



# City of Tacoma

## City Council Agenda

747 Market Street, Tacoma, WA 98402, Council Chambers

Dial: 253-215-8782 Meeting ID: 848 3423 3126

Webinar Link: [www.zoom.us/j/84834233126](http://www.zoom.us/j/84834233126) Passcode: 349099

**November 22, 2022**

**5:00 PM**

### CALL TO ORDER

Mayor Woodards called the meeting to order at 5:01 p.m.

### ROLL CALL

PRESENT: 8

ABSENT: 1 (Daniels)

Council Member Daniels arrived at 5:02 p.m.

### FLAG SALUTE

Council Member Hines stated that we gratefully honor and acknowledge that we rest on the traditional lands of the Puyallup People where they make their home and speak the Lushootseed language.

The flag salute was led by Council Member Hines.

### MOMENT OF SILENCE

### ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. **22-1257** Minutes of the Economic Development Committee, July 12, 2022.
2. **22-1266** Minutes of the Tacoma Creates Advisory Board, October 3, 2022.

## CONSENT AGENDA

3. 22-1275 Minutes of the City Council meeting, August 2, 2022.
4. 22-1277 Minutes of the City Council meeting, August 9, 2022.
5. 22-1278 Minutes of the City Council meeting, August 16, 2022.
6. 22-1279 Minutes of the City Council meeting, August 23, 2022.

**MOTION: Ushka**  
**SECOND: Blocker**

**Council Member Daniels arrived here, at 5:02 p.m.**

**ACTION: The Consent Agenda was declared adopted.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0 Items Removed: 0**

## PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

**MOTION: Ushka**  
**SECOND: Blocker**

**ACTION: To suspend the rules to add a proclamation to tonight's agenda as Item 7A, proclaiming Saturday, November 26, 2022, as Small Business Saturday.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

7. 22-1273 Proclaiming Friday, November 25, 2022, as International Day for the Elimination of Violence Against Women, and Saturday, December 10, 2022, as Human Rights Day.
- 7A. 22-1290 Proclaiming Saturday, November 26, 2022, as Small Business Saturday.

## PUBLIC COMMENT

**Public Comment began at 5:14 p.m.**

**The City Clerk's Office received three written comments for Public Comment on Substitute Ordinance No. 28856, regarding the Biennial Operating Budget.**

**30 individuals addressed the City Council.**

**Public Comment ended at 6:14 p.m.**

# REGULAR AGENDA

## PURCHASE RESOLUTIONS

8. **RES41066** A resolution awarding a contract to Carahsoft Technology Corporation, in the amount of \$595,180.53, plus applicable taxes, budgeted from various departmental funds, to renew the City's Enterprise Smartsheet subscription license, for an initial contract period of three years, for a projected contract total of \$823,487.18 - Cooperative Contract No. GS-35F-0119Y.

**MOTION: Ushka**  
**SECOND: Blocker**  
**ACTION: Adopted.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

9. **RES41067** A resolution awarding contracts to the following contractors:
- Secoma Fence, Inc., in the amount of \$1,350,000, plus applicable taxes; and
  - Quality Fence Builders, Inc., in the amount of \$1,350,000, plus applicable taxes;
- budgeted from various departmental funds, for on-call fencing services, for an initial contract period of one year, with the option to renew for three additional one-year periods, for a projected total of \$2,700,000 – Specification No. CT21-0699F.

**MOTION: Ushka**  
**SECOND: Blocker**  
**ACTION: Adopted.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

10. **RES41068** A resolution awarding a contract to Pacifica Law Group LLP, in the amount of \$3,000,000, plus applicable taxes, budgeted from various departmental funds, for bond counsel services for the City of Tacoma, including Tacoma Public Utilities, for an initial contract period of three years, with the option to renew for three additional one-year periods, for a projected contract total of \$3,000,000 - Specification No. LD22-0075F.

**MOTION: Ushka**  
**SECOND: Blocker**  
**ACTION: Adopted.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

## RESOLUTIONS

11. **RES41069** A resolution directing the City Manager to support the Economic Development Committee in reviewing and suggesting recommendations on how to improve communications and better support local businesses.

**MOTION: Ushka**  
**SECOND: Blocker**  
**ACTION: Adopted.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

## FINAL READING OF ORDINANCES

12. **ORD28842** An ordinance authorizing Tacoma Rail to update the Rail Rate Policy to include a Volume Investment Fund.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

13. **ORD28843** An ordinance authorizing the reissuance of Tacoma Municipal Belt Line (TMBL) 8807 series freight switching tariff and TMBL 6004 series demurrage tariffs, effective January 1, 2023, and a switching tariff supplement, effective January 1, 2024.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

14. **ORD28844** An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.176, entitled "Prepaid small general service - Schedule PB", to allow for payment of electric service in advance of usage, effective April 1, 2023.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

15. **ORD28845** An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.374, entitled "Electric Vehicle Public Charging Provided by Tacoma Power - Schedule EVPC", to replace the existing fee structure of \$2 per five hours to \$0.21 per kilowatt hour, effective January 1, 2023.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

16. **ORD28846** An ordinance amending various sections of Chapters 12.01 and 12.06A of the Municipal Code, relating to Utility Charges and Electrical Code, to update language regarding fees and permitting requirements, effective April 1, 2023.

**This item was addressed later in the meeting.**

17. **ORD28847** An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, effective April 1, 2023, and April 1, 2024; amending Section 12.06.225, to remove an out-of-date contract requirement, effective April 1, 2023; and amending Section 12.06.300, to adjust the cost for additional poles for private off-street lighting, effective April 1, 2023.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

18. **ORD28848** An ordinance amending Chapter 12.10 of the Municipal Code, relating to Water - Regulations and Rates, for two rate system average adjustments, effective January 1, 2023, and January 1, 2024.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

19. **ORD28849** An ordinance amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to adjust the 2023 and 2024 rates and charges, effective January 1, 2023, and January 1, 2024.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

20. **ORD28850** An ordinance amending the Official Schedule of Stormwater Utility and Wastewater Utility Service Rates and Fees, effective January 1, 2023, and January 1, 2024.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

21. **ORD28851** An ordinance amending Subtitle 6A of the Municipal Code, relating to the Tax Code, by adding a new Chapter 6A.130, entitled “Local Solid Waste Customer Excise Tax”, to impose a local solid waste excise tax; and amending Section 6A.10.020, to update tax definitions, effective April 1, 2023.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

22. **ORD28852** An ordinance authorizing an increase in the Ad Valorem general property tax revenue collection in terms of both dollars and percentage for the general property tax levy in 2023.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

23. **ORD28853** An ordinance fixing the amount of the Ad Valorem tax levies necessary to identify the amount of the estimated revenues from property tax levies to match estimated expenditures for debt service and other funding requirements.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

24. **ORD28854** An ordinance authorizing an increase for the Emergency Medical Services property tax levy in terms of both dollars and percentage.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

25. **ORD28855** An ordinance fixing the amount of the Emergency Medical Services levy necessary to identify the amount of the estimated revenues from the property tax levy to match estimated expenditures for debt service and other funding requirements.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

16. **ORD28846** An ordinance amending various sections of Chapters 12.01 and 12.06A of the Municipal Code, relating to Utility Charges and Electrical Code, to update language regarding fees and permitting requirements, effective April 1, 2023.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

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The City Council meeting recessed at 6:41 p.m.

The City Council meeting reconvened at 6:53 p.m.

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26. **ORD28856** A substitute ordinance adopting the 2023-2024 Biennial Operating Budget.

**MOTION: Walker**

**SECOND: Ushka**

**ACTION: To direct the City Manager to have staff evaluate and propose additional spending proposals for City Council approval in the areas of alternative behavioral health programming, supports for the unsheltered, and non-motorized bike/pedestrian projects in the budget reappropriation process, funded by using up to \$500,000 of any identified American Rescue Plan Act (ARPA) savings.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

**MOTION: Daniels**

**SECOND: Ushka**

**MOTION: To direct the City Manager to provide quarterly updates, or more immediate updates if necessary, on alternative response programming, which should include an assessment of the effectiveness of the program, and an assessment of the funding needs to accomplish the goals of the program, to prepare for the 2023-2024 mid-modification budget development process.**

**Public comment was taken. 11 individuals addressed the City Council.**

**ACTION: Motion was adopted.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

**ACTION: Substitute Ordinance was Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

27. **ORD28857** An ordinance adopting the 2023-2028 Capital Facilities Program of the Comprehensive Plan, and adopting the 2023-2024 Capital Budget.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

28. **ORD28858** An ordinance amending Title 8 of the Municipal Code, relating to Public Safety, by adding a new Chapter 8.180, entitled “Interference with Health Care Facilities or Providers”, to ensure public health and safety for persons seeking health care services.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

29. **ORD28859** An ordinance amending various chapters in Title 1, relating to Administration and Personnel; Title 6, relating to the Tax and License Code; and Title 16, relating to Cable Systems, Open Video Systems, Telecommunications Systems and Private Communications Systems of the Municipal Code, for protection against discrimination based on an individual’s actual, potential, perceived, or alleged pregnancy outcomes.

**ACTION: Passed.**

**Ayes: 9 Nays: 0 Absent: 0 Abstaining: 0**

## **UNFINISHED BUSINESS**

**There was no unfinished business.**

## **REPORTS BY THE CITY MANAGER**

**A report was given.**

## **COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL**

Community Vitality and Safety Committee

**There was no report.**

## **ADJOURNMENT**

**The meeting was adjourned at 8:48 p.m.**