



TO: Mark Lauzier, Acting City Manager
FROM: Gwen Schuler, Media and Communications Director
Jeff Lueders, Cable Communications & Franchise Services Manager
COPY: City Council and City Clerk
SUBJECT: Ordinance for Insurance Updates to the Tacoma Municipal Code (Title 16A and Title 16B), February 7, 2017 City Council Agenda
DATE: January 26, 2017

SUMMARY:

Request for an ordinance revising the Tacoma Municipal Code at Title 16A (Section 01.070B) and Title 16B (Section 05.090B). This completes a routine review of franchise insurance requirements, and recommends necessary updates to reflect current insurance requirements necessary to adequately protect the City of Tacoma.

STRATEGIC POLICY PRIORITY:

- Encourage and foster a diverse, productive, and sustainable economy
- Encourage and promote a high-performing, open, and engaged government
- Strengthen and support a safe, clean, and attractive community

By implementing these changes we will continue to protect our community and stay current on insurance requirements on those that utilize our public right-of-way as we continue to foster competition in the market place, increase choices for our residents, and allow for the growth of technology in our city.

BACKGROUND:

The Tacoma Municipal Code, Title 16A (Section 01.070B) and Title 16B (Section 05.090B) define and address minimum insurance requirements for any Cable TV provider (16A) or any Telecommunications provider (16B) installing infrastructure in the City of Tacoma Public Right-of-Way.

ISSUE:

The proposed changes are born out of a routine review of the insurance sections of Title 16A and Title 16B of the Tacoma Municipal Code by the Risk Manager, Legal, and Franchise Services. Implementation of these proposed changes brings the insurance requirements up to date, clearly defines them in TMC, and would allow for a more efficient negotiating process on all franchises under Title 16A and 16B.

ALTERNATIVES:

Without these proposed changes the insurance requirements do not adequately protect the City of Tacoma; all insurance references regarding TMC Title 16A and Title 16B have to be negotiated and written into each franchise; which causes a longer and more inefficient negotiating process.

RECOMMENDATION:

Staff recommends the approval of the changes as outlined in the Memo and attachment to the Tacoma Municipal Code Title 16A (Section 01.070B) and Title 16B (Section 05.090B).

FISCAL IMPACT:

There is no fiscal impact