



Legislation Passed January 12, 2021

The Tacoma City Council, at its regular City Council meeting of January 12, 2021, 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. 40725

A resolution setting Thursday, February 11, 2021, at 9:00 a.m., as the date for a hearing by the Hearing Examiner, which was previously granted a continuance 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]

Resolution No. 40726

A resolution setting Thursday, February 25, 2021, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate that portion of South Mason Avenue, lying north of South 19th Street, abutting 1819 South Mason Avenue, for expanded yard use.

(True Vine Senior Citizens Center; File No. 124.1423)
[Ronda Van Allen, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 40727

A resolution amending Resolution No. 40719, to change the date of the public hearing by the Hearing Examiner to Thursday, February 18, 2021, at 9:00 a.m., relating to the request to vacate the air rights over a westerly portion of Tacoma Avenue South, lying southerly of South 14th Street, to facilitate design variability on a residential building project.

(1402 Tacoma, LLC; File No. 124.1422)
[Troy Stevens, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 40728

A resolution approving the final plat of Gem 88, a 12-lot residential subdivision, located at 1054 South 88th Street.

(East 88th Street LLC; File No. LU20-0126)
[John Harrington, Principal Planner; Peter Huffman, Director, Planning and Development Services]

Resolution No. 40729

A resolution approving the final plat of Sherwood Estates, a 12-lot residential subdivision, located at 9025 "A" Street.

(Northwest Vintage Homes, LLC; File No. LU20-0105)

[John Harrington, Principal Planner; Peter Huffman, Director, Planning and Development Services]

Resolution No. 40730

A resolution approving the final plat of Norpoint Place, a 14-lot residential subdivision, located at 2216 65th Avenue Northeast.

(Copper Ridge, LLC; File No. LU20-0199)

[John Harrington, Principal Planner; Peter Huffman, Director, Planning and Development Services]

Resolution No. 40731

A resolution authorizing the execution of a Letter of Agreement with the Professional Public Safety Management Association, regarding Voluntary Employee Beneficiary Association eligibility requirements for the year 2021.

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

Resolution No. 40732

A resolution authorizing the execution of an amendment to the 2019-2020 Annual Action Plan for Housing and Community Development projects, to incorporate \$1,372,676 in Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant funds to prevent, prepare for, and respond to Coronavirus.

[Felicia Medlen, Housing Division Manager; Jeff Robinson, Director, Community and Economic Development]

Ordinance No. 28728

An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for employees represented by the Tacoma Police Management Association, Local 26.

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

Ordinance No. 28731

(First and Final Reading) An ordinance providing for the formation of Local Improvement District No. 3970, to extend an eight-inch wastewater main within North 48th Street from Lexington Street east 150 feet, then south in Lexington Street, approximately 680 feet.

[Ralph Rodriguez, LID Administrator; Jeff H. Capell, Hearing Examiner]

Ordinance No. 28733

(First and Final Reading) An ordinance amending Chapter 12.08 of the Municipal Code, relating to Wastewater and Surface Water Management - Regulation and Rates, to correct 2021 and 2022 rates and charges for the discharge of septic holding tank contents, to remain at 2020 levels for each of the years 2021 and 2022, retroactive to January 1, 2021; and declaring an emergency, making necessary the passage of this ordinance, and its becoming effective immediately.

[Michael P. Slevin III, P.E., Director, Environmental Services]



RESOLUTION NO. 40725

1 A RESOLUTION relating to the vacation of City right-of-way; setting Thursday,
2 February 11, 2021, at 9:00 a.m., as the date for a hearing before the
3 Hearing Examiner, which was previously granted a continuance by the
4 Hearing Examiner, on the request of Forterra Hilltop East, LLC and
5 Forterra Hilltop West, LLC, to vacate a portion of the alley right-of-way,
6 lying between South 11th and South 12th Streets, and Martin Luther King
7 Jr. Way and South "J" Street, to facilitate an affordable market housing,
8 office, and small business space.

9 WHEREAS, on September 17, 2020, at the request of Forterra Hilltop
10 East, LLC and Forterra Hilltop West, LLC ("Petitioner"), the Hearing Examiner
11 granted a continuance on the Petitioner's request to vacate a portion of the alley
12 right-of-way, lying between South 11th and South 12th Streets, and Martin Luther
13 King Jr. Way and South "J" Street ("Property"), to facilitate an affordable market
14 housing, office, and small business space, until an undetermined date, and

15 WHEREAS the Petitioners, having received the consent of the owners of
16 more than two-thirds of the properties abutting the Property, have petitioned for
17 the vacation of the following legally described right-of-way area:

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

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



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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, February 11, 2021, 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 the request 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, 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:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: 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
Petitioner: Forterra Hilltop East, LLC and Forterra Hilltop West, LLC
File No.: 124.1409



RESOLUTION NO. 40726

1 A RESOLUTION relating to the vacation of City right-of-way; setting Thursday,
2 February 25, 2021, at 1:30 p.m., as the date for a hearing before the
3 Hearing Examiner on the petition of True Vine Senior Citizens Center to
4 vacate that portion of South Mason Avenue lying north of South 19th
5 Street, abutting 1819 South Mason Avenue, for expanded yard use.

6 WHEREAS True Vine Senior Citizens Center, having received the consent
7 of the owners of more than two-thirds of the properties abutting that portion of
8 South Mason Avenue lying north of South 19th Street, abutting 1819 South Mason
9 Avenue, has petitioned for the vacation of the following legally described
10 right-of-way area:

11 ALL THAT PORTION OF SOUTH MASON AVENUE
12 EXTENSION, LYING NORTHERLY OF SOUTH 19TH
13 STREET, EASTERLY OF IMPROVED SOUTH STEVENS
14 STREET, SOUTH OF IMPROVED SOUTH MASON
15 AVENUE INCLUDED WITHIN CORRECTION WARRANTY
16 DEED (D-5363) TO THE CITY OF TACOMA, RECORDED
17 UNDER RECORDING NUMBER 2273816, RECORDS OF
18 PIERCE COUNTY AUDITOR, AND WESTERLY AND
19 ABUTTING, LOTS 10 THROUGH 15, BLOCK 58,
20 RIDGEDALE ADDITION TO TACOMA, W.T., ACCORDING
21 TO THE PLAT THEREOF RECORDED IN VOLUME 2 OF
22 PLATS, AT PAGE 74, RECORDS OF PIERCE COUNTY,
23 WASHINGTON, ALL AS ADJACENT 1819 SOUTH MASON
24 AVENUE, TACOMA.

25 ALL SITUATE IN THE CITY OF TACOMA, COUNTY OF
26 PIERCE, STATE OF WASHINGTON; WITHIN THE
SOUTHWEST AND SOUTHEAST QUARTERS OF
SECTION 01, TOWNSHIP 20 NORTH, RANGE 02 EAST OF
THE WILLAMETTE MERIDIAN; and

WHEREAS the above legal description will be revised upon conclusion
of agency comments and completion of the survey; Now, Therefore,



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

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Section 1. That Thursday, February 25, 2021, at 1:30 p.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 the request of True Vine Senior Citizens Center to vacate that portion of South Mason Avenue, lying north of South 19th Street, abutting 1819 South Mason Avenue, 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:

Deputy City Attorney

Property description approved:

Chief Surveyor
Public Works Department

Location: A portion of South Mason Avenue lying north of South 19th Street, abutting 1819 South Mason Avenue

Petitioner: True Vine Senior Citizens Center

File No.: 124.1423



RESOLUTION NO. 40727

1 A RESOLUTION relating to the vacation of City right-of-way; amending Resolution
2 No. 40719, relating to the petition of 1402 Tacoma, LLC, to vacate the air
3 rights over a westerly portion of Tacoma Avenue South, lying southerly of
4 South 14th Street, to facilitate design variability on a residential building
5 project, to set the date of the public hearing by the Hearing Examiner to
6 Thursday, February 18, 2021, at 9:00 a.m.

7 WHEREAS 1402 Tacoma, LLC, has petitioned for the vacation of air rights
8 over a westerly portion of Tacoma Avenue South, lying southerly of South 14th
9 Street, and

10 WHEREAS, pursuant to Resolution No. 40719, adopted January 5, 2021, a
11 public hearing on the proposed vacation was set for January 21, 2021, at
12 9:00 a.m., before the Hearing Examiner, and

13 WHEREAS it is necessary to change the date of the public hearing to
14 February 18, 2021, at 9:00 a.m.; Now, Therefore,

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

16 Section 1. That Resolution No. 40719 is hereby amended to set Thursday,
17 February 18, 2021, at 9:00 a.m., as the date and time, and the Council Chambers
18 on the first floor of the Tacoma Municipal Building, 747 Market Street, in the City of
19 Tacoma, or alternatively, a call-in option will be provided until the end of the
20 COVID-19 emergency, as the place when and where the request of 1402 Tacoma,
21 LLC, to vacate the air rights over a westerly portion of Tacoma Avenue South, lying
22 southerly of South 14th Street, will be heard by the Hearing Examiner and his
23 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:

Deputy City Attorney

Location: Air rights over a westerly portion of Tacoma Avenue South, lying southerly of South 14th Street

Petitioner: 1402 Tacoma, LLC

File No.: 124.1422



RESOLUTION NO. 40728

1 A RESOLUTION relating to the platting and subdivision of real property; approving
2 the final plat of GEM 88, a 12-lot residential subdivision, located at
3 1054 South 88th Street.

4 WHEREAS all owners of the following legally described real property:

5 Parcel A:

6 BEGINNING 109.79 FEET WEST AND 30 FEET SOUTH
7 OF THE NORTHEAST CORNER OF THE WEST HALF
8 OF THE NORTHEAST QUARTER OF THE NORTHWEST
9 QUARTER OF THE SOUTHEAST QUARTER OF
10 SECTION 32, TOWNSHIP 20 NORTH, RANGE 3 EAST
11 OF THE WILLAMETTE MERIDIAN;

12 THENCE SOUTH 366 FEET;

13 THENCE WEST 109.8 FEET;

14 THENCE NORTH 366 FEET TO THE SOUTH LINE OF
15 SOUTH 88TH STREET;

16 THENCE EAST 109.79 FEET TO THE POINT OF
17 BEGINNING.

18 Parcel B:

19 BEGINNING 30 FEET SOUTH AND 219.58 FEET WEST
20 OF THE NORTHEAST CORNER OF THE WEST HALF
21 OF THE NORTHEAST QUARTER OF THE NORTHWEST
22 QUARTER OF THE SOUTHEAST QUARTER OF
23 SECTION 32, TOWNSHIP 20 NORTH, RANGE 3 EAST
24 OF THE WILLAMETTE MERIDIAN;

25 THENCE SOUTH 366 FEET;

26 THENCE WEST 109.79 FEET TO THE EAST LINE OF
THE EAST HALF OF THE EAST HALF OF THE
NORTHWEST QUARTER OF THE NORTHWEST
QUARTER OF THE SOUTHEAST QUARTER OF SAID
SECTION 32; THENCE NORTH ALONG SAID EAST LINE
366 FEET TO THE SOUTH LINE OF SOUTH 88TH
STREET;



THENCE EAST 109.79 FEET TO THE POINT OF
BEGINNING.

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

have joined in a plat of the property to be known and designated as GEM 88, and

WHEREAS the preliminary plat of GEM 88 was conditionally approved
on October 5, 2018, and the Director of Planning and Development Services
has issued written Findings and Conclusions contained in his Recommendation
of Approval, dated December 2, 2020, finding therein that the preliminary plat
conditions have now been complied with by the owners of the property, and

WHEREAS the plat, evidenced by the official drawing thereof, has been
approved by the Director of Public Works/City Engineer, representatives of the
Water and Light Divisions of the Department of Public Utilities, and the
Tacoma-Pierce County Health Department, and the City Attorney, and all other
requirements of Chapter 13.04 of the Tacoma Municipal Code have been fully
complied with, and

WHEREAS the GEM 88 plat is hereby submitted to the City Council for
acceptance and approval; Now, Therefore,

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

Section 1. That the final plat of GEM 88 is hereby accepted and
approved.

Section 2. That the Mayor and the proper City officers are hereby
authorized to indicate upon the original tracing(s) of the plat the acceptance by



1 the City Council of the same as provided in Chapter 13.04 of the Tacoma
 2 Municipal Code.

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 4 Adopted _____

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6 Attest:

 Mayor

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 9 City Clerk

10 Approved as to form:

Legal Description Approved:

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 12 Deputy City Attorney

 Chief Surveyor
 Public Works Department

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RESOLUTION NO. 40729

1 A RESOLUTION relating to the platting and subdivision of real property; approving
 2 the final plat of SHERWOOD ESTATES, a 12-lot residential subdivision,
 located at 9025 "A" Street.

3 WHEREAS all owners of the following legally described real property:

4
 5 Parcel 1:

6 THE WEST 295 FEET OF THE FOLLOWING:

7 BEGINNING ON THE EAST LINE OF "A" STREET, BEING A
 8 LINE PARALLEL WITH AND 30 FEET EAST OF THE WEST
 9 LINE OF LOT 1, SECTION 33, TOWNSHIP 20 NORTH,
 10 RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, AT A
 11 POINT ON SAID STREET LINE 792 FEET SOUTH OF THE
 12 NORTH LINE OF SAID LOT 1; THENCE PARALLEL WITH
 SAID NORTH LINE EAST 623.09 FEET TO THE EAST LINE
 13 OF THE WEST HALF OF SAID LOT 1; THENCE ON SAID
 EAST LINE SOUTH 132 FEET; THENCE PARALLEL WITH
 SAID NORTH LINE WEST 623.11 FEET TO SAID EAST LINE
 OF STREET; THENCE ON SAID STREET LINE NORTH
 132 FEET TO PLACE OF BEGINNING;

14 SITUATE IN THE COUNTY OF PIERCE, STATE OF
 15 WASHINGTON.

16 Parcel 2:

17 THE EAST HALF OF THE FOLLOWING DESCRIBED
 18 PROPERTY:

19 BEGINNING ON THE EAST LINE OF "A" STREET, BEING A
 20 LINE PARALLEL WITH AND 30 FEET EAST OF THE WEST
 21 LINE OF LOT 2 OF SECTION 33, TOWNSHIP 20 NORTH,
 RANGE 3 EAST, WILLAMETTE MERIDIAN, IN PIERCE
 COUNTY, WASHINGTON, AT A POINT ON SAID STREET
 22 LINE 924 FEET SOUTH OF THE NORTH LINE OF SAID LOT 1;

23 THENCE PARALLEL WITH SAID NORTH LINE EAST
 24 623.11 FEET TO THE EAST LINE OF THE WEST HALF OF
 SAID LOT 1;

25 THENCE ON SAID EAST LINE SOUTH 132 FEET;
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THENCE PARALLEL WITH SAID NORTH LINE WEST
623.14 FEET TO SAID EAST LINE OF "A" STREET;
THENCE ON SAID STREET LINE NORTH 132 FEET TO
THE PLACE OF BEGINNING.
EXCEPT 30 FEET THEREOF FOR EAST "B" STREET.
SITUATE IN THE COUNTY OF PIERCE, STATE OF
WASHINGTON.

Parcel 3:

LOT 2 OF SHORT PLAT 77-457 AS RECORDED JULY 12,
1977 IN VOLUME 17 OF SHORT PLATS AT PAGE 100,
BEING A RE-RECORD OF SHORT PLAT 77-420,
RECORDED IN VOLUME 17 OF SHORT PLATS, PAGE 63,
RECORDS OF PIERCE COUNTY, WASHINGTON.

SITUATE IN THE COUNTY OF PIERCE, STATE OF
WASHINGTON;

have joined in a plat of the property to be known and designated as SHERWOOD
ESTATES, and

WHEREAS the preliminary plat of SHERWOOD ESTATES was
conditionally approved on November 27, 2018, and the Director of Planning and
Development Services has issued written Findings and Conclusions contained in
his Recommendation of Approval, dated December 9, 2020, finding therein that
the preliminary plat conditions have now been complied with by the owners of the
property, and

WHEREAS the plat, evidenced by the official drawing thereof, has been
approved by the Director of Public Works/City Engineer, representatives of the
Water and Light Divisions of the Department of Public Utilities, and the
Tacoma-Pierce County Health Department, and the City Attorney, and all other



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requirements of Chapter 13.04 of the Tacoma Municipal Code have been fully
complied with, and

WHEREAS the SHERWOOD ESTATES plat is hereby submitted to the
City Council for acceptance and approval; Now, Therefore,

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

Section 1. That the final plat of SHERWOOD ESTATES is hereby
accepted and approved.

Section 2. That the Mayor and the proper City officers are hereby
authorized to indicate upon the original tracing(s) of the plat the acceptance by the
City Council of the same as provided in Chapter 13.04 of the Tacoma Municipal
Code.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Legal Description Approved:

Chief Surveyor
Public Works Department



RESOLUTION NO. 40730

1 A RESOLUTION relating to the platting and subdivision of real property; approving
2 the final plat of NORPOINT PLACE, a 14-lot residential subdivision, located
3 at 2216 65th Avenue Northeast.

4 WHEREAS all owners of the following legally described real property:

5 Parcel A:

6 The North half of the South half of the North half of the
7 Southeast Quarter of the Northwest Quarter of the
8 Southeast Quarter of Section 25, Township 21 North,
9 Range 3 East of the Willamette Meridian.

10 Except 65th Avenue Northeast.

11 Parcel B:

12 The North half of the North half of the Southeast Quarter
13 of the Northwest Quarter of the Southeast Quarter of
14 Section 25, Township 21 North, Range 3 East of the
15 Willamette Meridian.

16 Except 65th Avenue Northeast.

17 Situate in the City of Tacoma, County of Pierce, State of
18 Washington;

19 have joined in a plat of the property to be known and designated as NORPOINT
20 PLACE, and

21 WHEREAS the preliminary plat of NORPOINT PLACE was conditionally
22 approved on July 30, 2019, and the Director of Planning and Development Services
23 has issued written Findings and Conclusions contained in his Recommendation of
24 Approval, dated December 15, 2020, finding therein that the preliminary plat
25 conditions have now been complied with by the owners of the property, and
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WHEREAS the plat, evidenced by the official drawing thereof, has been approved by the Director of Public Works/City Engineer, representatives of the Water and Light Divisions of the Department of Public Utilities, and the Tacoma-Pierce County Health Department, and the City Attorney, and all other requirements of Chapter 13.04 of the Tacoma Municipal Code have been fully complied with, and

WHEREAS the NORPOINT PLACE plat is hereby submitted to the City Council for acceptance and approval; Now, Therefore,

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

Section 1. That the final plat of NORPOINT PLACE is hereby accepted and approved.

Section 2. That the Mayor and the proper City officers are hereby authorized to indicate upon the original tracing(s) of the plat the acceptance by the City Council of the same as provided in Chapter 13.04 of the Tacoma Municipal Code.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Legal Description Approved:

Chief Surveyor
Public Works Department



RESOLUTION NO. 40731

1 A RESOLUTION relating to collective bargaining; authorizing the execution of a
2 Letter of Agreement negotiated between the City of Tacoma and the
3 Professional Public Safety Management Association, regarding Voluntary
Employee Beneficiary Association eligibility requirements.

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
8 WHEREAS Resolution No. 40185, adopted December 11, 2018, authorized
9 the execution of the two-year Collective Bargaining Agreement ("CBA") between the
10 City of Tacoma and Professional Public Safety Management Association ("Union"),
11 on behalf of the employees represented by said Union, and

12 WHEREAS the City and Union have negotiated a Letter of Agreement
13 ("LOA") to the CBA which provides an exception to the age and years of service
14 eligibility requirement of the Voluntary Employee Beneficiary Association ("VEBA")
15 program for Assistant Police Chief Michael Ake for the calendar year 2021 only,
16 and
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18 WHEREAS it appears in the best interest of the City that the LOA negotiated
19 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 the Professional Public Safety Management Association, 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. 40732

1 A RESOLUTION relating to community, economic development, neighborhood and
2 community services; authorizing an amendment to the 2019-2020 Annual
3 Action Plan for Housing and Community Development projects, to
4 incorporate \$1,372,676 in Coronavirus Aid, Relief, and Economic Security
Act Community Development Block Grant funds to prevent, prepare for, and
respond to Coronavirus.

5 WHEREAS the Annual Action Plan outlines the City's use of Community
6 Development Block Grant, HOME Investment Partnerships Program, and
7 Emergency Solutions Grant funds, and

8
9 WHEREAS, periodically, changes to the Annual Action Plan submitted to
10 U.S. Department of Housing and Urban Development ("HUD") are necessary, and
11 depending on the significance of the changes, the City must implement a
12 "substantial amendment" process, and

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14 WHEREAS the City received \$1,372,676 in Coronavirus Aid, Relief, and
15 Economic Security Act Community Development Block Grant ("CDBG-CV") funds
16 to be made available in response to circumstances created by the COVID-19
17 pandemic, and

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19 WHEREAS the City must approve a substantial amendment to the City's
20 2019-2020 Annual Action Plan, which incorporates the spending plan for the
21 CDBG-CV funding, and

22
23 WHEREAS the following activities in the City's Program Year 2019-2020
24 Annual Action Plan will be funded using this CDBG-CV allocation: (1) Public
25 Services, in the amount of \$922,676; and (2) Economic Development Assistance,
26 in the amount of \$450,000; Now, Therefore,



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

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Section 1. That the proposed amendment to the City’s Program Year 2019-2020 Annual Action Plan, to allocate additional funding in the amount of \$1,372,676 in Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant Funds (“CDBG-CV”) to prevent, prepare for, and respond to Coronavirus, said amendment to be substantially in the form of the document on file in the office of the City Clerk.

Section 2. That the following activities in the City’s Program Year 2019-2020 Annual Action Plan will be funded using this CDBG-CV allocation: (1) Public Services, in the amount of \$922,676; and (2) Economic Development Assistance, in the amount of \$450,000.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28728

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 Tacoma Police Management Association, Local 26, and declaring the effective dates thereof.

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Section 1.12.229 of the Tacoma Municipal Code (“TMC”) is hereby amended, effective February 1, 2021, to read as follows:

1.12.229 VEBA Accounts.

* * *

C. In addition to VEBA benefits for which an employee may be eligible under subsections A and B above, the City shall deposit ~~\$250~~125.00 per month into an individual VEBA Account for each employee represented by the Tacoma Police Management Association, Local 26, who is also an LEOFF II pension system member, per the collective bargaining agreement; provided, however, contributions for employees who become represented by said bargaining unit after May 21, 2001, will be made beginning the first full month following an employee’s permanent appointment to a classification represented by the bargaining unit.

Section 2. That Section 1.12.355 of the TMC is hereby amended, effective retroactive to January 1, 2019, to read as follows:

Code	A	Job Title	1	2
4205		Police Lieutenant	<u>64.40</u>	<u>67.30</u>
4206		Police Captain	<u>73.74</u>	<u>77.40</u>

Code	A	Job Title	1	2
4205		Police Lieutenant	<u>64.57</u>	<u>67.80</u>
4206		Police Captain	<u>74.26</u>	<u>77.97</u>

Section 3. That Section 1.12.355 of the TMC is hereby amended, effective retroactive to January 1, 2020, to read as follows:

Code	A	Job Title	1	2
4205		Police Lieutenant	<u>64.57</u>	<u>67.80</u>
4206		Police Captain	<u>74.26</u>	<u>77.97</u>

Code	A	Job Title	1	2
4205		Police Lieutenant	<u>67.15</u>	<u>70.51</u>
4206		Police Captain	<u>77.23</u>	<u>81.09</u>



Section 4. That Section 1.12.355 of the TMC is hereby amended, effective

1 February 1, 2021, to read as follows:

Code	A	Job Title	1	2
4205		Police Lieutenant	67.15	70.51
4206		Police Captain	77.23	81.09

Code	A	Job Title	1	2
4205		Police Lieutenant	<u>66.65</u>	<u>69.99</u>
4206		Police Captain	<u>76.66</u>	<u>80.49</u>

7 Section 5. That Section 1.12.640 of the TMC is hereby amended, effective
8 as provided by law, to read as follows:

9 **1.12.640 Application of additional rates.**

10 * * *

11 ~~L26 An employee represented by Tacoma Police Management Association, Local 26, and upon~~
12 ~~ratification of the 2018-2020 collective bargaining agreement, shall receive a one-time contribution~~
13 ~~of \$1,500 to the VEBA account for each LEOFF II employee in the bargaining unit as of January 1,~~
14 ~~2018.~~

15 * * *

16 Section 6. That Sections 1 and 4 are effective February 1, 2021. That
17 Section 2 is effective retroactive to January 1, 2019. That Section 3 is effective
18 retroactive to January 1, 2020. That Section 5 is effective as provided by law.

19 Passed _____

20 _____
21 Mayor

22 Attest: _____

23 _____
24 City Clerk

25 Approved as to form: _____

26 _____
Deputy City Attorney



ORDINANCE NO. 28731

L.I.D. No. 3970

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AN ORDINANCE providing for the extension of an eight-inch wastewater main within North 48th Street from Lexington Street east 150 feet, thence south in Lexington Street, approximately 680 feet; creating Local Improvement District No. 3970; providing for a special fund for the payment of the improvement by special assessment upon the property within the district benefited thereby, for the issuance of warrants, installment notes, bond anticipation notes, or other short-term obligations to pay that part of the cost and expense of the improvement assessed against the property in the district, and for the payment of the remainder of the cost thereof.

WHEREAS all of the preliminary proceedings for the establishment of Local Improvement District (“L.I.D.”) No. 3970 have been taken as provided by law, and

WHEREAS the Hearing Examiner of the City, after public hearing duly held, has recommended to the City Council the formation of L.I.D. No. 3970; Now,

Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That there shall be constructed an extension of an eight-inch wastewater main with tees and/or risers for wastewater laterals, utility access maintenance points within North 48th Street from Lexington Street east 150 feet, thence south in Lexington Street, approximately 680 feet, together with all other work necessary to complete the project in accordance with the maps, plans, and specifications prepared and now on file in the office of the Director of the Department of Public Works, which maps, plans, and specifications are hereby adopted.

Section 2. That there is hereby created a local improvement district, to be known as L.I.D. No. 3970, which shall embrace as nearly as practicable all the



property specially benefited by the improvements described above, which property

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is described as follows:

Unplatted Property:

The South 250 feet of the North 450 feet of the following described property;

Commencing at the Southwest corner of the Five Views Addition to Tacoma, Washington, according to Plat recorded in Volume 12, at page 28, records of the Pierce County Auditor, said corner being 819.5 feet North of the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 23, Township 21 North, Range 02 East, W.M.; Thence East 165 feet to the True Point of Beginning; Thence South 03°50'17" East 551.84 feet; Thence East 120 feet; Thence North 03°50'17" West 551.84 feet; Thence West 120 feet to the Point of Beginning.

Together with the South 100 feet of the North 200 feet (measured at right angles to North 48th Street) of the following described property;

All of that part of the Northwest Quarter of the Southwest Quarter of said Section 23, lying South of North 48th Street and East of Lexington Street as said streets were conveyed to the City of Tacoma by Deeds recorded under Pierce County Auditor No.'s 1267285 and 1658301 and West of a line beginning at a point 130 feet East of the intersection of the South line of North 48th Street and the East line of Lexington Street; Thence Southerly in a straight line to the City monument located at the intersection of North 46th Street and Lexington Street, as shown on the Plat of Wiborg's Narrows View Addition to Tacoma, Washington, according to Plat recorded in Volume 12, at page 47, records of Pierce County Auditor;

All situate in the City of Tacoma, County of Pierce, State of Washington;

and,



Short Platted Property:

1 Lots 1 & 2, City of Tacoma Short Plat No. 76-661, recorded
2 in Book 13, at page 31, records of the Pierce County Auditor,
3 Washington.

4 All situate in the City of Tacoma, County of Pierce, State of
5 Washington.

6 Section 3. That the estimated cost and expense of the improvement is
7 \$342,650.52; that \$255,643.77 of the cost thereof shall be contributed by the
8 Environmental Services Wastewater Fund; and that the balance of \$87,006.75
9 shall be borne and assessed against the property included in the L.I.D.

10 The assessments levied against the property described above shall become
11 due and payable at the option of the property owners in cash, without interest,
12 within 30 days after publication of the notice of assessment, or in 20 equal annual
13 installments with interest on deferred payments at a rate to be hereafter fixed, but
14 in no event greater than .05 percent above the rate of interest fixed upon sale of
15 bond for the district; and each year one of such installments, together with interest
16 due thereon and on all installments thereafter to become due, shall be collected in
17 the manner provided by law.

18 Section 4. That a special fund is hereby created, to be called Local
19 Improvement Fund, District No. 3970, which shall consist in the aggregate of the
20 several amounts assessed, levied, and collected upon the several lots and parcels
21 of land in the local improvement district for the purpose of defraying the cost and
22 expense of the improvement to be borne by the property within the district, and into
23 which fund shall be deposited the proceeds of the sale of warrants, installment
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1 notes, bond anticipation notes, or other short-term obligations drawn against the
2 fund which may be sold by the City. Out of the fund shall be paid the warrants,
3 installment notes, bond anticipation notes, or other short-term obligations, interest
4 thereon, and the cost of the improvement to be borne by the property included in
5 the district.

6 Section 5. The Director of the Department of Public Works is hereby
7 ordered to call for bids for said improvements, and to proceed and complete the
8 improvements and to make out and certify to the City Council an assessment roll,
9 all as provided by law.

10 In case no bid is accepted, the Director of Public Works is hereby
11 authorized to proceed and complete the improvement by the method of day labor
12 or force account and by use of materials, supplies, and equipment, as authorized
13 by the City Charter and ordinances of the City. The Director of Public Works shall
14 keep a separate account of the expenditures as made and the exact cost of the
15 improvements separately computed. Upon certification by the Director of Public
16 Works that any sums are due to any person for labor or materials for the
17 improvements, the proper officers shall issue a warrant therefor drawn upon the
18 L.I.D. Fund, District No. 3970. The Director of Public Works shall certify to the City
19 Council the assessment roll on the property as provided by law.
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23 Section 6. Under the provisions of the laws of the state of Washington,
24 amendments thereto, and this ordinance, there shall be issued warrants, installment
25 notes, bond anticipation notes, or other short-term obligations, issued pursuant to
26 Ordinance No. 23412, as it may be amended, in payment of the cost and expense



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of the district, payable out of the Local Improvement District Fund. Such warrants, installment notes, bond anticipation notes, or other short-term obligations shall bear interest from the date of their issuance at a rate to be hereafter fixed by the Director of the Department of Finance in accordance with the Ordinance No. 23412, and shall be redeemed from the Local Improvement District Fund or by other warrants, installment notes, bond anticipation notes, or other short-term obligations, or from the proceeds of local improvement bonds hereafter issued.

Section 7. Pursuant to the provisions of the laws of the state of Washington, the City Council hereby directs that the improvements be paid for by the City in cash and that the warrants, installment notes, bond anticipation notes, or other short-term obligations authorized to be issued under the provisions of this ordinance be sold by the proper officers of the City in accordance with Ordinance No. 23412, as it may be amended, and that the proceeds thereof shall be applied in payment of the cost and expense of the improvement.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney
Public Works Department

Property description approved:

Chief Surveyor



ORDINANCE NO. 28733

1 AN ORDINANCE relating to wastewater and surface water management;
2 amending Chapter 12.08 of the Tacoma Municipal Code by amending
3 Section 12.08.320 thereof to correct 2021 and 2022 rates and charges for
4 the discharge of septic holding tank contents, to remain at 2020 levels for
5 years 2021 and 2022, to become effective retroactive to January 1, 2021;
6 and declaring an emergency, making necessary the passage of this
7 ordinance and its becoming effective immediately.

8 WHEREAS the guiding strategy for 2021-2022 rate adjustments is to
9 maintain minimum cost of service rate increases for financial sustainability while
10 being responsive to the financial impacts of COVID-19, and

11 WHEREAS, on November 24, 2020, the City Council passed Ordinance
12 No. 28704, adjusting wastewater and surface water rates for years 2021 and 2022,
13 and

14 WHEREAS, while the City Council approved overall rate increases of 1.5 and
15 2 percent for 2021 and 2022, respectively, the rate increase for the discharge of
16 septic holding tank contents set forth in Tacoma Municipal Code ("TMC") 12.08.320
17 was approved at a nearly 29 percent increase, based on a cost of service analysis,
18 and does not conform to the guiding strategy for rate adjustments, and

19 WHEREAS, after additional review, the Environmental Services ("ES")
20 Department desires to correct the rate increase to conform to the guiding strategy
21 for rate adjustments, and further desires to phase-in increases in the rate for
22 discharge of septic holding contents to reach cost of service and ensure that the
23 methodology for calculating cost of service is as accurate as possible, and
24

25 WHEREAS ES staff is recommending that the rates set forth in
26 TMC 12.08.320 be amended to remain at 2020 rates, effective retroactive to



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January 1, 2021, to more closely align with other rates in TMC 12.08 and to allow time for additional research and cost of service analysis; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Section 12.08.320 of the Tacoma Municipal Code is hereby amended as set forth in the attached Exhibit "A," retroactive to January 1, 2021.

Section 2. That the facts and conclusions as set forth in the above-stated recitals are incorporated by reference as though fully set forth herein, and based upon the same, an emergency exists, making this ordinance effective upon passage by an affirmative vote of at least six members of the City Council.

Section 3. 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:

Chief Deputy City Attorney



EXHIBIT "A"

CHAPTER 12.08
WASTEWATER AND SURFACE WATER
MANAGEMENT – REGULATION AND RATES

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12.08.320 Discharge of holding tank contents – Charges – Report.

A. A charge shall be made for the total gallons of holding tank waste material discharged at the wastewater treatment plant, and shall be payable to the City Treasurer and credited to the Wastewater Management Fund. The charge shall be as follows:

Effective Date: January 1, 2021:

	From Within the City	From Outside the City
Septic Tank Wastes (Holding, Cesspool, etc.) and Chemical Toilet Wastes	\$ 19.70 <u>15.26</u> /100 gal.	\$ 21.67 <u>16.79</u> /100 gal.

Effective Date: January 1, 2022:

	From Within the City	From Outside the City
Septic Tank Wastes (Holding, Cesspool, etc.) and Chemical Toilet Wastes	\$ 20.09 <u>15.26</u> /100 gal.	\$ 22.10 <u>16.79</u> /100 gal.

B. Prior to the discharge of any material from holding tanks, the operator will correctly identify the source and contents being disposed. Incomplete or inaccurate reporting may result in the application of the highest chargeable rate.

* * *