



Legislation Passed October 13, 2020

The Tacoma City Council, at its regular City Council meeting of October 13, 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. 40669

A resolution authorizing the submittal of a grant application through the United States Department of the Interior, Bureau of Reclamation's WaterSMART Grants: Water and Energy Efficiency Grants Program, in the amount of \$2 million, for the deployment of approximately 107,000 advanced water meters and radio modules; and authorizing the Director of Utilities to enter into an agreement for the requested grant.

[Corey Bedient, Assistant Water Division Manager; Scott Dewhirst, Water Superintendent]

Resolution No. 40670

A resolution declaring surplus and authorizing the sale of approximately 31.5 acres of Tacoma Power property, located in the Frederickson vicinity of unincorporated Pierce County, to Exeter Canyon Land, LLC, for the amount of \$10,600,000.

[Greg Muller, Real Estate Officer; Chris Robinson, Power Superintendent]

Resolution No. 40671

A resolution authorizing the execution of a Letter of Agreement with the Teamsters Local Union No. 117, Tacoma Venues and Events Unit, regarding alternate work schedules to address budget constraints.

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

Resolution No. 40672

A resolution authorizing the execution of a Letter of Agreement with the Tacoma Police Union, Local 6, I.U.P.A., to extend the 2017-2019 Collective Bargaining Agreement through December 31, 2020, and the terms of a Body Worn Camera program to be implemented January 1, 2021.

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

Ordinance No. 28692

An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for the position of City Manager, retroactive to May 16, 2020.

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



RESOLUTION NO. 40669

1 A RESOLUTION relating to the Department of Public Utilities, Water Division,
2 d.b.a. Tacoma Water; authorizing the City of Tacoma, Department of
3 Public Utilities, to apply for \$2 million in grant funds through the United
4 States Department of the Interior, Bureau of Reclamation's WaterSMART
5 Grants: Water and Energy Efficiency Grants Program, and authorizing
6 the Director of Utilities to enter into an agreement for the requested grant.

7 WHEREAS the City of Tacoma, Department of Public Utilities ("TPU"),
8 Water Division (d.b.a. "Tacoma Water"), plans to deploy Advanced Metering
9 Infrastructure ("AMI") across its entire water and electric service territories that
10 will modernize utility operations and improve services to customers, and

11 WHEREAS the AMI program will involve replacing or upgrading all non-
12 communicating power and water meters with advanced two-way communicating
13 technology, and

14 WHEREAS, to support this effort, TPU has applied for a \$2 million grant
15 from the United States Department of the Interior, Bureau of Reclamation's
16 ("Bureau of Reclamation") WaterSMART Grants: Water and Energy Efficiency
17 Grants Program specific to the deployment of approximately 107,000 advanced
18 water meters and radio modules, and

19 WHEREAS the \$2 million grant, when complemented with the planned
20 utility investment of approximately \$25 million for grant related meter/module
21 deployment, will help provide more efficient service to drinking water customers
22 served by TPU, and
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1 WHEREAS the grant application must include a supporting Resolution
2 adopted by the board of directors or governing body approving the grant
3 application, and

4 WHEREAS the City Council has reviewed and supports the application
5 and verifies that TPU/Tacoma Water has the capability to provide the amount of
6 funding and/or in-kind contributions specified in the application funding plan, and
7

8 WHEREAS TPU/Tacoma Water will work with the Bureau of Reclamation
9 to meet the established deadlines for entering into a grant or cooperative
10 agreement, and

11 WHEREAS the City Council delegates to the Director of Utilities the
12 authority to enter into a grant agreement with the Bureau of Reclamation, and

13 WHEREAS TPU/Tacoma Water has also received U.S. Congressional
14 letters of support from Senator Patty Murray, Representative Derek Kilmer,
15 Representative Denny Heck, and Representative Adam Smith, and
16

17 WHEREAS the completion of the AMI water meter/module installations is
18 planned for late 2022, and will be coordinated with similar upgrades to TPU's
19 electric meters, and
20

21 WHEREAS the AMI Project supports TPU's long-term goal of water
22 supply and efficient water management by providing detection of leaks and
23 providing customers with an action plan; a customer portal that will provide real-
24 time information on their water usage; and a more accurate reading regarding
25 usage, and
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WHEREAS this project will lead to a number of other measurable efficiency improvements such as a water savings estimate of 2,049.5 acre-feet per year; savings of nearly 24,000 gallons of gasoline per year in meter reading and maintenance vehicle consumption; and emission reduction estimated at 35.1 metric tons of CO₂ per year, and

WHEREAS these savings will also reduce the amount of water diverted and treated out of the Green River, TPU's primary drinking water source, and provide energy savings associated with pumping reductions, and

WHEREAS these water usage reductions will provide flexibility for ongoing initiatives aimed at improving the health of several threatened species of fish; Now, Therefore,

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

Section 1. That the City Council approves the application by the City of Tacoma, Department of Public Utilities, for \$2 million in grant funds through the United States Department of the Interior, Bureau of Reclamation's WaterSMART Grants: Water and Energy Efficiency Grants Program, and verifies the application as set forth above and as on file in the office of the City Clerk.



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Section 2. That the Director of Utilities is authorized to enter into an agreement for the requested grant as set forth in Section 1 above.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney



RESOLUTION NO. 40670

1 A RESOLUTION relating to the Department of Public Utilities, Light Division
2 (d.b.a. "Tacoma Power"); declaring surplus and authorizing the sale of
3 approximately 31.5 acres of Tacoma Power property, located in the
4 Frederickson vicinity of unincorporated Pierce County, to Exeter Canyon
5 Land, LLC, for the amount of \$10,600,000.

6 WHEREAS the City of Tacoma, through its Department of Public Utilities,
7 Light Division (d.b.a. "Tacoma Power"), owns approximately 31.5 acres of
8 unimproved real property located at 16515-16525 Canyon Road East, in the
9 Frederickson vicinity of unincorporated Pierce County, Washington (the "Property"),
10 and

11 WHEREAS the Property was expected to be the site of a new South Service
12 Center for Tacoma Power, but that project was cancelled and Tacoma Power has
13 determined that it does not need the Property for continued public utility service,
14 and

15 WHEREAS the Property was declared surplus in November of 2018 by the
16 Director of Utilities, and at the conclusion of marketing efforts, a purchase and sale
17 agreement with Exeter Canyon Land, LLC ("Exeter") was entered into in February
18 of 2020, and

19 WHEREAS Exeter offered to purchase the Property for \$10,600,000, which
20 was deemed acceptable by Tacoma Power, and

21 WHEREAS Tacoma Power has agreed to credit to Exeter \$235,000 toward
22 the purchase price which was received as consideration from the Tacoma
23 Sportsmen's Club for an easement on the Property, resulting in a net consideration
24 to be received from Exeter of \$10,365,000, and
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WHEREAS the Department of Public Works proceeded with the negotiated disposition process pursuant to Tacoma Municipal Code (“TMC”) 1.06.280.F, and

WHEREAS, on September 9, 2020, by adoption of Public Utility Board Resolution No. U-11195, the Property was determined not required for continued public utility service and declared surplus to the needs of Tacoma Power and Tacoma Public Utilities and approved for sale, pending confirmation from the City Council, and

WHEREAS, pursuant to RCW 35.94.040 and TMC 1.06.280, a public hearing was held before the City Council on October 6, 2020, and

WHEREAS, there being no foreseeable need for continued City ownership of the Property, the sale of said Property appears to be in the best interests of the City, pending final approval from the City Council; Now, Therefore,

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

Section 1. That the City Council does hereby find and concur with the Tacoma Public Utility Board’s determination and declaration pursuant to Public Utility Board Resolution No. U-11195 that the property located at 16515-16525 Canyon Road East, in the Frederickson vicinity of unincorporated Pierce County (“Property”), is surplus to the needs of Tacoma Power and Tacoma Public Utilities.

Section 2. That, consistent with RCW 35.94.040 , RCW 35.22.020, and Article I, Section 1.2 and Article IX, Section 9.1 of the City Charter, the City Council



1 does hereby find and determine that the Property is not required for, and is not
 2 essential to, continued public utility service or continued effective utility service and,
 3 pursuant to applicable law, is properly declared surplus property and excess to the
 4 needs of Tacoma Power, Tacoma Public Utilities, and the City.
 5

6 Section 3. That the request of the Department of Public Utilities, Light
 7 Division (d.b.a. "Tacoma Power"), to sell the Property for \$10,600,000 to Exeter
 8 Canyon Land, LLC ("Exeter"), is hereby approved.
 9

10 Section 4. That the proper officers of the City are hereby authorized to
 11 execute all necessary documents to convey the Property to Exeter for the amount
 12 of \$10,600,000 (net consideration \$10,365,000), said documents to be substantially
 13 in the form of the deed on file in the office of the City Clerk.
 14

15 Adopted _____

16 _____
 17 Mayor

18 Attest:
 19 _____
 20 City Clerk

21 Approved as to form:
 22 _____
 23 Chief Deputy City Attorney

24 Requested by Public Utility Board
 25 Resolution No. U-11195
 26



RESOLUTION NO. 40671

1 A RESOLUTION relating to collective bargaining; authorizing the execution of a
2 Letter of Agreement negotiated between the City of Tacoma and Teamsters
3 Local Union No. 117, Tacoma Venues & Events Unit, regarding alternate
work schedules to address budget constraints.

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

7 WHEREAS Resolution No. 40182, adopted December 11, 2018, authorized
8 the execution of the two-year Collective Bargaining Agreement (“CBA”) between the
9 City of Tacoma and Teamsters Local Union No. 117, Tacoma Venues & Events
10 Unit (“Union”), on behalf of the employees represented by said Union, and

11 WHEREAS the Covid-19 Pandemic has significantly impacted operations
12 and revenues at the City of Tacoma and Tacoma Venues & Events, and in
13 response to emergency proclamations, public health recommendations, financial
14 shortfalls, and in order to better provide for employee social distancing in the
15 workplace, the City has temporarily reduced or eliminated some services, and

16 WHEREAS the City and Union have negotiated a Letter of Agreement
17 (“LOA”) to the CBA which provides for the following: (1) a 50/50 alternative work
18 schedule where employees will be subject to a schedule alternating between one
19 week in full-time status, followed by a week with no scheduled hours, effective
20 October 5, 2020, to address financial shortfalls, operational needs, and employee
21 health, safety, and engagement; and (2) the City will continue to pay the employer’s
22 share of health & welfare benefits, and employee benefit premium deductions will
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continue via payroll deduction as if the employee were in a full-time status, and will be maintained through December 31, 2020, and employee leave accruals will be prorated based on the 50/50 schedule, and

WHEREAS it appears in the best interest of the City that the LOA 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 Letter of Agreement negotiated between the City of Tacoma and Teamsters Local Union 117, Tacoma Venues & Event Unit, said document to be substantially in the form of the document on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 40672

1 A RESOLUTION relating to collective bargaining; authorizing the execution of a
2 Letter of Agreement negotiated between the City of Tacoma and Tacoma
3 Police Union, Local 6, I.U.P.A. to extend the 2017-2019 Collective
4 Bargaining Agreement through December 31, 2020, and the terms of a Body
5 Worn Camera program, to be implemented January 1, 2021.

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 Resolution No. 39983, adopted April 10, 2018, authorized the
10 execution of the three-year Collective Bargaining Agreement (“CBA”) between the
11 City of Tacoma and Tacoma Police Union, Local 6, I.U.P.A. (“Union”), on behalf of
12 the employees represented by said Union, and

13 WHEREAS the City and the Union have negotiated a Letter of
14 Agreement (“LOA”) to the CBA which extends the terms of the 2017-2019 CBA
15 through December 31, 2020, and provides for the following: (1) a general wage
16 increase of 4 percent, retroactive to January 1, 2020; (2) changes to Article 3,
17 Union Membership and Dues, and Article 23, Special Provisions, consistent with
18 the parties’ Letters of Agreement addressing impacts to Union Dues, Fees and
19 Long Term Disability coverage; (3) changes to Article 4, Grievance Procedure, to
20 allow that at any step of the grievance procedure, either party may request a
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meeting to discuss the facts and potential resolution of the grievance, including how timelines may be affected; (4) changes to Article 8, Safety Standards, to update references to the Washington Administrative Code (WAC); (5) changes to Article 15, Hours of Work, to indicate that the monthly changeover of days off rotation will occur on the first Monday of every month; that employees on administrative leave, critical incident leave, or any other temporary assignment to another shift with a lesser rate shall not forfeit shift differential pay; that employees may utilize compensatory time in tenth of an hour increments; and that employees hired on or after January 1, 2012, may carry over up to 40 hours of compensatory time from one calendar year to the next, with the remainder cashed out at the end of each calendar year; and (6) changes to Article 20, Work Assignments, so that up to three months of temporary time worked shall be credited toward the required probationary period of six months for permanent promotions within the Local 6 bargaining unit, absent compelling, written justification from the Chief of Police, and

WHEREAS the LOA incorporates the terms of a Body Worn Camera program, to be implemented January 1, 2021, and

WHEREAS it appears in the best interest of the City that the LOA 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 Letter of Agreement negotiated between the City of Tacoma and Tacoma Police Union, Local 6, I.U.P.A., said document to be substantially in the form of the document on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28692

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 the nonrepresented executive classification of City Manager, and declaring
 the effective dates thereof.

4 BE IT ORDAINED BY THE CITY OF TACOMA:

5 That Section 1.12.355 of the Tacoma Municipal Code is hereby amended,
 6 effective retroactive to May 16, 2020, to read as follows:
 7

Code	A	Job Title	1A	1B	1C	1D	2A	2B	2C	2D	3A	3B	3C
0747	A	City Manager	<u>103.02</u>	<u>104.34</u>	<u>105.64</u>	<u>106.93</u>	<u>108.27</u>	<u>109.62</u>	<u>110.99</u>	<u>112.38</u>	<u>113.78</u>	<u>115.20</u>	<u>116.64</u>
			3D	4A	4B	4C	4D	5A	5B	5C	5D	6A	
			<u>118.10</u>	<u>119.58</u>	<u>121.07</u>	<u>122.58</u>	<u>124.11</u>	<u>125.66</u>	<u>127.23</u>	<u>128.82</u>	<u>130.43</u>	<u>132.06</u>	

Code	A	Job Title	1A	1B	1C	1D	2A	2B	2C	2D	3A	3B	3C
0747	A	City Manager	<u>106.09</u>	<u>107.42</u>	<u>108.76</u>	<u>110.12</u>	<u>111.50</u>	<u>112.89</u>	<u>114.30</u>	<u>115.73</u>	<u>117.18</u>	<u>118.64</u>	<u>120.12</u>
			3D	4A	4B	4C	4D	5A	5B	5C	5D	6A	
			<u>121.62</u>	<u>123.14</u>	<u>124.68</u>	<u>126.24</u>	<u>127.82</u>	<u>129.42</u>	<u>131.04</u>	<u>132.68</u>	<u>134.34</u>	<u>136.02</u>	

16 Passed _____

18 _____
Mayor

19 Attest: _____

21 _____
City Clerk

23 Approved as to form: _____

25 _____
Deputy City Attorney