



# City of Tacoma

## City Council Agenda

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

**December 9, 2014**

**5:00 PM**

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### CALL TO ORDER

### ROLL CALL

### FLAG SALUTE

### MOMENT OF SILENCE

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

There were no items filed.

### CONSENT AGENDA

1. [14-1222](#) Minutes of the City Council study session of October 7, 2014.  
**Attachments:** [SSMin20141007](#)
2. [14-1246](#) Minutes of the Committee of the Whole meeting of September 16, 2014.  
**Attachments:** [COWMin20140916](#)
3. [14-1226](#) Minutes of the City Council meeting of October 7, 2014.  
**Attachments:** [CCMin20141007](#)
4. [14-1242](#) Minutes of the City Council meeting of October 14, 2014.  
**Attachments:** [CCMin20141014](#)
5. [14-1243](#) Minutes of the City Council meeting of October 21, 2014.  
**Attachments:** [CCMin20141021](#)
6. [14-1244](#) Minutes of the City Council meeting of October 28, 2014.  
**Attachments:** [CCMin20141028](#)

**RESOLUTIONS**

7. [RES39067](#) A resolution setting Monday, January 12, 2015, at 5:00 p.m., as the date for a hearing by the Hearing Examiner regarding Local Improvement District (LID) No. 8662 to improve Bennett Street from North 35th to North 37th Streets. [Ralph K. Rodriguez, LID Administrator; Kurtis D. Kingsolver, P.E., Director, Public Works]

**Attachments:** [Resolution No. 39067](#)

[City Council Action Memorandum](#)

[Map](#)

**PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS**

8. [14-1249](#) Proclaiming December 10, 2014 as Human Rights Day in the City of Tacoma.

**PUBLIC COMMENT**

This is the time set aside for public comment on items on the agenda. Speakers are asked to identify the specific agenda items they wish to address and comments will be limited to up to five minutes per person. Comments will not be accepted on Ordinances or Communication Items forwarded to the City Council by the Hearing Examiner for which a public hearing has already been held. There are no items on tonight's agenda forwarded to the City Council by the Hearing Examiner.

**REGULAR AGENDA**

9. [14-1248](#) A motion may be considered to authorize the City's full and final settlement of all claims against the City in the matter of Rosemary Dowd, Ronald Dowd v. Metropolitan Development Council; City of Tacoma, Pierce County Superior Court Cause No. 14-2-05145-5, upon payment by the City in the amount of \$65,000.

**APPOINTMENTS**

10. [RES39068](#) A resolution appointing and reappointing individuals to the Human Rights Commission and the Landmarks Preservation Commission. [Doris Sorum, City Clerk; Elizabeth Pauli, City Attorney]

**Attachments:** [Resolution No. 39068](#)

[City Council Action Memorandum - Human Rights Commission](#)

[City Council Action Memorandum - Landmarks Preservation Commission](#)

**RESOLUTIONS**

11. [RES39069](#) A resolution declaring surplus and approving the sale of approximately 867 square feet of land owned by the Department of Public Utilities and located near the intersection of Bridgeport Way and 21st Street West in University Place, to the City of University Place in the amount of \$11,900.  
[Gloria Fletcher, Senior Real Estate Officer; Ted Coates, Power Superintendent]  
**Attachments:** [Resolution No. 39069](#)  
[City Council Action Memorandum](#)  
[Map](#)  
[Agreement](#)  
[Presentation](#)
12. [RES39070](#) A resolution authorizing the execution of an amendment to the five-year lease agreement with Western Washington Railroad, LLC, to add 15 miles of railroad right-of-way, located between Maytown and Yelm in Thurston County, through January 17, 2019.  
[Dylan Harrison, Real Estate Officer; Kurtis D. Kingsolver, P.E., Director, Public Works]  
**Attachments:** [Resolution No. 39070](#)  
[City Council Action Memorandum](#)  
[Map](#)  
[Amendment No. 1](#)
13. [RES39071](#) A resolution authorizing the execution of a contract with Gordon Thomas Honeywell Governmental Affairs, LLC, in the amount of \$170,000, budgeted from the General Fund, for legislative lobbying services for 2015 and 2016.  
[Randall Lewis, Government Relations Officer; T.C. Broadnax, City Manager]  
**Attachments:** [Resolution No. 39071](#)  
[City Council Action Memorandum](#)  
[Contract](#)

14. [RES39072](#) A resolution authorizing the execution of a contract with Simon and Company Incorporated, in the amount of \$160,701, budgeted from the General Fund, for legislative lobbying services for 2015 and 2016.  
[Randall Lewis, Government Relations Officer; T.C. Broadnax, City Manager]  
**Attachments:** [Resolution No. 39072](#)  
[City Council Action Memorandum](#)  
[Proposed 2015-2016 Strategy and Action Plan agreement Len Simon 15-16.pdf](#)
15. [RES39073](#) A resolution adopting the priority issues for the 2015 sessions of the United States Congress and Washington State Legislature.  
[Randall Lewis, Government Relations Officer; T.C. Broadnax, City Manager]  
**Attachments:** [Resolution No. 39073](#)  
[City Council Action Memorandum](#)  
[Draft 2015 Legislative Agenda](#)  
[Draft 2015 Federal Agenda](#)
16. [RES39074](#) A resolution designating the Fair and Equitable Collection of Business License Fees and Taxes Project as a special project of limited duration; and designating general salary classifications and benefits for persons employed on the project.  
[Lisa Wojtanowicz, Community Services Division Manager; Nadia Chandler Hardy, Director, Neighborhood and Community Services]  
**Attachments:** [Resolution No. 39074](#)  
[City Council Action Memorandum](#)
17. [RES39075](#) A resolution approving the General Government Fee Schedule for special and miscellaneous services to include charges to the public for various departmental services.  
[Tadd Wille, Budget Officer; Andy Cherullo, Director, Finance]  
**Attachments:** [Resolution No. 39075](#)  
[City Council Action Memorandum](#)  
[Presentation](#)
18. [RES39076](#) A resolution relating to the provisions of public defense standards; adopting Indigent Defense Services for the City of Tacoma.  
[Elizabeth Pauli, City Attorney]  
**Attachments:** [Resolution No. 39076](#)  
[City Council Action Memorandum](#)

**FINAL READING OF ORDINANCES**

19. [ORD28261](#) An ordinance amending Chapter 12.08 of the Municipal Code, relating to Wastewater and Surface Water Management - Regulation and Rates, to adjust rates and charges for services for 2015 and 2016.  
[Daniel C. Thompson, Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]  
**Attachments:** [Ordinance No. 28261](#)  
[City Council Action Memorandum](#)  
[Memorandum from the Environmental Services Commission](#)
20. [ORD28262](#) An ordinance amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to adjust rates and charges for services for 2015 and 2016; granting certain customer requests for changes in Solid Waste services; and authorizing Call-2-Haul services for commercial customers.  
[Gary H. Kato, Division Manager; Michael P. Slevin III, P.E., Director, Environmental Services]  
**Attachments:** [Ordinance No. 28262](#)  
[City Council Action Memorandum](#)  
[Memorandum from the Environmental Services Commission](#)
21. [ORD28263](#) An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for represented and non-represented classifications, and changes in classifications to reflect the organizational structure.  
[Joy St. Germain, Director, Human Resources]  
**Attachments:** [Ordinance No. 28263](#)  
[City Council Action Memorandum](#)  
[Fiscal Impact Memorandum](#)  
[Memorandum from Tacoma Public Utilities](#)  
[Ordinance Disclosure Memorandum](#)
22. [ORD28264](#) An ordinance amending the Biennial Budget for fiscal years 2013-2014, to appropriate funds for contract obligations, transfers, and other budget adjustments; authorizing interfund transfers and contributions; and accepting, depositing, and appropriating miscellaneous donations, contributions, and fees.  
[Tadd Wille, Budget Officer; Andy Cherullo, Director, Finance]  
**Attachments:** [Ordinance No. 28264](#)  
[City Council Action Memorandum](#)

23. [ORD28265](#) An ordinance amending Chapter 6B.50 of the Municipal Code, relating to Ambulances, authorizing charges for non-transport-related emergency medical advanced life support services; and establishing the 2015 base rate for said services.  
[Michael Newhouse, Medical Services Officer; James P. Duggan, Fire Chief]  
**Attachments:** [Ordinance No. 28265](#)  
[City Council Action Memorandum](#)
24. [ORD28266](#) An ordinance amending Chapter 3.09 of the Municipal Code, relating to Fire Code Permits and Fees, providing for fees related to code enforcement inspections of buildings of various industrial, commercial, and multi-family uses, effective June 1, 2015.  
[Patrick K. McElligott, Assistant Chief; James P. Duggan, Fire Chief]  
**Attachments:** [Ordinance No. 28266](#)  
[City Council Action Memorandum](#)
25. [ORD28267](#) An ordinance reallocating and applying unspent bond proceeds remaining in accounts from the City's 2009 Bonds and the 2010 Bonds, in the cumulative amount of \$3 million, to finance capital costs of the Lincoln Streetscape Improvement Project.  
[Teresa Sedmak, City Treasurer; Andy Cherullo, Director, Finance]  
**Attachments:** [Ordinance No. 28267](#)  
[City Council Action Memorandum](#)
26. [ORD28268](#) An ordinance amending Chapter 6A.10 of the Municipal Code, relating to General Tax Provisions, and Chapter 6A.30, relating to Business and Occupation Tax, to exempt businesses with an annual gross income of less than \$250,000 from the requirement to file a City Business and Occupation tax return.  
[Danielle Larson, Division Manager; Andy Cherullo, Director, Finance]  
**Attachments:** [Ordinance No. 28268](#)  
[City Council Action Memorandum](#)
27. [ORD28269](#) An ordinance amending the Capital Facilities Element of the Comprehensive Plan, and adopting the 2015-2020 Capital Facilities Program.  
[Tadd Wille, Budget Officer; Andy Cherullo, Director, Finance]  
**Attachments:** [Ordinance No. 28269](#)  
[City Council Action Memorandum](#)  
[2015-2020 Capital Facilities Program](#)

28. [ORD28270](#) An ordinance adopting the 2015-2016 Biennial Budget of the City of Tacoma; and authorizing the use of Council Contingency Funds.  
[Tadd Wille, Budget Officer; Andy Cherullo, Director, Finance]
- Attachments:** [Ordinance No. 28270](#)  
[City Council Action Memorandum](#)

**FIRST READING OF ORDINANCES**

29. [ORD28271](#) An ordinance amending Title 17 of the Municipal Code, entitled “Animal Control”, by amending various chapters, to clarify the definition of animal shelter, include provisions on adequate care of animals, and eliminate a \$100 appeal fee.  
[Charles Taylor, Captain; Donald Ramsdell, Chief of Police]  
**Attachments:** [Ordinance No. 28271](#)  
[City Council Action Memorandum](#)
30. [ORD28272](#) An ordinance amending Chapters 1.23, 2.01, 8.23, 8.30, and 8.122 of the Municipal Code to align all appeal rights under the jurisdiction of the Hearing Examiner relating to public nuisance vehicles, public nuisances, noise enforcement, and the Minimum Building and Structures Code.  
[Lisa Wojtanowicz, Community Services Division Manager; Nadia Chandler Hardy, Director, Neighborhood and Community Services]  
**Attachments:** [Ordinance No. 28272](#)  
[City Council Action Memorandum](#)  
[Presentation](#)
31. [ORD28273](#) An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to provide for time periods for employee enrollment in benefit plans to meet the requirements of the Affordable Care Act.  
[Kari Louie, Benefits Manager; Joy St. Germain, Director, Human Resources]  
**Attachments:** [Ordinance No. 28273](#)  
[City Council Action Memorandum](#)  
[Ordinance Disclosure Memorandum](#)
32. [ORD28274](#) An ordinance amending Chapter 1.07 of the Municipal Code, relating to the Small Business Enterprise (SBE) Program, to add a new definition, update the certification process, and extend said Program through December 31, 2019.  
[Charles Wilson, Lead Program Development Coordinator; Ricardo Noguera, Director, Community and Economic Development]  
**Attachments:** [Ordinance No. 28274](#)  
[City Council Action Memorandum](#)  
[Memorandum fom Tacoma Public Utilities](#)  
[Affidavit of Small Business Enterprise](#)  
[Presentation](#)



## **UNFINISHED BUSINESS**

### **CITIZENS' FORUM**

The purpose of Citizens' Forum is to assist the City Council in making policy decisions. Items of discussion will be limited to matters over which the City Council has jurisdiction and speaker's remarks are limited to up to three minutes per person. Arguments shall not be made in support of, or opposition to, any matter on this week's agenda. Each person may address the City Council one time only during this forum.

### **REPORTS BY THE CITY MANAGER**

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

### **ADJOURNMENT**

The City Council may enter into a closed or executive session at any time during an open public meeting as provided by law.

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