



Legislation Passed October 25, 2022

The Tacoma City Council, at its regular City Council meeting of October 25, 2022, 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. 41047

A resolution setting Tuesday, November 1, 2022, 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 Ad Valorem and Emergency Medical Services tax levies for 2023.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Resolution No. 41048

A resolution setting Tuesday, November 1, and Tuesday, November 15, 2022, upon completion of Regular Agenda Items, no earlier than 5:15 p.m., as the dates for the first and second public hearings by the City Council on the proposed 2023-2024 Biennial Operating Budget, 2023-2024 Capital Budget, and the 2023-2028 Capital Facilities Program.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Resolution No. 41049

A resolution authorizing the execution of a grant agreement with the Office of Justice Programs at the U.S. Department of Justice, in the amount of \$310,110; and accepting and depositing said sum into the Neighborhood and Community Services Special Revenue Fund, for external contracts that support community violence interventions and the City's transformation efforts, retroactive to October 1, 2021, through September 30, 2025.
[Vicky McLaurin, Interim Assistant Director; Allyson Griffith, Interim Director, Neighborhood and Community Services]

Resolution No. 41050

A resolution authorizing the execution of a Collective Bargaining Agreement with the Tacoma Joint Labor Committee, effective January 1, 2023, through December 31, 2024.
[Dylan Carlson, Senior Labor Relations Manager; Bill Fosbre, City Attorney]

Resolution No. 41051

A resolution authorizing the execution of a Collective Bargaining Agreement and Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, retroactive to January 1, 2022, through December 31, 2025.
[Dylan Carlson, Senior Labor Relations Manager; Bill Fosbre, City Attorney]

Resolution No. 41052

A resolution authorizing the execution of a Letter of Agreement with Teamsters Local Union No. 117, Tacoma Venues and Events Unit, regarding wages for the classification of Tacoma Venues and Events Maintenance Chief.

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

Ordinance No. 28835

An ordinance authorizing the execution of a Water Supply Agreement with WestRock CP, LLC, through July 31, 2023, with the option to renew for additional one-year periods, with a final ending date not to exceed July 31, 2025.

[Scott Dewhirst, Water Superintendent; Jackie Flowers, Director, Tacoma Public Utilities]



RESOLUTION NO. 41047

1 A RESOLUTION relating to revenue sources; setting Tuesday, November 1, 2022,
2 upon completion of Regular Agenda Items, no earlier than 5:15 p.m., as the
3 date for a public hearing by the City Council on the proposed Ad Valorem
4 and Emergency Medical Services tax levies for 2023.

5 WHEREAS RCW 84.55.120 requires that a taxing district, other than the
6 state, that collects regular levies shall hold a public hearing on revenue sources for
7 the district's following year's current expenses budget, and

8 WHEREAS the hearing must include consideration of possible increases in
9 property tax revenues and shall be held prior to the time the taxing district levies the
10 taxes or makes the request to have the taxes levied; Now, Therefore,

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

12 Section 1. That the hearing required by RCW 84.55.120, for the purpose of
13 setting the proposed Emergency Medical Services ("EMS") tax levy for 2023, and
14 the proposed Ad Valorem tax levy for 2023, shall commence on Tuesday,
15 November 1, 2022, upon completion of Regular Agenda Items, no earlier than
16 5:15 p.m., in the City Council Chambers, First Floor, Tacoma Municipal Building,
17 747 Market Street, Tacoma, Washington, or alternatively, a call-in option will be
18 provided.
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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



RESOLUTION NO. 41048

1 A RESOLUTION relating to the Biennial Budget; setting Tuesday, November 1,
2 2022, and Tuesday, November 15, 2022, upon completion of Regular
3 Agenda Items, no earlier than 5:15 p.m., as the dates for public hearings by
4 the City Council on the proposed 2023-2024 Biennial Operating Budget,
5 2023-2024 Capital Budget, and the 2023-2028 Capital Facilities Program.

6 WHEREAS RCW 35.34.100 provides that, following the filing of the
7 preliminary budget with the City Clerk, the Clerk shall publish a notice once a week,
8 for two consecutive weeks, stating that the preliminary budget for the ensuing fiscal
9 biennium has been filed with the Clerk; designating the date, time, and place of the
10 legislative budget meeting; and that any taxpayer may appear and be heard for or
11 against the budget, and

12 WHEREAS RCW 35.34.110 provides that a city's legislative body shall meet
13 on or before the first Monday of the month next preceding the beginning of the
14 ensuing fiscal biennium for the purpose of fixing the final budget of the city at the
15 time and place designated in the notice thereof, and

16 WHEREAS, additionally, proposed amendments to the Comprehensive Plan
17 are considered annually by the Planning Commission and City Council, and, with
18 few exceptions, RCW 36.70A.130(2)(a) requires that all proposed Plan amendments
19 be reviewed concurrently and no more frequently than once per year, and

20 WHEREAS state law provides an exception for an amendment to the Capital
21 Facilities Element of the Comprehensive Plan, which may be adopted separately
22 from other amendments to the Comprehensive Plan if adoption occurs concurrently
23 with the adoption or amendment of the City's budget; Now, Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

Section 1. That the budget hearings prescribed pursuant to RCW 35.34.100, 35.34.110, and 36.70A.130 for the purpose of considering the proposed 2023-2024 Biennial Operating Budget, 2023-2024 Capital Budget, and the 2023-2028 Capital Facilities Program, shall commence on Tuesday, November 1, 2022, and Tuesday, November 15, 2022, upon completion of the Regular Agenda items, no earlier than 5:15 p.m., in the City Council Chambers, First Floor, Tacoma Municipal Building, 747 Market Street, Tacoma, Washington or alternatively, a call-in option will be provided.

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. 41049

1 A RESOLUTION relating to human services; authorizing the execution of a 2022
2 Edward Byrne Memorial Juvenile Justice Assistance Grant with the U.S.
3 Department of Justice, Office of Justice Programs, Office of Juvenile Justice
4 and Delinquency Prevention, and accepting the amount of \$310,110, for
5 deposit into the Neighborhood and Community Services Special Revenue
6 Fund, for external contracts that support community violence interventions
7 and the City's transformation efforts, retroactive to October 1, 2021, through
8 September 30, 2025.

9 WHEREAS the City applied for, and on September 22, 2022, was awarded
10 a 2022 Edward Byrne Memorial Juvenile Justice Assistance Grant, in the amount
11 of \$310,110, from the U.S. Department of Justice, Office of Justice Programs,
12 Office of Juvenile Justice and Delinquency Prevention, and

13 WHEREAS the City and Pierce County jointly applied for these funds and
14 will split the grant funding equally between the two jurisdictions, and

15 WHEREAS the City acts as the lead agency for this grant and has the
16 responsibility to accept the award and sign the necessary certifications to receive
17 the funds, and

18 WHEREAS the City will use its portion of the allocation for external contracts
19 that support community violence interventions and the City's transformation efforts,
20 and

21 WHEREAS, under the grant process guidelines, the City Council must
22 approve acceptance of grant funding; Now, Therefore,

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

24 Section 1. That the proper officers of the City are hereby authorized to
25 accept grant funding from the U.S. Department of Justice, Office of Justice
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Programs, Office of Juvenile Justice and Delinquency Prevention, in the amount of \$310,110, for deposit into the Neighborhood and Community Services Special Revenue Fund, for external contracts that support community violence interventions and the City's transformation efforts, retroactive to October 1, 2021, through September 30, 2025.

Section 2. That the proper officers of the City are hereby authorized to execute a 2022 Edward Byrne Memorial Juvenile Justice Assistance Grant with the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, for the administration of the funding accepted pursuant to Section 1, said document to be substantially in the form of the proposed grant agreement on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 41050

1 A RESOLUTION related to collective bargaining; authorizing the execution of a two-
2 year Collective Bargaining Agreement between the City and the Tacoma
3 Joint Labor Committee, effective January 1, 2023, through December 31,
4 2024.

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 this resolution allows for the execution of a two-year Collective
8 Bargaining Agreement (“CBA”) between the City and the Tacoma Joint Labor
9 Committee (“Union”), on behalf of the employees represented by said Union, and

10 WHEREAS the Union is comprised of the following employee Unions:
11 Professional & Technical Employees (PROTEC17), Local 17; Tacoma Firefighters
12 Union, Local 31; Teamsters Local Union No. 117; Washington State Council of
13 County and City Employees, Local 120; International Association of Machinists &
14 Aerospace Workers, District 160; Teamsters Local 313; and International
15 Brotherhood of Electrical Workers, Local 483, and

16 WHEREAS the CBA provides for the continuation of employee health and
17 welfare benefits for the term of the two-year agreement, and

18 WHEREAS the CBA was considered and approved by the Public Utility
19 Board at its meeting of October 12, 2022, and

20 WHEREAS it appears in the best interests of the City that the CBA
21 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 two-year Collective Bargaining Agreement between the City and the Tacoma Joint Labor Committee, effective January 1, 2023, through December 31, 2024, said document to be substantially in the form of the agreement on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-11348



RESOLUTION NO. 41051

1 A RESOLUTION related to collective bargaining; authorizing the execution of a
2 Letter of Agreement and a four-year Collective Bargaining Agreement
3 between the City and the International Brotherhood of Electrical Workers,
4 Local 483, Supervisors' Unit, effective retroactive to January 1, 2022,
5 through December 31, 2025.

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 this resolution allows for the execution of a four-year Collective
10 Bargaining Agreement ("CBA") between the City and the International Brotherhood
11 of Electrical Workers ("IBEW"), Local 483, Supervisors' Unit ("Union"), on behalf of
12 the employees represented by said Union, as well as a Letter of Agreement
13 between the City and Union, and

14 WHEREAS bargaining unit consists of approximately 14 budgeted, full-time
15 equivalent positions, and

16 WHEREAS, effective retroactive to January 1, 2022, the CBA provides a
17 general wage increase of 2.25 percent to all classifications, and includes the
18 following market-based wage adjustments: 1 percent for Fire Electrical
19 Maintenance Supervisor and Traffic Field Operations Supervisor; 1.75 percent for
20 Solid Waste Collection Supervisor; 2 percent for Biosolids Supervisor; 5 percent for
21 Warehouse Supervisor; and 4 percent for Customer Accounts Supervisor, and

22 WHEREAS, effective January 1, 2023, the CBA provides a general wage
23 increase of 2.50 percent to all classifications, and a market-based wage adjustment
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of 1 percent for the Fire Electrical Maintenance Supervisor and Traffic Field
1 Operations Supervisor classifications, and

2 WHEREAS, effective January 1, 2024, and January 1, 2025, the CBA
3 provides general wage increases of 2.75 percent to all classifications; and

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5 WHEREAS other changes include: (1) the addition of language regarding
6 wage adjustments that may be needed to avoid salary compression for the
7 Biosolids Supervisor and Solid Waste Collection Supervisor and the classifications
8 that they supervise; and (2) the incorporation of the Juneteenth holiday into the
9 agreement, and

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11 WHEREAS the Letter of Agreement provides for the transfer of
12 representation for the classification of Warehouse Supervisor from the IBEW Local
13 483, Customer and Field Services Unit, into the IBEW Local 483, Supervisors' Unit,
14 and

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16 WHEREAS the agreements were considered and approved by the Public
17 Utility Board at its meeting of October 12, 2022, and

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19 WHEREAS it appears in the best interests of the City that the CBA and the
20 Letter of Agreement negotiated by said Union and the City be approved; Now,
21 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 four-year Collective Bargaining Agreement between the City and the International Brotherhood of Electrical Workers, Local 483, Supervisor’s Unit, effective retroactive to January 1, 2022, through December 31, 2025, said documents to be substantially in the form of the agreements on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-11349



RESOLUTION NO. 41052

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 Teamsters Local Union No. 117, Tacoma Venues and Events Unit, regarding
4 wages for the classification of Tacoma Venues and Events Maintenance
5 Chief.

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. 40908, adopted January 25, 2022, authorized the
10 execution of the four-year Collective Bargaining Agreement (“CBA”) between the
11 City of Tacoma and the Teamsters Local Union No. 117, Tacoma Venues and
12 Events Unit (“Union”), on behalf of the employees represented by said Union, and

13 WHEREAS the City and Union have negotiated a Letter of Agreement
14 (“LOA”) to the CBA regarding wages for the classification of Tacoma Venues and
15 Events (“TVE”) Maintenance Chief, and

16 WHEREAS the 2022 top step hourly rate of pay for the TVE Maintenance
17 Chief is \$44.90, and the 2022 top step hourly rate of pay for the TVE HVAC
18 Mechanic II is \$45.55, and

19 WHEREAS the City and Union have agreed that effective November 7, 2022,
20 the TVE Maintenance Chief top step hourly rate of pay will increase to \$45.55, and
21 remain at that rate through December 31, 2022, and

22 WHEREAS effective January 1, 2023, the CBA will equalize the top hourly
23 rates of pay for both classifications at \$48.42, and they will remain equal for the
24 remainder of the CBA, and
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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 the Teamsters Local Union No. 117, Tacoma Venues and Events 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



ORDINANCE NO. 28835

1 AN ORDINANCE relating to the Department of Public Utilities, Water Division
2 (d.b.a. "Tacoma Water"); approving the execution of a Water Supply
3 Agreement with WestRock CP, LLC, through July 31, 2023, with the option
4 to renew for additional one-year periods, with a final ending date not to
5 exceed July 31, 2025.

6 WHEREAS on January 1, 2006, Simpson Tacoma Kraft Company, LLC, a
7 limited liability company organized under the laws of the state of Washington
8 ("STKC") and Tacoma entered into a Water Supply Agreement, wherein Tacoma
9 agreed to sell and STKC agreed to purchase a water supply from Tacoma for
10 certain STKC industrial operations, and

11 WHEREAS the 2006 Agreement was amended on July 22, 2015, and on
12 July 30, 2020 ("2006 Amended Agreement"), and

13 WHEREAS WestRock CP, LLC ("WestRock") is STKC's successor in
14 interest and under the 2006 Amended Agreement has guaranteed the payment
15 obligations, and

16 WHEREAS in July 2020, the final five-year optional extension period was
17 amended pursuant to Public Utility Board Resolution No. U-11176 and Tacoma
18 City Council Ordinance No. 28683, to a one-year extension running through
19 July 31, 2021, with options to extend for up to four additional one-year periods,
20 with a final ending date not to exceed July 31, 2025, and

21 WHEREAS the expectation was that WestRock and Tacoma would extend
22 the 2006 Amended Agreement for each of the four additional one-year extensions
23 upon mutual agreement of the parties, to the maximum extension date of July 31,
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WHEREAS, through an administrative oversight, the extension of the 2006 Amended Agreement was not completed by August 1, 2021, and

WHEREAS WestRock has continued its use of water as provided for in the 2006 Amended Agreement and has paid the invoices it received from Tacoma, which has billed WestRock at the rate set forth in Tacoma Municipal Code ("TMC") Section 12.10.400(E) for the Pulp Mill Contract, and

WHEREAS the parties desire to enter into a new Water Supply Agreement which will confirm and reestablish the term and conditions of the 2006 Amended Agreement before the City's 2023-2024 biannual budget and rates are adopted, with the intent that the proposed Water Supply Agreement will be the basis of the 2023-2024 Pulp Mill Contract rate set forth in TMC Section 12.10.400(E), and

WHEREAS the proposed Agreement will be effective through July 31, 2023, with the potential of additional one-year extensions, with a final ending date limited to no later than July 31, 2025, which is the same final end date as was in the 2006 Amended Agreement, and

WHEREAS, by adoption of Public Utility Board Resolution No. U-11345 on September 28, 2022, the proposed Agreement was approved, pending confirmation from the City Council, and

WHEREAS Section 4.11 of the Tacoma City Charter requires that all matters relating to the "fixing of rates . . . shall be initiated by the Board, subject to approval by the Council, and executed by the Board," prior to acceptance of the proposed Agreement; Now, Therefore,



BE IT ORDAINED BY THE CITY OF TACOMA:

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That the request of the Department of Public Utilities, Water Division (d.b.a. "Tacoma Water"), to enter into a Water Supply Agreement with WestRock CP, LLC, through July 31, 2023, with the option to renew for additional one-year periods, with a final ending date not to exceed July 31, 2025, is hereby approved, and the Director of Utilities is authorized to execute said agreement to be substantially in the form of the document on file in the office of the City Clerk, with the requirement that any request to exercise the allowed one-year options to renew this Water Supply Agreement shall be brought to the Public Utility Board.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-11345