



City of Tacoma

City Council Agenda

747 Market Street, Tacoma, WA 98402, Council Chambers

Dial: 253-215-8782 Meeting ID: 848 3423 3126

Webinar Link: www.zoom.us/j/84834233126 Passcode: 349099

November 15, 2022

5:00 PM

CALL TO ORDER

ROLL CALL

FLAG SALUTE

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

There were no items filed in the City Clerk's Office.

CONSENT AGENDA

1. [22-1244](#) Minutes of the City Council study session, July 12, 2022.

Attachments: [SSMin20220712](#)

FIRST READING OF ORDINANCES

2. [ORD28840](#) An ordinance vacating a portion of Commerce Street, lying north of the Sound Transit right-of-way near South Tacoma Way, and south of South 25th Street, for a private walkway as part of a residential housing development.
(Cornus House LLC; File No. 124.1430)
[Jeff H. Capell, Hearing Examiner]

Attachments: [Ordinance No. 28840](#)

[City Council Action Memorandum](#)

[Hearing Examiner's Report and Recommendation](#)

[Exhibits](#)

[Audio Recording of Public Hearing](#)

3. [ORD28841](#) An ordinance reclassifying an approximately seven-acre parcel, located at 4901 South 25th Street, from an R2-STGPD to a C2-STGPD, to allow for the development of 133 senior affordable housing units.

(DPS LLC; File No. LU22-0155)

[Jeff H. Capell, Hearing Examiner]

Attachments: [Ordinance No. 28841](#)

[City Council Action Memorandum](#)

[Hearing Examiner's Report and Recommendation](#)

[Exhibits](#)

[Audio Recording of Public Hearing](#)

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

There are no proclamations, recognitions, presentations, or announcements.

PUBLIC COMMENT

This is the time set aside for public comment on motions, resolutions, and first and final reading of ordinances. Speakers are asked to identify the specific legislation they wish to address. Comments will not be accepted on ordinances forwarded to the City Council by the Hearing Examiner for which a public hearing has already been held. On tonight's agenda that includes Ordinance No. 28840 and 28841. To comment virtually, use the Zoom link or phone number listed at the top of the agenda and press the Raise Hand button near the bottom of your Zoom window or *9 on your phone; if speaking in person, please sign in at the back of the Council Chambers. Your name or the last four digits of your phone number will be called out when it is your turn to speak.

Written comments may be submitted to cityclerk@cityoftacoma.org at least 24 hours prior to the Tuesday evening City Council meeting for the Public Comment period. Comments will be compiled and sent to the City Council and posted on the City's webpage at cityoftacoma.org/writtencomments.

REGULAR AGENDA

RESOLUTIONS

4. [RES41063](#) A resolution approving changes to the Tacoma Power Electric Rate and Financial Policy.
[Ying Hall, Power Section Manager; Chris Robinson, Power Superintendent]
Attachments: [Resolution No. 41063](#)
[City Council Action Memorandum](#)
[Board Action Memorandum](#)
[Policy](#)
[Resolution No. U-11327](#)

5. [RES41064](#) A resolution approving changes to the Water Rate and Financial Policy.
[Jodi Collins, Assistant Water Division Manager; Scott Dewhirst, Water Superintendent]
Attachments: [Resolution No. 41064](#)
[City Council Action Memorandum](#)
[Board Action Memorandum](#)
[Policy](#)
[Resolution No. U-11328](#)

6. [RES41065](#) A resolution approving the General Government Fee Schedule for special and miscellaneous services, to include charges to the public for various departmental services.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Resolution No. 41065](#)
[City Council Action Memorandum](#)

FIRST READING OF ORDINANCES

7. [ORD28842](#) An ordinance authorizing Tacoma Rail to update the Rail Rate Policy to include a Volume Investment Fund.
[Dale King, Rail Superintendent; Jackie Flowers, Director, Tacoma Public Utilities]
Attachments: [Ordinance No. 28842](#)
 [City Council Action Memorandum](#)
 [Board Action Memorandum](#)
 [Amended Rail Rate Policy](#)

8. [ORD28843](#) An ordinance authorizing the reissuance of Tacoma Municipal Belt Line (TMBL) 8807 series freight switching tariff and TMBL 6004 series demurrage tariffs, effective January 1, 2023, and a switching tariff supplement, effective January 1, 2024.
[Dale King, Rail Superintendent; Jackie Flowers, Director of Utilities]
Attachments: [Ordinance No. 28843](#)
 [City Council Action Memorandum](#)
 [Board Action Memorandum](#)
 [Tariff TMBL 8807](#)
 [Tariff TMBL 8807 Supplement](#)
 [Demurrage Tariff TMBL 6004](#)

9. [ORD28844](#) An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.176, entitled “Prepaid small general service - Schedule PB”, to allow for payment of electric service in advance of usage, effective April 1, 2023.
[Ying Hall, Power Section Manager; Chris Robinson, Power Superintendent]
Attachments: [Ordinance No. 28844](#)
 [City Council Action Memorandum](#)
 [Board Action Memorandum](#)

10. [ORD28845](#) An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.374, entitled “Electric Vehicle Public Charging Provided by Tacoma Power - Schedule EVPC”, to replace the existing fee structure of \$2 per five hours to \$0.21 per kilowatt hour, effective January 1, 2023.
[Ying Hall, Power Section Manager; Chris Robinson, Power Superintendent]
Attachments: [Ordinance No. 28845](#)
[City Council Action Memorandum](#)
[Board Action Memorandum](#)
11. [ORD28846](#) An ordinance amending various sections of Chapters 12.01 and 12.06A of the Municipal Code, relating to Utility Charges and Electrical Code, to update language regarding fees and permitting requirements, effective April 1, 2023.
[Ying Hall, Power Section Manager; Chris Robinson, Power Superintendent]
Attachments: [Ordinance No. 28846](#)
[City Council Action Memorandum](#)
[Board Action Memorandum](#)
12. [ORD28847](#) An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, effective April 1, 2023, and April 1, 2024; amending Section 12.06.225, to remove an out-of-date contract requirement, effective April 1, 2023; and amending Section 12.06.300, to adjust the cost for additional poles for private off-street lighting, effective April 1, 2023.
[Ying Hall, Power Section Manager; Chris Robinson, Power Superintendent]
Attachments: [Ordinance No. 28847](#)
[City Council Action Memorandum](#)
[Board Action Memorandum](#)
13. [ORD28848](#) An ordinance amending Chapter 12.10 of the Municipal Code, relating to Water - Regulations and Rates, for two rate system average adjustments, effective January 1, 2023, and January 1, 2024.
[Jodi Collins, Assistant Water Division Manager; Scott Dewhirst, Water Superintendent]
Attachments: [Ordinance No. 28848](#)
[City Council Action Memorandum](#)
[Board Action Memorandum](#)

14. [ORD28849](#) An ordinance amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to adjust the 2023 and 2024 rates and charges, effective January 1, 2023, and January 1, 2024.
[Michael P. Slevin III, P.E., Director, Environmental Services]
Attachments: [Ordinance No. 28849](#)
[City Council Action Memorandum](#)
[ESC Recommendation Letter](#)
15. [ORD28850](#) An ordinance amending the Official Schedule of Stormwater Utility and Wastewater Utility Service Rates and Fees, effective January 1, 2023, and January 1, 2024.
[Michael P. Slevin III, P.E., Director, Environmental Services]
Attachments: [Ordinance No. 28850](#)
[City Council Action Memorandum](#)
[ESC Recommendation Letter](#)
16. [ORD28851](#) An ordinance amending Subtitle 6A of the Municipal Code, relating to the Tax Code, by adding a new Chapter 6A.130, entitled “Local Solid Waste Customer Excise Tax”, to impose a local solid waste excise tax; and amending Section 6A.10.020, to update tax definitions, effective April 1, 2023.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28851](#)
[City Council Action Memorandum](#)
[Presentation](#)
17. [ORD28852](#) An ordinance authorizing an increase in the Ad Valorem general property tax revenue collection in terms of both dollars and percentage for the general property tax levy in 2023.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28852](#)
[City Council Action Memorandum](#)
[Presentation](#)

18. [ORD28853](#) An ordinance fixing the amount of the Ad Valorem tax levies necessary to identify the amount of the estimated revenues from property tax levies to match estimated expenditures for debt service and other funding requirements.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28853](#)
[City Council Action Memorandum](#)
[Presentation](#)
19. [ORD28854](#) An ordinance authorizing an increase for the Emergency Medical Services property tax levy in terms of both dollars and percentage.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28854](#)
[City Council Action Memorandum](#)
[Presentation](#)
20. [ORD28855](#) An ordinance fixing the amount of the Emergency Medical Services levy necessary to identify the amount of the estimated revenues from the property tax levy to match estimated expenditures for debt service and other funding requirements.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28855](#)
[City Council Action Memorandum](#)
[Presentation](#)
21. [ORD28856](#) A ordinance adopting the 2023-2024 Biennial Operating Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28856](#)
[City Council Action Memorandum](#)
[Presentation](#)
22. [ORD28857](#) An ordinance adopting the 2023-2028 Capital Facilities Program of the Comprehensive Plan, and adopting the 2023-2024 Capital Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28857](#)
[City Council Action Memorandum](#)
[Presentation](#)

23. [ORD28858](#) An ordinance amending Title 8 of the Municipal Code, relating to Public Safety, by adding a new Chapter 8.180, entitled “Interference with Health Care Facilities or Providers”, to ensure public health and safety for persons seeking health care services. [Council Member Diaz]

Attachments: [Ordinance No. 28858](#)
[City Council Action Memorandum](#)
[City Council Consideration Request](#)

24. [ORD28859](#) An ordinance amending various chapters in Title 1, relating to Administration and Personnel; Title 6, relating to the Tax and License Code; and Title 16, relating to Cable Systems, Open Video Systems, Telecommunications Systems and Private Communications Systems of the Municipal Code, for protection against discrimination based on an individual’s actual, potential, perceived, or alleged pregnancy outcomes. [Council Member Diaz]

Attachments: [Ordinance No. 28859](#)
[City Council Action Memorandum](#)
[City Council Consideration Request](#)

PUBLIC HEARINGS AND APPEALS

(Public hearings and appeals will begin upon completion of the Regular Agenda Items, no earlier than 5:15 p.m.)

25. [22-1194](#) This is the date set for the second public hearing by the City Council on the proposed 2023-2024 Biennial Operating Budget. [Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Attachments: [Summary](#)
[Presentation](#)

26. [22-1195](#) This is the date set for the second public hearing by the City Council on the proposed 2023-2024 Capital Budget and 2023-2028 Capital Facilities Program. [Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Attachments: [Summary](#)
[Presentation](#)

UNFINISHED BUSINESS

REPORTS BY THE CITY MANAGER

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Infrastructure, Planning, and Sustainability Committee

ADJOURNMENT

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

The City of Tacoma does not discriminate on the basis of disability in any of its programs, activities, or services. To request this information in an alternative format or to request a reasonable accommodation, please contact the City Clerk's Office at 253-591-5505, before 5:00 p.m., on the Monday preceding the City Council meeting. TTY or speech to speech users please dial 711 to connect to Washington Relay Services.

Individuals using language or sign interpreters will be provided additional time when testifying before the City Council.