



City of Tacoma

City Council Agenda

747 Market Street, First Floor, Tacoma WA 98402

City Council Chambers

November 20, 2018

5:00 PM

CALL TO ORDER

ROLL CALL

FLAG SALUTE

MOMENT OF SILENCE

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

1. [18-1350](#) Minutes of the Community Vitality and Safety Committee, September 13, 2018.
Attachments: [CVSMin20180913](#)
2. [18-1351](#) Minutes of the Community Vitality and Safety Committee, September 27, 2018.
Attachments: [CVSMin20180927](#)
3. [18-1352](#) Minutes of the Community Vitality and Safety Committee, October 11, 2018.
Attachments: [CVSMin20181011](#)
4. [18-1360](#) Minutes of the Economic Development Committee, September 11, 2018.
Attachments: [EDMin20180911](#)
5. [18-1361](#) Minutes of the Economic Development Committee, October 9, 2018.
Attachments: [EDMin20181009](#)
6. [18-1322](#) Minutes of the Landmarks Preservation Commission, May 9, 2018.
Attachments: [LPCMin20180509](#)
7. [18-1367](#) Minutes of the Planning Commission, July 18, 2018.
Attachments: [PCMin20180718](#)

8. [18-1368](#) Minutes of the Planning Commission, August 1, 2018.
Attachments: [PCMin20180801](#)
9. [18-1331](#) Minutes of the Planning Commission special meeting, September 19, 2018.
Attachments: [PCMin20180919SpMtg](#)
10. [18-1318](#) Minutes of the Tacoma Arts Commission, October 8, 2018.
Attachments: [TACMin20181008](#)

CONSENT AGENDA

FINAL READING OF ORDINANCES

11. [ORD28536](#) An ordinance requesting a planned residential development overlay classification be added to 8.94 acres of mostly undeveloped land in the “R-2” Single-Family Dwelling District, generally located at 1239 East 54th Street, to allow for a Planned Residential Development of 94 units/lots for single-family, and townhouse residences.
(CFW LLC; File No. LU18-0120)
[Jeff H. Capell, Hearing Examiner]
Attachments: [Ordinance No. 28536](#)
[City Council Action Memorandum](#)
[Hearing Examiner's Report and Recommendation](#)
[Exhibits](#)

PROCLAMATIONS/RECOGNITIONS/PRESENTATIONS/ANNOUNCEMENTS

12. [18-1381](#) Proclaiming Saturday, November 24, 2018 as Small Business Saturday.

PUBLIC COMMENT

This is the time set aside for public comment on items on the agenda. Comments may be made on Resolutions and first and final reading of Ordinances. Speakers are asked to identify the specific legislation they wish to address and comments will be limited to no more than five minutes per person. 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. 28536.

REGULAR AGENDA

APPOINTMENTS

13. [RES40161](#) A resolution reappointing Jeff Ball to the Audit Advisory Board.
[Doris Sorum, City Clerk; Bill Fosbre, City Attorney]
Attachments: [Resolution No. 40161](#)
[City Council Action Memorandum](#)

PURCHASE RESOLUTIONS

14. [RES40162](#) A resolution awarding a contract to Asphalt Patch Systems, Inc., in the amount of \$2,848,453.33, plus applicable sales tax, plus a 30 percent contingency, for a total of \$3,702,989.32, budgeted from various department funds, for as-needed street patching and utility repair services, for a three-year term, with the option to renew for one additional one-year term - Specification No. CT18-0277F.
[Patsy Best, Procurement and Payables Division Manager; Andy Cherullo, Director, Finance]
Attachments: [Resolution No. 40162](#)
[Contract and Award Memorandum](#)
15. [RES40163](#) A resolution awarding a contract to OSW Equipment & Repair Inc., in the amount of \$1,000,000, plus applicable sales tax, budgeted from the Fleet Equipment Rental Capital General Fund, for nine dump truck bodies and three pup trailers - Snohomish County Contract 060-16SR.
[Paul Hanna, Fleet Services Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]
Attachments: [Resolution No. 40163](#)
[Contract and Award Memorandum](#)
16. [RES40164](#) A resolution awarding a contract to Western Peterbilt LLC, in the amount of \$1,200,000, plus applicable sales tax, budgeted from the Fleet Equipment Rental Capital General Fund, for nine truck cabs and chassis - Washington State Contract 01513.
[Paul Hanna, Fleet Services Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]
Attachments: [Resolution No. 40164](#)
[Contract and Award Memorandum](#)

RESOLUTIONS

17. [RES40165](#) A resolution approving the Planning and Development Services Fee Schedule for development permitting, effective January 1, 2019.
[Peter Huffman, Director, Planning and Development Services]
Attachments: [Resolution No. 40165](#)
[City Council Action Memorandum](#)
18. [RES40166](#) A resolution approving the General Government Fee Schedule for special and miscellaneous services.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Resolution No. 40166](#)
[City Council Action Memorandum](#)
19. [RES40167](#) A resolution authorizing the use of \$6,500 of City Council Contingency Funds, to fund tools to address and manage the impacts of exploitation and sexual assault; and directing the City Manager to negotiate and execute an agreement with the non-profit organization Rock, Paper, Scissors, outlining the scope of work and deliverables.
[Mayor Woodards and Council Members Hunter and Ushka]
Attachments: [Resolution No. 40167](#)
[City Council Action Memorandum](#)
[City Council Consideration Request](#)

FINAL READING OF ORDINANCES

20. [ORD28535](#) An ordinance approving the renewal and extension of the Non-Exclusive Franchise and Right of Use Agreement with Pierce Transit, from January 1, 2019 to January 1, 2024, for transit-related infrastructure within City rights-of-way.
[Jennifer Hines, Assistant Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]
Attachments: [Ordinance No. 28535](#)
[City Council Action Memorandum](#)

- 21.** [ORD28547](#) An ordinance amending Chapter 12.08 of the Municipal Code, relating to Wastewater and Surface Water Management - Regulation and Rates, to adjust rates and charges for services provided by the Wastewater and Surface Water Utilities for the years 2019 and 2020.
[Dan Thompson, Ph.D., Business Operations Division Manager;
Michael P. Slevin III, P.E., Director, Environmental Services]
Attachments: [Ordinance No. 28547](#)
[City Council Action Memorandum](#)
- 22.** [ORD28548](#) An ordinance amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to adjust rates and charges for services provided by the Solid Waste Utility for the years 2019 and 2020.
[Lewis Griffith, Solid Waste Management Division Manager;
Michael P. Slevin III, P.E., Director, Environmental Services]
Attachments: [Ordinance No. 28548](#)
[City Council Action Memorandum](#)
- 23.** [ORD28549](#) An ordinance amending Chapters 3.06 and 3.09 of the Municipal Code, relating to Alarm Systems and Fire Code Permits and Fees, by adding a new Section 3.06.005, entitled “Fire False Alarms” and revising fees for commercial fire protection systems compliance and building inspections.
[Teresa Green, Fire Department Manager; James P. Duggan, Fire Chief]
Attachments: [Ordinance No. 28549](#)
[City Council Action Memorandum](#)
- 24.** [ORD28550](#) An ordinance amending Chapter 6B.50 of the Municipal Code, relating to Ambulances, by adding a new Section 6B.50.070, entitled “Penalty for Non-Emergent Lift Assistance at Licensed Care Facilities,” to issue a penalty charge for non-emergent patient lift assistance performed by the Fire Department or its contractors, effective February 1, 2019.
[Teresa Green, Fire Department Manager; James P. Duggan, Fire Chief]
Attachments: [Ordinance No. 28550](#)
[Proposed Amendment](#)
[City Council Action Memorandum](#)

25. [ORD28551](#) An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, for two rate adjustments, effective April 1, 2019 and April 1, 2020.
[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]
Attachments: [Ordinance No. 28551](#)
[City Council Action Memorandum](#)
[Background Memorandum](#)
[Resolution No. U-11033](#)
26. [ORD28552](#) An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, by adding a new Section 12.06.371, entitled “Electric Vehicle Fast Charge - Schedule FC,” to establish a temporary rate schedule to test rates that would facilitate economic sales of energy to electric vehicle fast charging sites, effective January 1, 2019 through December 31, 2031.
[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]
Attachments: [Ordinance No. 28552](#)
[City Council Action Memorandum](#)
[Background Memorandum](#)
[Resolution No. U-11035](#)
27. [ORD28553](#) An ordinance amending Chapter 12.13 of the Municipal Code, relating to Click! Network TV Products, to revise prices by 9.8 percent for Click! Network Cable TV services, and \$5 per service tier for the wholesale ISP Advantage service, effective January 1, 2019.
[Tenzin Gyaltzen, Click! General Manager; Chris Robinson, Power Superintendent]
Attachments: [Ordinance No. 28553](#)
[City Council Action Memorandum](#)
[Background Memorandum](#)
[Substitute Resolution No. U-11036](#)

28. [ORD28554](#) An ordinance amending Chapter 12.10 of the Municipal Code, relating to Water - Regulations and Rates, for two rate adjustments, effective January 1, 2019 and January 1, 2020.
[Sean Senescall, Rates and Financial Planning Manager; Scott Dewhirst, Water Superintendent].
Attachments: [Ordinance No. 28554](#)
[City Council Action Memorandum](#)
[Background Memorandum](#)
[Resolution No. U-11037](#)
29. [ORD28555](#) An ordinance authorizing the reissuance of Tacoma Municipal Belt Line 8807 series freight switching tariff, to ensure reliable rail services at cost of service rates, effective January 1, 2019.
[Dan McCabe, Rail Section Manager; Dale King, Rail Superintendent]
Attachments: [Ordinance No. 28555](#)
[City Council Action Memorandum](#)
[Background Memorandum](#)
[Tariff TMBL 8807](#)
[Resolution No. U-11039](#)
30. [ORD28556](#) An ordinance adopting the 2019-2020 Biennial Operating Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28556](#)
[City Council Action Memorandum](#)
31. [ORD28557](#) An ordinance approving the 2019-2024 Capital Facilities Program of the Comprehensive Plan, and approving the 2019-2020 Capital Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]
Attachments: [Ordinance No. 28557](#)
[City Council Action Memorandum](#)
32. [ORD28558](#) An ordinance amending Chapter 1.29 of the Municipal Code, relating to the Human Rights Commission, to add source of income as a protected class.
[Andreta Armstrong, Human Rights Manager; Diane Powers, Director, Office of Equity and Human Rights]
Attachments: [Ordinance No. 28558](#)
[City Council Action Memorandum](#)

33. [ORD28559](#) An ordinance amending Title 1 of the Municipal Code, relating to Administration and Personnel, by adding a new Chapter 1.95, entitled “Rental Housing Code,” to increase the number of days a landlord must give a tenant before terminating a tenancy; require additional notification for increased rent; require landlords to pay tenant relocation assistance; and require landlords to provide tenants with information relevant to the rental agreements, landlords, and rental properties, effective February 1, 2019. [ChiQuata Elder, Landlord-Tenant/Crime Free Housing Coordinator; Diane Powers, Director, Office of Equity and Human Rights]
- Attachments:** [Amended Ordinance No. 28559](#)
[Proposed Amendment](#)
[City Council Action Memorandum](#)

FIRST READING OF ORDINANCES

34. [ORD28560](#) An ordinance amending Chapter 2.01 of the Municipal Code, relating to the Minimum Building and Structures Code, to allow the City to pursue receivership of private properties which are derelict or unfit. [Keith Williams, Code Inspection Supervisor; Linda Stewart, Director, Neighborhood and Community Services]
- Attachments:** [Ordinance No. 28560](#)
[City Council Action Memorandum](#)
35. [ORD28561](#) An ordinance amending Title 2 of the Municipal Code, relating to Buildings, to allow for annual permit fee adjustments tied to the Consumer Price Index, and other minor changes. [Peter Huffman, Director, Planning and Development Services]
- Attachments:** [Ordinance No. 28561](#)
[City Council Action Memorandum](#)

UNFINISHED BUSINESS

REPORTS BY THE CITY MANAGER

COMMENTS AND COMMITTEE REPORTS OF THE CITY COUNCIL

Infrastructure, Planning, and Sustainability Committee (continued from November 13, 2018)

Community Vitality and Safety 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.

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