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.

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

A RESOLUTION relating to the vacation of City right-of-way; setting Thursday, September 17, 2020, at 9:00 a.m., as the date for a hearing before the City of Tacoma Hearing Examiner on the petition of Forterra Hilltop East, LLC and Forterra Hilltop West, LLC, 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.

WHEREAS Forterra Hilltop East, LLC and Forterra Hilltop West, LLC, having received the consent of the owners of more than two-thirds of the properties abutting the 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, has petitioned for the vacation of the following legally described right-of-way area:

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

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

TOGETHER WITH THE EAST 10 FEET OF ALLEY ABUTTING AS VACATED BY CITY OF TACOMA ORDINANCE NO. 2131 AND 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
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.
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

BY REQUEST OF MAYOR WOODARDS AND DEPUTY MAYOR BLOCKER

AN ORDINANCE relating to Administration; amending Chapter 1.06 of the Tacoma Municipal Code, 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.

WHEREAS on July 13, 2020, the Citizen Police Advisory Committee (“CPAC”) discussed the name of the committee, and how the term “citizen” may be out of line with other City policies and the City’s equity framework, and

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

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

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.
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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