



REQUEST FOR **RECEIVED**
 ORDINANCE RESOLUTION




Request #: 13612
Ord./Res. #: 38724

AUG 13 2013

1. DATE: August 8, 2013

CITY CLERK'S OFFICE

2. SPONSORED BY: COUNCIL MEMBER(S) N/A

| | | |
|---|--|--|
| 3a. REQUESTING DEPARTMENT/DIVISION ESD/Science & Engineering 3b. "RECOMMENDED FOR ADOPTION" FROM <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> To Committee as information only <input checked="" type="checkbox"/> Did not go before a Committee 3c. DID THIS ITEM GO BEFORE THE PUBLIC UTILITY BOARD? <input type="checkbox"/> Yes, on <input checked="" type="checkbox"/> Not required | 4a. CONTACT (for questions): Michael P. Slevin III, P.E. Environmental Services Director PHONE: 253-591-5528 | |
| | 4b. PERSON PRESENTING: Michael P. Slevin III, P.E. Environmental Services Director PHONE: 253-591-5528 | |
| | 4c. ATTORNEY: Doug Mosich Deputy City Attorney PHONE: 253-591-5626 | |
|  Michael P. Slevin III, P.E., Environmental Services Director |  Andrew Cherullo, Finance Director |  Tansy Hayward, Asst. City Manager |

5. REQUESTED COUNCIL DATE: September 10, 2013

6. SUMMARY AGENDA TITLE: (A concise sentence, as it will appear on the Council agenda.)

Authorize an Interlocal Agreement, in accordance with the Interlocal Cooperation Act (RCW Chapter 39.34), with the Port of Tacoma for the purpose of providing a cooperative framework for coordinating certain stormwater management activities.

7. BACKGROUND INFORMATION/GENERAL DISCUSSION: (Why is this request necessary? Are there legal requirements? What are the viable alternatives? Who has been involved in the process?)

The City is required to develop and implement a stormwater management plan under its Phase I Municipal Separate Storm Sewer System Permit ("MS4 Permit"), issued by the Washington State Department of Ecology. This programmatic permit is issued to all Phase I Permittees in Western Washington. The Port of Tacoma is considered a secondary permittee under the MS4 Permit because it owns and operates its own municipal stormwater system within the city limits of Tacoma. The MS4 Permit encourages the City and the Port of Tacoma to coordinate respective stormwater management activities when possible. This Interlocal Agreement would provide a cooperative framework for coordinating certain stormwater management obligations under the MS4 Permit, with a goal of helping to reduce stormwater impacts to Commencement Bay, its waterways, and other receiving waters. Each party would remain responsible for their own MS4 Permit compliance under the Interlocal Agreement.

Coordination under the Interlocal Agreement includes, among other things: providing access to Port properties by City staff for inspection and spill response as requested by the Port, compensating the City for certain services when the Port has requested such services, collaborating on review of Port development/redevelopment projects, and meeting annually with the Port to discuss stormwater MS4 permit related issues.

The Port of Tacoma approved the Interlocal Agreement on July 25, 2013.

REQUEST (CONT)

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8. LIST ALL MATERIAL AVAILABLE AS BACKUP INFORMATION FOR THE REQUEST AND INDICATE WHERE FILED:

| Source Documents/Backup Material | Location of Document |
|---|----------------------|
| City of Tacoma MS4 Phase 1 NPDES Permit | City Clerk |
| City / Port Interlocal Agreement | City Clerk |
| Memo to Port Commission | City Clerk |

9. WHICH OF THE CITY'S STRATEGIC GOALS DOES THIS ITEM SUPPORT? (CHECK THE GOAL THAT BEST APPLIES)

- A. A SAFE, CLEAN AND ATTRACTIVE COMMUNITY
- B. A DIVERSE, PRODUCTIVE AND SUSTAINABLE ECONOMY
- C. A HIGH-PERFORMING, OPEN AND ENGAGED GOVERNMENT

10. IF THIS CONTRACT IS FOR AN AMOUNT OF \$200,000 OR LESS, EXPLAIN WHY IT NEEDS LEGISLATIVE APPROVAL:

11. FINANCIAL IMPACT: EXPENDITURE REVENUE

- A. NO IMPACT (NO FISCAL NOTE)
- B. YES, OVER \$100,000, Fiscal Note Attached
- C. YES, UNDER \$100,000, (NO FISCAL NOTE)
Provide funding source information below:

FUNDING SOURCE: (Enter amount of funding from each source)

| Fund Number & Name: | State \$ | City \$ | Other (PORT) \$ | Total Amount |
|---------------------|----------|---------|-----------------|--------------|
| 4301 Surface Water | | | | |

Note: Any expense the City incurs will be reimbursed by the Port according to the agreement.

If an expenditure, is it budgeted? Yes No Where? Cost Center: Acct #: