



TO: Elizabeth A. Pauli, City Manager
FROM: Ronda J. Cornforth, Senior Real Estate Specialist, Real Property Services
Kurtis D. Kingsolver, P.E., Public Works Director/City Engineer *KDK*
COPY: City Council and City Clerk
SUBJECT: Ordinance Amending Ordinance No. 27957 – December 18, 2018
DATE: December 5, 2018

SUMMARY:

Ordinance amending Franchise Ordinance No. 27957 by adding two additional right-of-way franchise areas supporting civil infrastructure improvements for the Puyallup Tribe of Indians Emerald Queen Casino Relocation Project, and increasing the annual franchise fee from \$3,623.00 per year to \$5,800.50.

STRATEGIC POLICY PRIORITY:

- Foster a vibrant and diverse economy with good jobs for all Tacoma residents.
- Cultivate a vibrant cultural sector that fosters a creative, cohesive community.

BACKGROUND:

The City Council granted a franchise to the Puyallup Tribe of Indians (“Puyallup Tribe”) pursuant to Ordinance No. 27957 (Franchise), passed December 14, 2010. This ordinance authorized the Puyallup Tribe to construct, install, maintain and operate utility improvements within designated rights-of-way. The Puyallup Tribe of Indians Emerald Queen Casino Relocation Project (Project) will include installation of civil infrastructure improvements in portions of East 29th, East 31st, East 32nd, and East “R” streets to support the Project and other future improvements. It is necessary to amend the Franchise to include the additional right-of-way areas and to adjust the annual franchise fees. City staff has reviewed the Puyallup Tribe’s submitted plans (Work Order Numbers 60000036298 and 60000037578) for the civil infrastructure improvements and have determined that the improvements will not interfere with the City’s current or planned use of the additional right-of-way areas.

ISSUE:

The Franchise does not currently include those portions of right-of-way area where new civil infrastructure improvements have been made in support of the Project. It is necessary to amend the Franchise to authorize use of these additional public right-of-way areas.

ALTERNATIVES:

The Council could choose to not approve the proposed ordinance, which would result in the Puyallup Tribe lack of consent of the City to use portions of the public right-of-way for construction, maintenance and operation of civil infrastructure improvements supporting the Project.

RECOMMENDATION:

It is recommended that the City Council approve this amendment to ensure that the Puyallup Tribe will have the City’s consent to construct, maintain and operate civil infrastructure improvements located in the public right-of-way in support of the Project.



FISCAL IMPACT:

The amendment would increase the annual franchise fee revenue received under this franchise from \$3,623.00 per year to \$5,800.50 (\$2,177.50).

REVENUES:

FUNDING SOURCE	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
Fund 1100-PROP PW Property Management	cc296000		\$5,800.50
TOTAL			\$5,800.50

FISCAL IMPACT TO CURRENT BIENNIAL BUDGET: \$2,177.50

ARE THE REVENUES PLANNED AND BUDGETED? No