

# WEEKLY REPORT TO THE CITY COUNCIL

October 31, 2013

Members of the City Council  
City of Tacoma, Washington

**Dear Mayor and Council Members:**

## **COUNCIL AGENDA**

1. Neighborhood and Community Services Human Services Division Manager, Diane Powers, provides the attached memorandum and **Substitute Ordinance No. 28183, Recreational Cannabis**. The proposed substitute would adopt the **definition of a “park” set forth in the State Liquor Control Board rules**, which is consistent with state law, the proposed interim regulations for the Land Use Code and generally encompasses those areas identified as “parks” in the Tacoma Municipal Code.

## **STUDY SESSION/WORK SESSION**

2. The **City Council Study Session** of Tuesday, November 5, 2013, will be held in Room 16 of the Tacoma Municipal Building North, at Noon. Discussion items will be: (1) **Community Development Block Grant, HOME Investment Partnership, and Emergency Solutions Grant Funding Priorities**; (2) **Other Items of Interest**; (3) **Agenda Review**; and (4) **Closed Session – Labor Negotiations**.

Each year, the City receives **Federal Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), and Emergency Solutions Grant (ESG) funds from the Department of Housing and Urban Development (HUD)**. These funds are for housing, community and economic development, and for human services activities spelled out in the Annual Action Plan to the Consolidated Plan. At Tuesday’s Study Session, Community and Economic Development (CED) Department and Neighborhood and Community Services Department staff will be providing a presentation and seeking guidance from Council on the funding priorities for the upcoming application process. For your review, CED Director Ricardo Noguera and Assistant City Manager Tansy Hayward provide the attached memorandum with additional information and background.

3. The updated **Tentative City Council Forecast Calendar** is attached for your information.

## **GRANT APPLICATIONS**

4. The City applied for the following grant:
- **Department of Homeland Security - Emergency Management Performance Grant Program** – The Fire Department requests funding to enhance and sustain all-hazards emergency management capabilities within the City of Tacoma. All activities funded by the grant must relate to the prevention, protection, response and recovery elements of emergency management. The City is requesting \$79,080, with a City match of \$79,080 required.

## **MARK YOUR CALENDARS**

5. You have been invited to the following events:
- **The Hilltop Regional Health Center Ribbon Cutting Ceremony on Saturday, November 2<sup>nd</sup>, 11:00 a.m.**, at 1210 Martin Luther King Jr. Way.
  - **Holiday Inn Express and Suites Ribbon Cutting Ceremony on Wednesday, November 6<sup>th</sup>, 5:30 p.m.**, at 2102 South C Street.
  - **Reception and Presentation by Hedrick Smith of his book “Who Stole the American Dream” on Thursday, November 14<sup>th</sup>, 6:00 p.m.**, University of Washington Tacoma, William Philip Hall, located at 1918 Pacific Avenue.
  - **Computer Clubhouse of Tacoma’s Screening of American Promise on Thursday, November 14<sup>th</sup>, 5:30 p.m.**, Lakewood AMC Theater, located at 5721 Main Street Southwest, Lakewood.
  - **Lecture and Panel Discussion by Hedrick Smith of his book “Who Stole the American Dream” on Friday, November 15<sup>th</sup>, 11:30 a.m. to 1:00 p.m.**, University of Washington Tacoma, Tacoma Room; located at 1900 Commerce Street.

Sincerely,



T.C. Broadnax  
City Manager



**TO:** T.C. Broadnax, City Manager

**FROM:** Diane Powers, Human Services Division Manager  
Neighborhood and Community Services Department  
*Diane Powers*

**SUBJECT:** Proposed Substitute Ordinance No. 28183 - Recreational Cannabis

**DATE:** October 31, 2013

Attached is proposed Substitute Ordinance No. 28183, amending Section 8.30.045 of the Tacoma Municipal Code ("TMC") based on feedback from the City Council and citizens at the October 29, 2013, City Council meeting.

The definition of "park," as originally proposed in Ordinance No. 28183, combined the state's definition of "public park" and the City's definition of "park" found in TMC 8.27. With this proposed substitute ordinance, City staff recommends that the City adopt the definition of "park" set forth in the State Liquor Control Board rules. Not only is this change consistent with state law, it is consistent with the proposed interim regulations to the Land Use Code, and generally encompasses those areas identified as "parks" in the TMC.

The substitute ordinance also proposes to limit the 1,000-foot buffer between state licensed cannabis retailers and courthouses, correctional facilities, drug rehabilitation facilities, substance abuse facilities, and detoxification centers. This provision is dependent on a motion to similarly limit the application of the buffer in the land use regulations.

Attachment



**SUBSTITUTE  
ORDINANCE NO. 28183**

1 AN ORDINANCE relating to public nuisances; amending Chapter 8.30 of the  
2 Tacoma Municipal Code by amending Section 8.30.045 thereof to identify  
3 nuisance activities related to recreational cannabis.

4 WHEREAS, pursuant to Substitute Ordinance No. 28083, passed July 31,  
5 2012, the City Council amended Chapter 8.30 of the Tacoma Municipal  
6 Code ("TMC") relating to medical cannabis as a public nuisance, and

7 WHEREAS, with the passage of I-502 in November 2012, relating to  
8 recreational cannabis, the state adopted rules and regulations which are required to  
9 be in place by December 1, 2013, and

10 WHEREAS it is necessary to amend the TMC to ensure that any potential  
11 secondary impacts arising from the operation of state-licensed recreational  
12 cannabis activities can be adequately regulated; Now, Therefore,

13  
14 BE IT ORDAINED BY THE CITY OF TACOMA:

15 That Chapter 8.30 of the Tacoma Municipal Code is hereby amended by  
16 amending Section 8.30.045 thereof, as set forth in the attached Exhibit "A."  
17

18 Passed \_\_\_\_\_

19 \_\_\_\_\_  
20 Mayor

21 Attest:  
22 \_\_\_\_\_  
23 City Clerk

24 Approved as to form:  
25 *Dennis Casp*  
26 \_\_\_\_\_  
Deputy City Attorney



## EXHIBIT "A"

### Chapter 8.30 PUBLIC NUISANCES

1  
2  
3 \*\*\*

4 **8.30.045 Cannabis.**

5 A. Relationship with other laws.

6 Producing, manufacturing, processing, delivering, distributing, possessing, and using cannabis are crimes  
7 under ~~federal law and may be crimes under the municipal code and~~, state law, ~~and federal law. Washington~~  
8 ~~state law, Chapter 69.51A RCW, provides an affirmative defense for certain cannabis-related crimes. There is~~  
9 ~~no affirmative defense under federal law.~~ This section is a civil remedy and does not ~~alter or affect any state or~~  
10 ~~federal criminal law governing the production, manufacture, processing, delivery, distribution, possession, or~~  
11 ~~use of cannabis.~~

12 ~~The production, manufacture, processing, delivery, distribution, possession, or use of cannabis for medical~~  
13 ~~purposes for which there is an affirmative defense under state law may be a nuisance by unreasonably~~  
14 ~~annoying, injuring, or endangering the comfort, repose, health, or safety of others; by being unreasonably~~  
15 ~~offensive to the senses; by being an unlawful act; by resulting in an attractive nuisance; or by otherwise~~  
16 ~~violating the municipal code or state law.~~

17 B. Definitions.

18 1. "Cannabis" or "Marijuana" means all parts of the plant Cannabis, commonly known as marijuana, whether  
19 growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound,  
20 manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin. "Collective Garden"  
21 means any place, area, or garden where qualifying patients (as defined in RCW 69.51A.010) share  
22 responsibility and engage in the production, processing and/or delivery of cannabis for medical use as set forth  
23 in RCW 69.51A.085 and in full compliance with all limitations and requirements set forth in RCW  
24 69.51A.085. "Collective garden" does not include any office, meeting place, or club associated with a  
25 collective garden which is not located within the same structure as the collective garden itself.

26 2. "Medical Cannabis garden" means any place, area, or garden where a qualifying patient or designated  
provider (as defined in RCW 69.51A.010) produces or processes cannabis for medical use as set forth in RCW  
69.51A.040 and in full compliance with all limitations and requirements set forth in RCW 69.51A.040.

27 23. "Cannabis garden" means any place, area, or garden where cannabis is produced or processed and either  
28 (a) the person producing or processing the cannabis is not a qualifying patient or designated provider or (b) a  
29 copy or copies of the valid documentation of the qualifying patient(s) who own or share responsibility for the  
30 garden is not available at all times on the premises or (c) the number of plants or useable cannabis on the  
31 premises exceeds the limits set forth in RCW 69.51A.040(1)(a), RCW 69.51A.040(1)(b), or RCW 69.51A.085,  
32 or the garden is not otherwise in full compliance with RCW 69.51A.040(1)(a), RCW 69.51A.040(1)(b), or  
33 RCW 69.51A.085. Cannabis garden does not include a state-licensed marijuana producer, processor, or retailer  
34 as authorized by RCW 69.50 and operating in compliance therewith.

35 3. "Collective garden" means any place, area, or garden where qualifying patients (as defined in  
36 RCW 69.51A.010) share responsibility and engage in the production, processing, and delivery of cannabis for  
medical use as set forth in RCW 69.51A.085 and in full compliance with all limitations and requirements set  
forth in RCW 69.51A.085. "Collective garden" does not include any office, meeting place, or club associated  
with a collective garden which is not located within the same structure as the collective garden itself.

4. "Dispensary" means any place where cannabis is delivered, sold, or distributed or offered for delivery, sale,  
or distribution. Dispensary does not include a private residence where a designated provider delivers medical  
cannabis to his or her qualifying patient or a private residence where a member of a collective garden delivers  
medical cannabis to another member of the same collective garden. Dispensary does not include a collective



1 garden, but does include any office, meeting place, club, or other place which is not located within the same  
2 structure as the collective garden itself where medical cannabis is delivered regardless of whether the delivery  
3 is made to another member of the collective garden.

4 45. "Child care center" means an entity that regularly provides child day care and early learning services for a  
5 group of children for periods of less than 24 hours licensed by the Washington State Department of Early  
6 Learning under chapter 170-295 WAC. "Cannabis" or "Marijuana" means all parts of the plant Cannabis,  
7 commonly known as marijuana, whether growing or not; the seeds thereof; the resin extracted from any part of  
8 the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or  
9 resin.

10 45. "Dispensary" means any place where cannabis is delivered, sold, or distributed or offered for delivery,  
11 sale, or distribution. Dispensary does not include a state-licensed marijuana retail establishment as authorized  
12 by RCW 69.50 and operating in compliance therewith. Dispensary does not include a private residence where  
13 a designated provider delivers medical cannabis to his or her qualifying patient or a private residence where a  
14 member of a collective garden delivers medical cannabis to another member of the same collective garden.  
15 Dispensary does not include a collective garden, but does include any office, meeting place, club, or other  
16 place which is not located within the same structure as the collective garden itself where medical cannabis is  
17 delivered regardless of whether the delivery is made to another member of the collective garden.

18 6. "Drop-in center for youth" means an establishment operated by a social service or charity organization that  
19 is designed to provide recreational, educational, or counseling services to youth.

20 7. "Drug rehabilitation facility, substance abuse facility, or detoxification center" means any facility licensed  
21 by the Washington State Department of Social and Health Services whose primary focus is treatment for a  
22 person with a chemical or drug dependency, whether on an outpatient or inpatient basis.

23 8. "Elementary school" means a school for early education that provides the first four to eight years of basic  
24 education and recognized by the Washington State Superintendent of Public Instruction.

25 9. "Game arcade" means an entertainment venue featuring primarily video games, simulators, and/or other  
26 amusement devices where persons under 21 years of age are not restricted.

10. "Library" means an organized collection of resources made accessible to the public for reference or  
borrowing supported with money derived from taxation.

11. "Medical cannabis garden" means any place, area, or garden where a qualifying patient or designated  
provider (as defined in RCW 69.51A.010) produces or processes cannabis for medical use as set forth in  
RCW 69.51A.040 and in full compliance with all limitations and requirements set forth in RCW 69.51A.040.

12. "Perimeter" means a property line that encloses an area.

13. "Playground" means a public outdoor recreation area for children, usually equipped with swings, slides,  
and other playground equipment, owned and/or managed by a city, county, state, or federal government.

14. "Processor" or "licensed processor" shall mean a marijuana processor licensed by the state pursuant to  
RCW 69.50.325(2).

15. "Producer" or "licensed producer" shall mean a marijuana producer licensed by the state pursuant to  
RCW 69.50.325 (1).

16. "Public park" or "park" means an area of land for the enjoyment of the public, having facilities for rest  
and/or recreation, (such as a baseball diamond or basketball court, squares, golf courses, zoos and beaches,  
owned and/or managed by a city, county, state, federal government, or metropolitan park district, and includes  
all parks such as squares, docks, piers, moorage buoys and floats, golf courses, zoos, and beaches,  
playgrounds, and recreation areas and facilities, either developed or undeveloped, owned by the Metropolitan  
Park District of Tacoma or the City of Tacoma or under the management and control of the Metropolitan Park  
District of Tacoma or the City of Tacoma. Public park does not include trails.



1 17. "Public transit center" means a facility located outside of the public right-of-way that is owned and managed by a transit agency or city, county, state, or federal government for the express purpose of staging people and vehicles where several bus or other transit routes converge.

2 18. "Recreation center or facility" means a supervised center that provides a broad range of activities and events intended primarily for use by persons under 21 years of age, owned and/or managed by a charitable nonprofit organization, city, county, state, or federal government.

3 19. "Retailer" or "licensed retailer" shall mean a marijuana retailer licensed by the state pursuant to RCW 69.50.325(3).

4 20. "Secondary school" means a high and/or middle school: a school for students who have completed their primary education, usually attended by children in grades 7 to 12 and recognized by the Washington State Superintendent of Public Instruction.

5 21. The definitions contained in Chapter 69.50 RCW, and Chapter 69.51A RCW, and WAC 314-55 shall be used to define any term in this section not otherwise defined herein.

6 C. Nuisance defined.

7 The production, manufacture, processing, delivery, distribution, possession, or use of cannabis for medical purposes for which there is an affirmative defense under state law, or for other purposes as outlined and regulated in accordance with RCW 69.50 may be a nuisance by unreasonably annoying, injuring, or endangering the comfort, repose, health, or safety of others; by being unreasonably offensive to the senses; by being an unlawful act; by resulting in an attractive nuisance; or by otherwise violating the municipal code or state law.

8 The following specific acts, omissions, places, and conditions are declared to be a public nuisance, including, but not limited to, any one or more of the following:

9 1. Any cannabis garden is a nuisance per se.

10 2. Any dispensary is a nuisance per se.

11 3. Any cannabis garden, collective garden, dispensary, medical cannabis garden, state licensed processor, producer, or licensed retailer where ~~place where~~ cannabis is directly visible to from the adjacent public right-of-way, or is visible from property owned or leased by another person or entity. This includes smoking cannabis in a manner that it is visible from public property or from property owned or leased by another person or entity.

12 4. Any cannabis garden, collective garden, dispensary, medical cannabis garden, state licensed processor, producer, or retailer where ~~place that~~ cannabis can be smelled from a the adjacent public right-of-way, ~~place or from a property owned or leased by another person or entity.~~

13 5. Any collective garden located within 600 feet of the perimeter ~~closer than the distance noted below to~~ of any of the following, whether in or out of the City:

14 a. Within 600 feet of any ~~p~~Public or private elementary or secondary school;

15 b. Within 600 feet of any ~~d~~Daycare, nursery, ~~or~~ preschool, or child care center;

16 c. Within 600 feet of any ~~P~~Public park;

17 d. Within 600 feet of any ~~L~~Library;

18 e. Within 600 feet of any ~~d~~Drug rehabilitation facility, substance abuse facility, or detoxification center; or

19 f. Within 600 feet of any ~~d~~Drop-in center for youth.

20 g. The distance shall be measured as the shortest straight line from the closest parcel line in which the collective garden is located to the closest parcel line of any of the uses in this subsection. The separation required between the collective garden and other uses identified in this subsection shall be measured from the nearest edge or corner of the property of each use.



6. Any collective garden where any person under the age of ~~eighteen~~18 years is present or is permitted to be present.
- 1 7. Any collective garden or medical cannabis garden that is not fully enclosed within a structure.
- 2 8. Any parcel containing more than one collective garden, medical cannabis garden, or combination of
- 3 collective garden and medical cannabis garden.
- 4 9. Any collective garden or cannabis garden where any violation of Chapter 69.50 RCW occurs and for which
- 5 the affirmative defense created by Chapter 69.51A RCW would not apply.
- 6 10. Any place bearing a sign or placard advertising cannabis for sale or delivery, except that a state-licensed
- 7 marijuana retailer is permitted to display a single sign no larger than 1,600 square inches identifying the retail
- 8 outlet by the licensee's business or trade name. No state-licensed marijuana producer, processor, or retailer
- 9 shall place or maintain, or cause to be placed or maintained, an advertisement of marijuana, useable marijuana,
- 10 or a marijuana-infused product in any form or through any medium whatsoever:
- 11 a. Within 1,000 feet of the perimeter of an elementary or secondary school, playground, recreation center or
- 12 facility, child care center, public park, library, public transit center, court house, correctional facility, drug
- 13 rehabilitation facility, substance abuse facility, or detoxification center or any game arcade where admission to
- 14 which is not restricted to persons aged 21 years or older;
- 15 b. On or in a public transit vehicle or public transit shelter; or
- 16 c. On or in a publicly owned or operated property.
- 17 11. Any place where any production, manufacture, processing, delivery, distribution, possession, or use of
- 18 cannabis occurs for which there is ~~not an~~ affirmative defense under state law, or except as expressly authorized
- 19 by Chapter 69.50 RCW.
- 20 12. Any place other than a private residence where cannabis is smoked or ingested.
- 21 13. Any state-licensed cannabis retailer, processor, or producer located within 1,000 feet of the perimeter of
- 22 any of the following, whether in or out of the City:
- 23 a. Playground, recreation center, or facility;
- 24 b. Child care center;
- 25 c. Public park;
- 26 d. Public transit center;
- e. Library;
- f. Game arcade where admission to which is not restricted to persons aged 21 years or older;
- g. Elementary or secondary school;
- h. Any state licensed retailer within 1,000 feet of the perimeter of a cCourt house, ‡
- i. cCorrectional facility, ‡
- j. dDrug rehabilitation facility, substance abuse facility, or detoxification center.
- ik. The distance shall be measured as the shortest straight line from the closest parcel line in which the state
- licensed cannabis retailer, processor, or producer is located to the closest parcel line of any of the uses in this
- subsection.
14. Any state-licensed cannabis retailer, processor, or producer where any person under the age of 21 years is
- present or is permitted to be present.
15. Any state-licensed retailers selling products or services other than useable marijuana, marijuana-infused
- products, or paraphernalia intended for the storage or use of useable marijuana or marijuana-infused products.





16. Any state-licensed retailers selling useable marijuana, marijuana-infused products, or paraphernalia between 12 a.m. and 8 a.m.

1

17. Any unlicensed marijuana retailer, producer, or processor operating within City limits.

2

18. Any state licensed producer whose production activities are not within a fully enclosed, secure facility or greenhouse with rigid walls, a roof and doors, or whose outdoor production activities are not enclosed by a sight obscured wall or fence at least eight feet high.

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26



**TO:** T. C. Broadnax, City Manager

**FROM:** Ricardo Noguera, Community and Economic Development Department Director  
Tansy Hayward, Assistant City Manager/Neighborhood and Community Services Director  
*Sum Ban for Tansy Hayward*

**SUBJECT:** 2-Year Funding Priorities for HUD Funds

**DATE:** October 31, 2013

**SUMMARY:**

The purpose of this memo is to present bi-annual funding priority recommendations for the City's allocation of Federal housing, economic development and social services funds received from the U.S. Department of Housing and Urban Development (HUD). These funds consist of three core programs: (1) Community Development Block Grant (CDBG); (2) HOME Investment Partnership Program (HOME); and (3) Emergency Solutions Grant (ESG). The overall allocation of federal resources to address community needs is prioritized, in part, through a bi-annual funding priorities process approved by the Tacoma City Council (Council) prior to the start of the application process with community based service providers, developers, program administrators and other interested parties that rely on these funds to implement their community based programs and/or activities.

**BACKGROUND:**

This particular 2-year funding cycle comes during the final year of the current 5-year Consolidated Plan period. As a result, it is the recommendation of staff to complete existing priorities and objectives identified in the existing 2-year priorities list. As the new 5-Year Consolidated Plan process is set in motion, a detailed review of community needs will be undertaken. Assessment of these needs will be documented in the new 5-Year Plan and presented to the Council for consideration. It is expected the preparation of the new 5-Year Plan process will commence in the spring of 2014. To this end, the Funding Priorities previously approved by Council are recommended to be continued over the next two years. This would incorporate Program Year 2014-15 and Program Year 2015-16 and would provide adequate time for the identification of new priorities and objectives through the upcoming Consolidated Plan process. Furthermore, it would give existing service providers adequate time to complete program activities and address current community needs.

The existing Funding Priorities are organized into six categories: (1) General; (2) Set-asides; (3) Housing; (4) Community Development; (5) Economic Development; and (6) Human Services. It



is the recommendation of staff to maintain these six priorities and carry them into the upcoming 2-Year funding cycle. Each of the categories is briefly summarized as follows:

1. **General Priorities** (CDBG and HOME) – Funds will be used to support activities that:  
(a) are consistent with existing plans (e.g. Consolidated Plan, Comprehensive Plan, Human Services Strategic Plan); (b) leverage other funding resources when applicable; (c) the funds can be committed within 12 to 24 months; (d) the project is proposed by an organization with a proven capacity for project completion and good management; (e) shows reasonable cost effectiveness; and (f) there is no General Fund monies needed for project operation and maintenance.
2. **Set-Aside Priorities** – Set aside amounts from the annual CDBG grant: (a) 50% for housing development & rehabilitation; (b) 15% (HUD Maximum) to support human services; and (c) up to \$100,000 for community development (neighborhood improvement projects such as LID assistance, sidewalk repair or replacement, and innovative grants). In past funding cycles the City had allocated up to \$25,000 in contingency for unanticipated capital project costs. This has been a source of concern for HUD given their interpretation of the contingency is an unallocated balance. As a result the contingency line item is no longer allowed; this according to the HUD monitor of the Tacoma grant allocation.
3. **Housing Priorities** (CDBG and HOME) – The priorities for housing activities are:  
(a) homeownership programs that benefit low-income owners with repairs and rehabilitation; (b) programs that assist first-time homebuyers to purchase a home; (c) maintaining and expanding affordable rentals housing for families and the elderly; and (d) provide supportive housing for homeless and/or special needs individuals and families that may include emergency and transitional shelters, and special needs housing with support services. In furtherance of these efforts, maintain minimum funding levels for the City's low-income housing programs: home owner occupied Neighborhood Preservation Program which includes single family rehabilitation and energy improvements (CDBG \$500,000) and Emergency Major Home Repair (CDBG \$150,000); and Down Payment Assistance for first time home buyers (HOME \$250,000);
4. **Community Development Priorities** (CDBG only) – The priorities for Community Development are activities that support neighborhood improvements for lower income residents such as; (a) payment of LID assessments for lower income homeowners; (b) street-related improvements such as sidewalk repair or replacement in lower income neighborhoods; (c) eligible neighborhood innovative grant projects; and (d) public facilities.



5. ***Economic Development Priorities (CDBG only)*** – The priorities for economic Development are activities that help increase jobs and business opportunities such as: (a) creation or retention of jobs for lower income persons; (b) business services that support lower income neighborhood and/or lower income groups; and (c) financial and technical assistance for disadvantaged persons who own or plan to start a business; (d) revitalization of blighted or lower income business districts through historic preservation, conservation actions and neighborhood economic development.
6. ***Human Services Priorities (CDBG and ESG)*** – In 2011, human services funding priorities were updated to align with federal HEARTH legislation and respond to changes in ESG regulations. CDBG funds remained targeted towards low and moderate income persons, with a new emphasis on stabilization services that would support individuals and families to move towards housing and economic stability. A category for youth stabilization services was added to reflect the local priority to provide services to unaccompanied youth who are at risk for or currently experiencing homelessness. ESG funds were re-focused on HUD's new categories of eligible activities, including rapid re-housing. The priorities for human services supported with CDBG and ESG funds are identified below.

### CDBG

CDBG funds will only be used for programs which target lower income Tacoma residents, provide stabilization services, and address one of the Funding Priorities listed below. The three funding priorities are of equal importance.

- **Housing Stabilization Services**: Housing and homelessness prevention services for individuals and families at risk of or currently experiencing homelessness, including tailored services that will lead residents toward more stable housing.
- **Economic Stabilization Services**: Services that have a direct connection to increasing the economic stability of lower income Tacoma residents, including increased economic opportunity (e.g. through pre-employment training or job placement).
- **Youth Emergency Stabilization Services**: Housing and intervention/prevention services for unaccompanied youth, up to (and including) age 24, who are at risk of or currently experiencing homelessness.

### ESG

ESG funds will be used for programs which support individuals and families who are experiencing or at risk of experiencing homelessness, as defined by the Department of Housing and Urban Development. Ten percent of the grant will be reserved for expenses related to



administration of the grant and reporting through the local Homelessness Management Information System (HMIS). The remainder of the funds will be used for the following components:

- Street Outreach: Services related to reaching out to unsheltered homeless individuals and families and connecting them with emergency shelter, housing, or critical services.
- Emergency Shelter: Operations and essential services associated with provision of emergency shelter to homeless individuals and families.
- Rapid Re-housing: Rental assistance and stabilization services to help individuals and families who are literally homeless into permanent housing and stability.
- Homelessness Prevention: Rental assistance and stabilization services to prevent individuals and families who are at risk of homelessness from losing their housing.

#### **ISSUE:**

At issue is the TCRA review of the City's 2-Year Funding Priorities of CDBG and HOME funds. While mentioned in this report, the ESG funds are administered by the City's Neighborhoods and Community Services Department with oversight provided by the Human Services Commission. Also at issue is the opportunity for public comment to be received on the proposed 2-Year Funding Priorities. Public notices were published on October 4, 2013, and October 18, 2013 in The News Tribune Newspaper specifying the date and time for members of the public to come and provide such comments to the TCRA and HSC.

On October 24, 2013 the Tacoma Community Redevelopment Authority (TCRA) were presented with the funding priorities and heard public comment on them. The TCRA voted to implement the recommendations into the PY 2014-15 Annual Action Plan. This will also provide staff a transitional path for developing and implementing the 5-Year Consolidated Plan. On October 9, 2013, the Human Services Commission (HSC) reviewed funding priorities for human services and received public comment on them. The HSC voted to recommend the existing funding priorities to Council for the 2014-15 Annual Action Plan and use them in the upcoming biennial application process for CDBG and ESG funding.

On December 3<sup>rd</sup>, Council will be asked to approve these funding priorities at its regularly scheduled Council meeting.

In addition, on December 3<sup>rd</sup>, as a separate item, Council will be asked to approve an amended Citizen Participation Plan (CPP). The CPP is a required planning component of the Consolidated Plan process. The CPP, last amended in 2005, is being updated to include a section for Limited



English Proficiency Residents, as well as address minimal regulatory requirements, and update the names of a federal grant and City department.

**ALTERNATIVES:**

The alternatives presented in this report constitute one course of action.

It is based on staff's assessment of the progress made on addressing the current 2-Year Funding Priorities and the need to continue with these Funding Priorities through the current HUD mandated Consolidated Plan cycle.

However, other options do exist. This would include, but is not limited to, changing the funding mix within the CDBG funding priorities such as allocating more (or less) of the CDBG grant to housing related activities. Presently, this allocation is 50% of the CDBG annual allocation. Other options could involve changes to economic development priorities by emphasizing a preference for service providers that have capabilities that go beyond entrepreneurial training. Other options could be to place greater emphasis on public improvements and infrastructure projects that would benefit lower-income communities. Note: Changes of this nature would require a more intensive staff review of possible alternatives which would likely have an adverse impact on the delivery of the final Annual Action Plan under the current 2010-15 Consolidated Plan. The final Annual Action Plan is due to HUD in the spring of 2014. Furthermore, other alternatives of this magnitude might conflict with the existing Consolidated Plan and would have to be approved by HUD. It is therefore suggested that any alternatives such as these should be pursued in the upcoming Consolidated Plan process and that the existing 2-Year Funding Priorities be allowed to carry forward into the new funding cycle that is being contemplated as a function of this report.

**FISCAL IMPACT:**

There is no impact to the City's General Fund as a result of this action. Ultimate approval by the Council will provide the foundation for staff to make funding and program recommendations once HUD identifies its allocation amounts available to the City for CDBG, HOME and ESG funds. Specific funding amounts should be made available by HUD in the spring of 2014 and would be presented to the Council for consideration at that time.

**RECOMMENDATION:**

Implementing the recommendations identified in this report will allow staff to have a clear set of parameters on implementing the PY 2014-15 Annual Action Plan and result in the final Action Plan under the current HUD mandated 2010-2015 Consolidated Plan. It would also provide a transitional path for staff as the new 5-Year Consolidated Plan is developed and implemented.

**City of Tacoma 2013-2014  
City Council Forecast**

Date	Meeting	Subject	Department
<b>November 5, 2013</b>	Study Session	CDBG, HOME and ESG Funding Priorities	NCS & CED
		Closed Session - Labor Negotiations	HR
	Committee of the Whole		
	City Council Meeting		
<b>November 12, 2013</b>	Study Session	Six-Year Transportation Program	PW
	City Council Meeting	Public Hearing on Property/EMS Levy Ordinance	Finance
<b>November 19, 2013</b>	Study Session	Multi City Portal - Interlocal Agreement	Finance
		Multi City Portal - Branding and Website	Finance
	Committee of the Whole		
	City Council Meeting		
<b>November 26, 2013</b>	Study Session	2013/2014 Mid-Biennium Budget Modification	Finance
	City Council Meeting	Public Hearing on Mid-Biennial Budget Modification	Finance
<b>December 3, 2013</b>	Joint Utility Board Study Session		
	Study Session	South Downtown Subarea Plan & EIS	PDS
	Committee of the Whole		
	City Council Meeting	Mid-Biennial Modification Presentation	Finance
<b>December 10, 2013</b>	Study Session	MLK Subarea Plan & EIS	PDS
	City Council Meeting		
<b>December 17, 2013</b>	Study Session	Tacoma Link Expansion	GRO/Sound Transit
	Committee of the Whole		
	City Council Meeting		
<b>December 24, 2013</b>		<b>CANCELLED</b>	
<b>December 31, 2013</b>		<b>CANCELLED</b>	

**2014**

<b>January 7, 2014</b>	Study Session		
	Committee of the Whole		
	City Council Meeting		
<b>January 14, 2014</b>	Study Session		
	City Council Meeting		
<b>January 21, 2014</b>	Study Session		
	Committee of the Whole		
	City Council Meeting		
<b>January 28, 2014</b>	Study Session		
	City Council Meeting		
<b>February 4, 2014</b>	Study Session		
	Committee of the Whole		
	City Council Meeting		
<b>February 11, 2014</b>	Study Session		
	City Council Meeting		