The Tacoma City Council, at its regular City Council meeting of May 11, 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. 40779
A resolution setting Tuesday, May 25, 2021, 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 proposed Six-Year Comprehensive Transportation Improvement Program amended for the years 2021 and 2022-2027.
[Jennifer Kammerzell, Principal Engineer; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 40780
A resolution authorizing the execution of a non-exclusive perpetual easement to Metropolitan Park District of Tacoma, for the Melanie Jan LaPlant Dressel Park on the Thea Foss Waterway, to install, construct, operate, inspect, maintain, remove, repair, and replace park and sewer system improvements.
[Troy Stevens, Senior Real Estate Specialist; Kurtis D. Kingsolver, P.E., Director, Public Works]

Resolution No. 40781
A resolution authorizing the execution of a Multi-Family Housing 12-Year Limited Property Tax Exemption Agreement with Tacoma Trax LLC, for the development of 115 multi-family market-rate and affordable rental housing units, located at 415 East 25th Street, in the Downtown Regional Growth Center.
[Debbie Bingham, Project Manager; Jeff Robinson, Director, Community and Economic Development]

Resolution No. 40782
A resolution authorizing the submittal of the 2021-2022 Annual Action Plan to the U.S. Department of Housing and Urban Development; authorizing the execution of two agreements with the Tacoma Community Redevelopment Authority (TCRA) for housing development programs; and authorizing a Subrecipient Agreement under the HOME Program with the City of Lakewood and TCRA to administer the HOME Consortium.
[Jeff Robinson, Director, Community and Economic Development; Linda Stewart, Director, Neighborhood and Community Services]
Resolution No. 40783
A resolution directing the City Manager to bring recommendations to the Economic Development Committee for allowing reasonable permanent outdoor dining options in addition to sidewalk cafes, including parklets, and streateries in the City, prior to the expiration of the Curbside Café and Market Pilot Program on September 6, 2021, or four months after the City’s emergency declaration is lifted.
[Council Member Thoms]
RESOLUTION NO. 40779

A RESOLUTION setting Tuesday, May 25, 2021, 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 proposed Six-Year Comprehensive Transportation Improvement Program amended for the years 2021 and 2022-2027.

WHEREAS Section 35.77.010 of the Revised Code of Washington (“RCW”) provides that the legislative body of each city and town prepare and adopt a comprehensive transportation program for the ensuing six calendar years and annually thereafter, and pursuant to one or more public hearings, adopt a revised and extended comprehensive transportation program, and

WHEREAS, in December 2015, the City adopted the Transportation Master Plan (“TMP”) which includes a prioritized list of transportation projects, and

WHEREAS adoption of the TMP included extensive Citywide community outreach, including attendance at neighborhood festivals and cleanups and two public hearings, and

WHEREAS the proposed list of projects to be added to the draft Six-Year Comprehensive Transportation Improvement Program supports the goals, policies, and network priorities outlined in the TMP, and

WHEREAS staff presented the proposed list of projects to the Transportation Commission on February 17 and April 21, 2021, and to the Infrastructure, Planning, and Sustainability Committee on April 14 and April 28, 2021, and

WHEREAS the City desires to fix a time and date for public hearing for the purpose of considering the proposed Six-Year Comprehensive Transportation Improvement Program amended for the years 2021 and 2022-2027.
Improvement Program amended for the years 2021 and 2022-2027; Now, Therefore,

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

Section 1. That Tuesday, May 25, 2021, upon completion of Regular Agenda Items, no earlier than 5:15 p.m., is hereby fixed as the time, and the City Council Chambers on the First Floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, or alternatively, a call-in option will be provided until the end of the COVID-19 emergency, as the place when and where a public hearing shall be held by the City Council on the proposed Six-Year Comprehensive Transportation Improvement Program amended for the years 2021 and 2022-2027.

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
RESOLUTION NO. 40780

A RESOLUTION relating to the Metropolitan Park District of Tacoma; authorizing the execution of a non-exclusive perpetual easement to the Metropolitan Park District of Tacoma for the Melanie Jan LaPlant Dressel Park on the Thea Foss Waterway, to install, construct, operate, inspect, maintain, remove, repair, and replace park and sewer system improvements.

WHEREAS, in 2020, the Metropolitan Park District of Tacoma ("Metro Parks") acquired property on the Thea Foss Waterway for the development of Melanie Jan LaPlant Dressel Park ("Park"), and

WHEREAS, in order to make planned Park improvements, two easements are needed from the City, and

WHEREAS the two easements are contained within City of Tacoma Easement No. E-4526 ("Easement"), which provides for a non-exclusive perpetual easement to install, construct, operate, inspect, maintain, remove, repair, and replace park and sewer system improvements, and

WHEREAS this work will minimally impact the City’s property, and Metro Parks will be responsible for any maintenance or project costs related to the Easement, and

WHEREAS, on February 22, 2021, Metro Parks’ Board of Park Commissioners approved the proposed Easement pursuant to Metro Parks Resolution No. R18-21; 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 a non-exclusive perpetual easement to the Metropolitan Park District of Tacoma for the Melanie Jan LaPlant Dressel Park on the Thea Foss Waterway, to install,
construct, operate, inspect, maintain, remove, repair, and replace park and sewer system improvements, all as more particularly set forth in City of Tacoma Easement No. E-4526 on file in the office of the City Clerk.

Adopted ________________

__________________________________________
Mayor

Attest:

__________________________________________
City Clerk

Approved as to form:

__________________________________________
Deputy City Attorney
RESOLUTION NO. 40781

A RESOLUTION relating to the multi-family property tax exemption program; authorizing the execution of a Multi-Family Housing 12-Year Limited Property Tax Exemption Agreement with Tacoma Trax LLC, for the development of 115 multi-family market-rate and affordable rental housing units to be located at 415 East 25th Street in the Downtown Regional Growth Center.

WHEREAS the City has, pursuant to chapter 84.14 of the Revised Code of Washington, designated several Residential Target Areas for the allowance of a limited property tax exemption for new multi-family residential housing, and

WHEREAS the City has, through Ordinance No. 25789, enacted a program whereby property owners in Residential Target Areas may qualify for a Final Certificate of Tax Exemption which certifies to the Pierce County Assessor-Treasurer that the owner is eligible to receive a limited property tax exemption, and

WHEREAS Tacoma Trax LLC is proposing to develop 115 new market-rate and affordable rental housing units to consist of:

<table>
<thead>
<tr>
<th>Number of Units</th>
<th>Type of Unit</th>
<th>Average Size</th>
<th>Expected Rental Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Market Rate</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>76 One bedroom, one bath</td>
<td>600 Square Feet</td>
<td>$1,700</td>
<td></td>
</tr>
<tr>
<td>16 Two bedroom, two bath</td>
<td>1,100 Square Feet</td>
<td>$2,500</td>
<td></td>
</tr>
<tr>
<td>Affordable Rate</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19 One bedroom, one bath</td>
<td>600 Square Feet</td>
<td>$1,454, including utilities</td>
<td></td>
</tr>
<tr>
<td>4 Two bedroom, two bath</td>
<td>1,100 Square Feet</td>
<td>$1,635, including utilities</td>
<td></td>
</tr>
</tbody>
</table>

as well as 53 on-site residential parking stalls, and

WHEREAS the Director of Community and Economic Development has reviewed the proposed property tax exemption and recommends that a conditional property tax exemption be awarded for the property located at 415 East 25th Street.
in the Downtown Regional Growth Center, as more particularly described in the attached Exhibit “A”; Now, Therefore,

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

Section 1. That the City Council does hereby approve and authorize a conditional property tax exemption, for a period of 12 years, to Tacoma Trax LLC, for the property located at 415 East 25th Street in the Downtown Regional Growth Center, as more particularly described in the attached Exhibit “A.”

Section 2. That the proper officers of the City are authorized to execute a Multi-Family Housing 12-Year Limited Property Tax Exemption Agreement with Tacoma Trax LLC, said document to be substantially in the form of the proposed agreement on file in the office of the City Clerk.

Adopted ____________________

________________________________
Mayor

Attest:

________________________________
City Clerk

Approved as to form: Legal description approved:

________________________________
Deputy City Attorney Chief Surveyor

Public Works Department
EXHIBIT “A”

LEGAL DESCRIPTION

Tax Parcel: 2075210034

Legal Description:

That portion of the Northwest Quarter of the Northeast Quarter of
Section 09, Township 20 North, Range 03 East of the Willamette
Meridian, more particularly described as follows:

Lots 6 through 12, inclusive, Block 7521, The Tacoma Land
Company’s First Addition to Tacoma, Washington Territory,
according to Plat filed for record July 7, 1884, records of the
Pierce County Auditor;

Together with that portion of the west half of East “E” Street
adjoining and abutting said Lot 12 on the east, as vacated by
Ordinance No. 26418 of the City of Tacoma, recorded under
Auditor’s No. 200010030311, which attached thereto by operation
of law.

Situate in the City of Tacoma, County of Pierce, State of
Washington.
RESOLUTION NO. 40782

A RESOLUTION relating to community, economic development, neighborhood, and community services; authorizing the submittal of the 2021-2022 Annual Action Plan to the U.S. Department of Housing and Urban Development ("HUD"); authorizing the execution of two agreements with the Tacoma Community Redevelopment Authority ("TCRA") for housing development programs; and authorizing a Subrecipient Agreement under the HOME Program with the City of Lakewood and the TCRA to administer the HOME Consortium.

WHEREAS submittal of the 2021-2022 Annual Action Plan will ensure that the City receives federal funds to manage its housing, community and economic development, neighborhood improvement, homeless assistance, and social service programs, and

WHEREAS the Annual Action Plan outlines the City's use of Community Development Block Grant ("CDBG"), HOME Investment Partnerships Program ("HOME"), and Emergency Solutions Grant ("ESG") funds, and

WHEREAS the Annual Action Plan is due to U.S. Department of Housing and Urban Development ("HUD") on or before the deadline of May 17, 2021, and

WHEREAS HUD notified staff of the City's 2021-2022 funding award, and the City will receive entitlement grant allocations as follows: (1) CDBG, in the amount of $2,460,177; (2) HOME, in the amount of $1,410,150; and (3) ESG, in the amount of $215,615, and

WHEREAS, because the City of Lakewood ("Lakewood") does not qualify to apply for HOME funds independently, the City and Lakewood formed a consortium in 1999 for the HOME Program, and
WHEREAS the City’s share of the HOME program grant funds is estimated to be $1,087,266, and Lakewood’s share is estimated to be $322,924, and
WHEREAS, because of the uncertainty of final contract award amounts, staff would like the administrative authority to increase or decrease the funding of contracts upon receiving final PY 2021-2022 funding award amounts and participating consortium members annual percentage breakdown from HUD, and
WHEREAS the Tacoma Community Redevelopment Authority ("TCRA") and Human Services Commission reviewed applications for funding and prepared funding recommendations based thereon, and
WHEREAS funding recommendations were presented to the City Council at the Study Session of April 13, 2021, and
WHEREAS a public hearing on the recommendations was held on April 20, 2021, and the draft Annual Action Plan was available for public review for a period of 30 days, beginning on March 30, 2021, and ending on April 29, 2021, and
WHEREAS the City Council is now requested to make its final funding decisions for submittal to HUD, and to authorize the execution of two agreements with the TCRA, and
WHEREAS one agreement is for HOME funds in the amount of $1,087,226, for the purpose of funding programs in support of permanent, affordable rental housing, affordable homeownership housing, and down payment assistance; and the second is for the allocation of CDBG funds to the TCRA Affordable Housing Fund in the total amount of $1,791,150, with $1,299,115 recommended for housing assistance projects and $492,035 for administrative costs, and
WHEREAS the City Council is also requested to authorize a Subrecipient Agreement under the HOME program with the City of Tacoma, City of Lakewood, and the TCRA to administer and carry out HOME activities under the Tacoma-Lakewood Consortium in the amount of $400,816, which includes $77,892 in HOME funds program income; Now, Therefore,

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

Section 1. That the proper officers of the City are hereby authorized to submit, on or before the deadline of May 17, 2021, the 2021-2022 Annual Action Plan to the U.S. Department of Housing and Urban Development (“HUD”) for funding for various agencies, said plan to be substantially in the form of the document on file in the office of the City Clerk.

Section 2. That the proper officers of the City are hereby authorized to execute the following agreements with the Tacoma Community Redevelopment Authority: (1) an agreement for the CDBG Program; and (2) an agreement for the HOME Program, for the purpose of funding housing development programs allocated under the City’s Annual Action Plan, said agreements to be substantially in the form of the documents on file in the office of the City Clerk.

Section 3. That the proper officers of the City are hereby authorized to execute the HOME Consortium Subrecipient Agreement with the city of Lakewood and the Tacoma Community Redevelopment Authority for the purpose of funding housing development programs allocated under the Annual Action Plan, said agreement to be substantially in the form of the document on file in the office of the City Clerk.
Section 4. That the proper officers are hereby authorized to amend the
draft contracts as necessary to conform to the final Program Year 2021-2022
contract award amounts and participating members annual percentage
breakdown from HUD.

Adopted ____________________________

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Mayor

Attest:

______________________________
City Clerk

Approved as to form:

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Deputy City Attorney
RESOLUTION NO. 40783

BY REQUEST OF COUNCIL MEMBERS McCARTHY, THOMS, AND WALKER

A RESOLUTION directing the City Manager to bring recommendations to the Economic Development Committee for allowing reasonable permanent outdoor dining options in addition to sidewalk cafes, including parklets, and streateries in the City of Tacoma, prior to the expiration of the Curbside Café and Market Pilot Program on September 6, 2021, or four months after the City’s emergency declaration is lifted.

WHEREAS, during the early phases of the COVID-19 pandemic, the Planning and Development Services (“PDS”) and Public Works (“PW”) Departments undertook several initiatives to assist the business community in addressing the impacts caused by the pandemic, and

WHEREAS, in Phase 1 of the state’s Stay Home, Stay Safe order, the City introduced temporary Food Loading Zones and ADA parking stalls, and in Phase 2 of the state’s Safe Start phased reopening plan, the City promoted the temporary Curbside Café and Market Program and existing temporary Sidewalk Café Program, and

WHEREAS the Community and Economic Development Department and Downtown Tacoma Partnership also partnered on the 8th Street Eatery that opened a street to pedestrians and customers, and

WHEREAS curbside café/markets, also known as streateries or parklets, are similar to sidewalk cafés but are located in a parking space in the right-of-way, and function as an extension to an existing restaurant’s seating area or retail store,
WHEREAS curbside cafes/markets are permitted to be used only during the regular operating business hours of the host establishment; private use of the public right-of-way typically requires entering into a formal agreement with the City, and

WHEREAS, as a pilot program, this requirement was waived in an effort to support local businesses affected by closures related to the COVID-19 pandemic, and

WHEREAS a permit for the Curbside Café and Market Pilot and Sidewalk Café programs can accommodate temporary structures such as tables, chairs, planters, merchant displays, and shade coverings, and

WHEREAS the intent of these pilot programs are to increase the capacity for businesses to comply with the requirements of Governor Inslee’s Safe Start phased reopening plan, and

WHEREAS the City has historically invested in the public right-of-way in ways that support additional outdoor commerce; while outdoor dining options have proven to be successful economic drivers that activate outdoor spaces across the City, a number of problems have been identified:

- Current permanent outdoor dining options have more barriers and higher costs than the temporary pilot options rolled out during the COVID-19 emergency;
- The temporary nature of the current pilot disincentives businesses from investing funds in outdoor dining infrastructure;
- While businesses speak highly of the City’s permit staff, they have described barriers to finding the right permit information and have requested a smoother entry point; and
• Spaces right outdoors of restaurants are sometimes ineligible for outdoor dining options due to minimal sidewalk space, slope of sidewalk, or other characteristics; and

WHEREAS all outdoor dining options across the City should be reviewed, including sidewalk cafes, parklets, streateries, and other options allowed during the COVID-19 pandemic, to identify how to reduce barriers to outdoor dining, including (1) creating one point of entry for City permitting for all outdoor dining options; (2) reviewing restrictions based on size of sidewalk available outside of restaurants and proposing potential alternatives to remove barriers for these restaurants; and (3) consideration of how to reduce any other startup costs for restaurants, and

WHEREAS, when forming recommendations, outreach to a broad group of stakeholders, including the Downtown Tacoma Partnership, the Cross District Association of Tacoma, the Commission on Disabilities, and the Transportation Commission, should be included, and the stakeholders should participate in the review of future program considerations identified at the Economic Development Committee meeting of April 27, 2021, including parklet locations; program and design approach; race and social justice; community support; parklet operation and maintenance; accessibility; parking demands; cost to construct; competing City priorities; and staffing, and

WHEREAS all residents and visitors to the City rely on the public right-of-way to travel the City, and individuals with a mobility disability rely on unobstructed sidewalks for access, and

WHEREAS the Americans with Disabilities Act set standards for accessible design; while considering how to lower barriers on business to create outdoor
dining spaces, the City Manager shall include the City of Tacoma’s Commission on
Disabilities in outreach efforts, to ensure the City is accessible to all; Now,
Therefore,

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

Section 1. That the City Manager is directed to bring recommendations to the
Economic Development Committee for allowing reasonable permanent outdoor
dining options in addition to sidewalk cafes, including parklets, and streateries in the
City of Tacoma. The Economic Development Committee shall review the proposed
recommendations and recommend final changes for City Council consideration
prior to expiration of the Curbside Café and Market Pilot Program on September 6,
2021, or four months after the City’s emergency declaration is lifted.

Section 2. That the City Manager is directed to review all outdoor dining
options across the City, including sidewalk cafes, parklets, streateries, and other
options allowed during the COVID-19 pandemic, and consider how to reduce
barriers to outdoor dining, including (1) creating one point of entry for City
permitting for all outdoor dining options; (2) reviewing restrictions based on size of
sidewalk available outside of restaurants and proposing potential alternatives to
remove barriers for these restaurants; and (3) considering how to reduce any other
startup costs for restaurants.

Section 3. That, when forming recommendations, the City Manager shall
include outreach to a broad group of stakeholders, including the Downtown
Tacoma Partnership, the Cross District Association of Tacoma, the Commission on
Disabilities, and the Transportation Commission, and these stakeholders should
participate in the review of future program considerations identified at the Economic Development Committee meeting of April 27, 2021.

Adopted ______________

________________________
Mayor

Attest:

________________________
City Clerk

Approved as to form:

________________________
City Attorney