



RESOLUTION NO. 38960

1 A RESOLUTION relating to the Department of Public Utilities, Beltline Division,
2 d.b.a. Tacoma Rail; authorizing the City to enter into an interlocal agreement
3 with the Port of Tacoma relating to acceptance of a grant from the
4 U.S. Environmental Protection Agency, in an amount not to exceed
5 \$601,949, for the replacement of one switcher locomotive.

6 WHEREAS the City of Tacoma, Department of Public Utilities, Beltline
7 Division (d.b.a. "Tacoma Rail"), is requesting approval to enter into an interlocal
8 agreement with the Port of Tacoma relating to acceptance of a grant ("Agreement")
9 from the U.S. Environmental Protection Agency ("EPA"), in an amount not to
10 exceed \$601,949, toward the replacement of one uncertified EPA Tier-0 locomotive
11 for a certified EPA Tier-III locomotive, and

12 WHEREAS Tacoma Rail will also receive a grant in the amount of \$200,000
13 from the Washington State Department of Ecology ("WSDOE") for use towards the
14 locomotive replacement, and

15 WHEREAS, pursuant to the Agreement, the City, through Tacoma Rail, is
16 required to contribute matching funds, in the approximate amount of \$902,924, for
17 use towards completion of the project, which amount will be offset by the \$200,000
18 grant from the WSDOE, and

19 WHEREAS Section 4.11 of the Tacoma City Charter requires that all matters
20 relating to the "incurring of indebtedness . . . shall be initiated by the Board, subject
21 to approval by the Council, and executed by the Board," prior to acceptance of the
22 Agreement, and

23 WHEREAS Chapter 39.34 RCW requires interlocal agreements to be
24 approved by City Council, and
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WHEREAS, by adoption of Public Utility Board Resolution No. U-10706 on July 9, 2014, the proposed agreement was approved, pending confirmation from the City Council; Now, Therefore,

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

Section 1. That the City of Tacoma, Department of Public Utilities, Beltline Division (d.b.a. "Tacoma Rail") is hereby authorized to enter into the Interlocal Agreement with the Port of Tacoma and to accept \$601,949 in grant funding from the U.S. Environmental Protection Agency to be used toward the cost of replacing one uncertified EPA Tier-0 locomotive for a certified EPA Tier-III locomotive.

Section 2. That the Superintendent of Rail is authorized to execute the Interlocal Agreement for said grant, said document to be substantially in the form of the Interlocal 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-10706