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]
A RESOLUTION relating to utility-owned surplus property; 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 on the sale of approximately 4.74 acres of property located adjacent to the Tehaleh Master Planned Community in the Bonney Lake vicinity of unincorporated Pierce County, owned by the City of Tacoma through its Department of Public Utilities, Water Division, and now surplus to its needs, to Nash Cascadia Verde LLC for the sum of $125,000.

WHEREAS the City of Tacoma, through its Department of Public Utilities, Water Division (d.b.a. “Tacoma Water”), owns approximately 4.74 acres of 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 (“Property”), and

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

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

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

WHEREAS Tacoma Water has determined that the Property is not essential for continued effective utility service, and
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.
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

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

WHEREAS on May 9, 2017, the City Council adopted Resolution No. 39723, initiating a subarea planning process for the Port of Tacoma/Tideflats (“Tideflats”) area, which additionally requested the Planning Commission (“Commission”) to consider the need for interim regulations in the Tideflats area while the subarea planning process is under way, and

WHEREAS the Commission determined the interim regulations were warranted, and forwarded its recommendation to the City Council for consideration on October 4, 2017, and

WHEREAS in support of these deliberations, the Commission conducted a public hearing at which 81 people testified, and reviewed over 200 written comments, and

WHEREAS, following its own public hearing with substantial community input and deliberation, the City Council adopted the interim regulations on November 21, 2017, by Amended Ordinance No. 28470, which includes the following elements:

- Category 1: Expanded public notification of heavy industrial use permits;
• 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,
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
REQUISITION FOR COUNCIL MEMBERS BEALE, HINES, AND HUNTER

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

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

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

WHEREAS a vacancy on the Commission on Immigrant and Refugee Affairs occurred, automatically reassigning “Alternate” Perla Gamboa-Ravelo into a “Member” position, and

WHEREAS, pursuant to the City Charter Section 2.4 and the Rules, Regulations, and Procedures of the City Council, the persons named on Exhibit “A” have been nominated to serve on the Commission on Immigrant and Refugee Affairs and the Citizen Police Advisory Committee; Now, Therefore,
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”

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 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

A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the execution of a contract with Quigg Bros., Inc., in the amount of $822,775, plus a 20 percent contingency, for a cumulative total of $987,330, plus applicable taxes, budgeted from the Surface Water Fund, to replenish a sediment cap at the Olympic View Resource Area site, pursuant to Specification No. ES20-0004F.

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

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

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

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

Section 2. That the proper officers of the City are hereby authorized to enter into a contract with Quigg Bros., Inc., in the amount of $822,775, plus a 20 percent contingency, for a cumulative total of $987,330, plus applicable taxes, budgeted from the Surface Water Fund, to replenish a sediment cap at the Olympic View Resource Area site, pursuant to Specification No. ES20-0004F.
Olympic View Resource Area site, pursuant to Specification No. ES20-0004F, consistent with Exhibit “A.”

Adopted ______________________

________________________________
Mayor

Attest:

________________________________
City Clerk

Approved as to form:

________________________________
City Attorney
RESOLUTION NO. 40573

A RESOLUTION related to collective bargaining; authorizing the execution of a 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.

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

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

WHEREAS the bargaining unit consists of approximately 52 budgeted, full-time equivalent ("FTE") positions, and

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

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

WHEREAS it appears in the best interests of the City that the CBA negotiated by said Union and the City be approved; Now, Therefore,
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

BY REQUEST OF MAYOR WOODARDS AND COUNCIL MEMBERS THOMS AND USHKA

A RESOLUTION expressing City Council support of the Protecting Community Television Act, and calling 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”; and urging all House members and Senators from Washington to cosponsor the Protecting Community Television Act.

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

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

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

WHEREAS TV Tacoma is funded through franchise fee and Education and Government (“EG”) fee revenues negotiated and formalized in cable franchise agreements, and
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:

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

A RESOLUTION relating to the Department of Public Utilities; 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.

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

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

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

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

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

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

WHEREAS the current household income guidelines are as listed below:

- Household Size: 1: Maximum Monthly Household Income: $1,595;
- Household Size: 2: Maximum Monthly Household Income: $2,155;
- Household Size: 3: Maximum Monthly Household Income: $2,715;
- Household Size: 4: Maximum Monthly Household Income: $3,275;
- Household Size: 5: Maximum Monthly Household Income: $3,835; and
- Household Size: 6: Maximum Monthly Household Income: $4,395,

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

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

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

- Household Size: 1: Maximum Monthly Household Income: $2,127;
- Household Size: 2: Maximum Monthly Household Income: $2,874;
- Household Size: 3: Maximum Monthly Household Income: $3,621;
- Household Size: 4: Maximum Monthly Household Income: $4,367;
- Household Size: 5: Maximum Monthly Household Income: $5,114; and
- Household Size: 6: Maximum Monthly Household Income: $5,861, and

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

WHEREAS the eligibility criteria for the BPAC may be more restrictive than is necessary for the Emergency Assistance Program, and therefore the criteria for such a program should be established by the Director of the Utilities in light of the needs of the Emergency Assistance Program and those potentially being served by the Emergency Assistance Program, and

WHEREAS, by adoption of Public Utility Board Resolution No. U-11149 on March 17, 2020, the creation of the Employee Assistance Program during the
state of emergency declared by the City of Tacoma in response to COVID-19, was approved, pending confirmation from the City Council; Now, Therefore,

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

Section 1. That, to allow for more households to qualify for assistance in this time of emergency, the City Council concurs with the recommendation of the Public Utility Board, and approves the creation of a new Emergency Assistance Program in response to the state of emergency declared by the City of Tacoma concerning COVID-19, with up to one million dollars in the fund used for low-income assistance and the fund used for Water Utility operations to be used for the Emergency Assistance Program.

Section 2. That the Director of Utilities is delegated authority to establish criteria for the Emergency Assistance Program for households with income eligibility levels at not more than 200 percent of the federal poverty guidelines.

Section 3. That, at the conclusion of the state of emergency declared by the City of Tacoma in response to COVID-19, the Director of Utilities will determine when to terminate the Emergency Assistance Program.

Section 4. That this action does not impact the existing Bill Credit Assistance Program (“BCAP”), and all prior administrative actions concerning
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

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

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

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

WHEREAS the rezone is intended to facilitate the development of the
Hospital, which will be an in- and out-patient psychiatric facility, and
WHEREAS the Washington State Department of Health has issued an “Intent to Issue a Certificate of Need” for the proposed services at this location, and the recommendation makes approval of the rezone specific to TPL’s proposed development, and recommends reverting to C-1 and T Transitional in the event that TLP fails to develop the Hospital during the effective period of the Certificate of Need; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

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

Section 2. That the six parcels bounded by South 19th Street to the north, South Madison Street to the west, and South Durango Street to the east shall be hereafter included in the R-4-L Low-Density Multiple-Family Dwelling District governed by Title 13 of the Tacoma Municipal Code:
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.
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.
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 __________________________

Attest:

_______________________________
Mayor

City Clerk

Approved as to form: Property description approved:

_______________________________
Deputy City Attorney               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)
AN ORDINANCE relating to pay and compensation; amending Chapter 1.12 of the Tacoma Municipal Code to implement rates of pay and compensation for employees represented by the International Brotherhood of Electrical Workers, Local 483, Supervisors Unit; and declaring the effective dates thereof.

BE IT ORDAINED BY THE CITY OF TACOMA:

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

<table>
<thead>
<tr>
<th>Code</th>
<th>A</th>
<th>Job Title</th>
<th>1</th>
<th>2</th>
</tr>
</thead>
<tbody>
<tr>
<td>5017</td>
<td></td>
<td>Solid Waste Collection Supervisor</td>
<td>42.77</td>
<td>44.94</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Code</th>
<th>A</th>
<th>Job Title</th>
<th>1</th>
<th>2</th>
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<td>Solid Waste Collection Supervisor</td>
<td>46.94</td>
<td>49.29</td>
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</table>
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