984, Congress defined a franchise fee as a “tax, fee, or assessment” and, for the past 35 years, it has been solely a monetary fee, and

WHEREAS, last year, the Federal Communication Commission (“FCC”) departed from the clear language of the Cable Act and ruled that a franchise fee is both a monetary and non-monetary fee, and permitted cable companies to unilaterally assign a value to the non-monetary, in-kind contributions and subtract that amount from the franchise fees that the cable operator pays the local community, and

WHEREAS the FCC order results in decreased vital funding to the City and TV Tacoma, and

WHEREAS the *Protecting Community Television Act* (currently S. 3218 / HR 5659) has been introduced in Congress, and its goal is to maintain the status quo by reversing the FCC order and allowing franchise fees to be calculated as they have been for over 35 years, as monetary only fees, and

WHEREAS this legislation is supported by the National League of Cities, U.S. Conference of Mayors, National Association of Counties, Association of Washington Cities, and National Association of Telecommunications Officers and Advisors (“NATOA”); Now, Therefore,



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

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Section 1. That the City Council expresses its support of the *Protecting Community Television Act*, and calls on Congress to pass legislation, such as the *Protecting Community Television Act*, to reverse the Federal Communication Commission’s recent order requiring that cable related, in-kind contributions required by local franchising authorities be considered a “franchise fee.”

Section 2. That the City Council urges all House members and Senators from Washington to cosponsor the *Protecting Community Television Act*.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



RESOLUTION NO. 40575

1 A RESOLUTION relating to the Department of Public Utilities; approving the
2 creation of an Emergency Assistance Program by the Department of
3 Public Utilities during the period of the state of emergency declared by
4 the City of Tacoma in response to COVID-19, in order to allow more
5 households to qualify for assistance.

6 WHEREAS, effective December 22, 1982, the City of Tacoma,
7 Department of Public Utilities, pursuant to Board Resolution U-6645, created the
8 Project Need Program which would encourage Tacoma Power customers to
9 donate to a special fund to be used and applied for the benefit of assisting
10 eligible low-income customers with Power bill payments, and

11 WHEREAS the City Council appropriated funding for the administration of
12 the Project Need Program, and

13 WHEREAS the Project Need Program was renamed the Family Need
14 Program and, ultimately, renamed the Bill Credit Assistance Program ("BCAP"),
15 and

16 WHEREAS subsequent to, and in addition to the funding appropriated by
17 the City Council and ongoing donations from customers, Tacoma Public Utilities'
18 budgets have consistently funded the BCAP through moneys in a fund, and a
19 fund for Water Utility operations, and

20 WHEREAS the BCAP is available to eligible electric, drinking water, solid
21 waste, recycling, and surface water customers, and provides assistance in the
22 form of a utility credit of up to \$564 annually, which is applied to the utility
23 account each time the bill is paid in full and on time, and
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1 WHEREAS households eligible to receive assistance from the BCAP
2 must have a current Tacoma Public Utilities account; live in the dwelling unit as
3 the primary residence; have residential, single metered service; and meet the
4 applicable household income guidelines, and

5 WHEREAS the current household income eligibility levels are set at not
6 more than 150 percent of the poverty guidelines established by the U.S.
7 Department of Health and Human Services (or its successor agency), as
8 computed annually and published in the Federal Register, and

9 WHEREAS the current household income guidelines are as listed below:

10 Household Size: 1: Maximum Monthly Household Income: \$1,595;

11 Household Size: 2: Maximum Monthly Household Income: \$2,155;

12 Household Size: 3: Maximum Monthly Household Income: \$2,715;

13 Household Size: 4: Maximum Monthly Household Income: \$3,275;

14 Household Size: 5: Maximum Monthly Household Income: \$3,835; and

15 Household Size: 6: Maximum Monthly Household Income: \$4, 395, and

16 WHEREAS, as a result of the impacts of COVID-19 and the state of
17 emergency that has been declared to respond to COVID-19, it is anticipated that
18 more Tacoma Public Utilities customers may be in need of the utility credit than
19 is available through the existing BCAP, and

20 WHEREAS, in response to the state of emergency that has been
21 declared to respond to COVID-19, Tacoma Public Utilities desires to create a
22 new Emergency Assistance Program with income eligibility levels at not more
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1 than 200 percent of the poverty guidelines established by the U.S. Department
2 of Health and Human Services, and

3 WHEREAS setting income eligibility at 200 percent of the federal poverty
4 guidelines for the Emergency Assistance Program during the COVID-19
5 Emergency period would allow households with the following maximum monthly
6 income to utilize the Emergency Assistance Program:

7 Household Size: 1: Maximum Monthly Household Income: \$2,127;

8 Household Size: 2: Maximum Monthly Household Income: \$2,874;

9 Household Size: 3: Maximum Monthly Household Income: \$3,621;

10 Household Size: 4: Maximum Monthly Household Income: \$4,367;

11 Household Size: 5: Maximum Monthly Household Income: \$5,114; and

12 Household Size: 6: Maximum Monthly Household Income: \$5,861, and

13 WHEREAS it is estimated that changing the eligibility guidelines will
14 result in a significant number of additional households becoming potentially
15 eligible to be assisted in response to the state of emergency, and
16

17 WHEREAS the eligibility criteria for the BPAC may be more restrictive
18 than is necessary for the Emergency Assistance Program, and therefore the
19 criteria for such a program should be established by the Director of the Utilities
20 in light of the needs of the Emergency Assistance Program and those potentially
21 being served by the Emergency Assistance Program, and
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23 WHEREAS, by adoption of Public Utility Board Resolution No. U-11149
24 on March 17, 2020, the creation of the Employee Assistance Program during the
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1 state of emergency declared by the City of Tacoma in response to COVID-19,
2 was approved, pending confirmation from the City Council; Now, Therefore,

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

4 Section 1. That, to allow for more households to qualify for assistance in
5 this time of emergency, the City Council concurs with the recommendation of
6 the Public Utility Board, and approves the creation of a new Emergency
7 Assistance Program in response to the state of emergency declared by the City
8 of Tacoma concerning COVID-19, with up to one million dollars in the fund used
9 for low-income assistance and the fund used for Water Utility operations to be
10 used for the Emergency Assistance Program.
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12 Section 2. That the Director of Utilities is delegated authority to establish
13 criteria for the Emergency Assistance Program for households with income
14 eligibility levels at not more than 200 percent of the federal poverty guidelines.
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16 Section 3. That, at the conclusion of the state of emergency declared by
17 the City of Tacoma in response to COVID-19, the Director of Utilities will
18 determine when to terminate the Emergency Assistance Program.

19 Section 4. That this action does not impact the existing Bill Credit
20 Assistance Program ("BCAP"), and all prior administrative actions concerning
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the eligibility and administration of the programs known as Project Need, Family
Need, and currently known as BCAP, are hereby ratified.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney

Requested by Public Utility Board
Resolution No. U-11149



ORDINANCE NO. 28606

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2 AN ORDINANCE relating to zoning; changing the zoning classification of
3 5.5 acres of land consisting of six parcels bounded by South 19th Street
4 to the north, South Madison Street to the west, and South Durango
5 Street to the east, from an C-1 General Neighborhood Commercial
6 District and T Transitional District to a R-4-L Low-Density Multiple-
7 Family Dwelling District, for the development of the Tacoma Behavioral
8 (Healthcare) Hospital.

9 WHEREAS Tacoma Life Properties, LLC ("TLP") has requested a site
10 rezone of approximately 5.5 acres of real property in the Central Neighborhood
11 at South 19th Street and South Proctor Street for the development of the
12 Tacoma Behavioral (Healthcare) Hospital ("Hospital"), and

13 WHEREAS the rezone will change the existing C-1 General
14 Neighborhood Commercial District and T Transitional District zoning
15 designations to a R-4-L Low-Density Multiple-Family Dwelling District, and

16
17 WHEREAS the rezone is intended to facilitate the development of the
18 Hospital, which will be an in- and out-patient psychiatric facility, and
19



1 WHEREAS the Washington State Department of Health has issued an
2 “Intent to Issue a Certificate of Need” for the proposed services at this location,
3 and the recommendation makes approval of the rezone specific to TPL’s
4 proposed development, and recommends reverting to C-1 and T Transitional
5 in the event that TLP fails to develop the Hospital during the effective period of
6 the Certificate of Need; Now, Therefore,
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8

9 BE IT ORDAINED BY THE CITY OF TACOMA:

10 Section 1. That the City Council hereby adopts the Hearing Examiner’s
11 Findings, Conclusions, and Recommendations contained in the Hearing
12 Examiner’s Report dated August 16, 2019, bearing File No. HEX2018-011
13 (LU18-0301), which Report is on file in the office of the City Clerk.
14

15 Section 2. That the six parcels bounded by South 19th Street to the
16 north, South Madison Street to the west, and South Durango Street to the east
17 shall be hereafter included in the R-4-L Low-Density Multiple-Family Dwelling
18 District governed by Title 13 of the Tacoma Municipal Code:
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Parcel No. 0220121017

Beginning 1320 feet West of the Northeast corner of Section 12, Township 20 North, Range 2 East, W.M., in Pierce County, Washington; Thence South 165 feet; Thence West 264 feet; Thence North 165 feet; Thence East 264 feet to the Point of Beginning;

Also Except that portion taken for Proctor Street pursuant to Deed recorded under recording Number 1498549.

Together with that portion of Proctor Street vacated by City of Tacoma Ordinance Number 28314 recorded under Recording Number 201512110602, records of Pierce County Auditor.

Parcel No. 0220121040

Beginning 305 feet South and 1056 feet West of the Northeast corner of Section 12, Township 20 North, Range 2 East, W.M., in Pierce County, Washington; Thence South 190 feet; Thence West 264 feet; Thence North 190 feet; Thence East 264 feet to the Point of Beginning.

Parcel No. 0220121038

Beginning at a point 165 feet South and 1056 feet West of the Northeast corner of Section 12, Township 20 North, Range 2 East, W.M., in Pierce County, Washington; Thence South 140 feet; Thence West 264 feet; Thence North 140 feet; Thence East 264 feet to the Point of Beginning; Except the East 15 feet thereof for road.



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Parcel No. 0220121026

Beginning 1056 feet West of the Northeast corner of Section 12, Township 20 North, Range 2 East, W.M., in Pierce County, Washington; Thence South 165 feet; Thence West 264 feet; Thence North 165 feet; Thence East 264 feet to the Point of Beginning; Except a strip 15 feet in width off the East end of said tract for road purposes;

Also Except the North 35 feet thereof condemned for street under Pierce County Superior Court Cause Number 53649.

Parcel No. 0220121058

Beginning at a point 1056 feet West and 495 feet South of the Northeast corner of Section 12, Township 20 North, Range 2 East, W.M., in Pierce County, Washington; Thence South 82.5 feet; Thence West 264 feet; Thence North 82.5 feet; Thence East 264 feet to the Point of Beginning.

Parcel No. 0220121160

Parcel A of City of Tacoma Boundary Line Adjustment No. MPD2007-40000095202, recorded under Recording Number 200712195005, records of Pierce County, Washington.

Situate in the County of Pierce, State of Washington.



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Section 3. That the above-described property shall hereafter be included in the R-4-L Low-Density Multiple-Family Dwelling District, governed by Title 13 of the Tacoma Municipal Code.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: 5.5 acres bounded by South 19th Street to the north, South Madison Street to the west, South Durango Street to the east
Petitioner: Tacoma Life Properties, LLC
Request No.: HEX2018-011 (LU18-0301)



ORDINANCE NO. 28662

1 AN ORDINANCE relating to pay and compensation; amending Chapter 1.12 of the
 2 Tacoma Municipal Code to implement rates of pay and compensation for
 3 employees represented by the International Brotherhood of Electrical
 4 Workers, Local 483, Supervisors Unit; and declaring the effective dates
 5 thereof.

BE IT ORDAINED BY THE CITY OF TACOMA:

6 Section 1. That Section 1.12.355 of the Tacoma Municipal Code is hereby
 7 amended, effective retroactive to January 1, 2019, to read as follows:

Code	A	Job Title	1	2
5017		Solid Waste Collection Supervisor	<u>42.77</u>	<u>44.91</u>

Code	A	Job Title	1	2
5017		Solid Waste Collection Supervisor	<u>46.94</u>	<u>49.29</u>

12 Section 2. That Section 1.12.355 of the Tacoma Municipal Code is hereby
 13 amended, effective retroactive to January 1, 2020:

Code	A	Job Title	1	2
5017		Solid Waste Collection Supervisor	<u>46.94</u>	<u>49.29</u>

Code	A	Job Title	1	2
5017		Solid Waste Collection Supervisor	<u>48.00</u>	<u>50.40</u>

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Section 3. That Section 1 is effective retroactive to January 1, 2019. That
Section 2 is effective retroactive to January 1, 2020.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney