



## Legislation Passed August 11, 2020

The Tacoma City Council, at its regular City Council meeting of August 11, 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.

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### **Resolution No. 40637**

A resolution setting Thursday, September 17, 2020, at 9:00 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of the alley right-of-way, lying between South 11th and South 12th Streets, and Martin Luther King Jr. Way and South "J" Street, to facilitate an affordable market housing office and small business space.

(Forterra Hilltop East, LLC and Forterra Hilltop West, LLC; File No. 124.1409)  
[Troy Stevens, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

### **Ordinance No. 28685**

An ordinance amending Chapter 1.06 of the Municipal Code, relating to Administration, by amending Section 1.06.075, entitled "Police Department Citizen-Initiated Complaint Oversight", to replace the word "citizen" with the words "community" and "resident", and to rename the Citizen Police Advisory Committee to "Community's Police Advisory Committee", to align with the City's equity framework.

[Bucoda Warren, Senior Management Fellow; Tanisha Jumper, Director, Media and Communications]



## RESOLUTION NO. 40637

1 A RESOLUTION relating to the vacation of City right-of-way; setting Thursday,  
2 September 17, 2020, at 9:00 a.m., as the date for a hearing before the City  
3 of Tacoma Hearing Examiner on the petition of Forterra Hilltop East, LLC  
4 and Forterra Hilltop West, LLC, to vacate a portion of the alley right-of-way,  
5 lying between South 11th and South 12th Streets, and Martin Luther King  
6 Jr. Way and South "J" Street, to facilitate an affordable market housing  
7 office and small business space.

8 WHEREAS Forterra Hilltop East, LLC and Forterra Hilltop West, LLC,  
9 having received the consent of the owners of more than two-thirds of the  
10 properties abutting the portion of the alley right-of-way, lying between South  
11 11th and South 12th Streets, and Martin Luther King Jr. Way and South "J"  
12 Street, has petitioned for the vacation of the following legally described  
13 right-of-way area:

14 THAT PORTION OF THE SOUTHWEST QUARTER OF THE  
15 NORTHEAST QUARTER OF SECTION 05, TOWNSHIP 20 NORTH,  
16 RANGE 03 EAST OF THE WILLAMETTE MERIDIAN, PIERCE  
17 COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS  
18 FOLLOWS:

19 THE EAST 4.91 FEET OF THE WEST 30 FEET OF THE 40 FOOT  
20 WIDE ALLEY SITUATED BETWEEN BLOCKS 1120 AND 1121, MAP  
21 OF NEW TACOMA, WASHINGTON TERRITORY, ACCORDING TO  
22 THE PLAT THEREOF RECORDED FEBRUARY 3, 1875, RECORDS OF  
23 PIERCE COUNTY AUDITOR;

24 TOGETHER WITH THE EAST 10 FEET OF ALLEY ABUTTING AS  
25 VACATED BY CITY OF TACOMA ORDINANCE NO. 2131 AND  
26 TOGETHER WITH THE WEST 19.09 FEET OF SAID BLOCK 1120, AS  
CONVEYED TO THE CITY OF TACOMA BY INSTRUMENT NUMBER  
9812310546, RECORDS OF PIERCE COUNTY AUDITOR;

SITUATE IN THE CITY OF TACOMA COUNTY OF PIERCE, STATE OF  
WASHINGTON;

(CONTAINING ±10,199 SQUARE FEET OR APPROXIMATELY 0.23  
ACRES), and



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WHEREAS, the vacation is subject to easements of record and City shall retain and reserve rights and easements necessary to access, operate and maintain existing utilities; Now, Therefore,

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

Section 1. That Thursday, September 17, 2020, at 9:00 a.m., is hereby fixed as the date and time, and the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, in the City of Tacoma, or alternatively, a call in option will be provided until the end of the COVID-19 emergency, as the place when and where said request will be heard by the Hearing Examiner and his recommendations thereafter transmitted to the Council of the City of Tacoma.



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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:

Property description approved:

\_\_\_\_\_  
Deputy City Attorney

\_\_\_\_\_  
Chief Surveyor  
Public Works Department

Location: A portion of the alley right-of-way, lying between South 11th and 12th Streets, and Martin Luther King Jr. Way and South "J" Street.

Petitioner: Forterra Hilltop East, LLC and Forterra Hilltop West, LLC

File No.: 124.1409



## ORDINANCE NO. 28685

1 BY REQUEST OF MAYOR WOODARDS AND DEPUTY MAYOR BLOCKER

2 AN ORDINANCE relating to Administration; amending Chapter 1.06 of  
3 the Tacoma Municipal Code, by amending Section 1.06.075, entitled  
4 "Police Department Citizen-Initiated Complaint Oversight," to replace the  
5 word "citizen" with the words "community" and "resident," and to rename  
6 the Citizen Police Advisory Committee to "Community's Police Advisory  
7 Committee," to align with the City's equity framework.

8 WHEREAS on July 13, 2020, the Citizen Police Advisory Committee  
9 ("CPAC") discussed the name of the committee, and how the term "citizen" may  
10 be out of line with other City policies and the City's equity framework, and  
11

12 WHEREAS, CPAC voted to recommend to the City Council that the word  
13 "citizen" be replaced with "community" to align with established policy and better  
14 convey the type of collaborative community work provided by CPAC and  
15 recognize the importance of the community in this work, and

16 WHEREAS the change of wording aligns with the City's equity  
17 framework, and recognizes that not all City residents that may engage with  
18 CPAC are documented citizens, and changing the language to be more  
19 inclusive will allow CPAC to better engage those communities and serve all City  
20 residents; Now, Therefore,

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BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 1.06 of the Tacoma Municipal Code, Administration, is hereby amended as set forth in the attached Exhibit "A."

Section 2. That the City Clerk, in consultation with the City Attorney, is authorized to make necessary corrections to this ordinance, including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers, and any references thereto.

Passed \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:  
  
\_\_\_\_\_  
City Clerk

Approved as to form:  
  
\_\_\_\_\_  
City Attorney



EXHIBIT "A"

Chapter 1.06  
Administration

\* \* \*

1.06.075 Police Department Community-Initiated Complaint Oversight.

A. Community-Initiated Conduct Complaint System. The City Manager shall appoint a City employee who does not work for the Tacoma Police Department, and who reports directly to the City Manager, to perform the following functions:

1. Receive and forward community-initiated conduct complaints to the Police Department;
2. Ensure complainants are notified that their complaint has been received and forwarded and that they are informed of all findings;
3. Produce statistical reports;
4. Serve as a liaison to the Community's Police Advisory Committee;
5. Other duties related to implementation of this section, as may be assigned by the City Manager.

Community's Police Advisory Committee

B. Creation of the Committee.

1. There is created the Community's Police Advisory Committee ("Committee"), consisting of 11 members, one member from each City Council District and five members from the general community; and one designated youth seat, with a minimum of 40 percent of the members from traditionally underrepresented communities or groups that reflect and represent the diverse communities in the City of Tacoma. Members must be residents of Tacoma. Commissioned law enforcement professionals and their family members are eligible to serve, provided that no current member of the Tacoma Police Department or his or her immediate family may serve. However, the Committee will consist of no more than three members that are commissioned law enforcement professionals or retired commissioned law enforcement professionals.
2. Members shall be appointed by the City Council. Members shall serve staggered one-, two-, or three-year terms. No member shall serve more than ten years. The youth seat designation shall be for a one-year term.

C. Duties of the Committee.

The Committee shall perform the following duties:

1. Foster understanding and communication between the residents of Tacoma and the Tacoma Police Department and review and advise the Chief of Police on community relations between the Police Department and the community.
2. Hold regular public meetings to promote awareness of the community complaint process, solicit input from the community, and convene community conversations regarding police services, programs, and issues of public safety to encourage and develop an active community-police partnership with an emphasis on improving relations between the Police Department and residents in Tacoma. The Committee shall forward community complaints to the community-initiated conduct complaint system.
3. Work to strengthen and ensure the application of equal protection under the law throughout the community.



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4. Review the investigative process and results of completed administrative investigations of complaints, such as alleged excessive use of force or police brutality, for discussion purposes with regard to what processes may be considered in preventing the occurrences of future activities.

5. Generate community interest and involvement, and promote public awareness of the City's police services and programs, including, but not limited to, business and residential crime prevention programs, safety training, domestic violence intervention, community-oriented policing, and other areas of community relations.

6. Review, develop, and recommend strategies to the City Council, City Manager, and Chief of Police concerning Police Department policies, procedures, rules, training, and programs. Examples of potential areas that may be reviewed or studied include such areas as police misconduct investigation procedures, in-service training in human relations, Citywide crime prevention efforts, community participation and education on rights and responsibilities and community-oriented policing. The specific study or review areas set forth above are to be considered as examples of the areas to be studied and reviewed and are not intended to be limitations.

7. Notwithstanding the duties of the Committee as described above, the Committee shall have no power or authority to investigate, review, or otherwise participate in matters involving specific police personnel or specific police-related incidents. Should any concern raised by the Committee remain unresolved after receiving a response from the Chief of Police, the Committee may request the matter be referred to the City Manager.

D. The Committee may adopt by-laws and processes for its internal organization.

E. The City Manager's Office will appoint staff to support the Committee.

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