



Equity Subcommittee

Tuesday, April 1, 2025

9:30-11am

City Hall Lobby, RM Tribal Room

[Meeting Link](#)

+1 323-618-1887

Phone Conference ID: 902 467 303#

TIMES GIVEN ARE AN ESTIMATE AND ARE SUBJECT TO CHANGE

Land Acknowledgment & Welcome

9:30 [Land Acknowledgement](#), attendance

9:35 Approve February, March, Minutes

Subcommittee Briefing Session:

9:40	De-brief joint meeting with SHRC	All
9:55	Budget in Equity	Kate Fairborn
9:35	Ordinances <ul style="list-style-type: none"> • Affirming Access for LGBTQS+ • Expanding Fair Chance Hiring Practices • Good Neighbor Agreement and Siting of City Owned Facilities Resolution <ul style="list-style-type: none"> • No to Medicaid Cuts 	CM Dillon

Standing Update(s):

9:50	Council Liaison Update	CM Navarrete
	Share successes in life, work, or advancing equity	
	Recruitment	

11:00 Adjournment

- 1) Next Equity Subcommittee Meeting, May 6th, at 9:30am, City Hall, Tribal Room (1st floor)

AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION: The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. The Council Briefing Center in the lower level of Spokane City Hall, 808 W. Spokane Falls Blvd., is wheelchair accessible and also is equipped with an infrared assistive listening system for persons with hearing loss. Headsets may be checked out (upon presentation of picture I.D.) through the meeting organizer. Individuals requesting reasonable accommodations or further information may call, write, or email Risk Management at 509-625-6221, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or mlovmaster@spokanecity.org. Persons who are deaf or hard of hearing may contact Human Resources through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.

EQUITY SUBCOMMITTEE MINUTES
City of Spokane
Equity Subcommittee
City Hall – Tribal Conference Room
02/04/25

Call to Order: 9:34am

Attendance

Subcommittee Members Present:

Sarah Dixit, Stephaine, Kiana Mckenna, Jesus Torres KJ January, Wendy Schatz, John Alder, Tyler Tamoush

Staff Present:

Council President Betsy Wilkerson (9:40am), Alex Gibilisco, Andres Grageda, Mark Carlos, Lisa Gardner, Erin Hut

Others Present:

Approval of Minutes

- Voted to approve December and January minutes

Agenda Items

Briefing Items

1. Communicating and Engaging with Council and Administration– Lisa Gardner & Erin Hut
 - No Action Taken, Discussion Only
 - CoS Communications include City Website, 311, CityCable5, Newsletters from various departments
 - City Council uses Blogs/Newsletters, video posts on social media, neighborhood council presentations, tabling events or community forums, printed collateral information and partnerships
 - Online engagements include Facebook, Instagram, YouTube, Twitter, Vimeo, Email, LinkedIn, Nextdoor, as well as the CoS Website.
 - Office of Neighborhood Services is working on Zines to breakdown different functions of the city.
 - What is preferred mode or tactic of communication for you and your community?
 1. Visual storytelling to address language barriers

2. Look for alternative modes other than social media for those who don't use social media
 3. In person is the best way to really connect with the community
 4. People don't feel confident that engaging with the city will be helpful or useful
 5. A physical poster for the CoS to be posted at different frequently visited locations with a few of our services and some people to contact if needed.
- The Administration ran a marketing campaign for the Multi Family Tax Credit which consisted of Google ads, videos and other forms of media, some translated in Spanish.

2. East Central Police Precinct – Council President Wilkerson

- No Action Taken, Discussion Only
 - Per the SMC, ES is required to review responsive proposals for the citing of basic city facilities and make recommendation to the city council. The recommendation must be based on these criteria:
 - effective demonstrably needed service to impacted neighborhood residents;
 - responsiveness of the location to the demonstrated needs of the residents of an impacted neighborhood; and
 - financial sustainability of the location.
 - CP Wilkerson is proposing a new location for the precinct, corner of Sprague and Altamont.
 - Events at the MLK Center cause issues because of space. Police speeding out of the neighborhood to go to a call is dangerous and can cause issues
 - The new location has office space, adequate parking, flat roof for drone usage, convenient location

3. Council President Connecting with Equity SC – Council President Wilkerson

- No Action Taken, Discussion Only
 - We need more accountability and presence in the community from SHRC, OCREI and any other entities that are doing this kind of work.

4. Potential Joint Meeting with SHRC – Sarah Dixit

- No Action Taken, Discussion Only
 - The ES is open to joining the SHRC at their next meeting to discuss opportunities for collaboration.

5. Recruitment – All

- No Action Taken, Discussion Only

- There are multiple members who are coming up on their term and would either have to reinstate or not
- There are also multiple applicants that we need to review

Standing Updates

1. Council Liaison Update – CM Navarrete
2. Share Successes in life, work or advancing equity
3. Recruitment

Adjournment

The meeting adjourned at 11:00am.

Next Equity Subcommittee Meeting, March 6th, at 5:30pm, City Hall, Briefing Center

Prepared by:

Andres Grageda, Assistant to CM Navarrete

Approved by:

Sarah Dixit
Equity Subcommittee Chair

EQUITY SUBCOMMITTEE MINUTES
City of Spokane
Equity Subcommittee
City Hall – Briefing Center
03/06/25

Call to Order: 5:34pm

Attendance

Subcommittee Members Present:

Sarah Dixit, Stephaine Courtney, Kiana Mckenna, Jesus Torres, KJ January, John Alder, Jacky Garcia

SHRC Commissioners Koh, Schreibmann, Peace, McFadden, Hernandez-Peck, Forral, Robinson, Chair Knox

Staff Present:

CM Lili Navarrete, CM Paul Dillon, Alex Gibilisco, Andres Grageda, Mark Carlos, Jerrall Haynes, Maren Murphy, Nicolette Ocheltree, Virginia Ramos

Others Present: Rebecca Chadwell

Approval of Minutes

- Did not vote to approve February minutes

Agenda Items

Briefing Items

1. Equity Subcommittee & SHRC Joint Meeting
 - No Action Taken, Discussion Only
 - Introductions: SHRC, Equity Subcommittee, representatives from Human Rights Spokane + City Planning

2. Human Rights Spokane Hatecrime Hotline – Rebecca Chadwell
 - No Action Taken, Discussion Only
 - Human Rights Hotline beginning to be developed after legislation passed
 - Pilot developed in Spokane, testing in August, expected to go statewide by January 2027, published on AG network July 2027
 - Data collection ultimately by attorney general's office

- Stephanie Courtney makes recommendation that if there are certain racial issues, the hotline should be required to connect with POC communities and service providers

3. Climate and Housing Equity Updates – Maren Murphy (City Planning)

- No Action Taken, Discussion Only
 - Discussion of the comprehensive plan (<http://planspokane.org/>)
 - The plan maps out a timeline and goals until 2046
 - Community Visioning Workshops are being held throughout March
 - Climate Commitments (<http://my.spokanecity.org/climateplanning>)
 - HB 1181 brings in Climate Element: mitigating greenhouse gas emissions + vehicle miles traveled, community resiliency to changing climate, prioritizing environmental justice in land use and transportation goals and policies
 - Funded by Climate Commitment Act
 - Work is being done to implement climate justice especially for those specifically impacted
 - Key Climate Trends: increased heat events, heavy rains and flooding, snowpack and water quality decrease, summer drought, wildfire and smoke
 - Health disparities and vulnerable populations mapped out
 - Policy Evaluation Framework: climate resilience, equity, greenhouse gas reductions (scored upon low, medium, or high grading)
 - Climate Vulnerability Index utilizes over 30 data sets and summarizes it into one tool for Spokane
 - Climate Planning Community Workshop @ West Central Community Center, Newton Resilience and Sustainability Board is Second Thursday of the month, 2-5pm, next meeting March 13th

4. OCREI discussion of SMC – Jerrall Haynes

- No Action Taken, Discussion Only
 - Section 18 of Code discusses the complaint processing process for discrimination
 - Discussion of the OCREI's work with the complaints that they process (163 in the past year)
 - Housing discrimination is the #1 Complaint
 - OCREI staff hiring discussion

5. SHRC and Equity Subcommittee Roles – All

- No Action Taken, Discussion Only

- Discussion specifically on what role of entities should be, as well as what are our respective roles
- Hiring @ OCREI discussed, the optics versus the action taken
- Complaint process discussed
- Collection of questions and discussion topics proposed by Chair Knox for special meeting

Standing Updates

1. Council Liaison Update – CM Navarrete
2. Share Successes in life, work or advancing equity
3. Recruitment

Adjournment

The meeting adjourned at 7:30pm.

Next Equity Subcommittee Meeting, April 1st, at 9:30am, City Hall, Tribal Room (1st floor)

Prepared by:

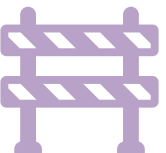
Livia Koh, SHRC Secretary/Treasurer and Andres Grageda, Assistant to CM Navarrete

Approved by:

Sarah Dixit
Equity Subcommittee Chair



Equity in budgeting



Introduction

Review How City Currently Budgets

Explore Equity in Budgeting Success Stories

Driving Improvements

Discuss: Solicit Feedback + Priorities



Overview

Budgets reflect the City's priorities, by allocating scarce resources based the value placed on competing goals and functions.

Advocates would like to expand budgeting basics to include a 4th pillar: Equity

Value	Budget Orientation	Budget Format Allocate Resources to...
Economy	Control	Line Item ... control resource usage to achieve best outcome
Efficiency	Management	Performance ...maximize social satisfaction at lowest cost
Effectiveness	Planning	Program ...ensure goals are accomplished well
Equity	Outcome or Process	Outcome: Target resources toward programs Process: Expand citizen participation in budget

Success Stories

Communities employing various budget strategies to promote equitable budgeting, and their predominant methodology:

Philadelphia PA

Outcome-based

Specify how dept budget impacts allocation of resources to marginalized communities

King County WA Austin TX

Participation-based

Allocates funds outside regular budget process based on citizen participation/input

Tacoma WA Dallas TX

Program-based

Identify most powerful levers to achieve equity goals; allocate funds accordingly

Salt Lake City UT

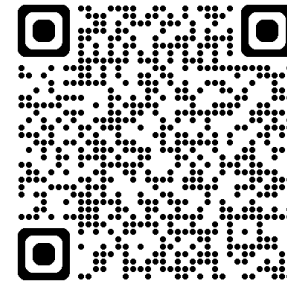
Priority-based

Annually apportion available resources based on equity goals, rather than historical allocations

Driving improvements

Ways to drive Spokane toward these best practices could include:

- Embed Equity Through Budget Process
- Coordinate Across Departments, Sharing Best Practices
- Provide Feedback, Training, Measurements
- Obtain Support From Outside Stakeholders (You!)





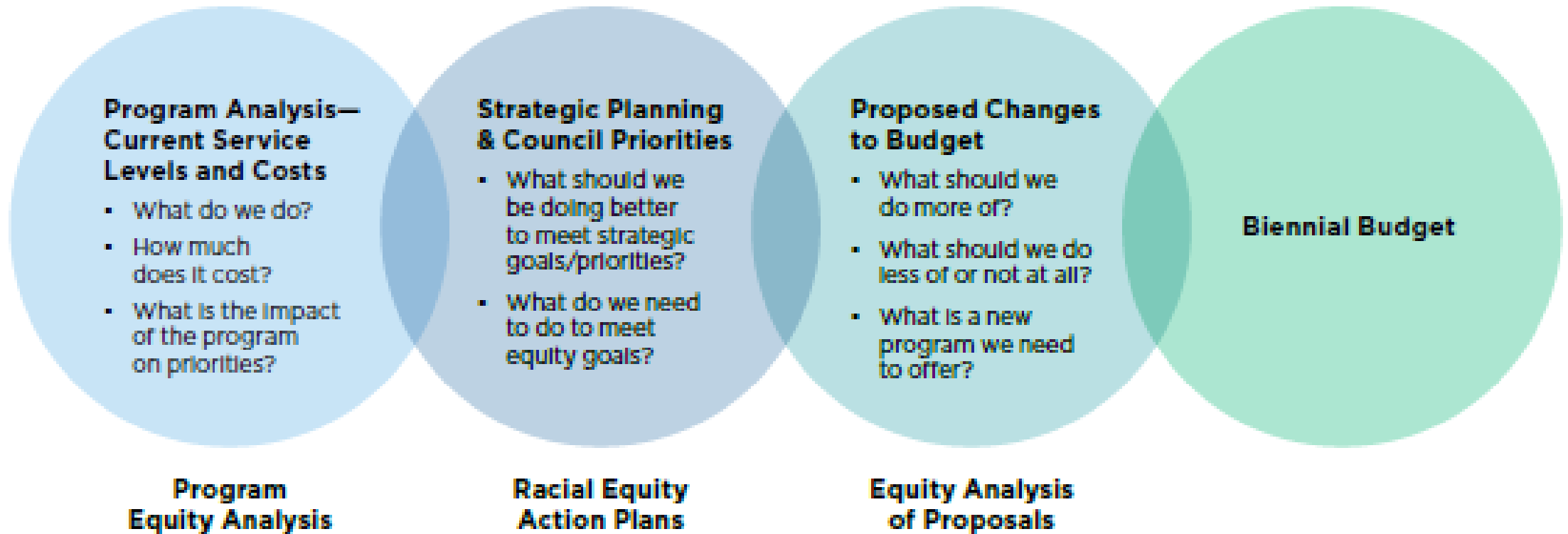
Salt Lake City Program Scoring Matrix



	Mandate	Reliance	Cost Recovery	Community Benefitting	Equity Impact - Process	Equity Impact - Outcome	Economic Development	Environment + Sustainability	Infrastructure
0	No Mandate	Other public sector entities provide this service	Program does not currently generate revenue	Less than 25% of Community Benefitting	No relationship to equity impact(s)	No relationship to equity impact(s)	Meets 2 or less of Economic Development metrics	Meets 2 or less of Environment + Sustainability metrics	Meets 2 or less of Infrastructure metrics
2	Self Mandate	Other private sector entities provide this service	Program recovers < 50% of program expense	26% to 50% of Community Benefitting	Program design and decision making reflects some understanding of disparities in the city	Program helps some but not all stakeholders overcome unique barriers to success	Meets 3 - 4 Economic Development metrics	Meets 3 - 4 Environment + Sustainability metrics	Meets 3 - 4 Infrastructure metrics
4	State or Federal Mandate	City is the sole provider of this service	Program recovers 50% or more of program expense	Majority of Community (51+) Benefitting	Program design and decision making reflects deep understanding of disparities in the city	Program allocates resources or creates opportunities that helps stakeholders overcome unique barriers to success	Meets 5 or more of Economic Development metrics	Meets all 5 Environment + Sustainability metrics	Meets 5 or more of Infrastructure metrics



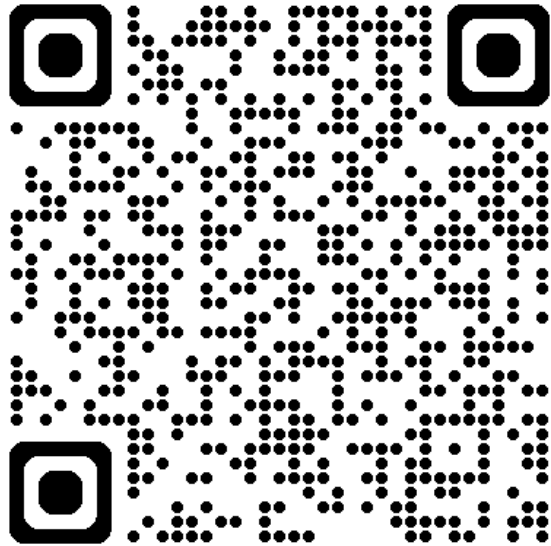
Budgeting approach option...



How to get involved

Participate and communicate:

- Engage the budget
- Reach out to your Councilmember
- Get Involved in Neighborhood, Community Groups

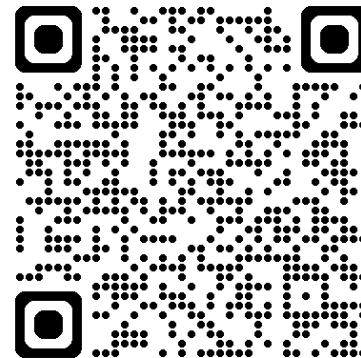
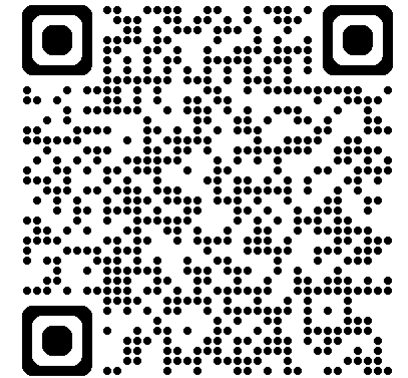
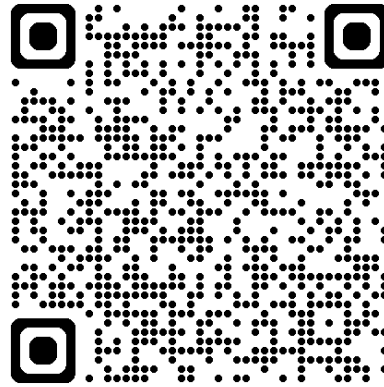


Discussion...

With your input, Spokane can continue progressing toward a more equity-based budgeting process.

Thank You

Resources



City of Tacoma Budget: Equity Lens

Why look at the budget through an equity lens?

Equity considerations in budgeting are a step towards identifying and eliminating the underlying drivers within our communities that cause inequities. In developing budget proposals, departments assess how its budget decisions positively or negatively affect communities that have been historically underserved or underrepresented*. This section aims to ensure projects, programs, and proposals take into consideration distribution of resources that may promote equity in service delivery or improve community participation.

Allevio Question for Equity Impact (limit 750 characters): Please provide at least two ways this proposal advances equity. Answering the following questions will help you develop and present a proposal with an equity lens (it is not necessary to answer every question).

1. What ways does your proposal promotes equity in service delivery? Does it enhance services to underrepresented or underserved communities? If so, how?
2. If you are proposing a budget reduction, what strategies are you using to mitigate the impact of this reduction on underrepresented or underserved communities?
3. Did you involve community members in the design of your proposal? Which communities and how were they involved?
4. What data and/or information (including statistics, maps, interviews and other data gathering platforms) did you use to develop the proposal?
5. Does your proposal build collaboration, either with other departments or with other organizations in pursuit of a system wide approach to building equity? Please explain the collaboration.
6. What specific equity measure and/or timelines have you built into your proposal to determine success in improving community participation, or promoting equity in service delivery?

***What is an Underserved or Underrepresented Community?**

The Office of Equity and Human Rights uses the term underserved or underrepresented to define communities or groups that have historically experienced systemic barriers to access, resources and infrastructure investments. It may include communities of color, women, sexual orientation, transgender individuals who identify along the gender spectrum, immigrants and refugees, people with disabilities and others who have received limited access to benefits, services, investments and resources from public/private institutions including the City of Tacoma.

Defining Good-Better-Best Equity Proposals (see examples on p.2)

- ❖ **No explanation provided**—please check with Office of Equity and Human Rights to explore possibilities
- ❖ **Good:** the proposal includes at least one way to enhance resources or services to underrepresented communities.
- ❖ **Better:** the proposal includes at least two ways to enhance resources (question 1) or any combination of responses to questions 2 through 6.
- ❖ **Best:** the proposal includes at least two ways to enhance resources, is data based, and addresses a systemic problem or has a system-wide approach to building equity.
- ❖ **Does not advance equity:** Proposal was reviewed with OEHR staff, and department and concluded the proposal does not lend itself to an equity opportunity

What's Next?

The Office of Equity and Human Rights will:

- Assist city departments in completing the Equity portion of the budget. OEHR has reserved office hours for all departments to meet with staff for consultation before requests are submitted. Contact Mary Morrison, mary.morrison@cityoftacoma.org for details.
- OEHR will review proposals and work with departments to develop ways to advance equity in the proposal.

Examples of Good, Better and Best Proposals that Advance Equity* (in 750 or fewer characters)

Select outside contractor to manage the Beacon and Lighthouse Centers. Select contractor with track record and capacity for working with underserved or underrepresented communities including communities of color, LGBTQ and people with disabilities.

- *Good: Incorporates and tries to select a business that has a history of working with underrepresented communities.*
- *Best: Build community input process into the program design and report process at six month intervals. Build community evaluations into this reporting system.*

Add animal control officer to cover weekends and offer overlapping coverage during the week to provide greater continuity for impounding of dangerous animals when necessary. Additional officer will develop a map to identify chronic trouble spots within city and work with 311 to build an information campaign in those communities around reducing the number incidents.

- *Good: The department is trying to not exclude the communities and incorporate them into the process of the new hire.*
- *Better: Organize a meet and greet in collaboration with community organizations where new animal control officer can network and build trust in communities most impacted by complaints.*
- *Best: Translate all materials into languages relevant to the community, and ensure community meetings also include translators.*

Enhance tuition reimbursements funding by \$90,000 over two years. Identify emerging management and leadership with an emphasis on race, gender and disability and direct 40% of funds toward staff within these communities. Support efforts to promote these identified staff members as they strengthen their knowledge and skills sets. Provide quarterly reports

tracking participation in tuition opportunities to determine if we are matching targets.

- *Better: Incorporates milestones over time and identifies specific underrepresented communities.*
- *Best: Conduct a focus group of members from an underserved/underrepresented community to help develop the proposal and establish a feedback process to the community.*

Increase tree canopy throughout the city by 30% through strategic planting and care. Focus 50% of cultivation to districts with underserved communities in council districts 4 and 5. Survey residents and community groups in selected communities to build consensus around chosen tree options. Set annual milestones based on canopy increases and report on progress.

- *Best: Incorporates a measurement to identify success and specifically identifies services for underserved communities.*

Add two new major concerts events to Tacoma Dome programming to raise attendance by 5% and revenue by 10%. Select events that have historically drawn LGBTQ and/or underserved communities of color at other venues. Partner with human service organizations and with NCS to provide and disseminate information around prevention and care that impact these communities such as sexual health, blood pressure and diabetes, and mental health counseling designed to help underserved communities. Hand out post card sized evaluations to receive sampling of participating community perspectives (self – identified) to include feedback on the event and on the public service information provided at the event. Share this feedback with human service partners.

- *Best: This statement is collaborating with other departments to help underserved/underrepresented communities and leverage City's time and commitment.*

*Proposals based on actual 2017-2018 proposals, enhanced by responding to the equity questions.

**Agenda Sheet for City Council:****Committee:** Finance & Administration **Date:** 03/24/2025**Committee Agenda type:** Discussion**Date Rec'd**

3/20/2025

Clerk's File #**Cross Ref #****Project #****Council Meeting Date:** 04/14/2025**Submitting Dept**

CITY COUNCIL

Bid #**Contact Name/Phone**

VIRGINIA 625-6714

Requisition #**Contact E-Mail**

VRAMOS@SPOKANECITY.ORG

Agenda Item Type

Final Reading Ordinance

Council Sponsor(s)

PDILLON MCATHCART LNAVARRETE

Sponsoring at Administrators Request

NO

Lease? NO**Grant Related?** NO**Public Works?** NO**Agenda Item Name**

0620 - ORDINANCE EXPANDING FAIR CHANCE HIRING PRACTICES

Agenda Wording

An ordinance titled "Ban The Address" and expanding fair chance hiring practices, and amending sections 9.02.010 through 9.02.050 and sections 9.03.010 and 9.03.020 of the Spokane Municipal Code.

Summary (Background)

This ordinance expands fair chance hiring practices, ensuring that qualified job applicants are not excluded from an applicant pool due to not having a brick-and-mortar address, or as a result of housing status. Houseless job applicants have confronted discrimination when they provide the address of a shelter or a PO box. Banning the address would discourage employers from inquiring about an applicant's address or residency history until after granting a provisional offer of employment.

What impacts would the proposal have on historically excluded communities?

This ordinance would add protections for historically excluded communities by ensuring they have unfettered access to job applications as it relates to housing status.

How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities?

Not applicable

How will data be collected regarding the effectiveness of this program, policy, or product to ensure it is the right solution?

This ordinance will become a part of the Spokane Municipal Code if it is adopted. Data will be collected through reports from city citizens that employers are mandating they report housing status or address.

Describe how this proposal aligns with current City Policies, including the Comprehensive Plan, Sustainability Action Plan, Capital Improvement Program, Neighborhood Master Plans, Council Resolutions, and others?

In Spokane We All Belong. This ordinance provides an equal opportunity for all citizens of the City of Spokane to apply for a job.

Council Subcommittee Review

Not reviewed by any subcommittee. Not applicable.

Fiscal Impact	
Approved in Current Year Budget?	N/A
Total Cost	\$
Current Year Cost	\$
Subsequent Year(s) Cost	\$
<u>Narrative</u>	
No fiscal impacts are anticipated under the ordinance	
Amount	Budget Account
Select \$	#
Select \$	#
Select \$	#
Select \$	#
Select \$	#
Select \$	#
Funding Source N/A	
Funding Source Type Select	
Is this funding source sustainable for future years, months, etc?	
N/A	
Expense Occurrence	
Other budget impacts (revenue generating, match requirements, etc.)	
Approvals	Additional Approvals
<u>Dept Head</u>	
<u>Division Director</u>	
<u>Accounting Manager</u>	
<u>Legal</u>	
<u>For the Mayor</u>	
Distribution List	

Committee Briefing Paper

Finance & Administration Committee

Committee Date	March 24, 2025
Submitting Department	City Council
Contact Name	Paul Dillon
Contact Email & Phone	pdillon@spokanecity.org
Council Sponsor(s)	Dillon, Cathcart, Navarrete
Select Agenda Item Type	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion Time Requested: 10
Agenda Item Name	
Proposed Council Action	<input type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background) *use the Fiscal Impact box below for relevant financial information	<p>This ordinance expands fair chance hiring practices, ensuring that qualified job applicants are not excluded from an applicant pool due to not having a brick-and-mortar address, or as a result of housing status. Houseless job applicants have confronted discrimination when they provide the address of a shelter or a PO box. Banning the address would discourage employers from inquiring about an applicant’s address or residency history until after granting a provisional offer of employment.</p>
Fiscal Impact Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A Total Cost: Click or tap here to enter text. Current year cost: 0 Subsequent year(s) cost: 0 Narrative: <u>There is no identified costs as a result of this ordinance.</u> Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Specify funding source: Select Funding Source* Is this funding source sustainable for future years, months, etc? Click or tap here to enter text. Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Other budget impacts: (revenue generating, match requirements, etc.)	
Operations Impacts (If N/A, please give a brief description as to why) <ul style="list-style-type: none"> • What impacts would the proposal have on historically excluded communities? This ordinance would add protections for historically excluded communities by ensuring they have unfettered access to job applications as it relates to housing status. 	

- How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities?

N/A

- How will data be collected regarding the effectiveness of this program, policy, or product to ensure it is the right solution?

This ordinance will become a part of the Spokane Municipal Code if it is adopted. Data will be collected through reports from city citizens that employers are mandating they report housing status or address.

- Describe how this proposal aligns with current City Policies, including the Comprehensive Plan, Sustainability Action Plan, Capital Improvement Program, Neighborhood Master Plans, Council Resolutions, and others?

In Spokane We All Belong. This ordinance provides an equal opportunity for all citizens of the City of Spokane to apply for a job.

Council Subcommittee Review

- Please provide a summary of council subcommittee review. If not reviewed by a council subcommittee, please explain why not.

This ordinance will be introduced to the Finance and Administration Committee.

ORDINANCE NO. C-XXXXX

An ordinance titled “Ban The Address” and expanding fair chance hiring practices and amending sections 9.02.010 through 9.02.050 and sections 9.03.010 and 9.03.020 of the Spokane Municipal Code.

WHEREAS, the City of Spokane knows the issue of homelessness is one of the most pressing and complex situations encountered by our society; and

WHEREAS, in developing public policy to address homelessness, emphasis should be given to attending to the basic needs of the unhoused while preserving the dignity of these individuals and their circumstances; and

WHEREAS, unhoused and homeless individuals represent a diverse range of ages, education and backgrounds, and vary in their unmet basic needs, talents and dreams, but all are possessed of inner and outer strengths that can be harnessed to improve their situation and benefit society as a whole; and

WHEREAS, respect for the dignity of human beings and equality before the law are principles which are fundamental and nonexpendable to guarantee the common good and healthy community living as people; and

WHEREAS, research consistently reveals that one of the primary cause of homelessness includes unemployment; and

WHEREAS, many people experiencing homelessness desire to have a job and are often disqualified because of their housing status, leading to the outcome that people experiencing homelessness are unemployed or underemployed at disproportionately high rates; and

WHEREAS people experiencing homelessness are typically at a disadvantage when applying for employment due to the stigma of being unhoused; and

WHEREAS, some questions on job applications often disqualify or deter job seekers that are houseless, and;

WHEREAS, there are local organizations in the City of Spokane that provide assistance by allowing people who are unhoused to use their address or P.O. box for the purpose of gaining employment; and

WHEREAS, the City of Spokane should reassert its commitment to the constitutional principle that all people are equal before the law and that there must be no employment discrimination whatsoever on the basis of protected status as recognized in state and federal law, and in the Spokane Municipal Code; and

WHEREAS, the City of Spokane wishes to remove unfair barriers to employment of homeless individuals and expand protections for people who are unhoused, and allow for a more expansive opportunity for gainful employment.

NOW THEREFORE, the City of Spokane does ordain:

Section 1. That section 9.02.010 of the Spokane Municipal Code is amended to read as follows:

Section 09.02.010 Findings

The City of Spokane finds that many qualified job applicants who have some kind of criminal record simply cannot obtain employment due to early screening or advertising which excludes them from the applicant pool. Many individuals who have criminal records could show themselves to be both highly qualified and well-suited for employment in an interview, yet many do not even reach that stage due to screening criteria which make those with criminal records immediately disqualified for work. People with criminal records who cannot find work are forced to rely on public assistance and may be more likely than those who can secure work to re-offend.

The City of Spokane further finds that some individuals experiencing homelessness have faced barriers in seeking employment that arise from their housing status. It is a priority that the City invest and commits to reducing the impacts of homelessness in the community and also consider that the greatest way out of homelessness is a job, dignity, and purpose. The city has determined that employment discrimination solely based on housing status cannot be allowed.

Section 2. That section 9.02.020 of the Spokane Municipal Code is amended to read as follows:

Section 09.02.020 Purpose

- A. The City of Spokane intends to ensure that people who have completed a sentence for a past criminal conviction are not forever branded as unworthy or unable to participate in the life of the community, a central part of which is the ability to compete for employment in Spokane.
- B. The City of Spokane intends to also ensure that housing status does not brand individuals as unworthy or unable to participate in the life of the community, a central part of which is the ability to compete for employment in Spokane.
- ~~((B))~~ C. The City intends to ensure that all employers have clear guidance on when they can inquire about criminal records of job applicants, in an effort to provide predictability, certainty, and fairness to both employers and job applicants.
- ~~((C))~~ D. The City intends to assure employers that they may still conduct criminal background checks necessary for their specific employment purposes, and to set certain minimum and non-intrusive standards for doing so.
- E. Nothing contained in this chapter is intended to be nor shall be construed to create or form the basis for any liability on the part of the City, or its officers, employees or agents for any injury or damage resulting from or by reason of any act or omission in connection with the implementation or enforcement of this chapter on the part of the City by its officers, employees or agents.

~~((E))~~ F. Nothing in this chapter shall constitute or be construed to create a private right of action under state law or form a basis for relief in the state courts. It is the intent of this chapter that all causes of action for violations of the chapter shall lie with the City of Spokane municipal court.

~~((F))~~ G. Nothing in this chapter shall be deemed to deny any person the right to institute any action or to pursue any civil or criminal remedy for the violation of such person's civil rights.

Section 3. That section 9.02.030 of the Spokane Municipal Code is amended to read as follows:

Section 09.02.030 Definitions

- A. "Arrest or Conviction Record" means any record or information about a citation or arrest for criminal conduct, including records relating to probable cause to arrest, and includes any record about a criminal or juvenile case filed with any court, whether or not such a case resulted in a finding of guilt, has been vacated, or overturned on appeal.
- B. "Employment" means any individual occupation, vocation, job, or work for pay, including temporary or seasonal work, and work through the services of a temporary or other employment agency.
- C. "Employer" means any individual, partnership, association, corporation, business trust, contractor, temporary staffing agency, training and apprenticeship program, job placement, referral and employment agency, or any person or group of persons acting directly or indirectly and within the city limits of Spokane, in the interest of an employer in relation to an employee; provided, however, that the term "employer" does not include: (i) the City of Spokane (which is covered under chapter 09.03, SMC); (ii) the United States, any agency or instrumentality of the United States, or any corporation wholly owned by the government of the United States; (iii) the State of Washington; (iv) Spokane County; or (v) any federally-recognized Indian tribe.
- D. "Homelessness" means not having a fixed or regular residence, including the state of being homeless or unhoused, living on the streets, in a shelter, or in a temporary residence.
- E. "Housing status" means the question whether a specific individual is experiencing homelessness.
- ~~((D))~~ F. "Otherwise qualified" means that the applicant meets the basic criteria for the position as set out in the advertisement or job description without taking into account housing status or the existence or absence of a criminal conviction or arrest record.

Section 4. That section 9.02.040 of the Spokane Municipal Code is amended to read as follows:

Section 09.02.040 Applicability

- A. This chapter does not apply:
 - 1. to any employer hiring an employee who will have unsupervised access to children under the age of eighteen, a vulnerable adult as defined in RCW 74.34.020(21), or a vulnerable person as defined in RCW 9.96A.060;

2. to employers who are expressly permitted or required under any federal or Washington state law to inquire into, consider, or rely on information about an applicant's arrest or conviction record for employment purposes;
 3. to any General Authority Washington law enforcement agency as defined in RCW 10.93.020(1); or
 4. where criminal background checks are specifically permitted or required under state or federal law.
- B. Nothing in this chapter shall be construed to protect criminal conduct.
- C. Nothing in this chapter shall be interpreted or applied as imposing an obligation on the part of an employer to provide accommodations or job modifications in order to facilitate the employment or continued employment of an applicant with an arrest or conviction record or who is facing pending criminal charges.
- ~~(C)~~ D. Nothing in this chapter prohibits an employer from declining to hire an applicant with a criminal record or from terminating the employment of an employee with a criminal record.
- E. Nothing in this chapter shall be interpreted or applied as imposing an obligation on the part of an employer to provide accommodations or job modifications in order to facilitate the employment or continued employment of an individual experiencing homelessness.
- F. Nothing in this chapter prohibits an employer from declining to hire an applicant experiencing homelessness or from terminating the employment of an employee experiencing homelessness, if the termination or refusal to hire an applicant is not solely based on housing status.

Section 5. That section 9.02.050 of the Spokane Municipal Code is amended to read as follows:

Section 09.02.050 Prohibition

- A. No employer shall:
1. advertise applicable employment openings in a way that excludes people with arrest or conviction records from applying, such as using advertisements which state "no felons," "no criminal background," or which otherwise convey similar messages; provided, employers may advertise the requirement for a criminal history inquiry and/or background check during or after the interview process as long as such advertisement does not state that an arrest or conviction record will automatically preclude the applicant from consideration for employment;
 2. include any question in an application for applicable employment, inquire orally or in writing, receive information through a criminal history background check, or otherwise obtain information about an applicant's arrest or conviction record prior to an in-person, telephonic, or video interview or received a conditional offer of employment;

3. use, distribute, or disseminate an applicant's or employee's arrest or conviction record except as required or otherwise allowed by law;
4. disqualify an applicant from applicable employment prior to an in-person, telephonic, or video interview solely because of a prior arrest or conviction unless the conviction is related to significant duties of the job or disqualification is otherwise allowed by this chapter; or
5. reject or disqualify an applicant for failure to disclose a criminal record prior to initially determining the applicant is otherwise qualified for the position; or
6. require an applicant to provide an address or residence history until after granting a provisional offer of employment, nor shall an employer reject or disqualify an applicant solely because the individual does not have a fixed or regular residence, or because the individual is homeless or unhoused, or because the individual lives on the street, in a shelter, or in a temporary residence, unless the individual's housing status has a bona fide and legitimate relation to the primary duties of the job and such rejection or disqualification would also violate state or federal employment laws or regulations; or
7. include any question in an application or inquire orally or in writing any question related to housing status; provided it shall not be a violation of this section for an employer to include an opportunity for an applicant to provide a mailing address or other means of contacting an applicant as part of the application process.

B. Nothing in this chapter prohibits an employer from inquiring into or obtaining information about a job applicant's criminal conviction or arrest record or background, and considering the information received regarding such record during an in-person, telephonic, or video interview, or after the conclusion of such a job interview, or after a conditional offer of employment, and using such information in a hiring decision.

Section 6. That section 9.03.010 of the Spokane Municipal Code is amended to read as follows:

Section 09.03.010 Purpose and Intent

The City of Spokane intends to ensure that its hiring practices for City employment provide applicants who are experiencing homelessness or who have criminal arrest or conviction records an equal opportunity to obtain employment with the City. ~~((This chapter is intended to implement guidance first published by the Equal Employment Opportunity Commission ("EEOC") over two decades ago and last updated in 2012, to ensure that the City of Spokane fully complies with federal law.))~~

Section 7. That section 09.03.020 of the Spokane Municipal Code is amended to read as follows:

Section 09.03.020 Statement of Policy

A. No person may be disqualified from employment with the City due solely, or in part, to the existence of a prior criminal arrest or conviction, or prior felony conviction that occurred within the past ten (10) years, unless the crime for which the individual was convicted directly relates to the job position sought.

B. No person may be disqualified from employment with the City due solely, or in part, to their housing status unless it directly relates to the job position sought.

((B)) C. The City of Spokane’s use of applicant criminal arrest and conviction information will be based solely on the relationship between the past felony conviction and the potential risk to the City and its employees, residents, customers, and contractors.

D. The City of Spokane will at all times comply with any federal or state law or regulation pertaining to background checks.

Section 8. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 9. Clerical Errors. Upon approval by the city attorney, the city clerk is authorized to make necessary corrections to this ordinance, including scrivener’s errors or clerical mistakes; references to other local, state, or federal laws, rules, or regulations; or numbering or referencing of ordinances or their sections and subsections.

PASSED by the City Council on _____.

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date

**Agenda Sheet for City Council:****Committee:** Finance & Administration **Date:** 03/24/2025**Committee Agenda type:** Discussion**Date Rec'd**

3/20/2025

Clerk's File #**Cross Ref #****Project #****Council Meeting Date:** 04/14/2025**Submitting Dept**

CITY COUNCIL

Bid #**Contact Name/Phone**

VIRGINIA 625-6714

Requisition #**Contact E-Mail**

VRAMOS@SPOKANECITY.ORG

Agenda Item Type

First Reading Ordinance

Council Sponsor(s)

PDILLON LNAVARRETE ZZAPPONE

Sponsoring at Administrators Request

NO

Lease? NO**Grant Related?** NO**Public Works?** NO**Agenda Item Name**

0320 -AN ORDINANCE RELATING TO PROTECTION OF LGBTQIA2S+

Agenda Wording

An Ordinance relating to protection of LGBTQIA2S+ Communities in Spokane, amending Sections 18.01.020 and 18.01.030, 18.02.030 of Title 18 of the Spokane Municipal Code; creating a new section 03.07.340 in Chapter 03.07 of the Spokane Municipal Code; and establishing an effective date.

Summary (Background)

This ordinance ensures equitable protections for LGBTQIA2S+ where it concerns discrimination, affirming the right to seek gender affirming care, ensuring that all of Spokane's residents feel safe and supported, periodic policy review to ensure inclusivity, equity and affirmation; defining "Gender Affirming Care", and "LGBTQIA2S+"; resource allocation related to an individuals sex or gender; and adding a new section that city provided health care shall extend coverage for the rights of individuals to seek health care services and gender-affirming treatment that is legal in Washington State.

What impacts would the proposal have on historically excluded communities?

This ordinance would add protections for historically excluded communities by ensuring they have equitable rights and access to services.

How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities?

Not applicable

How will data be collected regarding the effectiveness of this program, policy, or product to ensure it is the right solution?

This ordinance will become a part of the Spokane Municipal Code if it is adopted. Data will be collected through city departments collection of information, and health benefits that are provided through the human resources department.

Describe how this proposal aligns with current City Policies, including the Comprehensive Plan, Sustainability Action Plan, Capital Improvement Program, Neighborhood Master Plans, Council Resolutions, and others?

The official City motto is "In Spokane We All Belong." Consistent with the motto and the stated principle of city, this ordinance provides an equal opportunity for all citizens of the City of Spokane to access all services available.

Council Subcommittee Review

No subcommittee review.

Fiscal Impact	
Approved in Current Year Budget? N/A	
Total Cost	\$
Current Year Cost	\$
Subsequent Year(s) Cost	\$
<u>Narrative</u>	
Fiscal impact has not been identified, although it is possible that assuring gender-affirming health care for City employees could result in additional employee coverage costs.	
Amount	Budget Account
Select \$	#
Select \$	#
Select \$	#
Select \$	#
Select \$	#
Select \$	#
Funding Source N/A	
Funding Source Type Select	
Is this funding source sustainable for future years, months, etc?	
Expense Occurrence	
Other budget impacts (revenue generating, match requirements, etc.)	
Approvals	
Dept Head	Additional Approvals
Division Director	
Accounting Manager	
Legal	SCHOEDEL, ELIZABETH
For the Mayor	
Distribution List	

Committee Briefing Paper

Finance & Administration Committee

Committee Date	March 24, 2025
Submitting Department	City Council
Contact Name	Paul Dillon
Contact Email & Phone	pdillon@spokanecity.org
Council Sponsor(s)	Dillon, Zappone, Navarrete
Select Agenda Item Type	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion Time Requested: 10
Agenda Item Name	
Proposed Council Action	<input type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background) *use the Fiscal Impact box below for relevant financial information	This ordinance ensures equitable protections for LGBTQIA2S+ where it concerns discrimination, affirming the right to seek gender affirming care, ensuring that all of Spokane’s residents feel safe and supported, periodic policy review to ensure inclusivity, equity and affirmation; defining “Gender Affirming Care”, and “LGBTQIA2S+”; resource allocation related to an individuals sex or gender; and adding a new section that city provided health care shall extend coverage for the rights of individuals to seek health care services and gender-affirming treatment that is legal in Washington State.
Fiscal Impact Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A Total Cost: Click or tap here to enter text. Current year cost: 0 Subsequent year(s) cost: 0 Narrative: <u>There is no identified costs as a result of this ordinance.</u> Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Specify funding source: Select Funding Source* Is this funding source sustainable for future years, months, etc? Click or tap here to enter text. Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Other budget impacts: (revenue generating, match requirements, etc.)	
Operations Impacts (If N/A, please give a brief description as to why) <ul style="list-style-type: none"> • What impacts would the proposal have on historically excluded communities? This ordinance would add protections for historically excluded communities by ensuring they have equitable rights and access to services. 	

- How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities?

N/A

- How will data be collected regarding the effectiveness of this program, policy, or product to ensure it is the right solution?

This ordinance will become a part of the Spokane Municipal Code if it is adopted. Data will be collected through city departments collection of information, and health benefits that are provided through the human resources department.

- Describe how this proposal aligns with current City Policies, including the Comprehensive Plan, Sustainability Action Plan, Capital Improvement Program, Neighborhood Master Plans, Council Resolutions, and others?

In Spokane We All Belong. This ordinance provides an equal opportunity for all citizens of the City of Spokane to access all services available.

Council Subcommittee Review

- Please provide a summary of council subcommittee review. If not reviewed by a council subcommittee, please explain why not.

This ordinance will be introduced to the Finance and Administration Committee.

Ordinance C-_____

An Ordinance relating to protection of LGBTQIA2S+ Communities in Spokane, amending Sections 18.01.020 and 18.01.030, 18.02.030 of Title 18 of the Spokane Municipal Code; creating a new section 03.07.340 in Chapter 03.07 of the Spokane Municipal Code; and establishing an effective date.

WHEREAS, the City of Spokane is committed to fostering a community where all individuals are treated with dignity, equity, and respect, regardless of sexual orientation, gender identity, or gender expression; and

WHEREAS, LGBTQIA2S+ individuals face ongoing discrimination, violence, and systemic barriers that threaten their safety, well-being, and human rights; and

WHEREAS, transgender and gender expansive people in particular have been vilified in political advertisements; and, across the country, there continues to be legislation enacted that targets LGBTQIA2S+ communities, threatening access to healthcare, education, and basic protections under the law; and

WHEREAS, as of August 2024, 39.4% of trans youth aged 13-17, amounting to 118,300 individuals, are living in the 26 states that have passed bans on gender-affirming care; and

WHEREAS, by preventing doctors from providing this care or threatening to take children away from parents who support their child in their transition, these bills prevent transgender, non-binary, and gender-expansive youth from accessing medically necessary, safe health care backed by decades of research and supported by every major medical association, which collectively represent over 1.3 million US doctors; and

WHEREAS, the City of Spokane recognizes the inherent worth and equal rights of all people, including LGBTQIA2S+ individuals, and seeks to provide a safe and welcoming environment for those who reside in or visit our city; and

WHEREAS, Spokane Municipal Code Title 18 and state law currently offer protections for the LGBTQIA2S+ community against discrimination, including protections against discrimination based on gender identity and sexual orientation, and Spokane has continuously committed to protecting and advocating for the rights of LGBTQIA2S+ individuals by rejecting policies and actions that promote discrimination, harm, or inequality; and

WHEREAS, it is necessary to further revise Spokane Municipal Code to recognize the inherent risk to the LGBTQIA2S+ community in Spokane both from federal policies and from interjurisdictional legal processes emanating from states that do not recognize

LGBTQIA2S+ rights or which are working to deny such individuals access to essential medical care, including gender-affirming care;

NOW, THEREFORE, the City of Spokane does ordain as follows:

Section 1. That section 18.01.020 of Chapter 18.01 of the Spokane Municipal Code is amended as follows:

SMC 18.01.020 Purpose and Intent

- A. The City values the dignity and worth of all human beings and is committed to promoting justice, equity and an inclusive environment for all by respecting cultural and individual diversity and fostering mutual understanding among all people regardless of race, religion, creed, color, sex, national origin, marital status, familial status, domestic violence victim status, age, sexual orientation, gender identity, honorably discharged veteran or military status, refugee status, the presence of any sensory, mental or physical disability as defined by the Americans with Disabilities Act and/or the Washington State Law Against Discrimination, or the receipt of, or eligibility for the receipt of, funds from any housing choice or other subsidy program or alternative source of income. The City of Spokane expands its welcoming city commitment to include LGBTQIA2S+ people; affirming its commitment to ensuring that all individuals, regardless of the federal government's targeted oppression of LGBTQIA2S+ people, feel safe and supported.
- B. It is the intent of the City that all people have an equal opportunity to participate fully in the life of the City and that discriminatory barriers to equal participation in employment, housing, and public accommodations be removed. The City has a compelling interest in eradicating and preventing such discrimination and in ensuring equal opportunity in employment, housing, and public accommodations. This Title 18 represents the least restrictive means of achieving the City's objectives.
- C. The City of Spokane strongly believes in and affirms the right of individuals to seek, obtain, provide, or facilitate gender-affirming care that is legal in Washington State or in other states where it would be legal had it occurred in Washington State.
- D. To further combat discrimination in the Spokane community, it is necessary to direct that the City shall conduct regular reviews of its policies, practices, and public services to ensure they are inclusive, equitable, and affirming for LGBTQIA2S+ individuals.
- ((G)) E. The provisions of this Title 18 are to be broadly and liberally construed to effectuate this Title's remedial purpose and the City's legislative intent.

((D)) F. These sections are not intended to establish or require affirmative action or quotas of any kind, or to infringe upon the authority vested in the civil service commission and City departments pursuant to the City Charter.

((E)) G. By enacting this title, the City expresses its intent to ensure that Spokane generally, as well as the City itself, is free from bias or discrimination on the basis of race, religion, creed, color, sex, national origin, marital status, familial status, domestic violence victim status, age, sexual orientation, gender identity, honorably discharged veteran or military status, refugee status, the presence of any sensory, mental or physical disability as defined by the Americans with Disabilities Act and/or the Washington State Law Against Discrimination, and free from sexual harassment.

((F)) H. Nothing in this chapter shall constitute a cause of action under state law or form a basis for relief in the state courts. It is the intent of this chapter that all causes of action for violations of the chapter shall lie with the City of Spokane's Hearing Examiner, Municipal Court, or Superior Court, as specified in this Title 18.

((G)) I. Nothing in this Title 18 shall be deemed to deny any person the right to institute any action or to pursue any civil or criminal remedy for the violation of such person's civil rights. Nothing in this Title 18 shall limit or expand any cause of action available to any person under federal or state law.

Section 2. That section 18.01.030 of Chapter 18.01 of the Spokane Municipal Code is amended as follows:

SMC 18.01.030 Definitions.

For purposes of this Title 18, the terms listed below have the specific meaning stated, unless the context clearly indicates another meaning.

- A. "Commission" means the Spokane Human Rights Commission.
- B. "Data management protocols" means the procedures governing how data collected by surveillance equipment will be retained, stored, indexed and accessed. Information comprising data management protocols includes, at a minimum, the information required in SMC 18.04.020.
- C. "Disability" means the presence of a sensory, mental, or physical impairment that, whether temporary or permanent, common or uncommon, mitigated or unmitigated, a limitation or not on the ability to work generally or work at a particular job, or a limitation or not on the ability to engage in any other activity within the scope of this Title 18:
 - 1. is medically cognizable or diagnosable; or
 - 2. exists as a record or history; or

3. is perceived to exist whether or not it exists in fact.
 4. For the purposes of reasonable accommodation in employment, an impairment must be known or shown through an interactive process to exist in fact and:
 - a. The impairment must have a substantially limiting effect upon the individual's ability to perform his or her job, the individual's ability to apply or be considered for a job, or the individual's access to equal benefits, privileges, or terms or conditions of employment; or
 - b. The employee must have put the employer on notice of the existence of an impairment, and medical documentation must establish a reasonable likelihood that engaging in job functions without an accommodation would aggravate the impairment to the extent that it would create a substantially limiting effect.
 5. For purposes of this definition, a limitation is not substantial if it has only a trivial effect.
 6. For purposes of housing, a "reasonable accommodation" is an adjustment to a rule, policy, practice, or service that may be necessary for a person with a disability to have an equal opportunity to use and enjoy a dwelling, including public and common use spaces, where there is an identifiable relationship or nexus between the requested accommodation and the person's disability.
- D. "Discrimination" means different or unequal treatment because of race, religion, creed, color, sex, national origin, marital status, familial status, domestic violence victim status, age, sexual orientation, gender identity, honorably discharged veteran or military status, refugee status, disability, the use of a guide dog or service animal, or the use or eligibility for the use of housing choice or other subsidy program or alternative source of income. "Discriminate" means to treat differently or unequally because of race, religion, creed, color, sex, national origin, marital status, familial status, domestic violence victim status, age, sexual orientation, gender identity, honorably discharged veteran or military status, refugee status, the presence of any sensory, mental or physical disability as defined by the Americans with Disabilities Act and/or the Washington State Law Against Discrimination, or the use or eligibility for the use of housing choice or other subsidy program or alternative source of income. For purposes of this definition, it is discriminatory to fail to offer reasonable accommodation in housing or employment to an otherwise qualified applicant or employee with a disability, absent a showing that the accommodation would impose an undue hardship.

- E. "Dog guide" means a dog that is specifically trained for the purpose of guiding persons who are blind or a dog trained for the purpose of assisting persons with disabilities.
- F. "Domestic Violence Victim Status" means a family or household member, as defined in RCW 10.99.020 (3), who has been subjected to domestic violence as defined in RCW 10.99.020 (5) or who is a victim of sexual assault as defined in RCW 70.125.030.
- G. "Employee" means an individual who works for wages, salary or commission, or a combination thereof, in the service of an employer, but does not include a person employed by a parent, grandparent, brother, sister, spouse or child. The term includes an individual who is seeking or applying for employment. This definition does not include independent contractors.
- H. "Employer" means any person acting in the interest of an employer, directly or indirectly, who employs employees within the City, or who solicits individuals within the City to apply for employment within the City, including the City of Spokane and all its boards, commissions and authorities.
- I. "Entities under common ownership" means two or more legal entities, such as corporations, limited liability companies, partnerships, and the like which are: owned by the same person(s); in which the same person(s) serve as officers and/or directors; or the majority of one of which is owned by one or more of the others. For example, if a single person owns controlling interests in several limited liability companies, all of those limited liability companies are entities under common ownership.
- J. "Family with children status" means one or more individuals who have not attained the age of eighteen years being domiciled with a parent or another person having legal custody of such individual or individuals, or with the designee of such parent or other person having such legal custody, with the written permission of such parent or other person. Families with children status also applies to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen years.
- K. "Federally-recognized tribe" means an entity listed on the Department of the Interior's list under the Federally Recognized Indian Tribe List Act of 1994, which the Secretary currently acknowledges as an Indian tribe and with which the United States maintains a government-to-government relationship.
- L. "Gender-affirming care" means a service or product that a health care provider, as defined in RCW 70.02.010, provides to an individual to support and affirm the individual's gender identity. "Gender-affirming care" includes, but is not limited to, treatment for gender dysphoria, gender-affirming hormone therapy, and gender-

affirming surgical procedures. "Gender-affirming care" can be provided to two spirit, transgender, nonbinary, and other gender diverse individuals.

((L)) M. "Gender Identity" means having or being perceived as having a gender identity, self-image, appearance, behavior, or expression, whether or not that gender identity, self-image, appearance, behavior, or expression is different from that traditionally associated with the sex assigned to that person at birth.

((M)) N. "Housing choice or other subsidy program((or alternative source of income))" means, without limitation: (i) any short or long term federal, state or local government, private nonprofit, or other assistance program in which a tenant's rent is paid either partially by the program (through a direct arrangement between the program and the owner or lessor of the real property), and partially by the tenant or completely by the program; or (ii) HUD-Veteran Affairs Supportive Housing (VASH) vouchers, Housing and Essential Needs (HEN) funds, and short-term rental assistance provided by Rapid Rehousing subsidies.

((N)) O. "Impairment" includes, without limitation, any:

1. physiological disorder, or condition, cosmetic disfigurement, or anatomical loss affecting one or more of the following body systems: Neurological, musculoskeletal, special sense organs, respiratory, including speech organs, cardiovascular, reproductive, digestive, genitor-urinary, hemic and lymphatic, skin and endocrine; or
2. mental, developmental, traumatic, or psychological disorder, including but not limited to cognitive limitation, organic brain syndrome, emotional or mental illness, and specific learning disabilities.

((O)) P. "Income" means lawful, verifiable income derived from all sources, including without limitation wages, salaries or other compensation for employment; Social Security benefits; supplemental security income; unemployment benefits; retirement programs; child support; payments from the Aged, Blind or Disabled Cash Assistance Program; Refugee Cash Assistance; any federal, state, local government, private, or nonprofit-administered benefit program, including without limitation payments from any housing choice or other subsidy program as defined in this chapter; financial aid for college students; and per capita payments or distributions received from a federally-recognized tribe.

((P)) Q. "Labor organization" means an organization which is constituted for the purpose, in whole or in part, of collective bargaining or for dealing with an employer concerning grievances, terms or conditions of employment, or for other mutual aid or protection in connection with an employer.

R. “LGBTQIA2S+” means and includes Lesbian, Gay, Bisexual, Transgender, Queer/Questioning, Intersex, Asexual/Aromantic, Two Spirit people and any other term which refers to one's gender identity or sexual orientation.

((Q)) S. “Marital status” means the status of being married, single, separated, divorced or widowed.

((R)) T. “National origin” includes ancestry.

((S)) U. “Operational protocols” means the procedures governing how and when surveillance equipment may be used and by whom and includes, at a minimum, the information required in SMC 18.04.010.

((T)) V. “Person” includes:

1. A natural individual, partnership, association, organization, corporation, cooperative, legal representative, trustee and receiver, and any group of persons acting in concert;
2. an owner, lessee, proprietor, manager, agent or employee, of a person, whether consisting of one or more natural persons;
3. entities under common ownership; and
4. any political or civil subdivisions of the City and any agency or instrumentality of the City or of any political or civil subdivision thereof.

This definition does not include the federal government or any federally-recognized tribe.

((U)) W. “Place of public resort, accommodation, assemblage or amusement” includes, but is not limited to, any place, licensed or unlicensed, kept for gain, hire or reward, or where charges are made for admission, service, occupancy, or use of any property or facilities, whether conducted for the entertainment, housing, or lodging of transient guests, or for the benefit, use, or accommodation of those seeking health, recreation, or rest, or for the burial or other disposition of human remains, or for the sale of goods, merchandise, services, or personal property, or for the rendering of personal services, or for public conveyance or transportation on land, water or in the air, including the stations and terminals thereof and the garaging of vehicles, or where food or beverages of any kind are sold for consumption on the premises, or where public amusement, entertainment, sports, or recreation of any kind is offered with or without charge, or where medical service or care is made available, or where the public gathers, congregates, or assembles for amusement, recreation, or public purposes, or public halls, public elevators, and public washrooms of buildings and structures occupied by two or more tenants, or by the owner and one or more tenants, or any public library or educational institution, or schools of special instruction, or nursery schools, or day care centers or children’s camps, provided that nothing

contained in this definition shall be construed to include or apply to any institute, bona fide club, or place of accommodation, which is by its nature distinctly private, including fraternal organizations, though where public use is permitted that use shall be covered by this section; nor shall anything contained in this definition apply to any educational facility, columbarium, crematory, mausoleum, or cemetery operated or maintained by a bona fide religious or sectarian institution.

~~((V))~~ X. "Profiling" means actions of the Spokane Police Department, its members, or officers commissioned by the Spokane Police Department to rely on actual or perceived race, religion, national origin, color, creed, age, citizenship status, immigration status, refugee status, gender, sexual orientation, gender identity, disability, socio-economic status, housing status, or membership in any protected class under federal, state or local law as the determinative factor in initiating law enforcement action against an individual, rather than an individual's behavior or other information or circumstances that links a person or persons to suspected unlawful activity.

~~((W))~~ Y. "Refugee status" means the status of a person who, under the provisions of 8 USC 1101(a)(42), is outside a country of that person's nationality or, in the case of a person having no nationality, is outside any country in which that person last habitually resided, and who is unable or unwilling to return to, and is unable or unwilling to avail himself or herself of the protection of, that country because of persecution or a well-founded fear of persecution on account of race, religion, nationality, membership in a particular social group, or political opinion.

~~((X))~~ Z. "Service animal" means an animal that is trained for the purposes of assisting or accommodating a person with a disability.

~~((Y))~~ AA. "Sex" means gender.

~~((Z))~~ BB. "Sexual orientation" means heterosexuality, homosexuality, bisexuality and gender expression or identity. As used in this definition, "gender expression or identity" means having or being perceived as having a gender identity, self-image, appearance, behavior, or expression, whether or not that gender identity, self-image, appearance, behavior, or expression is different from that traditionally associated with the sex assigned to that person at birth.

~~((AA))~~ CC. "Surveillance equipment" means equipment capable of capturing or recording data, including images, videos, photographs or audio operated by or at the direction of a City department that may deliberately or inadvertently capture activities of individuals on public or private property, regardless of whether "masking" or other technology might be used to obscure or prevent the equipment from capturing certain views. "Surveillance equipment" includes drones or unmanned aircraft and any

attached equipment used to collect data. "Surveillance equipment" does not include the following equipment which are in use by the City of Spokane as of March 1, 2017:

1. handheld or body-worn devices (e.g., "bodycams") used by law enforcement;
2. cameras installed in or on a police vehicle (e.g., "dashcams");
3. cameras installed in or on any City-owned vehicle, including without limitation fire trucks, emergency vehicles, utility vehicles and street maintenance vehicles, which are intended to ensure the safe operation of the vehicle;
4. cameras installed along a public right-of-way to record traffic patterns and/or traffic violations;
5. cameras intended to record activity inside or at the entrances to City buildings for security purposes; or
6. cameras installed to monitor and protect the physical integrity of City infrastructure, including without limitation fire stations and utility service facilities.

Section 3. That section 18.02.030 of Chapter 18.02 of the Spokane Municipal Code is amended as follows:

SMC 18.02.030 Prohibition Against Assisting ((in)) Discrimination

- A. No person shall, with the knowledge or assent of an employer, to assist, induce, compel or coerce the doing of any acts of discrimination, or to attempt to do so.
- B. No City of Spokane resources, including, but not limited to, City property or time spent while on duty by a City employee or official, shall be used for investigation, assisting an investigation, or detention of an individual based on exercising their rights against discrimination set forth in this title.
- C. Whenever the City collects or disseminates information about an individual or individual's sex or gender, it will be without regard to sex assigned at birth. The City will not collect or disseminate information about sex assigned at birth, unless related to a criminal investigation of a violation of Washington State law.
- D. The City shall actively work to combat discrimination prohibited by this title by ensuring the City's public safety programs:
 - a. Maintain LGBTQIA2S+ liaison officers within the police department to act as points of contact, advocate for community members, and build trust; and

- b. Collaborate with local LGBTQIA2S+ community and cultural leaders, working closely with LGBTQIA2S+ event organizers to ensure public safety while prioritizing the needs and well-being of participants and attendees.

E. The City shall conduct regular reviews of its policies, rules, practices, and public services to ensure they are inclusive, equitable, and affirming for LGBTQIA2S+ individuals.

Section 4. That there is adopted a new section SMC 03.07.340 of Chapter 03.07 of the Spokane Municipal Code as follows:

03.07.340 Employee Access to Health Care

City-provided health care policies shall extend coverage for the rights of individuals to seek, obtain, provide, or facilitate reproductive health care services and gender-affirming care that is legal in Washington State. “Gender-affirming care” shall have the meaning set forth in Section 18.01.030 of the Spokane Municipal Code.

Section 5. Effective Date. This ordinance shall go into effect on _____, 2025 or the effective date set by Section 19 of the City Charter, whichever is later.

Section 6. Severability. If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, the decision shall not affect the validity of the remaining portions of this ordinance.

Section 7. Upon approval by the city attorney, the city clerk is authorized to make necessary corrections to this ordinance, including scrivener’s errors or clerical mistakes; references to other local, state, or federal laws, rules, or regulations; or numbering or referencing of ordinances or their sections and subsections.

PASSED by the City Council on _____

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date

DRAFT

Committee Briefing Paper

Finance & Administration Committee

Committee Date	March 24, 2025
Submitting Department	City Council
Contact Name	Paul Dillon
Contact Email & Phone	pdillon@spokanecity.org
Council Sponsor(s)	Dillon, Cathcart, Navarrete
Select Agenda Item Type	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion Time Requested: 10
Agenda Item Name	
Proposed Council Action	<input type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background) *use the Fiscal Impact box below for relevant financial information	<p>This Resolution expresses opposition to proposed federal and state cuts to Medicaid. Medicaid is utilized by over 1.8 million people in Washington, and in the 5th District, 54% of children and 22% of adults are insured by Medicaid. Cutting funding for Medicaid would have a troubling effect on citizens of Spokane that rely on that funding to access necessary medical care, dental care, mental health care, as well as funding for shelters and services for the unhoused populations.</p>
Fiscal Impact Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A Total Cost: Click or tap here to enter text. Current year cost: 0 Subsequent year(s) cost: 0 Narrative: <u>There is no identified costs as a result of this ordinance.</u> Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Specify funding source: Select Funding Source* Is this funding source sustainable for future years, months, etc? Click or tap here to enter text. Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Other budget impacts: (revenue generating, match requirements, etc.)	
Operations Impacts (If N/A, please give a brief description as to why) <ul style="list-style-type: none"> • What impacts would the proposal have on historically excluded communities? Many historically excluded community members receive Medicaid. 	

- How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities?

N/A

- How will data be collected regarding the effectiveness of this program, policy, or product to ensure it is the right solution?

N/A

- Describe how this proposal aligns with current City Policies, including the Comprehensive Plan, Sustainability Action Plan, Capital Improvement Program, Neighborhood Master Plans, Council Resolutions, and others?

In Spokane We All Belong. This Resolution is supportive of the low-income Spokane citizens that rely on Medicaid for health care and other essential services.

Council Subcommittee Review

- Please provide a summary of council subcommittee review. If not reviewed by a council subcommittee, please explain why not.

This ordinance will be introduced to the Finance and Administration Committee.

RESOLUTION NO. 2025-

Resolution Expressing Opposition to Any Proposed Federal or State Cuts to Medicaid.

WHEREAS, nearly 80 million Americans rely on Medicaid and the Children's Health Insurance Program for their health coverage and access to care, including over 1.8 million people in Washington state who are enrolled in Apple Health, Washington state's Medicaid program, and according to the Census Bureau, 25.5 percent of Spokane residents are insured through Medicaid; and

WHEREAS, In Washington state, 38 percent of children, one in six adults, three in five nursing home residents, and three in eight people with disabilities are covered by Apple Health; and 59 percent of adults in Washington that use Medicaid are employed; and

WHEREAS, according to the Spokesman- Review, in just the 5th Congressional District, 54% of children and 22% of adults are insured by Medicaid; and

WHEREAS, in Washington, the federal government pays 50 percent of the cost of traditional Medicaid and 90% of the cost of the Medicaid expansion; and

WHEREAS, Congress has proposed cuts of at least \$880 billion to Medicaid and other health care programs, which would have devastating consequences for Washington state's health care system and everyone who relies on it; and

WHEREAS, Governor Bob Ferguson has proposed Medicaid reimbursement rate cuts of \$153 million that would roll back expected increases that were approved by the legislature for primary care, pediatrics and maternity care according to the Washington State Medical Association; and

WHEREAS, many of our city's jobs are created through small businesses, hospitals, therapists, behavioral health care professional, housing navigators and other professionals that bill Medicaid; and

WHEREAS, Medicaid is a critical funding source in the City of Spokane for homeless response; and

WHEREAS, Spokane's population is aging and more seniors will require care and services in the future while Medicaid programs are the only places older adults and people with disabilities can get the long-term support and health care they need; and

WHEREAS, Medicaid serves a diverse population of the city's residents including veterans, older adults with dementia, foster kids, people with mental illness, unpaid

caregivers who have had to leave the workforce to provide care and low-wage paid caregivers; and

WHEREAS, Medicaid improves the health, well-being, and productivity of thousands of residents in the areas of preventive services, prenatal care, opioid and other drug treatment, behavioral health, crisis intervention, treatment of chronic disease, dental health, and support for the elderly and people with disabilities thus providing for a healthier population and more productive workforce;

NOW, THEREFORE, BE IT RESOLVED, that the City of Spokane formally opposes any proposed federal or state cuts to Medicaid; and

BE IT FURTHER RESOLVED that the City Clerk is directed to send copies of this resolution to the Governor of Washington State and the City of Spokane's state and federal legislative representatives, urging them to protect Medicaid funding for the well-being of our residents.

Passed by the City Council this ____ day of _____, 2025.

City Clerk

Approved as to form:

Assistant City Attorney

ORDINANCE NO. CXXXXX

AN ORDINANCE relating to the siting and operation of city-owned and city-funded facilities, and amending Sections 12.05.005, 12.05.062, and 12.05.063 of the Spokane Municipal Code.

WHEREAS, the City of Spokane has begun implementing a strategy of siting shelters and other centers serving the homeless population throughout the city in a “scattered site” model; and

WHEREAS, the City Council supports the decentralized and “scattered site” approach to delivery of homeless services and siting of shelters and other facilities; and

WHEREAS, the City Council recognizes that the success of each “scatter site” hinges on being a good neighbor to the community of which it is a part; and

~~WHEREAS, while supportive of the “scattered site” model, the City Council has long been mindful that locating homeless services in small business centers, neighborhoods and residential areas can have a negative impact on those areas without adequate planning to minimize the impacts; and~~

WHEREAS, almost exactly two years ago, the Spokane City Council adopted Ordinance C36239 regarding the siting of City-owned facilities, including shelters, observing at the time:

.... public input, collaboration, and cooperation are all critical to the successful process of locating basic City facilities, to ensure that neighborhoods obtain all the benefits of basic city facilities while mitigating the detrimental impacts of those facilities; and

.... members of our community, regardless of where they live, their race, ethnicity, socio- economic status, or any other characteristic, deserve to have the benefit of open, collaborative and transparent interactions with their local government, particularly when it comes to decisions to locate or relocate basic city facilities in their neighborhoods; and

WHEREAS, the City’s Comprehensive Plan, adopted pursuant to Title 17B of the Spokane Municipal Code, states that “special needs housing facilities” are to be evenly dispersed throughout all of the city’s neighborhoods; and

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WHEREAS, Ordinance C36239, now codified as SMC Sections 12.05.062 and 12.05.063, requires public outreach and “good neighbor agreements” before siting of city-owned shelters; and

WHEREAS, the “scattered site” amounts to an expansion of city-funded facilities for individuals experiencing homelessness but not necessarily “City-owned” shelters or related facilities, and SMC sections 12.05.062 and 12.05.063 currently do not apply to facilities not owned by the City but that are otherwise funded in part or in whole by the City; and

NOW, THEREFORE, the City of Spokane does hereby ordain as follows:

Section 1. That section 12.05.005 of the Spokane Municipal Code is amended to read as follows:

Section 12.05.005 Definitions

- A. “Agent” means any person acting within the scope of employment by or acting on behalf of the City of Spokane including City-facility property managers.
- B. “Baby changing facility” means a table or other device suitable for changing the diaper of a child.
- C. “Employee” means any person holding a regularly compensated position of employment with the City of Spokane including elected officers.
- D. “Basic City Facility” or “Basic City Facilities” means public safety facilities, including fire and police stations(,-); City-owned water reservoirs(,-) and other utility facilities(,-); city-owned ~~((homeless shelters))~~ and city-funded facilities providing emergency, temporary or transitional housing; and community centers. ~~((Provided that,))~~ For purposes of this chapter utility facilities shall not include privately constructed utility facilities, stormwater facilities and conveyance systems, or water and wastewater utility transmission and distribution systems and related appurtenances, to include without limitation, pipe replacements and relocations; well upgrades; pump stations; lift stations, etc.
- E. “City-funded facility” with respect to an individual facility providing emergency, temporary or transitional housing, means a facility receiving \$50,000 in the aggregate in any calendar year from the City, including but not limited to the general fund expenditures, special revenue or tax funds, and grants, and

including any funds for which the city is a fiscal or pass-thru agent. This term does not include any emergency shelter or facility that provides services to domestic violence victims, as defined in RCW 70.123.020.

((E)) E. "Federal civil immigration enforcement operations" means an operation than has one of its objectives the identification or apprehension of a person or persons in order to investigate them for a violation of the immigration law and subject them to one or more of the following:

1. Civil immigration detention;
2. Removal proceedings; and
3. Removal from the United States

G. "Good neighbor agreement" means a supplemental written ~~good faith~~ agreement as part of a provider contract to foster ~~for~~ communication and collaboration among parties associated with the emergency, temporary or transitional housing facility and which contains the following framework:

1. Establishment of a communication team consisting of at least the following stakeholders, each of whom commits to the requirements of this subsection G:
 - a. Representative(s) of the operator of the emergency, temporary or transitional housing;
 - b. Representative(s) from the City's Department of Community Health and Human Services; and
 - c. A local representative of an outside or private funding agency for the facility; and
2. The communication team may include the following, each of whom commits to the requirements of subsection G(3) and to the terms of the executed Good Neighbor Agreement as conditions to participation on the communication team:
 - a. The council chair or designee of the neighborhood council representing the geographic area where the facility is located;
 - b. A representative from the City's Office Neighborhood Services;
 - c. Property owners, residents, and tenants residing or operating a

- business immediately adjacent to the facility;
- d. The Spokane Police Chief or his/her designee;
 - e. A member or staff employee of the City Council; or
 - f. A representative from the City's Code Enforcement and Parking Division.
3. A requirement that the communication team establish and maintain regular points of contact, including name(s), telephone number(s), electronic mail address(es) and other means to communicate on a 24-hour, seven-days-a-week basis, to address the following issues arising from operation of the facility:
- a. Litter and debris in the immediate vicinity of the basic facility;
 - b. ~~Loitering of individuals outside the facility~~Large gatherings in the public right of way that "obstruct pedestrian traffic" as defined in Section 10.60.010 of the Spokane Municipal Code ; and
 - c. Violations of City Code provisions relating to nuisance and noise, including activities in violation of Titles 10, 11 and 12 of the Spokane Municipal Code.
4. A commitment to coordinate with CHHS to ~~populate and maintain a City-hosted website containing~~share project information (type of facility, specific services, etc), ~~a list of contacts for each named party, and a copy of the executed Good Neighbor Agreement~~and a point of contact for Shelter Me Spokane
5. A commitment of the representative(s) of the operator of the emergency, temporary or transitional housing facility to attend, upon reasonable advance notice and request, regular meetings of the neighborhood council representing the geographic area where the facility is located.
6. The executed agreement shall include specified remedies and methods of dispute resolution in the event there is a breach of the terms of the Good Neighbor Agreement. ~~Remedies may include cessation or nonrenewal of city funding in extreme cases.~~
- ((F)) H. "LEED" is a green building rating and certification system developed by the U.S. Green Building Council to evaluate environmental performance from a whole

building perspective, including sites, water efficiency, energy & atmosphere, materials & resources, indoor environmental quality, locations & linkages, awareness & education, innovation in design, and regional priority.

~~((G))~~ I. "Nonpublic" means any area of a city facility or property that is not generally open and accessible to the general public, but instead requires prior to entry express permission, such as a valid ticket for a bona fide passenger, or permission by a city employee or an employee of a tenant in a city facility on an individual basis. Areas posted as "Restricted" in City facilities shall be considered to be non-public areas.

~~((H))~~ J. "United States Citizenship and Immigration Services" means the agency of the United States Department of Homeland Security and any successor agency charged with overseeing United States immigration laws.

~~((I))~~ K. "United States Customs and Border Protection" means the agency of the United States Department of Homeland Security and shall include any successor federal agency charged with border enforcement.

~~((K))~~ L. "United States Immigration and Customs Enforcement" means the agency of the United States Department of Homeland Security including Enforcement and Removal Operations and Homeland Security Investigations and shall include any successor federal agency charged with the enforcement of immigration laws.

~~((L))~~ M. "U.S. Green Building Council" is an organization serving as the nation's foremost leaders from across the building industry working to promote buildings that are environmentally responsible, profitable, and healthy places to work and live.

Section 2. That section 12.05.062 of the Spokane Municipal Code is amended as follows:

Section 12.05.062 Siting of Basic City Facilities – Process

~~A.~~ Prior to locating a Basic City Facility, or prior to locating a new city-owned and/or city-funded Basic City Facility providing emergency, temporary or transitional housing, the city shall undertake the following public process((.)):

~~1.~~ Convene at least one public community meeting and solicit written comment from members of the affected neighborhood council area(s) concerning the need(s) for the facility and the service(s) desired or required by the community, as well as identified service gap(s) to be addressed by the

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facility.

~~2. Publish any alternative locations considered for the proposed new or relocated Basic City Facility, to enable the residents of the affected neighborhood(s) of the relative merits and compliance with SMC 12.05.063 of each proposed alternative location and solicit comment on the proposed alternative locations in at least one open public meeting held in the affected neighborhood(s).~~

~~((B. The Spokane City Council's Equity Subcommittee shall review all responsive proposals and make a recommendation to the City Council based on at least the following criteria, to be given equal weight:~~

- ~~1. effective demonstrably needed service to impacted neighborhood residents;~~
- ~~2. responsiveness of the location to the demonstrated needs of the residents of an impacted neighborhood; ((and))~~
- ~~3. financial sustainability of the location;))~~

~~B.A. Siting of any new or relocated city-funded Basic City Facility providing emergency, temporary or transitional housing shall be consistent with the "special needs temporary housing" provisions of the City's approved comprehensive plan, as adopted pursuant to Title 17B of the Spokane Municipal Code, as such plan may be amended from time to time. In particular, siting shall place primary emphasis on satisfying the directive in the comprehensive plan to ensure that special needs housing facilities are evenly dispersed throughout all of the city's neighborhoods.~~

~~C. City services shall not be provided at the Basic City Facility location unless the City Council has approved the location or relocation of a Basic City Facility. The locating or funding of a new city-owned and/or city-funded Basic City Facility providing emergency, temporary or transitional housing shall be approved by the city council.~~

Section 3. That Section 12.05.063 of the Spokane Municipal Code is amended as follows:

Section 12.05.063 Basic City Facilities – Criteria

- A. The following criteria shall be met before any decision to place a new or relocated Basic City Facility can be made:
 - 1. For police precincts, the chosen location shall:
 - a. be visible to the public in a frequently-traveled location;

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- b. provide access for the public to onsite services and for officers responding to reports of crime;
 - c. be located within high visibility of patrol cars, foot and bicycle community policing patrols; and
 - d. provide adequate space and facilities for co-deployed services and reception provided through mutual agreement with Spokane C.O.P.S.
2. For utility facilities:
- a. the location must be designed to minimize conflicts with traffic to the extent consistent with efficient operations.
 - b. the location must be designed and operated to minimize noise, odor, dust, or other negative impacts due to the operation of the facility to the extent consistent with efficient operations.
3. For city-owned ~~((homeless shelters))~~ and city-funded Basic City Facilities providing emergency, temporary or transitional housing:
- a. the location shall not be located within ~~((three blocks))~~ 1000 feet of schools;
 - b. the location must be accessible by public transportation; and
 - c. a good neighbor agreement must be executed and in place ~~((between the shelter provider and the surrounding businesses and the applicable neighborhood council)).~~
4. Nothing in sections 12.05.062 and 12.05.063 of this Chapter 12.05 shall be construed restrict or regulate the siting or location of any emergency, temporary or transitional housing in a manner inconsistent with state law or local development regulations, to the extent any such facilities are not City funded facilities within the meaning of Section 12.05.005 of the Spokane Municipal Code.

Section 4. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 5. Clerical Errors. Upon approval by the city attorney, the city clerk is authorized to make necessary corrections to this ordinance, including scrivener's errors or clerical mistakes; references to other local, state, or federal laws, rules, or

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regulations; or numbering or referencing of ordinances or their sections and subsections.

PASSED by the City Council on _____

Council President

Attest:

Approved as to form:

City Clerk

City Attorney

Mayor

Date

Effective Date