

**SPECIAL MEETING NOTICE OF THE  
PUBLIC SAFETY & COMMUNITY HEALTH COMMITTEE**

**A special meeting of the Public Safety & Community Health Committee  
will be held on July 11, 2022, at 10:00 a.m.**


The Spokane City Council's Public Safety & Community Health Committee meeting will be held at **10:00 a.m. on Monday, July 11, 2022**, in City Council Chambers, – Lower Level, City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington.

The meeting will be conducted in a standing committee format. The Public Safety & Community Health Committee meeting is regularly held the 1<sup>st</sup> Monday of each month at 1:15 p.m. unless otherwise posted.

Members of the public who cannot attend in person can tune in to the meeting by viewing it live on CityCable5, at <https://my.spokanecity.org/citycable5/live>, or <https://www.facebook.com/spokanecitycouncil> or by calling 1-408-418-9388 and entering the access code # 2495 697 3013.

**See attached agenda**

  
**Breean Beggs**  
**Council President**

  
**Laurie Farnsworth**  
**Acting City Clerk**

**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 Spokane City Council Chamber 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.) at the City Cable 5 Production Booth located on the First Floor of the Municipal Building, directly above the Chase Gallery or through the meeting organizer. Individuals requesting reasonable accommodations or further information may call, write, or email Human Resources at 509.625.6237, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or [mpiccolo@spokanecity.org](mailto:mpiccolo@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.

**Public Safety & Community Health Committee**  
**Agenda for 10:00 a.m. Monday, July 11, 2022**

The Spokane City Council's Public Safety & Community Health Committee meeting will be held at **10:00 a.m. on July 11, 2022**, in City Council Chambers, located on the lower level of City Hall at 808 W. Spokane Falls Blvd. The meeting can also be accessed live at <https://my.spokanecity.org/citycable5/live/> and <https://www.facebook.com/spokanecitycouncil> or by calling 1-408-418-9388 and entering the access code #2491 952 4023; meeting password 0320.

The meeting will be conducted in a standing committee format. Because a quorum of the City Council may be present, the standing committee meeting will be conducted as a committee of the whole council. The Public Safety & Community Health Committee meeting is regularly held every 1<sup>st</sup> Monday of each month at 1:15 p.m. unless otherwise posted.

The meeting will be open to the public both virtually and in person, with the possibility of moving or reconvening into executive session only with members of the City Council and appropriate staff. No legislative action will be taken. No public testimony will be taken, and discussion will be limited to appropriate officials and staff.

**AGENDA**

**I. Call to Order**

**II. Approval of Minutes from June 6, 2022**

**III. Committee and Board Appointment Candidate Interviews**

1. Appointment of Eric Iannelli to serve on WQTIF Neighborhood Project Advisory Committee through April 9, 2024.

**IV. Reports/Updates (Briefing pages only, no discussion)**

1. [Strategic Initiatives Update \(SPD\)](#)
2. [Photo Red Update \(SPD\)](#)
3. [Monthly Report \(OPO\)](#)

**V. Discussion Items**

1. Fire Department Update – Chief Schaeffer (5 minutes)
2. Discussion on Violent Crimes Taskforce & DV Unit Staffing – Chief Meidl (15 minutes)
3. [EAGL Gunshot Detection and Alerting System](#) – Shawna Ernst (10 minutes)
4. [Municipal Court SBO Discussion](#) – Howard Delaney (20 minutes)
5. [2023 Public Safety Vehicle SBO Discussion SPD & SFD](#) – CP Beggs (20 minutes)
6. [2022 Urban Camping Compliance Act](#) – CM Cathcart (10 minutes)
7. [Essential City Facilities Ordinance](#) – CP Beggs (5 minutes)

**VI. Consent Items**

1. [Special Counsel Contract Amendment re: Novak Matter](#) (City Legal)
2. [Department of Ecology Grant for Hazmat Team Equipment](#) (SFD)

3. [Infor CAD Software Contract Amendment](#) (SFD)
4. [ABM Contract Amendment](#) (SPD)
5. [ESO Solutions, Inc. Annual Subscription Fees for Software](#) (SFD/IT)
6. [Sole Source Contract Leasing of Defibrillators & Durable Medical Equipment](#) (SFD)
7. [Software Renewal for Cellebrite](#) (SPD)

VII. **Executive Session**

Executive Session may be held or reconvened during any Public Safety and Community Health Committee meeting.

VIII. **Adjournment**

**Next Public Safety & Community Health Committee meeting**

The next meeting will be held at the regular date and time of 1:15 p.m. August 1, 2022.

**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 Spokane City Council Chamber 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.) at the City Cable 5 Production Booth located on the First Floor of the Municipal Building, directly above the Chase Gallery or through the meeting organizer. Individuals requesting reasonable accommodations or further information may call, write, or email Human Resources at 509.625.6237, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or [mpiccolo@spokanecity.org](mailto:mpiccolo@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.

**STANDING COMMITTEE MINUTES**  
**City of Spokane**  
**Public Safety and Community Health**  
**June 6, 2022**

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**Call to Order:** 1:17 p.m.

Recording of the meeting may be viewed here: <https://vimeo.com/717681083>

**Attendance**

Committee Members Present: Councilmember Cathcart (Chair), Council President Beggs (Vice Chair), CM Stratton, CM Kinnear, CM Wilkerson, CM Zappone.

CM Bingle was absent.

Staff/Others Present: Tom Williams, Johnnie Perkins, Eric Olsen, Assistant Chief Lundgren, Eric Finch, Mike Ormsby, Carly Cortright, Matt Folsom, Matt Boston, Tonya Wallace, Nick Antush, Paul Ingiosi, Rex Strickland, Jesten Ray, Devin Biviano

**Approval of Minutes**

➤ Action taken

CM Wilkerson moved to approve the minutes of the May 2, 2022, meeting; the motion was seconded by CM Zappone. The minutes were approved by a vote of 6-0.

**Agenda Items**

Discussion items

1. Police Department Update

- Assistant Chief Lundgren briefed the Committee on SPD's response to the threat of an active shooter in light of the recent school shooting in Uvalde, Texas. Chief Lundgren explained that the goal of the department is to save lives and secure the scene. SPD would then assess medical treatment needs and evacuation of injured individuals while rescuing all those affected in the area.

➤ Action taken

Presentation and discussion only, no action was taken.

2. Fire Department Update

- Tom Williams briefed the Committee on SFD's budget process. He indicated this process has been made better by using Questica. He further discussed the wildland fire season and has staff working on fires in New Mexico. Nationally, the threat level is two for fire danger. Additionally, the department is preparing for large scale community events like Hoopfest. Fire will be graduating 17 individuals from the academy in June.
  - Action taken  
Presentation and discussion only, no action was taken.
3. Fire Settlement Costs
- Mike Ormsby briefed this matter relating to two separate lawsuits in which budget authority has already been met. Seeking amendment of two contracts to add additional funds from Risk Management for litigating an appeal and also seeking a motion to dismiss.
  - Action taken  
Presentation and discussion only, no action was taken.
4. SMC Parking Discussion
- Jesten Ray shared proposed changes to the SMC relating to parking permit municipal codes. Changes being made at a section level – 10 sections total. Amends 4 sections of code, Repeals 3 sections of code, Adds two sections of code and sets an effective date. Changes combine permit types with the same business rules and makes the permit definition clearer for Commercial Loading Zones.
  - Action taken  
Presentation and discussion only, no action was taken.
5. Fire/EMS Academy SBO
- Rex Strickland briefed the committee on the ask from SFD to facilitate a 24 person recruit school in August including wages and benefits for instructors and additional funds for equipment, uniforms and PPE.
  - Action taken  
Presentation and discussion only, no action was taken.
6. Public Defender Salary Savings
- Paul Ingiosi and Nick Antush briefed the Committee on hiring positions and salary savings in the department that could be used for hiring additional help in the office.
  - Action taken  
Presentation and discussion only, no action was taken.
7. Abandoned Vehicle SBO
- Assistant Chief Lundgren presented on a proposed SBO that would bring two new civilian positions into the department for the purpose of creating an abandoned vehicles unit.

- Action taken  
Presentation and discussion only, no action was taken.
- 8. Lease Agreement for Trent Shelter Site
  - City Administrator Johnnie Perkins and Eric Finch presented on the Mayor's Homeless Plan 2.0 and how the plan aligns with siting of a new shelter which has been identified as the Trent Ave Shelter. The overarching strategy is to build trust with the unhoused community to individualize services and opportunities for individuals to exit homelessness by way of accessing services through this shelter.
  - Action taken  
Presentation and discussion only, no action was taken.
- 9. Shelter Operator RFP Discussion
  - Eric Finch discussed the operator selection for the Trent Ave Shelter. The Guardians Foundation application scored the highest based on the scoring rubric. Next steps involve identifying a service provider for wrap around services.
  - Action taken  
Presentation and discussion only, no action was taken.
- 10. Eviction Rent Assistance
  - Devin Biviano shared information regarding the funds received during Covid and how those funds will be distributed via portals through Livestories and Carl Maxey Center and Family Promise. Hopeful to have up and running by June 20 and begin processing applications.
  - Action taken  
Presentation and discussion only, no action was taken.
- 11. Operational Funding Amendment
  - Jenn Cerecedes spoke to the Council on the multiple covid contracts that are set to expire. CHHS would like to see those contracts extended to provide for continuation of those additional shelter beds that were made possible by the funds.
  - Action taken  
Presentation and discussion only, no action was taken.

Consent items

- 1) WA Basin Stormwater Treatment (Engineering)
- 2) CAMTEK Value Blanket (Facilities)
- 3) VOA Shelter Project (CHHS)
- 4) Airgas Specialty Value Blanket (Solid Waste)
- 5) WATPA Auto Theft Prevention Grant (SPD)
- 6) Dispatch CCS UPS Replacement (SFD)
- 7) Don Kardong Bridge Additional Funding (Parks)
- 8) Consolidated Homeless Grant (CHHS)
- 9) FARP Program Extension (SPD)
- 10) Cubicle Panels Purchase (SPD)

Executive session

None.

Adjournment

The meeting adjourned at 3:10PM

Prepared by:

Shae Blackwell

Approved by:

Council Member Michael Cathcart  
PSCHC Committee Chair



**SPOKANE POLICE DEPARTMENT**  
**CHIEF OF POLICE**  
**CRAIG N. MEIDL**

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**Strategic Initiatives**  
**July 2022 Report**



**Public Safety and Community Health Committee Briefing**  
**July 11, 2022**



**Selected Excerpts of Officer Commendations**  
**(Personal Identifying Information has been removed)**

There was an officer, **Anthony Inman**, who responded to a mental health concern from my adult son. I just wanted to register my thanks and appreciation of how this officer and the officers with him handled it with great dignity. I know you guys get a lot of complaints and I thought you needed to hear this. I want to register my appreciation of how this officer and the young officers with him handled it.

I took the "Enhancing the Survival Mindset" class on Saturday. **Lieutenant Jake Jensen** and the SPD team of instructors did an outstanding job. I wanted to express my appreciation and continued support for this type of citizen education.

Through all of my interactions with **[Detective] Dusty [Howe]**, his commitment to the children, adolescents and vulnerable victims we serve at the Children's Advocacy Center has been admirable. His heart for the work we do is very evident, and I am confident that when I see his name assigned to as case, the family and children in particular, will not just get a piece of what Dusty has to offer as a detective, but they will get ALL that he has to offer. There is a saying in the world of Children's Advocacy Centers that states, "Start by Believing" and this is something that I have seen Dusty do time and again with all the cases he has referred to our center. No matter what the final outcome of a case may be, all a child wants is for someone to listen to their disclosure and to have the slightest belief in their statement, and then do something about it...and this is what I have seen Dusty do time and time again. Whether a direct victim, a witness or a non-offending caregiver, Dusty always treats them with trauma informed kindness, respect and humility.

I was pleased, surprised, and appreciative of **Officer Timothy B. Schwering**, North Precinct, response to my need. His response was timely, efficient, courteous, respectful, immediate, and unexpectedly effective. On I called the police department to report a damaged, abandoned vehicle parked in-front of my house. The vehicle had been parked well over a month. I had called previously to report the abandoned vehicle and the car blocked my ability to carry groceries (anything) into my house. At 73, I experience several co-mobilities. To reduce the pain of walking and the aggravation of health-related issues, I must have access to the most convenient and easy path to my home. I was referred and transferred to Officer Timothy Schwering. Within an hour, he returned my call and I spoke directly with him and repeated the information I left in my phone message. He stated that he would "swing-by" my property later the same day. Again, within an hour, the Officer was at my home. My neighbor and I spoke with Officer Schwering and provided any information we had regarding the damaged abandoned vehicle. I believe that the Officer stated he had messaged the vehicle owner. In addition, Officer Schwering also called for the car to be towed and waited for tow truck arrival. Officer Schwering followed-up with me to let know the car was being towed. I was surprised, amazed, and deeply grateful. I could not thank your police officer enough.



## Internal Affairs Unit Update

### January 1 through May 31, 2022, Commendations and Complaints

Commendations Received:    **Total: 103**

Complaints Received:        **Total: 33 (27 from community)**

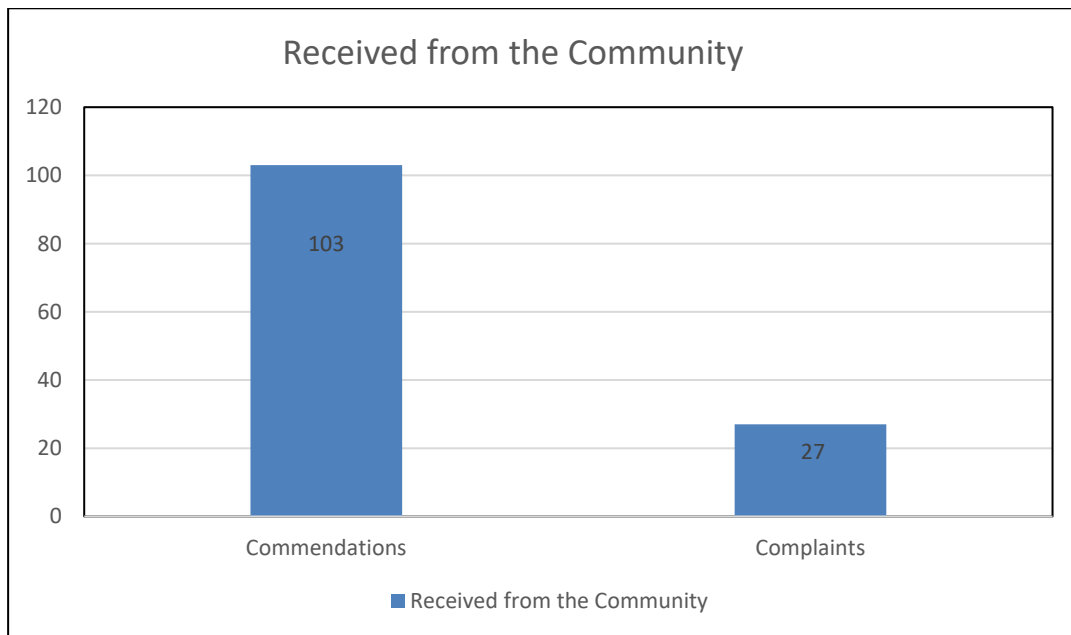
**Closed Out as Inquiries: 0 (As of May 31, 2022)**

*An inquiry is an initial complaint about employee conduct which, even if true, would not qualify as a personnel complaint and may be handled informally by a department supervisor and shall not be considered complaints.*

### Source of Complaints—January 1 through May 31, 2022

Received by the Office of Police Ombudsman	<b>Total: 10</b>
Received by the Spokane Police Department	<b>Total: 23</b>
Internally Generated by the SPD	<b>Total: 6</b>
Generated by the Community	<b>Total: 27</b>

The department consistently receives more commendations from the community than complaints.



## Use of Force Update

### 2022 Non-Deadly Reportable Use of Force Incidents

From January 1- May 31, 2022, there were 33 non-deadly use of force incidents, including 10 K9 contacts and 23 other types of force (e.g., TASER). Four incidents involved both a K9 and other force.

### 2022 Deadly Force Incidents (Officer-Involved Shootings)

From January 1- May 31, 2022, there was one deadly force incident.

#### **Incident 2022-20012711 (Pending Criminal Investigation)**

Incident 2022-20012711 took place on January 24, 2022, in the area of 2400 E. Desmet. The Spokane Independent Investigative Response (SIIR) is conducting the criminal investigation.

### 2021 Deadly Force Incidents (Officer-Involved Shootings)

From January 1- December 31, 2021, there were two deadly force incidents. One is still open.

#### **Incident 2021-20059960 (Pending Deadly Force Review Board)**

Incident 2021-20059960 took place on April 17, 2021, in the area of 500 S. Cannon. The Spokane Independent Investigative Response (SIIR) conducted the criminal investigation. The Spokane County Prosecutor ruled the use of deadly force justified. SPD conducted an administrative investigation and found the incident to be within policy. A Deadly Force Review Board will be convened for a secondary review.

## Items of Interest

### Hiring and Recruiting Update



New Lateral Officers Join SPD: Officers Tuan Nguyen from Liberty Lake PD and Jacob Jones from Missoula PD are the Spokane Police Department's newest lateral officers, sworn in on June 13th. They are pictured here with Mayor Woodward and Chief Meidl.

New Officers Graduate from BLEA: The following officers in Class 834 graduated on June 8, 2022.

Alexander Braatz, Mackenzie German Johnson, Garrett Harris, Devon Hill, Shane Holtshausen, Ricky LaBelle, Will Mitchell, Sally Richards, Nathan Thompson, Bryson Trautman

### Hiring Grant Update:

Throughout the months of March, April, and May 2022, the grant given to the Spokane Police Department by the Washington State Criminal Justice Training Commission was used in a variety of ways. Recruiters traveled to Los Angeles, San Francisco, Chicago, and Phoenix. A trip was also planned to Atlanta, Georgia, but the trip was cancelled last minute due to a change in the dates of the Diversity Career Fair. The groups of recruiters attended multiple events in each city, such as career fairs, events at local colleges, and self-sponsored police academies to promote the Spokane Police Department to potential recruits across the country. Recruiters also attended events across Washington to promote the department to people within the area.

### Timeline:

February 28th-March 4th – Orange County  
March 23rd-25th – Joint Base Lewis McChord Career Fair  
April 7th – Central Washington University Career Fair  
April 4th-8th – San Francisco  
April 18th-22nd – Chicago  
April 23rd – Public Safety test in Spokane, Washington  
May 15th-21st – Phoenix



With the remainder of the grant, the recruiting team plans to increase recruitment media on a variety of platforms, as well as continuing to attend local community events to engage with the community and recruit to Spokane locals. Multiple recruiting videos were created and put out across social media. These videos highlighted diversity and opportunities within the department, while also mentioning the great quality of life Spokane has to offer. Two videos have been released on our Facebook and Vimeo pages. They are the primary videos being utilized with our recruitment publicity campaign with KHQ designed to help us reach diverse

candidates throughout the state. Recruiters also updated flyers to be handed out during local recruiting events.

The following link is for a 30 second recruitment video:

<https://www.facebook.com/SpokanePD/videos/1167826413979806>

Compared to previous years' data, in 2022 there has been an increase in overall applicants to the department, an increase in female applicants, an increase in African American and Hispanic males, and an increase in female applicants representing two or more races.





### Volunteers at Skyfest

Reserve Officer Boblet, Volunteer Services Clerk Sue, VSU TAC Officer Jordan Schott, Cadet Sara Lateef, Reserve Officer Matt Allen, Reserve Officer Ed Richardson



### Pedaling for Pennies and Bike Safety at All Saints Catholic School

This is the 8th year of Pedaling for Pennies, an event that the school puts on to raise money for the Bite2Go program for the 2nd Harvest Food Bank. SPD has been involved since the beginning and provides a bike safety class to the kids the week before the event. This year, officers from SPD's Traffic Unit – Bill Workman, Chris Lewis and Shaidon Storch – drove the route as an opening ceremony. Captain Dave Richards and Lieutenant Shawn Kendall provided bike safety education.

The kids raised \$1257.25 after the event for this year. Since 2014, the pre-schoolers have raised over \$10,000 in funds for the Bite2Go program for the 2nd Harvest Food Bank.



### Employee of the Quarter, Kristi Herron



Kristi Herron has been employed with the Spokane Police Department since October of 2002. She came into the Evidence Unit in February of 2015 and has been a valued asset ever since. In addition to her regular work duties, she has taken on the role of lead trainer for new officers, reserve officers, CO-OP's and deputies on BEAST, as well as training new Evidence employees. She also became a Certified Firearms Specialist and certified in IBIS/NIBIN Acquisitions when the Evidence Unit took on this responsibility. She constantly looks for opportunities to make our job more efficient and never hesitates to offer suggestions. Kristi continues to go above and beyond as an employee assisting officers, detectives, Evidence and Records staff to make everyone's life easier.

Kristi continues to be a trusted asset with firearm background checks. Her years of experience at the Records Gun Desk has allowed our unit to streamline these processes for firearm releases and her wealth of knowledge involving gun laws/prohibitions is second to none. Kristi takes pride in her work and the overall success of SPD. She worked over 100 additional hours performing background checks and CPL data entry for the Records Unit in the first quarter to help keep them within the 10-day window, as well as an additional 11 weeks of work in 2021.

### Lifesaving Awards

Three SPD patrol officers awarded for life-saving efforts. Assistant Chief Lundgren presented the life-saving award to **Officers Justin Druitt, Jared Meyer, and Corey Miller** for their actions which saved a gunshot victim in December 2021. The trio were the first units on-scene to a shooting call where it was reported one person had been struck by gunfire. The officers located a female suffering from a gunshot wound to the leg which caused massive hemorrhaging. Officer Meyer, Miller, and Druitt were able to slow the bleeding by working together and promptly providing medical aid, which included applying multiple tourniquets. The victim was transported to a local trauma center where the attending physician conclusively stated that had it not been for the officers' actions the victim would not have survived.





## Medal of Valor – Detective Juan Rodriguez



The Medal of Valor is awarded to employees for extraordinary acts of bravery or heroism while displaying extreme courage by placing oneself in immediate peril. Detective Rodriguez was presented the award for his involvement in the pursuit of a carjacking suspect. Detective Rodriguez chased after the suspect. The suspect shot Detective Rodriguez in the leg with his .45 caliber firearm. Detective Rodriguez continued to chase the suspect, even after being shot. He decided to remain engaged in the dangerous situation until he could neutralize the threat to others. Detective Rodriguez returned fire at the suspect, ending the threat to fellow officers arriving on scene and civilians in the area.

## SPD Traffic School: Safe Traffic Operations Program (STOP)

STOP is a voluntary class offered by the Spokane Police Department. It is designed to improve driver awareness and understanding of traffic laws and to promote safe driving skills. For more information, see the website: <https://my.spokanecity.org/police/patrol/traffic/traffic-school/>

SPD consistently receives positive feedback from participants of the class. Here are two comments from the most recent class, taught by Traffic Officers Shaidon Storch and Dave Kaurin.

"I had a good time and enjoyed taking this class as it opened my eyes to many things and I plan on leaving here being a better and safer driver. Thanks guys! P.S. I will not be back"

"I loved how a room full of people who got tickets were laughing and engaging with these officers. It felt good that there was not anyone angry with them since police are the bad guys in today's society. So thank you for building the relationship first."

## Collaboration and Crime Prevention: Property Crime

The following story involves several SPD units working together: patrol, SPEAR (Property Crimes), Violent Crimes Task Force, Special Investigations Unit, SWAT, Hostage Negotiation Team, and other detectives.

*SPD Breaks Up Stolen Property Ring: Alert neighbor thwarts catalytic converter theft, leads to seizure of more than \$100k in stolen property and breaks up stolen property trafficking ring*

On 5-17-2022 around 4:30 AM - a man, who was leaving his apartment in Northwest Spokane for work, noticed two pairs of legs poking out from underneath his neighbor's car. He reported hearing sawing sounds and it appeared to him the men under the car were cutting off his neighbor's catalytic converter. He also noticed an unoccupied pickup truck parked nearby and running. The citizen notified police.

Patrol officers responded and located the pickup truck. As officers began their investigation, a subject approached them. The subject (identified as suspect Tyler G. Larsen, 26) said the truck belonged to his friend (identified as suspect Vitaliy A. Budimir, 35), who he summoned to get the truck back. While waiting for Budimir, the officers looked further at the vehicle, and in plain view, they saw what appeared to be stolen tools, purses, and an exhaust muffler. Budimir arrived and told officers that his truck had been stolen earlier that morning all the way across the city.

Further investigation by patrol determined that Budimir, along with another unknown male attempted to cut and steal the catalytic converter off a vehicle causing more than \$1,000 in damage to that vehicle. Budimir was arrested and booked for Malicious Mischief 2nd and Attempted Theft 2nd. Larsen was booked for making a false statement to a public servant. Budimir was released on his own recognizance the next day and Larsen was booked and immediately released on his own recognizance.

During a search of the pickup, more stolen catalytic converters, stolen tools, stolen ID cards, stolen access devices (credit/debit cards), and tools used to remove a catalytic converter were recovered. Information from the investigation and from items in the truck also revealed an address where more stolen items may be located. On 5-25-2022, the investigating patrol officers, neighborhood resource officers, SPEAR (Stolen Property Enforcement and Recovery) detectives, and a crime analyst executed a search warrant on the home in the 1300 block of East Garland.

When police identified themselves, a subject (identified as suspect Joshua E. Semenchuk, 22) jumped a fence in the backyard and began to run away but was apprehended and booked for an unrelated felony theft of a motor vehicle warrant.

During the search of the home, an extensive amount of stolen property - valued at approximately \$20,000 and including six other catalytic converters - was recovered. The detectives and crime analyst were able to immediately search stolen property reports and compare them to the items inside the home to expedite the process of returning items to owners. One of the items recovered was an electric bicycle valued at over \$1,500. The victim of the bike theft was able to respond to the home and get their bicycle back that same day.

Several coin-operated toy machines stolen from a local grocery store were also recovered -valued at approximately \$3,000. A follow-up investigation by SPEAR identified suspect Jerry Parsons, 30. Parsons was arrested the next morning by the Violent Crimes Task Force for an outstanding Commercial Burglary warrant and Eluding a Police Vehicle. Parsons was linked to Budimir via property recovered during the preceding searches. Additional charges related to the theft of coin machines and usage of a victim's credit cards are possible.

The investigation also revealed there may be more stolen property located inside a storage unit in North Spokane. Patrol officers responded to the storage center to investigate and obtained a search warrant for two separate units. Both were nearly full of stolen property. Each unit contained a cache of new-in-box power tools, clothing with the tags still on, generators, and electrical equipment. Detectives and the crime analyst were again able to quickly start their search of the property to locate victims of the thefts.





An entire set of firefighter bunker gear (helmet, boots, coat, pants, mask) and wildland firefighter gear was located and linked to a vehicle prowling report. The victim was contacted and recovered his stolen equipment - valued at approximately \$9000- that day. A box of tools, a plumbing camera, and a speaker were linked to another vehicle prowling incident and that victim also retrieved his items - valued at approximately \$4200- the same day.

Additionally, inside one unit a number of guns including an illegal sawed-off shotgun were recovered. Probable cause was established to arrest the renters of both storage units (Ryan P. Smith, 30 and Wilma R. Haight, 29) for 1st Degree Possession of Stolen Property, Possession of an Unlawful Firearm, and 1st Degree Trafficking Stolen Property.

Smith and Haight were known to use a pickup truck to transport stolen items. On 5-26-2022, an alert detective with the Special Investigations Unit noticed the truck at a hotel in the 9500 block of North Division. Because of Smith's local history and the risk of firearms being involved, members of SWAT, the Violent Crime Task Force, the Hostage Negotiation Team, and other detectives responded to the hotel to assist in the apprehension. Hostage Negotiators were able to contact the suspects over the phone, who exited a hotel room and were taken into custody without incident.

A search warrant executed on the room resulted in the seizure of approximately \$1,000 cash, \$3,000 in money orders, approximately 43 cash gift cards of various values, fentanyl "Mexi" pills, and the pickup truck. Smith and Haight were booked into the Spokane County Jail for 1st Degree Possession of Stolen Property, Possession of an Unlawful Firearm, and 1st Degree Trafficking of Stolen Property. Haight also had a confirmed misdemeanor warrant for 3rd Degree Theft. A search of the pickup truck yielded another large amount of potentially stolen property.

Overall, an estimate of over \$100k in stolen property was recovered, which stopped an organized, structured stolen property trafficking ring. 7 associated suspects were arrested in the on-going investigation and 3 firearms, including the sawed-off shotgun and a reported stolen handgun, were seized along with much of the property.

The Spokane Police Department would like to thank the alert citizens for their help in this case. This case involved the collaboration of several divisions within SPD and could not have been completed without the teamwork. SPD would also like to remind the public to document all serial numbers/receipts for any valuable items so in the event they are recovered they can be traced back to the rightful owner. Adding a personalized/distinguishable mark to your property is also a great way to make it easily identifiable.

### **Precinct Highlights**

#### **North Precinct**

##### **Collaboration with Neighborhood Residents and Businesses**

- Neighborhood Resource Officer Tim Schwering has resolved 14 nuisance properties this year. He has also towed 88 vehicles from January-May 2022.



- NRO Todd Brownlee reports that Mission Park continues to be vastly improved for May, with frequent Prowl Checks and coordination with Whitter Pool. Results have been a continued decline in calls for service.

This time period also saw the park host the Logan Neighborhood Celebration, which went very well and was well attended. COPS had a tent at the event, to include Logan COPS. NRO Brownlee used the opportunity to re-connect with Riverview Retirement Community Administration and other neighborhood leaders. NRO Brownlee kept a close eye on cars of attendees. No cars were prowled during the event.

## **Downtown Precinct**

### Crime Prevention Missions

During May and June 2022, the Downtown Precinct has been focusing on Pacific-2nd/Division-Spokane, which is experiencing high rates of vehicle prowling and Part 1 crimes, especially near some apartment complexes and businesses. Officers tackled several issues related to fentanyl. Officers made an arrest of a repeat offender was trafficking fentanyl pills outside a housing structure and recovered stolen property from a suspect stealing to support his fentanyl habit. Several individuals who were overdosing in this area were revived with Narcan.

Officers have also been regularly patrolling the parking lots near Lewis and Clark High School.

### Precinct Outreach

- Downtown Community Court triage meeting
- Hot spotters meeting
- Downtown security group meeting
- Business Improvement District Board meeting
- Washington State Public Safety Review Panel meeting
- Riverside Neighborhood Council meeting



Above, Coffee with a Cop at the Starbucks Coffee on 3<sup>rd</sup> and Walnut. A Coffee with a Cop event took place on June 16, 2022 at the Starbucks on Main.

## South Precinct

The South Precinct received 178 new referrals on problem addresses during May 2022.

### Collaboration with Neighborhood Residents and Businesses

- The South Precinct has been focusing on the area of Cannon to Monroe and 4<sup>th</sup> to 9<sup>th</sup> Avenues.
- 26 Cannon Hill Prowl Checks were conducted by seven different patrol units. Most checks reported no criminal activity.



### Outreach Update

#### Recent Outreach Activities

Neighborhood Block Party  
Spokane Juvenile Court Coordination of Services  
PAL Boxing  
Refugee Connections  
Big Brothers Big Sisters  
Northeast Community Center Coalition  
Shadle Prevention & Wellness Coalition  
Roundtable Self-Care Fair  
Garland Street Fair  
Hillyard Street Fair  
Stevens Elementary Cultural Night  
Mount Spokane High School Teddy Bear Toss  
East Valley High School Career Day  
Cub Scouts at Westview Elementary  
STEP Secondary Transition Education Program Graduation



The Community Outreach Unit had a booth at Riverfront Park for Asian Native Hawaiian Pacific Islander Heritage Day. This event was also at the same time of the Junior Lilac parade and lots of people stopped by to say hi.

#### Training for Refugees

SPD Community Outreach joined together with World Relief Spokane to welcome refugees and other immigrants to Spokane. Officers spent time teaching them about public safety, resources within the



community, Washington State laws and Spokane City Municipal codes, as well as general knowledge of living in Spokane.



Below is a card that is provided to World Relief, Refugee Connections and other providers who work with refugees in our community. If officers have an interaction with individuals who have these cards, the card can be presented to assist with obtaining the proper translation services.

#### Refugee Emergency Language Card

Name \_\_\_\_\_

Language(s)  
Spoken \_\_\_\_\_

English Contact:  
Name \_\_\_\_\_

Phone \_\_\_\_\_



*Cy Meidl*  
Spokane Police  
Chief Meidl

#### Roundtable Self-Care Fair

Northeast Family Youth System Partner Round Table (FYSPRT) coordinated with Passages Family Support to host the Second annual Self-Care Fair. Passages provides outpatient mental health care and support services to individuals, youth, and children throughout Spokane County. SPD Community Outreach attended the Fair as one of the resources available to participants. It was a great opportunity to make additional connections with mental health resources throughout Spokane County and the surrounding region.

#### PAL Boxing

PAL Boxing meets every Tuesday at the Spokane Boxing Club (115 S. Jefferson) from 3:00-4:30 pm. We welcome youth between the ages of 12-17. We'd love to have them down to get a workout in with our officers! Please reach out to [spdccommunityoutreach@spokanepolice.org](mailto:spdccommunityoutreach@spokanepolice.org) for more information.

On June 17, two of the PAL Boxers participated in a boxing match.



Several SPD employees and volunteers attended STEP graduation.





## Committee Agenda Sheet

### [COMMITTEE]

<b>Submitting Department</b>	Police Department / Traffic Unit
<b>Contact Name &amp; Phone</b>	Jim Christensen 509-835-4565
<b>Contact Email</b>	jchristensen@spokanepolice.org
<b>Council Sponsor(s)</b>	
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input type="checkbox"/> Discussion      Time Requested: _____
<b>Agenda Item Name</b>	Photo Red / Speed
<b>Summary (Background)</b>	<p><u>Background/History:</u> Report for Public Safety meeting July 11<sup>th</sup>, 2022.</p> <p>Statistic for Photo Red for the time frame of May 1<sup>st</sup>, 2022, thru May 31<sup>st</sup>, 2022.</p> <p>There were 1635 violations on the photo red system from <b>May 1<sup>st</sup>, 2022</b> thru <b>May 31<sup>st</sup>, 2022</b>. During the same time frame in 2021 there were 2383 violations, which is a decrease of 748 violations. SK13 Thor and 2<sup>nd</sup>, SK09 Freya and 3<sup>rd</sup> and SK07 2<sup>nd</sup> and Thor wrote zero infractions. All three are down due to construction. This accounts for the majority of the reductions.</p> <p>Statistic for Photo Speed for the time frame of May 1<sup>st</sup>, 2022, thru May 31<sup>st</sup>, 2022.</p> <p>There were 2070 violations on the photo speed system from <b>May 1<sup>st</sup>, 2022</b> thru <b>May 31<sup>st</sup>, 2022</b>. During the same time frame in 2021 there were 1685 violations, which is an increase of 385 infractions.</p> <p><u>Executive Summary: Photo RED</u></p> <p style="text-align: center;"><b>May 1<sup>st</sup>, 2022, thru May 31<sup>st</sup>, 2022</b></p> <ul style="list-style-type: none"> <li>• Browne and Sprague was the highest with 362 violations.</li> <li>• Division and Sprague was the second highest with 314 violations.</li> <li>• Division and Francis was the third highest with 264 violations.</li> <li>• Browne and Third was the fourth highest with 215 violations.</li> </ul> <p><u>Executive Summary: Photo SPEED</u></p> <p style="text-align: center;"><b>May 1<sup>st</sup>, 2022, thru May 31<sup>st</sup>, 2022</b></p> <ul style="list-style-type: none"> <li>• SB Nevada St @ Longfellow Elementary was the highest with 686 violations.</li> <li>• SB N Monroe @ Willard Elementary was the second highest with 477 violations.</li> <li>• EB W Northwest Blvd St @ Finch Elementary was the third highest with 360 violations.</li> </ul>

	<ul style="list-style-type: none"> <li>SB 5714 N Ash ST @ Ridgeview Elementary was the fourth highest with 331 violations.</li> </ul>
<b>Proposed Council Action &amp; Date:</b>	
<b>Fiscal Impact:</b> Total Cost: Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source:  Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?          	
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?          	
How will data be collected regarding the effectiveness of this program, policy or product to ensure it is the right solution?	

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?



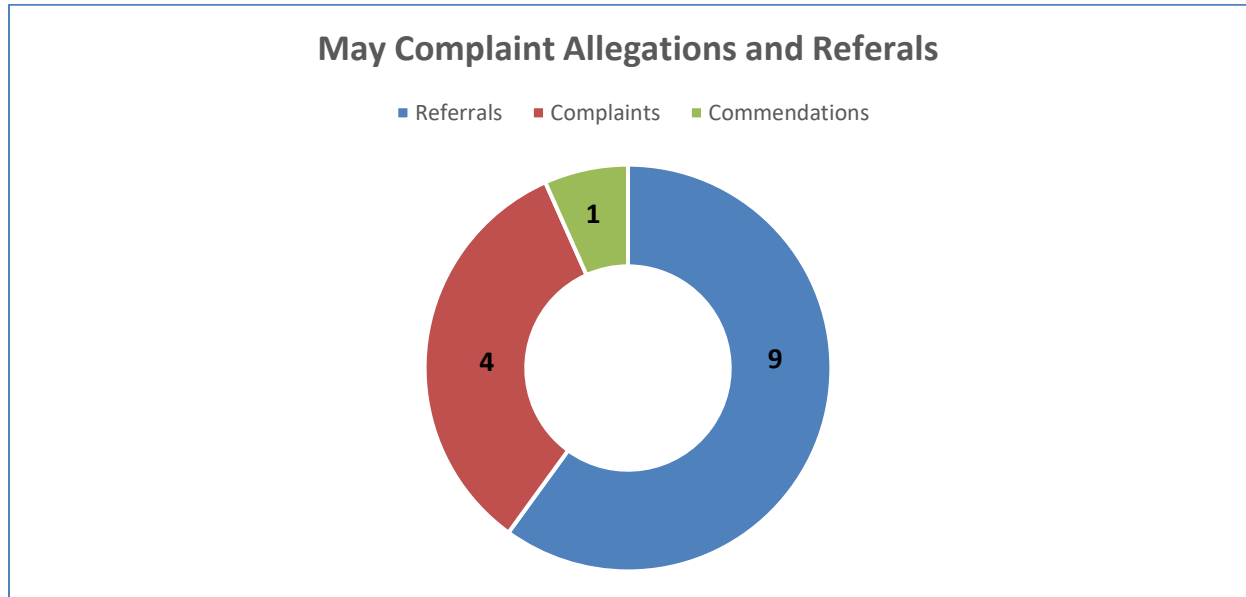


# Office of the Police Ombudsman

## Public Safety & Community Health Committee Report

Reporting Period: May 1-31, 2022

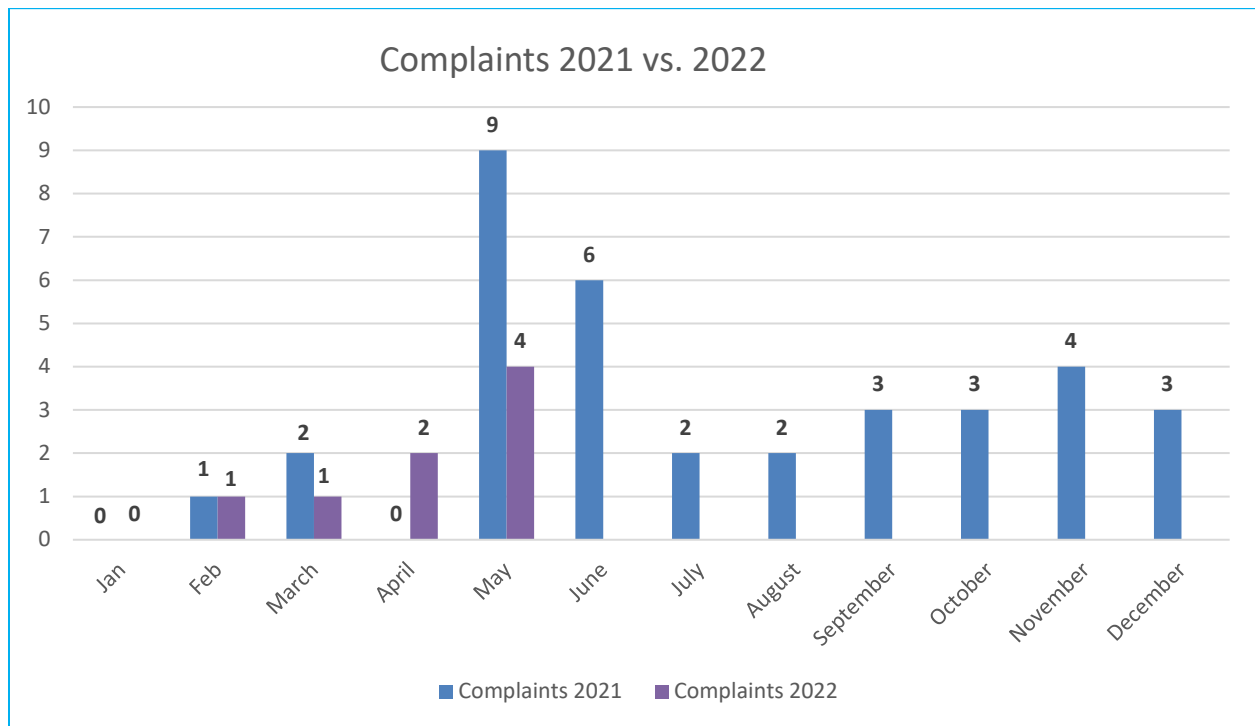
### Complaints/Referrals/Contacts



### Highlights:

In April, the Office of the Police Ombudsman (OPO) submitted 5 Complaints to Internal Affairs, 9 Referrals to various agencies and 1 Commendation. Highlights include:

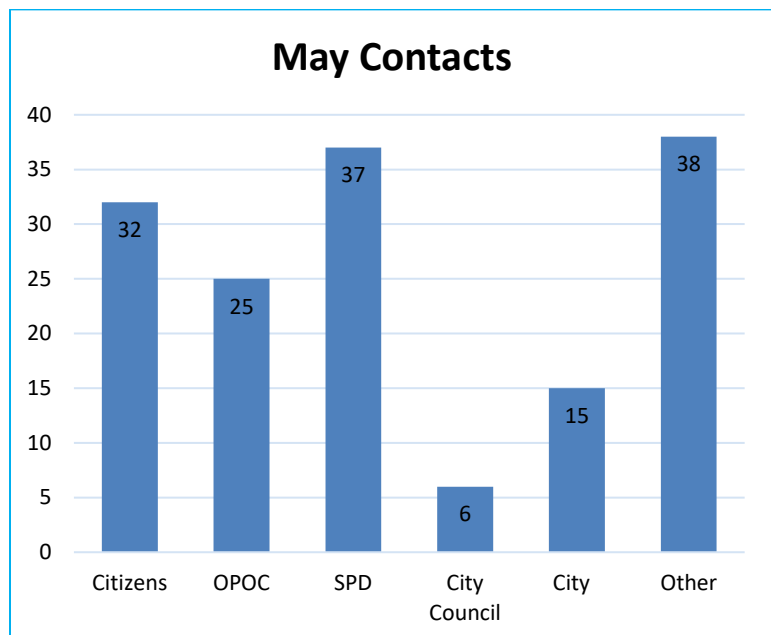
- OPO 22-07: A community member alleged that when they called SPD for assistance with a landlord issue, the responding officer allegedly wasn't willing to help the community member.
- OPO 22-08: A community member is frustrated by the activities of their neighbor. They have been trying to get assistance from SPD with little help.
- OPO 22-09: A community member was concerned for community safety during excessive flooding on the south hill. The responding officer was dismissive and told them they could be on their way.
- OPO 22-10: A community member had concerns with their tenant damaging their property, responding officers explained that the tenant was able to damage the property with no repercussions
- OPO 22-11: A community member wanted to thank the SPD for all the work they did to locate their stolen vehicle.



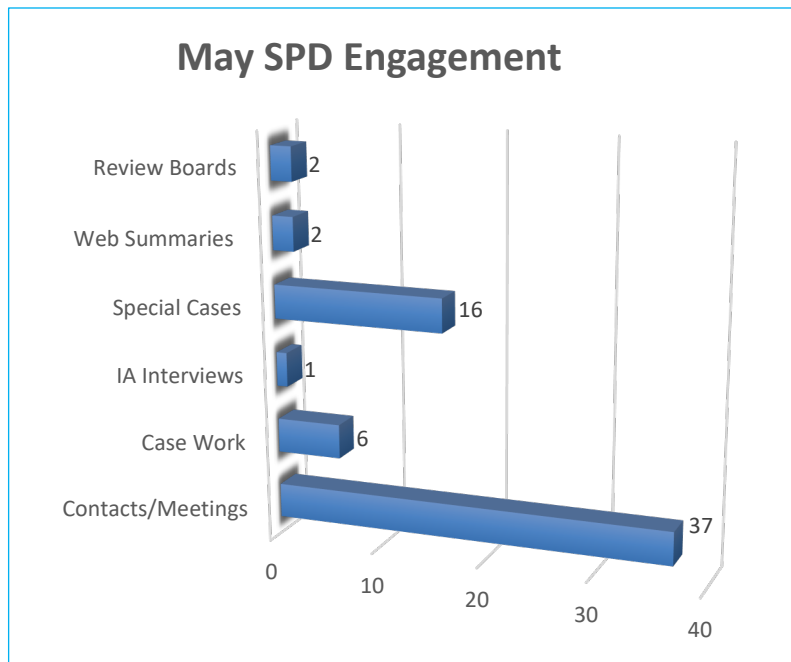
## Contacts/Oversight:

**Contacts/Oversight**

- 153 total contacts
- 32 community member contacts
- 7 citizen interviews were conducted
- 1 interview in IA
- 37 total SPD contacts
- 20 IA contacts



## Oversight Activities



### Case Work

4 – Cases certified  
2 – Case returned for further investigation

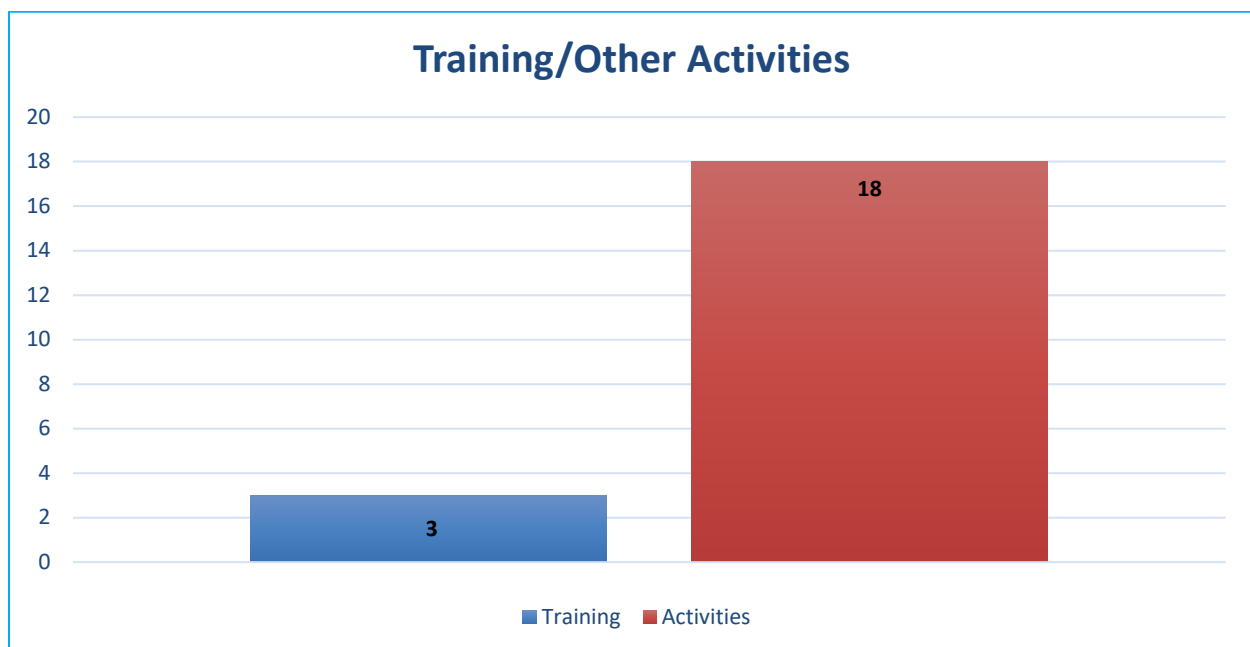
### Special Cases

4 – Use of Force  
0 – K9  
10 – Collision  
2 – Pursuit

### Review Boards / ARP

1 – UOF  
1 – Collision/Pursuit

## Training/Other Activities



## **Highlights:**

- Training – SPD In Service, IACP Law Officer Section Spring Training, Accounting Operating Module Session 2
- Oversight – IA Bi-Weekly Meeting, WSCJTC Meeting, Use of Force Review Board, Collision/Pursuit Review Board, WASPC Conference
- Other Community Meetings – OPOC Meeting, Leadership 2022, Celebrate Recovery Events, Leadership Spokane Program Committee Meeting, Leadership Spokane Executive Board Meeting
- Oversight/Outreach – Washington Coalition for Police Accountability Meeting

## **Upcoming:**

- WSCJTC Meetings
- Declined Case Submission to OPOC
- OPO Retreat
- International Association of Chiefs of Police (IACP) Annual Conference
- United States Ombudsman Association (USOA) Annual Conference
- National Association for Civilians Oversight of Law Enforcement (NACOLE) Annual Conference

Office of the Police Ombudsman Commission Meeting:

Held virtually, the 3rd Tuesday of every month at 5:30pm

Agendas and meeting recordings can be found at:

<https://my.spokanecity.org/bcc/commissions/ombudsman-commission/>

## Committee Agenda Sheet

### Public Safety and Community Health Committee

<b>Submitting Department</b>	Spokane Police Department																												
<b>Contact Name &amp; Phone</b>	Shawna Ernst 509-625-4106																												
<b>Contact Email</b>	<a href="mailto:sernst@spokanepolice.org">sernst@spokanepolice.org</a>																												
<b>Council Sponsor(s)</b>	CM Kinnear																												
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: 10 minutes																												
<b>Agenda Item Name</b>	EAGL Gunshot Detection and Alerting System																												
<b>Summary (Background)</b>	<p>Shootings in Spokane are rising at an alarming rate (Figure 1). There was a 190% increase in drive by and other shootings from 2019 to 2021. In 2022 (January 1<sup>st</sup> through June 25<sup>th</sup>) there were 81 shootings. On June 26<sup>th</sup> there were multiple drive by shootings including one in which a veteran Spokane Police Officer was shot (but will thankfully recover). On June 29<sup>th</sup>, two teenage boys (ages 15 and 16) were shot during an altercation at the Dwight Merkel Sports Complex (and will thankfully both recover).</p> <p><i>Figure 1: Drive By and Other Shootings within the City of Spokane (2017 – June 25<sup>th</sup>, 2022).</i></p> <table border="1"> <caption>SPD Yearly Drive By &amp; All Other Shootings (2017-2022)</caption> <thead> <tr> <th>Year</th> <th>DriveBy</th> <th>All Other</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td>2017</td> <td>30</td> <td>23</td> <td>53</td> </tr> <tr> <td>2018</td> <td>24</td> <td>12</td> <td>36</td> </tr> <tr> <td>2019</td> <td>28</td> <td>24</td> <td>52</td> </tr> <tr> <td>2020</td> <td>42</td> <td>52</td> <td>94</td> </tr> <tr> <td>2021</td> <td>41</td> <td>110</td> <td>151</td> </tr> <tr> <td>2022</td> <td>43</td> <td>38</td> <td>81</td> </tr> </tbody> </table> <p>This dramatic change in acts of violence has our community members alarmed. This proposal will help the department address the issue by implementing a gun shot detection and alerting system which also gathers critical information for investigation of each shooting.</p> <p>Here are some key points about the system:</p>	Year	DriveBy	All Other	Total	2017	30	23	53	2018	24	12	36	2019	28	24	52	2020	42	52	94	2021	41	110	151	2022	43	38	81
Year	DriveBy	All Other	Total																										
2017	30	23	53																										
2018	24	12	36																										
2019	28	24	52																										
2020	42	52	94																										
2021	41	110	151																										
2022	43	38	81																										

- When the system detects a shot, first responders are notified in seconds. Depending on the circumstances, it can take minutes to receive a shots fired call from citizens to 911. The system dramatically improves the location accuracy vs citizen reporting.
- It does not listen for shots. It determines if a shot has been fired based on detecting a large energy burst. So there's no issue regarding citizen privacy – it can't hear any noise or conversations. It doesn't include any video either.
- The system is the most accurate on the market at detecting actual shots (instead of things like cars backfiring or fireworks). The system can even determine the general type of gun used (shotgun vs hand gun vs semi-automatic).
- It is portable. If we have an increase in shootings in any Spokane neighborhood, we can move individual sensors to the area (Figure 2). The sensors have their own batteries which last for 5-7 years and can use solar power. There's no requirement for local power so moving the sensors is easy.

*Figure 2: An EAGL DragonFly sensor for outdoor use.*



- The system can determine a unique code for cellphones located near a detection. That unique code is completely anonymous except to cell phone providers. If a shot were fired, Detectives could take the unique codes, seek a search warrant, and then potentially get names of the shooter(s), victim(s), and witnesses from the cell carriers.
- We would look at purchasing outdoor sensors, but the company also makes indoor sensors (Figure 3). If an area facility (the Arena, City Hall, Schools) were to procure the indoor sensors, we can tie them all into the same alerting mechanism so that first responders know about a shooting sooner.

Figure 3: An EAGL Firefly sensor for indoor use.



- The system can also tie into other types of sensors, like flood sensors, in a smart city approach.

Costs for the system are directly tied to the area of coverage. For the purposes of this initial discussion, the following areas were utilized (Figures 4-6):

Figure 4: Area One includes the Downtown core, Arena and public facilities, County Campus, Hospitals, and a portion of the University District.

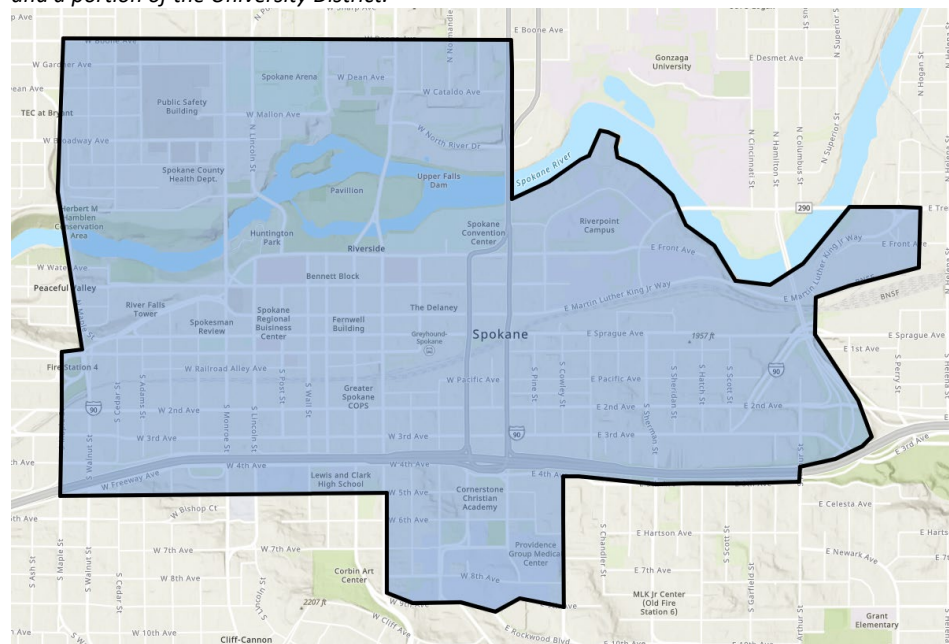
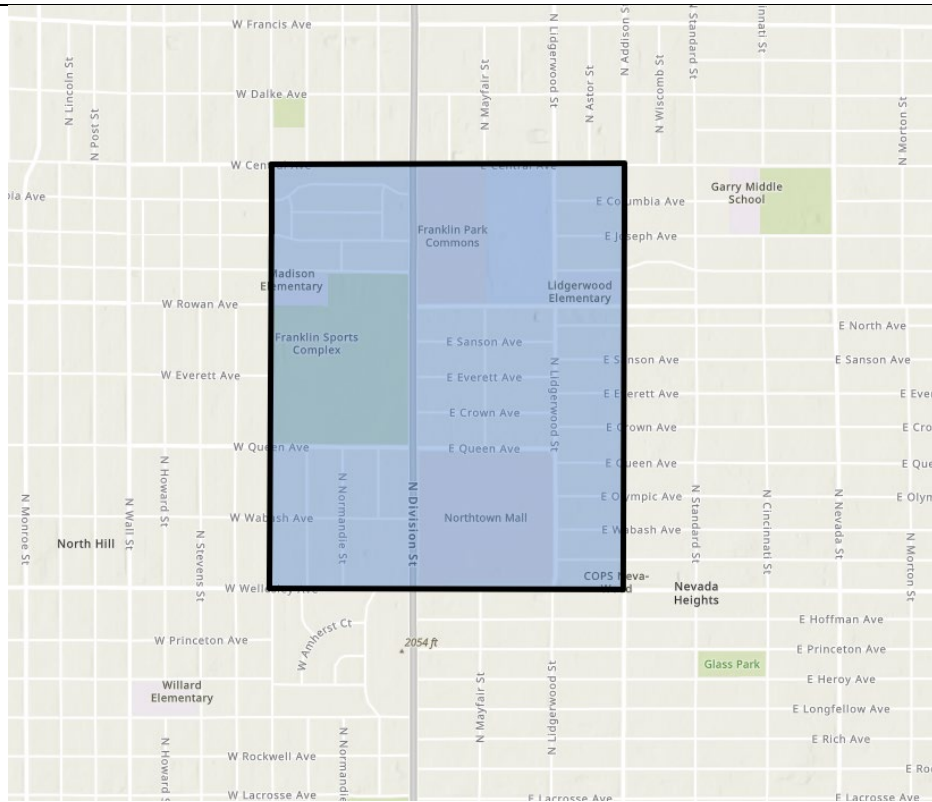
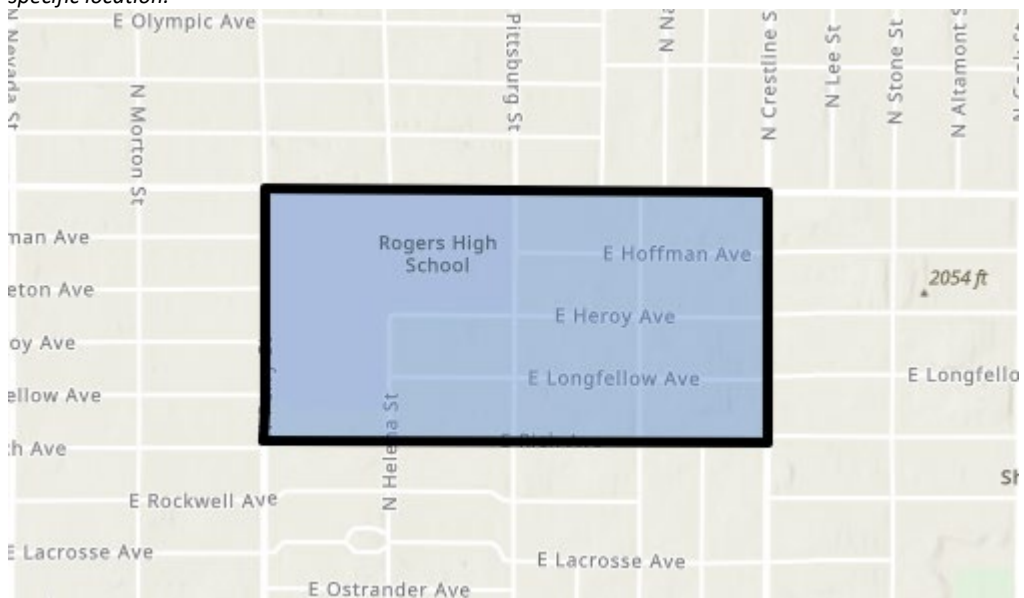


Figure 5: Area Two includes the Northtown Shopping Center, Franklin Park, Holy Family Hospital:



*Figure 6: Area Three is representative of a 16 block section of the City, and could be moved to areas with higher risk of shootings. Area Three does not necessarily mean the system would be placed at this specific location.*



**Proposed Council Action & Date:**

Input and next steps only. This is an exploratory discussion at this time.

**Fiscal Impact:**

Total Cost: Varies – the values below would cover ~2.6 square miles with 540 sensors. That footprint can be adjusted, which can impact total cost.

Cost Option 1:



\$1,500,000 for initial capital and first year of licensing

\$358,160 annual maintenance

Cost Option 2:

\$1,843,500 for initial capital and five years of licensing

Cost Option 3:

The vendor has a SMARTcity program. The program offers high-speed WiFi for the public. Ad revenue from advertisers using the network funds the ongoing costs for the WiFi network and the gun shot detection system.

The SMARTcity program is in place in Mason City, Iowa: [https://www.kimt.com/news/cerro-gordo-county/free-wireless-internet-coming-to-downtown-mason-city/article\\_446f6b98-d741-11ec-a161-778d428dae69.html](https://www.kimt.com/news/cerro-gordo-county/free-wireless-internet-coming-to-downtown-mason-city/article_446f6b98-d741-11ec-a161-778d428dae69.html)

Mason City has a population of 27,064. They are estimating \$500,000/year in ad revenue from the free WiFi initiative. No personal data will be collected by Mason City in order to preserve privacy.

**NOTE:** This option would require a review by City Legal.

Approved in current year budget? ☐ Yes ☒ No ☐ N/A

Funding Source ☒ One-time ☒ Recurring

Specify funding source: Needs to be Identified

Expense Occurrence ☐ One-time ☒ Recurring

This is primarily a one-time expense, but some of the licensing is recurring.

Other budget impacts: (revenue generating, match requirements, etc.)

If we choose the SMARTcity path, we may generate revenue from this system combined with public WiFi.

### Operations Impacts

What impacts would the proposal have on historically excluded communities?

The system would be installed in the downtown core, which is an area utilized by people from our entire community, including those who have been historically excluded. Other areas could also be covered based on community needs and risk of shootings. The goal would be to protect as much of our community as possible, especially our most vulnerable populations. Use of this system (including placement of the sensors) will be governed through a yet-to-be-developed policy and procedure.

If the SMARTcity program (Cost Option 3) is selected, public WiFi would be available in certain areas for historically excluded communities and those without the ability to afford internet 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?

Each detection will be logged for review to ensure that the system is being utilized in a manner that protects people from varying backgrounds.

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

Each detection will be analyzed to determine if it was accurate and timely. Any use of cellular phone unique codes will only be done after obtaining a valid search warrant or in extremely limited exigent circumstances (ex: an active shooter situation).

No data will be collected from those using the SMARTcity Public WiFi system (Cost Option 3) in order to protect individual privacy.

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?

This purchase aligns with the following strategic plan objectives:

- 1.) Innovative Infrastructure: This system is highly innovative in that it does not utilize audio to detect shootings – it looks for waves of energy. The system also can connect with many other kinds of sensors (like flood sensors, smoke sensors) to create a broad smart city package.
- 2.) Safe and Healthy: This purchase will reduce the time it takes to notify first responders (Police, Fire, EMS) of a shooting which will allow for a faster response. The system will also provide critical information that will be used by Detectives to investigate shootings.
- 3.) Sustainable Resources: This system runs on long-life batteries and/or solar power. The sensors do not require a cellular connection or to be connected to the City's network. This technology requires exceptionally little maintenance.

## Committee Agenda Sheet (Public Safety & Community Health)

<b>Submitting Department</b>	Municipal Court
<b>Contact Name &amp; Phone</b>	Howard F. Delaney / 509-625-4400
<b>Contact Email</b>	<a href="mailto:hdelaney@spokanecity.org">hdelaney@spokanecity.org</a>
<b>Council Sponsor(s)</b>	B. Beggs
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: <u>10 Min</u>
<b>Agenda Item Name</b>	SBO – Pretrial Service Unit – Transition from Pilot Project
<b>Summary (Background)</b>	<p>The Pretrial Services Unit was established as a pilot program under the City Council’s request for a Pretrial Supported Release alternative in 2020. The City Council set aside \$250,000 to establish a pretrial services program.</p> <p>Based upon the fact the program was to be a pilot and funding was limited, the Municipal Court judges met with CJS and developed the following eligibility criteria:</p> <ol style="list-style-type: none"> <li>1. The pilot, as a Supported Release Program, is only to be applied to those defendants arrested and booked into jail.</li> <li>2. Eligible charges were determined to be DUI/Physical Control, all Domestic Violence related charges (excluding Malicious Mischief DV), and Assault. These charge types were selected based upon statistical analysis of cases primarily held on bond and posing the highest risk of harm to the community/victim.</li> <li>3. Only cases with eligible charges, PSU screenings, and alternatives to Bond were eligible for PSU monitoring.</li> </ol> <p>The goals established for the program design were straight forward:</p> <ol style="list-style-type: none"> <li>(a) Reduce pretrial detention rates</li> <li>(b) Reduce recidivism (pre/post disposition)</li> <li>(c) Reduce FTA rates - Court Appearances</li> <li>(d) Reduce time to disposition</li> <li>(e) Reduce the use of monetary conditions (bail/bond)</li> </ol> <p>The full impact of the pandemic fully set in during our original implementation window. Our in-custody populations plummeted, issuance of bench warrants was suspended, and staff shortages made intensive staffing programs very difficult.</p> <p>By July of 2021, it became apparent the pandemic was relaxing its grip on our region and the decision was made to move forward with program implementation.</p> <p>After obtaining administrative approval for onboarding various project staff positions, as well as running an unsuccessful IRFP for the community navigator component of the program, the PSU unit was initiated with internal navigation services in November of 2021.</p> <p>As of May 15, 2022, the PSU pilot program has operated for 6 months and the results are very promising. As of that date, the PSU program has screened 431 defendants with an additional 162 defendants with qualifying charges not being screened for several reasons (jail lockdown, no bail holds, lack of resources). Data are currently being reviewed to compare against similar timeframes and conditions in</p>

	<p>2016, 2017, 2018, and 2019. Attached is a first run of data; however, we are currently evaluating the data to refine accuracy and outcome measurements.</p> <p>We have lost some of the program's project employees, which due to the challenging job market we have been unable to rehire and have lost to full time positions elsewhere. The lack of staffing has caused challenges in keeping the program operating at maximum efficiency. Given the effectiveness of the pilot thus far, we are seeking to have the program extended, using full time employees instead of project positions in order to allow us to recruit staff, continue the program's initial successes, and fully demonstrate the cost effectiveness of the PSU unit.</p> <p>SBO Currently Project Personnel to FTEs</p> <p>Community Justice Counselor (CJC) Project #1 : Total \$ 41,600 From: Allocated Funds Public Safety Funds from Personnel Fund 1625 To: New Position – Community Justice Counsellor FTE</p> <p>Community Justice Counselor (CJC) Project #2 (Vacant): Total \$ 38,350 From: Allocated Funds Public Safety Funds from Personnel Fund 1625 To: New Position – Community Justice Counsellor FTE</p> <p>Community Justice Specialist (CJS) Project #1): Total \$ \$31,900 From: Allocated Funds Public Safety Funds from Personnel Fund 1625 To: New Position – Community Justice Specialist FTE</p>
<b>Proposed Council Action &amp; Date:</b>	<p>Approve the SBO, including creating the related Community Justice Counselor and Community Justice Specialist FTE positions.</p> <p>July 25, 2022</p>
<p><b>Fiscal Impact:</b> Total Cost: _\$111,850 Approved in current year budget?    <input checked="" type="checkbox"/> Yes    <input type="checkbox"/> No    <input type="checkbox"/> N/A</p> <p>Funding Source        <input type="checkbox"/> One-time        <input checked="" type="checkbox"/> Recurring Specify funding source:</p> <p>Expense Occurrence <input type="checkbox"/> One-time        <input checked="" type="checkbox"/> Recurring</p> <p>Other budget impacts: (revenue generating, match requirements, etc.) N/A</p>	
<p><b>Operations Impacts</b></p> <p>What impacts would the proposal have on historically excluded communities?</p> <p>Although the conversion of these project positions to full time employees will have no direct impact in and of itself, one of the goals of this SBO is to promote the hiring and retention of personnel qualified to provide analysis of how CJS programs positively or negatively impact this population.</p>	
<p>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?</p> <p>Data points related to the demography of those under supervision in all CJS programs are collected and analyzed. This analytical process will be improved and streamlined with the implementation of the new software program, “eSupervision”, slated to go live later this year</p>	

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

Data points on all CJS programs are continually collected and analyzed to monitor the effectiveness of all CJS functions and programs. This analytical process will be improved and streamlined with the implementation of the new software program, “eSupervision”, slated to go live later this year.

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 changes to the Community Justice Services department and the resulting modifications to departmental operations is a critical element of the City’s criminal justice reform efforts.

Community Justice Services - Pretrial Services Unit - 180 Day Pilot Review						
	Baseline Cases	Baseline Result	PSU Cases	PSU Result	Outcome	
Pretrial Detention Rates	1,487	Average time defendants are held in-custody was 5.93 days days with a total time average of 14.60 days.	431	Average time defendants are held in-custody was 4.95 days days with a total time average of 5.42 days.	Detention rates are defined as the total number of days a defendant is booked into jail and held during a predisposition status. The rate also includes the average number of days per case a defendant is held in-custody.	
FTA Rates	1,487	Predisposition FTA rate of total Predisposition Hearings was 6.789%	431	Predisposition FTA rate of total Predisposition Hearings was 4.69%	Failure to Appear rates are a significant component of jail rates/costs as well as issuance of bond at first appearance. The reduction of FTA's reduces warrant issuance, warrant recall hearings, jail bookings, detention rates, and justice system costs.	
Monetary Conditions	1,487	OR Rate of 45.80%, Bond Rate of 54.14%, Average Bond Amount \$1,749.27.	431	OR Rate of 72.98%, Bond Rate of 26.02%, Average Bond Amount \$1,554.35.	PSU recommends release 27.98% higher then the baseline period, or 1.6X the baseline reporting period. PSU recommends the use of Bond nearly 50% less then the reporting period.	
Time to Disposition	1,487	Average time to disposition from the Case Filed Date was 263.71 days	431	Average time to disposition from the Case Filed Date is 55.05 days	Time to Disposition is an overall calculation of the time a case is filed with the Court to the date of case disposition (dismissal, diversion, sentence, etc.). The PSU results are not complete calculations due the infancy of the Pilot.	
Recidivism	TBD	City ITCMS is currently evaluating 2010 - 2022 data obtained from Washington State Administrative Office of the Court compiling all Courts of Limited Jurisdiction and Superior Court convictions to calculate Recidivism.	431	City ITCMS is currently evaluating 2010 - 2022 data obtained from Washington State Administrative Office of the Court compiling all Courts of Limited Jurisdiction and Superior Court convictions to calculate Recidivism.	Recidivism measures require three characteristics: 1. a starting event, such as release from jail. In this review we have started with the first Municipal Court conviction. 2. a measure of failure following the starting event, such as subsequent arrest, conviction, or return to jail. In this review we are using the measure of new conviction. 3. an observation or follow-up period that generally extends from the date of the starting event (conviction) to a predefined end date (ie. 1 - 5 years).	
			<b>PSU Pilot Goals:</b> <b>1.) Reduce Pretrial Detention Rates</b> <b>2.) Reduce Recidivism (pre/post disposition)</b> <b>3.) Reduce FTA Rates - Court Appearances</b> <b>4.) Reduce Time to Disposition</b> <b>5.) Reduce the Use of Monetary Conditions (bail/bond)</b>			
Baseline Period 1/1/2016 - 1/1/2019						
PSU Period 11/15/2021 - 5/15/2022						
Cases were defined as PSU eligible offenses: DUI/Physical Control, Domestic Violence Related Offenses (excluding Malicious Mischief), and Assault.						

ORDINANCE NO \_\_\_\_\_

An ordinance amending Ordinance No. C-36161, passed by the City Council December 13, 2021, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2022, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2022, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2022 budget Ordinance No. C-36161, as above entitled, and which passed the City Council December 13, 2021, it is necessary to make changes in the appropriations of the General Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the General Fund, and the budget annexed thereto with reference to the General Fund, the following changes be made:

- 1) Delete two project Community Justice Counselors (from 2 to 0) and decrease the associated appropriation for salary and benefits in the Community Justice Services department.
- 2) Delete one project Community Justice Specialist (from 1 to 0) and decrease the associated appropriation for salary and benefits in the Community Justice Services department.
- 3) Add two classified Community Justice Counselor FTE positions (from 0 to 2) and increase the associated appropriation for salary and benefits in the Community Justice Services department.
- 4) Add one classified Community Justice Specialist FTE positions (from 0 to 1 and increase the associated appropriation for salary and benefits in the Community Justice Services department.
- A) There is no change to the overall appropriation level in the General Fund.

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to create 2 Community Justice Counselor positions and one Community Justice Specialist position, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council \_\_\_\_\_

\_\_\_\_\_  
Council President

Attest: \_\_\_\_\_  
City Clerk

Approved as to form: \_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

## Committee Agenda Sheet (Public Safety & Community Health)

<b>Submitting Department</b>	Municipal Court
<b>Contact Name &amp; Phone</b>	Howard F. Delaney / 509-625-4400
<b>Contact Email</b>	<a href="mailto:hdelaney@spokanecity.org">hdelaney@spokanecity.org</a>
<b>Council Sponsor(s)</b>	B. Beggs
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: <u>10 Min</u>
<b>Agenda Item Name</b>	SBO – Physical Space Maintenance
<b>Summary (Background)</b>	<p>Spokane Municipal Court has operated in the same spaces and with more or less the same courtroom and clerk counter furnishings since the inception of the Court in 2009.</p> <p>During that time, our 4 courtrooms have not been painted and despite some “budget” furnishings having been purchased, no commercial grade upgrades to our furnishings have been made.</p> <p>The courtrooms and furnishings associated therewith have become unacceptable and unprofessional, including dirty walls, degraded paint, and broken furniture.</p> <p>The current interlocal with the County requires the City to pay for the vast majority of maintenance for the subject spaces, including painting.</p> <p>We have obtained quotes from the County for surface preparation and painting of the 4 courtrooms. Based on the age of the quotes and the current rate of inflation and the fact the County Facilities is now charging for estimates, we believe the current cost of the project to be \$5,000.</p> <p>We have obtained an estimate from Contract Design Associates to upgrade the most critical elements of our courtroom furnishings, including counsel tables, counsel chairs, and the witness chair. The cost to upgrade the furniture package across all 4 courtrooms is \$18,900, including the cost of disposing of broken items.</p> <p>The electrical outlets in our courtrooms are not well positioned for the use of electronic devices by the attorneys for the City or the defendant. This produces random equipment malfunctions and creates trip hazards. Cost for County to correct \$1,500.</p> <p>The US and Washington State Flags that are necessary for the courtrooms have also degraded to the point of embarrassment. US flag aficionados have also pointed out our flag and pole sets are not appropriate. The total cost of replacement across the 4 courtrooms is \$2,900.</p> <p>Our Court Clerk’s office has similar space maintenance and furniture deficiencies as the courtrooms.</p> <p>The entire west wall of the office is windows. The blinds for those windows are more than 15 years old, do not function properly, and no longer screen the light out. This means clerks have reflections on their computer monitors, which makes it difficult to work, contributes to eye strain, and reduces productivity. The cost of replacement blinds and installation by County facilities is \$5,000.</p>



	<p>The current call center type configuration in the Court Clerk's Office has created social distancing/contamination issues during the course of the pandemic. Many of the employees also find the noise levels in the office distracting, due to the lack of sound blocks between the workstations. A practical solution to these issues has been suggested by the consultants from CDA. The cost is \$25,000, including installation.</p> <p>Finally, the high-rise chairs for our counter clerks have nearly all failed and pose a safety concern as well as a productivity impairment. Depending on stock availability at CDA, the replacement cost is \$4,000.</p> <p><b>SBO</b>  Courtroom Painting, Electrical, &amp; Clerk's Blinds- \$11,500:  From: Salary Savings – Various positions  To: 0560-13100-12500-54802 Building Repairs/Maintenance  Furnishings – Courtrooms and Clerk's Office - \$50,800:  From: Salary Savings – Various positions  To: 0560-13100-12500-53505 Office Furniture</p>
<b>Proposed Council Action &amp; Date:</b>	Approve the SBO.  July 25, 2022
<p><b>Fiscal Impact:</b>          Total Cost: <u>\$62,300</u>          Approved in current year budget?   <input type="checkbox"/> Yes   <input checked="" type="checkbox"/> No   <input type="checkbox"/> N/A</p> <p>Funding Source   <input checked="" type="checkbox"/> One-time   <input type="checkbox"/> Recurring          Specify funding source:</p> <p>Expense Occurrence   <input checked="" type="checkbox"/> One-time   <input type="checkbox"/> Recurring</p> <p>Other budget impacts: (revenue generating, match requirements, etc.) N/A</p>	
<p><b>Operations Impacts</b></p>	
<p>What impacts would the proposal have on historically excluded communities?</p> <p>None</p>	
<p>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?</p> <p>No data will be collected.</p>	
<p>How will data be collected regarding the effectiveness of this program, policy or product to ensure it is the right solution?</p> <p>N/A.</p>	
<p>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?</p> <p>Improves employee safety.</p>	

ORDINANCE NO \_\_\_\_\_

An ordinance amending Ordinance No. C-36161, passed by the City Council December 13, 2021, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2022, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2022, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2022 budget Ordinance No. C-36161, as above entitled, and which passed the City Council December 13, 2021, it is necessary to make changes in the appropriations of the General Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the General Fund, and the budget annexed thereto with reference to the General Fund, the following changes be made:

- 1) Decrease the appropriation for various court personnel positions in an aggregate amount of \$62,300.
- 2) Increase the appropriation to 0560-13100-12500-54802 Building Repairs/Maintenance in the amount of \$62,300.
- A) There is no change to the overall appropriation level in the General Fund.

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to refurbish, replace, and/or repair various Court spaces and furnishings, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council \_\_\_\_\_

\_\_\_\_\_  
Council President

Attest: \_\_\_\_\_  
City Clerk

Approved as to form: \_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

## Committee Agenda Sheet

### (Public Safety & Community Health)

<b>Submitting Department</b>	Municipal Court & Community Justice Services
<b>Contact Name &amp; Phone</b>	Howard F. Delaney / 509-625-4400
<b>Contact Email</b>	<a href="mailto:hdelaney@spokanecity.org">hdelaney@spokanecity.org</a>
<b>Council Sponsor(s)</b>	B. Beggs
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion      Time Requested: <u>10 Min</u>
<b>Agenda Item Name</b>	Operational Space Expansion – with furniture
<b>Summary (Background)</b>	<p>Spokane Municipal Court and Community Justice Services (CJS) have operated in more or less the same spaces since the inception of the Court in 2009.</p> <p>The Court on behalf of itself and CJS has been requesting additional space in the county campus from the County since 2014. Despite multiple and ongoing ignored/denied requests for additional space, the Court has managed to obtain just over 200 additional square feet of office space over the years, including no less than 3 requests over the last 6 months.</p> <p>Additionally, the Court, along with CJS, the Office of the City Prosecuting Attorney, and the Public Defender's office have been requesting a Municipal Community Justice Center via the City's CIP program since 2013-2014.</p> <p>In the fall of 2021, the Court was able to identify a nearly ideal property for the Municipal Community Justice Center at 3900 E. Sprague. Despite months of work with the City Administrator and City Council and despite majority support of councilmembers, the administration declined to support moving forward with the transaction.</p> <p>With no ability to obtain additional space from the County and the administration's refusal to move forward on the Municipal Community Justice Center, the Court and CJS undertook a search for 3<sup>rd</sup> party office space in close physical proximity to the Public Safety Building/Courthouse Annex. The only space we were able to identify is in the Monroe Court Building, located at 901 N. Monroe.</p> <p>We were able to locate 9,500 +/-sq ft on the second floor of the building that will provide room for an additional courtroom, as well as space for the CJS Pretrial Services and Electronic Monitoring Units and the Therapeutic Courts Coordinator. A copy of the building brochure, with the proposed remodel floor plan is attached for your reference.</p> <p>The base rate for the space is \$19.00 per square foot, or \$180,500 per year. With the turnkey remodel, it is likely to be closer to \$22.00 per sq foot, or \$209,000 per year, with a minimum lease term of 5 years.</p> <p>To provide appropriate furnishings for the space, a bench and courtroom seating, freestanding desks and chairs for the 10 offices, conference room chairs and tables, as well as classroom seating, the total cost is \$116,000.</p> <p>Without the requested space, the Spokane Municipal Court will be unable to offer the range of initiatives and programming necessary to implement the Court/CJS behavioral change model. This will result in</p>

	<p>static or increased jail expenses under either the existing or the proposed Detention Services interlocal, as well as continued public safety issues in our community related to misdemeanor criminal behavior.</p> <p>SBO  \$209,000 Monroe Court Lease October 1, 2022, to September 30, 2023.  From: Criminal Justice Fund 1910  To: 0690-16100-23500-54501-99999 Operating lease</p> <p>\$116,000. CDA Furniture for Monroe Court  From: Criminal Justice Fund 1910  To: 0560-13100-12500-53505 – Office Furniture</p>
<b>Proposed Council Action &amp; Date:</b>	<p>Approve the SBO.</p> <p>July 25, 2022</p>
<p><b>Fiscal Impact:</b>  Total Cost: <u>\$325,000</u>  Approved in current year budget?    <input type="checkbox"/> Yes        <input checked="" type="checkbox"/> No                      N/A</p> <p>Funding Source        <input type="checkbox"/> One-time        <input checked="" type="checkbox"/> Recurring  Specify funding source: Criminal Justice Fund 1910</p> <p>Expense Occurrence <input type="checkbox"/> One-time        <input checked="" type="checkbox"/> Recurring</p> <p>Other budget impacts: (revenue generating, match requirements, etc.) N/A</p>	
<b>Operations Impacts</b>	
<p>What impacts would the proposal have on historically excluded communities?</p> <p>Allows the Court and CJS to expand access to courtroom space and offer CJS programs to a broader population, including historically excluded communities.</p>	
<p>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?</p> <p>Data points related to the demography of those with active court cases or who are under supervision in all CJS programs are collected and analyzed. This analytical process will be improved and streamlined with the implementation of the new software program, “eSupervision”, slated to be implemented later this year</p>	
<p>How will data be collected regarding the effectiveness of this program, policy or product to ensure it is the right solution?</p> <p>Data points on all Court and CJS programs are continually collected and analyzed to monitor the effectiveness of all Court and CJS functions and programs. This analytical process will be improved and streamlined with the implementation of the new software program, “eSupervision”, slated to go live later this year</p>	
<p>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?</p> <p>The addition of Court and CJS space is crucial to the effective operation of Court and CJS behavior modification initiatives. It is therefore a critical element of the City’s criminal justice reform efforts.</p>	

## Committee Agenda Sheet (Public Safety & Community Health)

<b>Submitting Department</b>	Municipal Court
<b>Contact Name &amp; Phone</b>	Howard F. Delaney / 509-625-4400
<b>Contact Email</b>	<a href="mailto:hdelaney@spokanecity.org">hdelaney@spokanecity.org</a>
<b>Council Sponsor(s)</b>	B. Beggs
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion Time Requested: <u>10 Min</u>
<b>Agenda Item Name</b>	SBO – Pretrial, Sentence, & FTA Reduction Enhancements
<b>Summary (Background)</b>	<p>Spokane Municipal Court has developed a number of programs and strategies to reduce recidivism, accelerate behavioral change, and reduce the delay and expense associated with individuals failing to appear at scheduled court hearings.</p> <p>Despite the Court's best efforts, it has been unable to secure adequate financial resources for these programs and strategies via the normal budget process.</p> <p>With many matters before the Court, the requirement to randomly test for drugs and alcohol is a necessary condition of pretrial release and post sentence supervision. The cost of those tests has risen to \$30 per test. The Court will normally require an individual to test between 4 and 6 times per month, at a cost of \$120 to \$180 per month. Although the Court can order such testing, under Washington case law if the defendant is indigent, the Court cannot force the defendant to spend money he/she does not have or penalize him/her for not testing. Since 80% +/- of the individuals appearing before the Court qualify as indigent under the provisions of RCW 10.101.010(3), many individuals who should be randomly testing for drugs and/or alcohol are not ordered to do so based on the status of indigent. The Court is requesting funds to provide testing vouchers for indigent defendants with cases outside of DUI Court, in the amount of \$50,000.</p> <p>Another treatment program that our indigent population cannot afford is Domestic Violence Intervention Treatment (DVIT). This is a Washington State sanctioned and DSHS certified program whereby state licensed providers provide assessments and follow up behavioral modification programs to perpetrators of domestic violence. Given the cost of the program, which can be \$1,500 per individual and is not covered by health insurance, our Court cannot impose the program for many DV offenders appearing before the Court. In order to provide vouchers to indigent offenders for this program through the end of 2022, the Court is requesting \$65,000.</p> <p>The Court has been participating in a program to reduce failures to appear and failures to comply with treatment obligations that was initially funded via the County's MacArthur grant. It provides low cost cellular phones and limited monthly minutes to defendants who cannot afford one. This allows the defendant to keep in contact with their assigned public defender and to get court date and other text reminders from the Court, CJS, and the Public Defender's office. Initial data on the program show improvement in FTA rates and contact with assigned counsel. Data on the cellular telephone program as of May 2022, is about 4%.</p> <p>The program also provides rideshare transportation to defendants to court hearings, CJS appointments, attorney appointments, treatment appointments, etc. Although we are waiting for data from the County, our anecdotal experience indicates that those individuals receiving the rideshare rides or the bus passes provided by the Court have fewer issues with failing to appear and failing to comply with court ordered obligations. Since the MacArthur funds are nearly gone, we would like to continue the pilot program in the City through the end of 2022,</p>

	<p>compile additional data on the program's efficacy and make a decision on continuing the program in 2023. Total cost \$30,000</p> <p><b>SBO</b></p> <p>Alcohol &amp; Drug Testing Vouchers- \$50,000: From: Salary savings for various personnel positions in the aggregate amount of \$50,000. To: 0560-13100-12500-54101 Professional Services</p> <p>DVIT Vouchers- \$65,000: From: Criminal Justice Fund 1910 To: 0560-13100-12500-54101 Professional Services</p> <p>Rideshare/Bus Passes/Cellular Phones - \$30,000: From: Criminal Justice Fund 1910 To: 0560-13100-12500-54201 Contractual Services</p>
<b>Proposed Council Action &amp; Date:</b>	<p>Approve the SBO.</p> <p>July 25, 2022</p>
<p><b>Fiscal Impact:</b> Total Cost: \$145,000 Approved in current year budget?    <input type="checkbox"/> Yes   <input checked="" type="checkbox"/> No   <input type="checkbox"/> N/A Funding Source    <input checked="" type="checkbox"/> One-time    <input type="checkbox"/> Recurring Specify funding source: Internal Salary Savings / Criminal Justice Fund 1910 Expense Occurrence   <input checked="" type="checkbox"/> One-time    <input type="checkbox"/> Recurring Other budget impacts: (revenue generating, match requirements, etc.) Reduction in jail expenses</p>	
<b>Operations Impacts</b>	
<p>What impacts would the proposal have on historically excluded communities?</p> <p>Given the demographic of our indigent population, by reducing the financial barriers to successful completion of their court ordered responsibilities, the population will have an increased chance of making the transitional behavior changes that will prevent them from continuing to offend.</p>	
<p>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?</p> <p>Data points related to the demography of those using these programs are being collected and analyzed. Data tracking elements for these programs have recently been added to eCourt and the analysis of those data points will be enhanced when additional eCourt reporting features go online later this year.</p>	
<p>How will data be collected regarding the effectiveness of this program, policy, or product to ensure it is the right solution?</p> <p>Data points on all CJS programs are continually collected and analyzed to monitor the effectiveness of all CJS functions and programs. This analytical process will be improved and streamlined with the implementation of the new software program, "eSupervision", slated to be implemented later this year.</p>	
<p>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?</p> <p>These types of programs are critical elements of the City's criminal justice reform efforts.</p>	

ORDINANCE NO \_\_\_\_\_

An ordinance amending Ordinance No. C-36161, passed by the City Council December 13, 2021, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2022, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2022, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2022 budget Ordinance No. C-36161, as above entitled, and which passed the City Council December 13, 2021, it is necessary to make changes in the appropriations of the General Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the General Fund, and the budget annexed thereto with reference to the General Fund, the following changes be made:

- 1) Decrease the appropriation for various court personnel positions in an aggregate amount of \$50,000.
- 2) Decrease the appropriation to the Criminal Justice Fund 1910 in the amount of \$95,000.
- 3) Increase the appropriation to 0560-13100-12500-54101 - Professional Services in the amount of \$50,000.
- 4) Increase the appropriation to 0560-13100-12500-54101 - Professional Services in the amount of \$65,000.
- 5) Increase the appropriation to 0560-13100-12500-54201 – Contractual Services, in the amount of \$30,000.
- A) There is no change to the overall appropriation level in the General Fund.

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to appropriately fund essential testing, treatment, and FTA reduction programs, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council \_\_\_\_\_

\_\_\_\_\_  
Council President

Attest: \_\_\_\_\_  
City Clerk

Approved as to form: \_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

## Committee Agenda Sheet (Public Safety & Community Health)

<b>Submitting Department</b>	Municipal Court																								
<b>Contact Name &amp; Phone</b>	Howard F. Delaney / 509-625-4400																								
<b>Contact Email</b>	<a href="mailto:hdelaney@spokanecity.org">hdelaney@spokanecity.org</a>																								
<b>Council Sponsor(s)</b>	B. Beggs																								
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: <u>10 Min</u>																								
<b>Agenda Item Name</b>	SBO – Therapeutic Court Funding																								
<b>Summary (Background)</b>	<p>Spokane Municipal Court currently operates 3 internal therapeutic courts including Community Court, DUI Court, and Veteran's Court. It also participates in Mental Health Court, which is coordinated by the Spokane County District Court.</p> <p>To date, all of the internal Therapeutic Courts have been funded by a mixture of funds derived from federal and state grants, as well as directly through the Court's internal budget.</p> <p>As of the 2022 budget year, DUI Court has funds remaining for travel expenses and drug testing. Community Court has 2022 grant funding for a Community Court Navigator. All existing grant funding is projected to be exhausted on or about September 1, 2022.</p> <p>Given the budget reductions the Court experienced in its M&amp;O budget lines in the 2022 budget cycle, the Court no longer has the funding to internally sustain its therapeutic court programs. As such, it is asking for the therapeutic courts to be funded via an SBO for the remainder of 2022 and will be submitting a request to embed therapeutic court funding in its budget submission for 2023.</p> <p>It should be noted that SMC 05A.18.030 specifically requires that, "Beginning in FY 2020, the City shall provide funding each year in its normal budget process to continue operations of the Municipal Court's therapeutic courts on the same basis as its alpha docket courts to be supplemented by any grant funding received for operations of one or all of those court programs."</p> <p>Without dedicated funding for the remainder of 2022 and each budget year thereafter, the objective requirements or the spirit of the ordinance cannot be achieved.</p> <p>For 2022, the funding specifically requested for the internal therapeutic courts are as follows:</p> <p><b>Community Court</b></p> <table> <tr><td>Training – Motivational Interviewing .....</td><td>\$5,000</td></tr> <tr><td>Program Information Publications.....</td><td>\$750</td></tr> <tr><td>Parking – Providers &amp; Staff.....</td><td>\$2,500</td></tr> <tr><td>Incentives/Awards.....</td><td>\$750</td></tr> <tr><td>City Hall Security.....</td><td>\$5,000</td></tr> <tr><td>Birth Certificates/ID .....</td><td><u>\$3,750</u></td></tr> <tr><td><i>Total Community Court .....</i></td><td><i>\$17,750</i></td></tr> </table> <p><b>DUI Court</b></p> <table> <tr><td>Random Alcohol &amp; Drug Testing.....</td><td>\$50,000</td></tr> <tr><td>Incentives/Awards.....</td><td>\$1,000</td></tr> <tr><td>Program Material/Binders .....</td><td>\$500</td></tr> <tr><td>Program Information Publications/Medical Cards.....</td><td><u>\$1,000</u></td></tr> <tr><td><i>Total DUI Court .....</i></td><td><i>\$52,500</i></td></tr> </table>	Training – Motivational Interviewing .....	\$5,000	Program Information Publications.....	\$750	Parking – Providers & Staff.....	\$2,500	Incentives/Awards.....	\$750	City Hall Security.....	\$5,000	Birth Certificates/ID .....	<u>\$3,750</u>	<i>Total Community Court .....</i>	<i>\$17,750</i>	Random Alcohol & Drug Testing.....	\$50,000	Incentives/Awards.....	\$1,000	Program Material/Binders .....	\$500	Program Information Publications/Medical Cards.....	<u>\$1,000</u>	<i>Total DUI Court .....</i>	<i>\$52,500</i>
Training – Motivational Interviewing .....	\$5,000																								
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<i>Total Community Court .....</i>	<i>\$17,750</i>																								
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Incentives/Awards.....	\$1,000																								
Program Material/Binders .....	\$500																								
Program Information Publications/Medical Cards.....	<u>\$1,000</u>																								
<i>Total DUI Court .....</i>	<i>\$52,500</i>																								



	<p><b>Veteran's Court</b></p> <p>Program Information Binders .....\$600</p> <p>Program Information Publications.....\$450</p> <p><i>Total Veteran's Court</i> .....\$1,050</p> <p><i>Total All Therapeutic Courts</i> .....\$71,300</p> <p>Training - \$5,000:  From: Salary Savings from various personnel positions in the aggregate amount \$5,000.  To: 0560-13100-12500-54902 Registration/Schooling</p> <p>Alcohol/Drug Testing Vouchers &amp; Security- \$55,000:  From: Salary Savings from various personnel positions in the aggregate amount \$55,000.  To: 0560-13100-12500-54101 - Professional Services</p> <p>Program Brochures - \$2,200:  From: Salary Savings from various personnel positions in the aggregate amount \$2,200.  To: 0560-13100-12500-54451 - Advertising</p> <p>Program Material/Binders – \$1,100:  From: From: Salary Savings from various personnel positions in the aggregate amount \$1,100.  To: 0560-13100-12500-53101 - Office Supplies</p> <p>Incentives &amp; Awards: \$1,750  From: From: Salary Savings from various personnel positions in the aggregate amount \$1,750.  To: 0560-13100-12500-53201 - Operating Supplies</p> <p>Parking Reimbursement/Birth Certificates &amp; IDs – \$6,250  From: From: Salary Savings from various personnel positions in the aggregate amount \$6,250.  To: 0560-13100-12500-53201- Operating Supplies</p>
<b>Proposed Council Action &amp; Date:</b>	<p>Approve the SBO</p> <p>July 25, 2022</p>
<p><b>Fiscal Impact:</b></p> <p>Total Cost: \$71,300</p> <p>Approved in current year budget?    <input type="checkbox"/> Yes    <input checked="" type="checkbox"/> No    <input type="checkbox"/> N/A</p> <p>Funding Source            <input checked="" type="checkbox"/> One-time    <input type="checkbox"/> Recurring</p> <p>Specify funding source: Internal Salary Savings</p> <p>Expense Occurrence    <input checked="" type="checkbox"/> One-time            <input type="checkbox"/> Recurring</p> <p>Other budget impacts: (revenue generating, match requirements, etc.) N/A</p>	
<b>Operations Impacts</b>	
<p>What impacts would the proposal have on historically excluded communities?</p> <p>The therapeutic (problem solving) court model assists historically excluded communities in more successfully navigating our complex criminal justice system and increases effectiveness in producing behavioral change in the population.</p>	
<p>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?</p>	

Data points related to the demography of those under supervision in all Court/CJS programs are collected and analyzed. This analytical process will be improved and streamlined with the implementation of the new software program, “eSupervision”, slated to go live later this year.

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

Data points from all Court/CJS programs are continually collected and analyzed to monitor the effectiveness of all Court/CJS functions and programs. This analytical process will be improved and streamlined with the implementation of the new software program, “eSupervision”, slated to go live later this year.

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 improvement in therapeutic (problem solving) court funding as anticipated and the resulting additions to available program resources is a critical element of the City’s criminal justice reform efforts.

ORDINANCE NO \_\_\_\_\_

An ordinance amending Ordinance No. C-36161, passed by the City Council December 13, 2021, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2022, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2022, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2022 budget Ordinance No. C-36161, as above entitled, and which passed the City Council December 13, 2021, it is necessary to make changes in the appropriations of the General Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the General Fund, and the budget annexed thereto with reference to the General Fund, the following changes be made:

- 1) Decrease the appropriation to various court personnel positions, in the aggregate amount of \$71,300.
- 2) Increase the appropriation to 0560-13100-12500-54902 - Registration/Schooling in the amount of \$5,000.
- 3) Increase the appropriation to 0560-13100-12500-54101 - Professional Services in the amount of \$55,000.
- 4) Increase the appropriation to 0560-13100-12500-54451 – Advertising, in the amount of \$2,200.
- 5) Increase the appropriation to 0560-13100-12500-53101 - Office Supplies, in the amount of \$1,100.
- 6) Increase the appropriation to 0560-13100-12500-53201 - Operating Supplies, in the amount of \$8,000.
- A) There is no change to the overall appropriation level in the General Fund.

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to appropriately fund the Court's therapeutic court program as provided in SMC 05A.18.030, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council \_\_\_\_\_

\_\_\_\_\_  
Council President

Attest: \_\_\_\_\_  
City Clerk

Approved as to form: \_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

# Committee Agenda Sheet

## Public Safety and Community Health Committee

### July 11, 2022

<b>Submitting Department</b>	FLEET SERVICES
<b>Contact Name &amp; Phone</b>	MICAELA MARTINEZ, 509-655-0959
<b>Contact Email</b>	MMARTINEZ@SPOKANECITY.ORG
<b>Council Sponsor(s)</b>	LORI KINNEAR
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	PURCHASE OF THREE UNDERCOVER UNITS
<b>Summary (Background)</b>	Fleet services would like to purchase three used undercover units for the Police Department. Two units will replace two totaled units and one unit is part of the annual rotation. Total estimated expenditure for the three units is \$120,000, including taxes and commissioning.
<b>Proposed Council Action &amp; Date:</b>	July 25, 2022, Approval.
<b>Fiscal Impact:</b> Total Cost: <u>\$120,000.00</u> Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source:  Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities? n/a	
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? We are experiencing a very volatile vehicle market at the moment and are continuously evaluating vehicles from all over to ensure we are getting fair prices.	
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? n/a	

# Committee Agenda Sheet

## Public Safety and Community Health Committee

### July 11, 2022

<b>Submitting Department</b>	FLEET SERVICES
<b>Contact Name &amp; Phone</b>	Rick Giddings 509-625-7706
<b>Contact Email</b>	rgiddings@spokanecity.org
<b>Council Sponsor(s)</b>	LORI KINNEAR
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	PURCHASE OF FORTY SIX (46) Ford K8 Electric Hybrid Models
<b>Summary (Background)</b>	Fleet services would like to purchase an additional forty-six (46) Ford K8 Electric Hybrid Models when the 2022 state contract ordering window opens. Due to a national vehicle shortage, supply chain delays and a restrictive annual vehicle ordering window – placing this order which will have a fulfillment delay of 12 to 24 months, will replace vehicles through 2023.
<b>Proposed Council Action &amp; Date:</b>	July 25, 2022, Approval.
<b>Fiscal Impact:</b> Total Cost: <u>\$3,128,000</u> Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source: ARPA Funds  Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities? n/a	
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? We will be accessing a Wa State Contract.	
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? n/a	

## Committee Agenda Sheet

### Public Safety & Community Health

<b>Submitting Department</b>	Spokane Police Department
<b>Contact Name &amp; Phone</b>	Major Mike McNab 835-4514
<b>Contact Email</b>	mmcnab@spokanepolice.org
<b>Council Sponsor(s)</b>	Councilwoman Kinnear, Councilman Bingle, Councilman Cathcart
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: 10 minutes
<b>Agenda Item Name</b>	SBO Police Vehicle Purchase
<b>Summary (Background)</b>	<p>On May 2, 2022, Council approved ORD C36201 allocating funding for police to purchase 25 Ford K8 Electric Hybrid vehicles. Due to a national vehicle shortage, supply chain delays, and a restrictive annual vehicle ordering window, police are requesting an allocation of \$3,128,000 to order an additional 46 Ford Electric Hybrids when the 2022 ordering window opens. With an order fulfillment delay of 12 to 24 months, this order would replace vehicles through 2023.</p> <p>In alignment with Mayor proposal, ARPA funding is being requested through special budget ordinance.</p>
<b>Proposed Council Action &amp; Date:</b>	Approval on July 25, 2022
<b>Fiscal Impact:</b> Total Cost: \$3,128,000 Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source: ARPA funds via SBO request  Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?	
N/A	
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?	
N/A	





ORDINANCE NO \_\_\_\_\_

An ordinance amending Ordinance No. C-36161, passed by the City Council December 13, 2021, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2022, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2022, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2022 budget Ordinance No. C-36161, as above entitled, and which passed the City Council December 13, 2021, it is necessary to make changes in the appropriations of the American Rescue Plan Act Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the American Rescue Plan Act Fund, and the budget annexed thereto with reference to the American Rescue Plan Act Fund, the following changes be made:

- 1) Increase operating transfer-out by \$3,128,000
  - A) Of the increased appropriation, \$3,128,000 is to be transferred to the Police Property Acquisition fund for the purchase and commissioning of the following police vehicles:
    - i. Up to 46 Ford K8 Electric Hybrid models

Section 2. That in the budget of the Police Property Acquisition Fund, and the budget annexed thereto with reference to the Police Property Acquisition Fund, the following changes be made:

- 1) Increase revenue by \$3,128,000
  - A. \$3,128,000 of the increased revenue is from a transfer-in from the American Rescue Plan Act fund
- 2) Increase appropriations by \$3,128,000
  - A. \$3,128,000 of the increased appropriation is to be used solely for the purchase and commissioning of the following police vehicles:
    - i. Up to 46 Ford K8 Hybrid models

Section 3. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to purchase and commission police vehicles, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council \_\_\_\_\_

\_\_\_\_\_  
Council President

Attest: \_\_\_\_\_

City Clerk

Approved as to form: \_\_\_\_\_

Assistant City Attorney

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Mayor

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Date

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Effective Date

## Committee Agenda Sheet

### Public Safety & Community Health

<b>Submitting Department</b>	Spokane Police Department
<b>Contact Name &amp; Phone</b>	Brian Schaeffer
<b>Contact Email</b>	bschaeffer@spokanefire.org
<b>Council Sponsor(s)</b>	Councilwoman Kinnear, Councilman Bingle, Councilman Cathcart
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested: 10 minutes
<b>Agenda Item Name</b>	SBO 2023 Fire Vehicle Purchase
<b>Summary (Background)</b>	<p>Due to a national vehicle shortage, supply chain delays, and a restrictive annual vehicle ordering window, the department is requesting an allocation of \$3,543,233 to order:</p> <ul style="list-style-type: none"> <li>2 Replacement pumper trucks</li> <li>2 Type III brush engines</li> <li>6 Small response/staff units</li> </ul> <p>With an order fulfillment delay of 12 to 24 months, this order would replace vehicles through 2023.</p> <p>In alignment with Mayor proposal, ARPA funding is being requested through special budget ordinance.</p>
<b>Proposed Council Action &amp; Date:</b>	Approval on July 25, 2022
<b>Fiscal Impact:</b> Total Cost: \$3,543,233 Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source: ARPA funds via SBO request  Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?	
N/A	
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?	

N/A
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ORDINANCE NO \_\_\_\_\_

An ordinance amending Ordinance No. C-36161, passed by the City Council December 13, 2021, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2022, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2022, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2022 budget Ordinance No. C-36161, as above entitled, and which passed the City Council December 13, 2021, it is necessary to make changes in the appropriations of the American Rescue Plan Act Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the American Rescue Plan Act Fund, and the budget annexed thereto with reference to the American Rescue Plan Act Fund, the following changes be made:

- 1) Increase operating transfer-out by \$3,543,233
  - A) Of the increased appropriation, \$3,543,233 is to be transferred to the Fire Property Acquisition fund for the purchase and commissioning of the following fire vehicles:
    - i. Two (2) pumper trucks
    - ii. Two (2) type III brush engines
    - iii. Six (6) small response/staff vehicles

Section 2. That in the budget of the Fire Property Acquisition Fund, and the budget annexed thereto with reference to the Fire Property Acquisition Fund, the following changes be made:

- 1) Increase revenue by \$3,543,233
  - A. \$3,543,233 of the increased revenue is from a transfer-in from the American Rescue Plan Act fund
- 2) Increase appropriations by \$3,543,233
  - A. Of the increased appropriation, \$3,543,233 is to be used solely for the purchase and commissioning of the following fire vehicles:
    - i. Two (2) pumper trucks
    - ii. Two (2) type III brush engines
    - iii. Six (6) small response/staff vehicles

Section 3. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to purchase and commission fire vehicles in a timely manner, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council \_\_\_\_\_

\_\_\_\_\_  
Council President

Attest: \_\_\_\_\_

City Clerk



Approved as to form:\_\_\_\_\_

Assistant City Attorney

\_\_\_\_\_

Mayor

\_\_\_\_\_

Date

\_\_\_\_\_

Effective Date

ORDINANCE NO. C-\_\_\_\_\_

AN ORDINANCE relating to the Protection of Public Lands and Properties; amending Sections 12.02.1002, 12.02.1010, 12.02.1012 and 12.02.1014 of Article VI of Title 12.02 of the Spokane Municipal Code; and amending section 10.10.026 of the Spokane Municipal Code.

Whereas, protecting the health, safety and lives of its residents is the primary purpose of city government; and

Whereas, the City also has a stewardship over its public lands and properties and a responsibility to set reasonable rules that will safeguard and protect those public lands and properties; and

Whereas, the City of Spokane has both the broad authority and responsibility to regulate public property pursuant to Article XI, Section 11 of the Washington Constitution and RCW 35A.11.020; and

Whereas, City-owned public lands and properties are generally intended for the safe and sanitary use by the broader public to gather, to move freely and safely about, and to engage in diverse activities all of which are inconsistent with a campground and camping activity the adverse impacts of which include, but are not limited to, unsanitary and/or unsafe conditions (i.e., human and food waste, drug paraphernalia, general litter, fire hazards, etc.); and

Whereas, many individuals have resorted to using City Park property, public sidewalks under or near downtown viaducts and locations adjacent to the Spokane River and its tributary Latah Creek, for camping, storage of personal belongings and/or for intermittent living accommodation; and

Whereas, City Park space is preserved and maintained to help benefit the physical and mental health and enjoyment of the public with freely accessible sanitary and safe outdoor spaces, and is at the center of resilient and equitable cities like Spokane; and

Whereas, camping interferes with park preservation, maintenance and equitable public use of these protected public properties; and

Whereas, public rights of way (ROW), including sidewalks, are intended for safe and sanitary shared use by a diverse community of users including businesses, government and the general public for gathering, movement of people and goods/services, ROW maintenance, cleaning and preservation services; and that this diverse population of public sidewalk users includes, by way of example, people who use differing modes of transportation including families with children in strollers and disabled individuals who use a variety of devices to facilitate mobility, such as people who, as a result of sensory, mental, or physical disability, utilize a wheelchair, walker, cane, scooter or other device to move from place to place; and vision impaired individuals who rely on

the use of canes in combination with nonvisual tactile cues (i.e., touching building walls and railroad/highway underpass walls adjacent to sidewalks), to scan for obstacles or orientation marks; and

Whereas, camping and/or storage of personal belongings on sidewalks interferes with these shared uses, particularly when the conduct occurs in viaduct locations where infrastructure already limits shared use in confined spaces, and where camping also disrupts the safe flow of pedestrian movement by creating dangerous street crossing on high volume streets by individuals avoiding these viaducts, and additionally presents serious risk of damage to viaduct infrastructure; and

Whereas, riparian areas along the Spokane River and Latah Creek have been severely damaged by camping activity, and have experienced the ongoing destruction of foliage through fires, foot traffic and the regular and ongoing discharge of large amounts of refuse, human waste and drug paraphernalia left along the river banks and introduced into the water; and

Whereas, it is critical that City staff be given the authority to immediately remove camps that endanger human lives, critical infrastructure and the City's natural assets without having to wait for irreparable harm to occur; and

Whereas, the City Council finds that there are camping situations that create a substantial danger or risk of harm that requires immediate removal of the camper and personal property in order to prevent substantial harm to individuals, public property, and/or to the health and/or safety of the environment and/or the public. These camping situations include but are not limited to camps located on City owned/operated park property, underneath the downtown railroad viaducts and riparian zones consisting of areas along the Spokane River and Latah Creek; and

Whereas, there are significant adverse impacts caused by camping activity concentrated around congregate homeless shelters which impacts Spokane's most vulnerable, particularly individuals attempting to escape homelessness. The predatory behavior of drug dealing directly undermines the community's efforts to provide meaningful assistance and long-term resolution to the problem of individuals living unsheltered; and

Whereas, it is the intent of this chapter to provide protection in areas of Spokane where homeless shelters operate, and to interrupt the negative impacts of camping in areas where individuals are receiving services; and

Whereas, this ordinance intends to prohibit camping within the City while encouraging persons experiencing homelessness to utilize available low barrier shelters and access community services available at Spokane Community Court; and

Whereas, Spokane's Community Court has been recognized by the Center for Court Innovation as a model for successful problem-solving courts; and that participants

are able to access services that include case management, substance abuse treatment, mental health care and housing referrals; and

Whereas, Spokane's Community Court does not penalize homelessness, but rather serves as a mechanism for assisting unsheltered persons to access and engage in the services and programming that assist individuals in exiting homelessness and through diversion, allows participants the opportunity to change their trajectory without a criminal conviction; and

Whereas, it is constitutionally permissible for cities to enforce a criminal violation established pursuant to an ordinance that sets restrictions on camping regardless of shelter availability; and

Whereas, the City Council finds that the regulatory requirements within this ordinance are necessary to promote public health, safety and welfare by preserving public use of public spaces for which they are intended;

**NOW, THEREFORE,** the City of Spokane does ordain:

**Section 1.** That 12.02 SMC is amended to read as follows:

Section 12.02.1000 Purpose

- A. The City of Spokane is committed to protecting its public lands and all of the properties within its geographical boundaries over which it exercises stewardship, including but not limited to parks, trees, natural areas, conservation lands and the Spokane River and Latah Creek from potential health and safety hazards which result from unregulated human activity. Damage to the natural foundation of public lands and properties threatens the safety of the community.
- B. It is the purpose of this chapter to set standards for the preservation of public lands and properties that prevent such harms from destroying these natural assets. It is also the purpose of this chapter to promote the public health, safety and general welfare of citizens by providing protection to public lands and properties from the detrimental effects of unregulated human activity which is not subject to the environmental restrictions of [Chapter 17E SMC](#).

Section 12.02.1002 Definitions

The following definitions are applicable in this chapter unless the context otherwise requires:

- A. "Camp" means to pitch, erect or occupy camp facilities, or to use camp paraphernalia or both, for the purpose of, or in such a way as will facilitate, outdoor

sheltering for living accommodation purposes or for remaining outdoors overnight, or using a camper, recreational vehicle, trailer, or other vehicle for living accommodation purposes or for the purpose of remaining overnight.

~~“Camp” or “camping” shall mean residing on or using public property for living accommodation purposes, as exemplified by remaining for prolonged or repetitious periods of time not associated with ordinary use of such public property with one’s personal possessions (including but not limited to clothing, sleeping bags, bedrolls, blankets, sheets, cots, tarpaulins, hammocks, luggage, backpacks, kitchen utensils, cookware, or similar material), sleeping or making preparations to sleep, storing personal belongings as above defined, regularly cooking or consuming meals. This ordinance will not be enforced if there is no available shelter space for the individual/s engaging in otherwise prohibited camping conduct.~~

B. “Camp Facilities” include, but are not limited to, tents, huts, temporary shelters, campers, recreational vehicles, trailers and cars.

C. “Camp Paraphernalia” includes but is not limited to tarpaulins, cots, beds, sleeping bags, hammocks or cooking facilities and similar equipment.

D. “Congregate Shelter” means any private or public facility that provides short-term or contingency communal living including, but not limited to, any homeless shelter.

E. “Park or Park Facility” means any real property, building, structure, equipment, sign, shelter, swimming pool, vegetation, playground, or other physical property owned or controlled by the City for park purposes. Park or Park Facility includes all associated areas, including but not limited to parking lots for parks and pools. Unless constructed or designated as a part of such Park Facility, adjacent buffer lands, undeveloped property, conservation lands and natural areas shall not be considered to be a “Park Facility” for purposes of this chapter.

~~((B-))~~ F. “Public Property” shall mean any City-owned property including but not limited to parks, riverbanks, waterways, conservation areas, natural areas, rights of way, easements, buildings, bridges, or other land or physical structures owned or managed by the City or other governmental agency.

~~((G-))~~ G. “Public Tree” is a tree on City-owned property or on the public right-of-way abutting City-owned property. A public tree may also be a street tree. “City-owned property” does not refer to the right-of-way.

H. “Right-of-Way” means any street, avenue, boulevard, highway, sidewalk, alley, passageway, or other thoroughfare, whether abutting public or private property, used for vehicular or pedestrian travel.

((D-)) I. “Street Tree” means any tree or shrub located within the public Right-of-Way.

#### [Section 12.02.1004](#) Injury to Tree on Public Property - Violation

No person may destroy, injure, or deface any Street Tree or Public Tree on Public Property by any means.

#### [Section 12.02.1006](#) Unlawful Burning on Public Property

- A. A person is guilty of unlawful burning on Public Property if he or she knowingly causes a fire on Public Property.
- B. A violation of this section is a misdemeanor.
- C. Unless otherwise subject to custodial arrest under RCW 10.31.100, individuals subject to enforcement under this section shall be cited and released rather than being booked into jail.
- D. With the exception of those who do not meet the criteria for acceptance into Spokane Community Court, individuals subject to enforcement under this chapter shall be directed to Spokane Community Court by officer referral.

#### [Section 12.02.1008](#) Unlawful Disposal of Litter on Public Property

No person may place, throw, deposit or otherwise dispose of litter in any public place, public park or in the waters within the City limits, as provided in [SMC 10.08.010](#).

#### [Section 12.02.1010](#) Unauthorized Camping – Prohibitions on Public Property – Violation

##### A. Camping Prohibited on City-Owned Property

It is unlawful to camp or store personal property, including Camp Facilities and Camp Paraphernalia, or to have unauthorized encampments, on any City-owned property. Violation of this section is a misdemeanor. Except as provided in (B) and (C) of this section where camping is prohibited at all times, enforcement of the camping prohibition on any other City-owned property is subject to the available shelter requirement imposed by the legal precedent of Martin v. City of Boise, 920 F.3d 584, 617, N.8 (9th Cir. 2019), cert. den., 140 U.S. 674 (2019).

##### B. Camping Prohibited At All Times In Designated Areas

At all times, regardless of the availability of shelter space or beds, it is unlawful to camp or store personal property, including Camp Facilities and Camp Paraphernalia, or to have unauthorized encampments, at any time in the following locations:

1. Under any Downtown railroad viaduct and within 100 feet of one as set out in the attached map at (Attachment pdf);
2. Any City-owned Park or Park Facility;
3. Any portion of land within 35 feet of the river water edge of the Spokane River or Latah Creek regardless of the season;
4. In any location within the Downtown Business Improvement District, and within the Downtown Police Precinct Boundary, designated in the map set forth in Attachment A, (hyperlinked here); and
5. Within half a mile from any City-supported Congregate Shelter.

Violation of this section is a misdemeanor and shall be enforced at all times regardless of shelter availability.

C. Camping Prohibited Where it Creates a Substantial Danger or Unreasonable Risk of Harm

At all times, regardless of the availability of shelter, it is unlawful to Camp where such activity creates an unreasonable risk of harm or poses a substantial danger to the community, such as on the Right-of-Way where there is congested foot traffic adjacent to streets; or due to the potential for fires, damage to infrastructure or any other safety hazard; or where such activity poses a substantial health or safety risk to any person for any reason. In such circumstances, the encampment shall be subject to expedited removal pursuant to SMC 12.02.1208. Violation of this section is a misdemeanor and shall be enforced at all times regardless of shelter availability.

~~A. No person may camp in or upon any public property including, but not limited to, conservation lands and natural areas abutting the Spokane River and its tributaries unless specifically authorized by declaration of the Mayor in emergency circumstances.~~

~~B. A violation of this section is a misdemeanor.~~

~~C. Unless otherwise subject to custodial arrest under RCW 10.31.100, individuals subject to enforcement under this section shall be cited and released rather than being booked into jail.~~



- ~~D. With the exception of those who do not meet the criteria for acceptance into community court, individuals subject to enforcement under this chapter shall be directed to community court by officer referral.~~

#### Section 12.02.1012 Removal of Unauthorized Encampments and Individual Camps.

Upon a determination by a law enforcement or City Code Enforcement officer that an area constitutes an unauthorized encampment, the personal property, camping paraphernalia, camp facilities, and all other property, contraband, litter, and solid waste may be removed according to the following procedures:

##### A. Unoccupied Encampments

##### 1. Written Notice Required Prior to Removal

For unoccupied encampments, written notice of removal will be posted on each tent and/or in any other distinct areas of the encampment. Reasonable efforts should be made to ensure that campers who are known to have difficulties understanding a written notice (whether because they are non-English speakers or impaired in some other way) receive the notice in a manner that is clear.

##### a. Contents of Notice

The written notice will provide the following notifications:

1. Campers must remove all their belongings from the site within 48 hours.
2. Campers should not leave behind any items they want to keep.
3. Campers unable to remove their belongings in time due to disability or an equivalent hindrance may call 311 or visit MySpokane at Spokane City Hall (808 W. Spokane Falls Blvd), to make a request for special assistance. The request will be evaluated for reasonableness, and if reasonable, accommodated to the extent practicable. Campers should not assume that a request for assistance will be approved or that the City will be able to accommodate the request.
4. Campers may call 311 or visit MySpokane at Spokane City Hall (808 W. Spokane Falls Blvd) to inquire about whether items that were left at an encampment have been stored. Campers may retrieve their belongings without fear of arrest solely on the basis that they are retrieving their belongings.

5. Campers wishing to minimize the risk of losing valued possessions in removals should always keep such items, to the extent possible, in visible, sanitary, and safely accessible bags or bins.
6. If the City does not clean up the site within a reasonable period of time, not to exceed five business days from expiration of the 48-hour period, the notice may be disregarded, and a new notice may then be posted.
7. Basic contact information for campers seeking shelters or social services.

## 2. Cleanup of Unoccupied Encampments

After 48 hours, the City will clean up the site within a reasonable period of time.

- a. Any campers who are present at that time will be directed to remove their belongings from the site.
  1. Items that a camper leaves behind will be deemed abandoned.
  2. Requests for additional time or assistance to remove items will be evaluated for reasonableness, and if reasonable, accommodated to the extent practicable.
- b. City staff, as designated by the Director of Code Enforcement, will conduct an inspection for any remaining, unclaimed items, to the extent this can be done safely. An inspection may be narrowed or terminated for one or more of the following reasons that render further inspection unsafe:
  1. presence of one or more hypodermic needles (especially if uncapped);
  2. strong odor or visual indication of unsanitary condition (e.g., biological waste) permeating a tent or space;
  3. a tent or space that is soaked in liquid or mud;
  4. any other similar indication that further inspection or manipulation would be unsafe.
- c. Unclaimed items found in an inspection will be initially eligible for storage if and only if:
  1. circumstances indicate that the item belongs to a person;
  2. the item has apparent utility in its current condition and circumstances;  
and

3. the item can be safely retrieved from the site.

Examples of potentially storable items include: identification, medication stored in medication bottles with identifying information, art, art supplies, musical instruments, and items that reasonably appear to have sentimental value in their current condition. An item need not be in new or perfect condition to have apparent utility.

- d. An eligible item found in an inspection will be put into storage, unless it is determined to meet one of the following disqualifying conditions:
  1. hazardous (e.g., items contaminated with human waste, explosives, moldy items);
  2. likely to become hazardous in storage (e.g., perishables, wet materials that might become moldy, items covered in mud);
  3. practically un-storable, due to large size, weight, or other similar characteristic;
  4. contraband or stolen;
  5. is on the City's current list (as published on the City's website) of common types of items that, in the experience of City staff, campers regularly abandon during encampment removals, and there is no contrary indication as to the specific item.
- 2) Any items taken into storage will be kept in storage for up to 60 days. In addition to information already available on the notice, information about how stored items can be retrieved shall be available on the City's website.
3. If the City does not clean up the site within a reasonable period of time, not to exceed five business days from expiration of the 48-hour notice period, the notice may be disregarded, and a new notice may then be posted.
4. Stored items may be retrieved from storage based on a description with sufficient specificity to demonstrate ownership.

#### B. Occupied Encampments

For occupied encampments, when shelter space is available, the City will provide campers with shelter and service information while expediting cleanup and removal of the site.

1. Campers will be directed to remove their belongings from the site.
  - a. Items that a camper leaves behind will be deemed abandoned.
  - b. Requests for additional time or assistance to remove items will be evaluated for reasonableness and, if reasonable, accommodated to the extent practicable.
2. A separate and unclaimed portion of an otherwise occupied encampment will be treated as an unoccupied encampment per Section A above.

C. Prioritized Removals Expedited

1. The City will prioritize and expedite the removal of an encampment, whether occupied or unoccupied, if any of the following conditions are observed or reasonably suspected in connection with an encampment:
  - a. physical threats or violence;
  - b. criminal activity not inherent in the act of unauthorized camping (e.g., drug use or sales, theft, sex trafficking);
  - c. a condition that significantly increases the likelihood of disease or the spread of disease (e.g., rodents, exposed meat, human waste);
  - d. a condition that presents a significant risk of bodily injury or death (e.g., discarded needles, vehicular traffic, weapons);
  - e. any other substantial threat to public health or safety;
  - f. damage (including potential or foreseeable damage) to the natural environment of environmentally critical areas;
  - g. significant amounts of trash;
  - h. significant disruption to a primary intended use of public property (e.g., blocking a doorway, on a sports field or court; obstructing a large portion of a sidewalk); or
  - i. occupation of an area in which the public is not allowed to be present during the times camping is occurring.
2. Any of the factors enumerated in the above section that are observed at an encampment that is the subject of removal shall be documented with a specific description, which may include a police report, and available photographic or videographic evidence including footage from body worn cameras. In addition to

documentation, the police officer or other person responsible for documentation shall include a statement indicating whether such conditions place the public at risk and how removal of the encampment is related to preservation of public health or safety.

D. Other Expedited Removals

- A. The following types of encampments are subject to expedited removal whether the encampment is occupied or unoccupied:
1. An encampment in an area the public is not allowed to access at the time of removal, with clear signage to that effect.
  2. An encampment in an area that has been clearly signed as specially off-limits to camping and subject to expedited removal.
  3. An encampment that significantly disrupts a primary intended use of public property (e.g., blocking a doorway, on a sports field or court, or obstructing a large portion of a sidewalk).
  4. An encampment that poses a significant risk of bodily injury (e.g., directly adjacent to vehicular traffic, requires walking across highway traffic to access).
  5. An encampment that appears to have been entirely abandoned (e.g., no persons present, no items of obvious value, overrun with litter).
- B. In an expedited removal, the City will follow the same clean-up procedures, including storage procedures, but without prior written notice.

~~Section 12.02.1012~~ Section 12.02.1014 Severability

If any part, provision, or section of this chapter is held to be void or unconstitutional, all other parts not expressly so held shall continue in full force and effect.

**Section 2.** Section 10.10.026 is amended to read as follows:

Section 10.10.026 ~~Sitting, Lying on Sidewalk in a Designated Zone~~ the Downtown Business Improvement District, and Downtown Police Precinct Boundary

A. Prohibition.

1. No person may sit or lie down upon a public sidewalk, or upon a blanket, chair, stool, or any other object placed upon a public sidewalk, or upon any sidewalk fixture not designed primarily for the purpose of sitting, including

any bicycle rack, drinking fountain, trash container, planter, planting strip or grassy area, or in any entrance to or exit from any building, parking lot or loading dock, adjacent to the sidewalk during the hours between six a.m. and midnight in the zone designated in subsection D of this section. Downtown Business Improvement District, and Downtown Police Precinct Boundary.

~~((2. At all times it is unlawful to sit or lie on any drinking fountain, trash container, planter, bicycle rack, or any other sidewalk fixture not designed primarily for the purpose of sitting.))~~

~~((3. At all times it is unlawful to sit or lie in any entrance to or exit from any building or parking lot, or on any loading dock.))~~

## B. Exceptions.

The prohibition in subsection (A) of this section does not apply to any person:

~~1. sitting or lying down due to a medical emergency; or due to a sensory, mental, or physical disability;~~

~~((2. who, as the result of a sensory, mental, or physical disability, utilizes a wheelchair, walker, or similar device to move about the public sidewalk;))~~

3. operating or patronizing a business with permission to occupy the sidewalk;

4. participating in or attending a parade, festival, performance, rally, demonstration, meeting, or similar event conducted on the public sidewalk pursuant to a special event or other applicable permit;

5. sitting on a chair or bench supplied by a public agency or by the abutting private property owner pursuant to the appropriate permit or license; or

6. sitting within a bus stop zone while waiting for public or private transportation;

~~((7. sitting on privately owned sidewalk fixture with the permission of the owner;))~~

~~((8. engaging in constitutionally protected expressive activities which would otherwise be restricted by the limitations in subsection (A) of this section.))~~

~~((9. who is homeless during a time frame when shelter space is unavailable.))~~

- C. No person shall be subject to enforcement under this section unless the person engages in conduct prohibited by this section within the entirety of the ~~zone designated in this section~~ Downtown Police Precinct Boundary after having been notified by a law enforcement officer that the conduct violates this section and has been given a reasonable amount of time to comply or has refused to comply. If the individual fails to comply in a reasonable time or engages in prohibited conduct in another location within ~~the designated zone~~ the Downtown Police Precinct Boundary, a law enforcement officer may then enforce this section.
- D. The ~~zone~~ Downtown Business Improvement District, and Downtown Police Precinct Boundary where such conduct is prohibited is established in the map set forth in Attachment A (PDF 1.2MB).
- E. This section does not permit any conduct which is prohibited by SMC 10.10.025 regarding interference with pedestrian or vehicular traffic.
- F. It is the intent of the City Council that homeless individuals subject to enforcement under this section be directed to emergency shelters, community/drug/mental health court, or other interventional services.
- G. A violation of SMC 10.10.026 is a misdemeanor.
- H. The provisions of this section are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, section, or portion of this section, or the invalidity of the application thereof to any person or circumstance does not affect the validity of the remainder of this section, or the validity of its application to other persons or circumstances.



**PASSED** by the City Council on \_\_\_\_\_.

\_\_\_\_\_  
Council President

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

## Committee Agenda Sheet

### Public Safety & Community Health

<b>Submitting Department</b>	City Council
<b>Contact Name &amp; Phone</b>	CP Beggs
<b>Contact Email</b>	<a href="mailto:bbeggs@spokanecity.org">bbeggs@spokanecity.org</a>
<b>Council Sponsor(s)</b>	CP Beggs; CM Wilkerson
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: 10
<b>Agenda Item Name</b>	Essential City Facility Siting – Emergency Ordinance
<b>Summary (Background)</b>	This emergency ordinance codifies public process and criteria for siting Essential City Facilities, defined as “police precincts or offices, fire stations, utility facilities, community centers and libraries.”
<b>Proposed Council Action &amp; Date:</b>	7/18/22
<b>Fiscal Impact:</b> N/A Total Cost: Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source:  Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?  This ordinance codifies community process prior to placing essential facilities in neighborhoods to ensure that more voices are part of the decision-making process.	
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?  Comprehensive Plan Chapter LU 6	

## ORDINANCE NO. C-\_\_\_\_\_

An ordinance determining the process and criteria for siting essential City facilities; amending section 12.05.005; and enacting new sections 12.05.062 and 12.05.063 of the Spokane Municipal Code; and declaring an emergency.

**WHEREAS**, the City Council intends to enact this ordinance as a method of implementing chapter LU 6 of the City of Spokane's Comprehensive Plan, concerning the siting of essential public facilities; and

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

**WHEREAS**, 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 essential city facilities in their neighborhoods; and

**WHEREAS**, actions by city officials that ignore the voices of our community members in taking unilateral steps to locate or relocate essential city facilities erodes the public trust, degrades the effectiveness of local government, engenders suspicion, and demands an immediate response; and

**WHEREAS**, the City Council determines that because this ordinance concerns the process and criteria for the siting of essential City facilities, this ordinance is needed for the immediate preservation of the public peace and safety, and for the immediate support of City government and its existing public institutions, and that because of such need, this ordinance shall be effective immediately, under Section 19 of the City Charter, upon the affirmative vote of one more than a majority of the City Council.

**NOW THEREFORE**, the City of Spokane does ordain:

**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. "Essential City Facility" means police precincts or offices, fire stations, utility facilities, community centers and libraries.

~~((D-))~~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

~~((E-))~~F. "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.

~~((F-))~~G. "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.

~~((G-))~~H. "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.

~~((H-))~~I. "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.

~~((I-))~~J. "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.

~~((J))~~K. “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 there is enacted a new section 12.05.062 of the Spokane Municipal Code to read as follows:

**Section 12.05.062 Siting of Essential City Facilities - Process**

- A. Prior to locating an essential city facility, the administration shall undertake the following public process.
  - 1. The Administration shall 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 facility.
  - 2. The Administration shall publish the alternative locations for the proposed new or relocated essential 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 neighborhood residents;
  - 2. responsiveness of the location to the demonstrated needs of the residents of the neighborhood; and
  - 3. financial sustainability of the location.
- C. City services shall not be provided at the location unless the City Council has approved the location or relocation of an essential city facility.
- D. Any Spokane resident who believes that the City has not fully complied with this section prior to the City providing services at an essential city facility has standing to pursue injunctive relief in Superior Court to stop delivery of services until compliance with this section has been achieved, except that this section shall not apply to essential city facilities that provided services prior to June 25, 2022.

**Section 3.** That there is enacted a new section 12.05.063 of the Spokane Municipal Code to read as follows:

**Section 12.05.063 Essential City Facilities – Mandatory Criteria**

- A. The following criteria shall be met before any decision to place a new or relocated essential City facility can be made:
1. For police precincts, the chosen location shall:
    - a. be visible to the public,
    - b. be located on or within one block of the main street of a neighborhood business district, and
    - c. provide access for the public to onsite services and for officers responding to reports of crime;
    - d. be located within a documented cluster of criminal activity;
    - e. be located in a commercial zone with high visibility of patrol cars, foot and bicycle community policing patrols; and
    - f. provide adequate space and facilities for co-deployed behavioral health officers 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.
    - b. the location must be designed and operated to minimize noise, odor, dust, or other negative impacts due to the operation of the facility.

**Section 4.** That this ordinance applies to all new facilities which are located or relocated after the effective date of this ordinance, as well as to all existing essential City facilities. For existing essential City facilities, the responsible department shall provide to the City Council, no later than 180 days after the effective date of this section, a summary of all City facilities which do not meet the requirements of this ordinance.

**Section 5.** That the City Council declares that an urgency and emergency exists such that this ordinance is needed for the immediate preservation of the public peace, health, or safety, and/or for the immediate support of City government and its existing public institutions, and that because of such need, this ordinance shall be effective immediately, under Section 19 of the City Charter, upon the affirmative vote of one more than a majority of the City Council.

**PASSED** by the City Council on \_\_\_\_\_.

\_\_\_\_\_  
Council President

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

DRAFT



## Committee Agenda Sheet

### Public Safety and Community Health Committee

<b>Submitting Department</b>	Interim City Attorney
<b>Contact Name &amp; Phone</b>	Lynden P. Smithson
<b>Contact Email</b>	<a href="mailto:lsmithson@spokanecity.org">lsmithson@spokanecity.org</a>
<b>Council Sponsor(s)</b>	Council Member Stratton
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested: _____
<b>Agenda Item Name</b>	Special Counsel Contract Amendment
<b>Summary (Background)</b>	<p>The City has an existing contract with Stewart A. Estes and the law firm of KEATING, BUCKLIN &amp; McCORMACK, INC., P.S., as outside counsel services and advice in the legal matter of <u>Estate of David Novak, et al. v. City of Spokane, et al.</u> This is a lawsuit against the City, an SPD detective, Chief Meidl, and former-Mayor Condon for the alleged wrongful death of David Novak in February 2019. Discovery in this case has been expedited and ten to twelve depositions and other discovery are being scheduled. The City has a Mediation scheduled for July 5<sup>th</sup>.</p> <p>This amendment will increase the contract by \$100,000 for a total contract amount of \$474,500.00.</p>
<b>Proposed Council Action &amp; Date:</b>	Committee review on July 11, 2022 with Council Approval on July 25, 2022
<b>Fiscal Impact:</b> Total Cost: <u>\$100,000.00</u>  Approved in current year budget?      Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source: City Risk Fund  Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities? N/A	
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?

N/A



**City of Spokane**  
**OUTSIDE COUNSEL  
CONTRACT AMENDMENT**

This Contract Amendment is made and entered into by and between the **City of Spokane** as ("City"), a Washington municipal corporation, and **KEATING, BUCKLIN & MCCORMACK, INC., P.S.**, whose address is 800 Fifth Avenue, Suite 4141, Seattle, Washington 98104-3175, as ("Firm"), individually hereafter referenced as a "party", and together as the "parties".

*WHEREAS, the parties entered into a Contract wherein the Firm agreed to act as OUTSIDE SPECIAL COUNSEL providing legal services and advice to the City regarding the matter of THE ESTATE OF DAVID NOVAK, ET. AL. v. CITY OF SPOKANE, ET. AL., and*

*WHEREAS, additional funds are necessary, thus the original Contract needs to be formally Amended by this written document; and*

*NOW, THEREFORE, in consideration of these terms, the parties mutually agree as follows:*

**1. CONTRACT DOCUMENTS.**

The Contract, attested by the City Clerk on September 6, 2019, any previous amendments, addendums and / or extensions / renewals thereto, are incorporated by reference into this document as though written in full and shall remain in full force and effect except as provided herein.

**2. EFFECTIVE DATE.**

This Contract Amendment shall become effective on June 1, 2022.

**3. COMPENSATION.**

The City shall pay an additional amount not to exceed **ONE HUNDRED THOUSAND AND NO/100 DOLLARS (\$100,000.00)** for everything furnished and done under this Contract Amendment. The total amount under the original contract, all previous amendments and this Amendment is **FOUR HUNDRED SEVENTY-FOUR THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$474,500.00).**

IN WITNESS WHEREOF, in consideration of the terms, conditions and covenants contained, or attached and incorporated and made a part, the parties have executed this Contract Amendment by having legally-binding representatives affix their signatures below.

**KEATING, BUCKLIN &  
MCCORMACK, INC., P.S.**

**CITY OF SPOKANE**

By \_\_\_\_\_  
Signature Date

By \_\_\_\_\_  
Signature Date

\_\_\_\_\_  
Type or Print Name

\_\_\_\_\_  
Type or Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

## Committee Agenda Sheet

### Finance & Administration

<b>Submitting Department</b>	Spokane Fire Department
<b>Contact Name &amp; Phone</b>	Brian Schaeffer
<b>Contact Email</b>	bschaeffer@spokanecity.org
<b>Council Sponsor(s)</b>	Councilmember Kinnear
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested: _____
<b>Agenda Item Name</b>	SBO to accept Dept. of Ecology grant for Hazmat team equipment
<b>Summary (Background)</b>	<p>In June, 2021, the Spokane Fire Department applied for and was subsequently awarded \$54,700 from the Department of Ecology to be used for needed HazMat equipment.</p> <p>Special Budget Ordinance is required to recognize both grant reimbursement revenue and additional grant expenditures.</p>
<b>Proposed Council Action &amp; Date:</b>	Approval of SBO – June 6 <sup>th</sup>
<b>Fiscal Impact:</b> Total Cost: Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source: Dept. of Ecology grant award SPPREG-2123-Spokane-00040  Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?  N/A	
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?

ORDINANCE NO \_\_\_\_\_

An ordinance amending Ordinance No. C-36161, passed by the City Council December 13, 2021, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2022, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2022, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2022 budget Ordinance No. C-36161, as above entitled, and which passed the City Council December 13, 2021, it is necessary to make changes in the appropriations of the Fire Grants Misc. fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the Fire Grants Misc. fund, and the budget annexed thereto with reference to the Fund, the following changes be made:

- A) Increase revenues by \$54,700
  - a. Revenue will be received from Dept. of Ecology on a reimbursement basis per grant award.
- B) Increase appropriations by \$54,700
  - a. Of the increased appropriations, \$54,700 will be used for the purchase of equipment for the SFD Hazmat unit

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to update budget for the Dept. of Ecology hazmat equipment grant award, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council \_\_\_\_\_

\_\_\_\_\_  
Council President

Attest: \_\_\_\_\_

City Clerk

Approved as to form: \_\_\_\_\_

Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date



## Committee Agenda Sheet

### Public Safety & Community Health

<b>Submitting Department</b>	Fire/Dispatch
<b>Contact Name &amp; Phone</b>	Dusty Patrick 625-7071
<b>Contact Email</b>	<a href="mailto:DPatrick@spokanecity.org">DPatrick@spokanecity.org</a>
<b>Council Sponsor(s)</b>	CM Cathcart
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	Infor CAD Software Contract Amendment
<b>Summary (Background)</b>	<p>CAD Maintenance Contract Amendment</p> <p>CAD (Computer Aided Dispatch) Maintenance Agreement – This contract is with Infor EnRoute of Tampa, Florida for the annual contract maintenance of the Fire CAD system. This contract covers maintenance fees and non-Microsoft software licenses. This amendment is adding an additional interface to allow operation of next-gen station alerting software for Spokane Valley Fire Department costing \$18,300 to implement (plus tax) and recurring maintenance costs of \$3,300 annually. The entire cost of this new interface will be billed back to SREC under our current ILA.</p>
<b>Proposed Council Action &amp; Date:</b>	
<p><b>Fiscal Impact:</b>          Total Cost: \$18,300 +tax          Approved in current year budget?    <input checked="" type="checkbox"/> Yes    <input type="checkbox"/> No    <input type="checkbox"/> N/A</p> <p>Funding Source    <input type="checkbox"/> One-time    <input checked="" type="checkbox"/> Recurring          Specify funding source: Fire/EMS, Fire Dispatch with reimbursement from SREC/SVFD</p> <p>Expense Occurrence    <input type="checkbox"/> One-time    <input checked="" type="checkbox"/> Recurring</p>	

Other budget impacts: (revenue generating, match requirements, etc.)

**Operations Impacts**

What impacts would the proposal have on historically excluded communities?

None

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?

Performance measures are monitored and feedback from user agencies are collected regularly to ensure the software is performing to the expected standard.

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 amendment of this contract allows Fire CAD to interface with next-gen software to improve fire operations.



## Order Form

As it relates to the Component Systems specified herein, this Order Form is subject to the terms of the Agreement (s) between the parties (the "Agreement"). All terms of the Agreement are incorporated herein by reference. Capitalized terms not defined in this Order Form are defined in the Agreement. In the event of a conflict, the terms of this Order Form control over the terms of the Agreement.

In the event the capitalized terms in this Order Form differ from the terminology used in the Agreement, references herein to: "Component Systems" means the software products that are being licensed (and may be referred to in the Agreement as Products, Software Products, Software, Programs or Licensed Programs); "Support" means Infor's current standard maintenance and support services (and may be referred to in the Agreement as Maintenance and Support, Annual Support, Support Services, On-Going Support or One Point Support); "Order Form" means a mutually agreed upon ordering document (and may be referred to in the Agreement as Schedule, Supplement or Supplemental Schedule); "User Restriction" means the license restriction applicable to the Component System in addition to any license restrictions in the Agreement; "Annual Escalation Percentage Cap" means the maximum percentage increase in the annual Support Fee on an annual basis. In addition, based on the applicable Agreement, listed Component Systems herein owned by a third party may also be referred to in the Agreement as "Additional Software" or "Third Party Software".

### I. Component Systems

#### PROD: Spokane

	Part # (if applicable)	Component Systems	User Restriction*		Support Level**
			Quantity	Type	
1	PSD-INTUSDDFSTALE RT	US Digital Fire Station Alerting Interface	1	CDB	XTP

	<b>Total License Fee: \$15,000.00</b>
--	---------------------------------------

\* If specified in the User/License Restriction field:

"CDB" = **Connected Databases** - Means each interface to a single instance of a virtual or physical database management system.

#### \*\*Support Level

"XT" = Infor Essential (24x5); "XTP" = Infor Premium (24x7); "XTE" = Infor Customer Success Plus program  
Descriptions of the XT and XTP Support plans can be found at <http://www.infor.com/content/brochures/inforxtremesupportplanfeatures.pdf/>. A description of the XTE - Customer Success Plus program can be found at <https://www.infor.com/support/customer-success-plus/>

### II. Support Services

**Annual Support Fee: \$3,300.00**

**Annual Escalation Percentage Cap (effective after the Initial Term):** 6% or the then-current year-over-year increase in the Consumer Price Index, whichever is greater.

**Initial Term of Support:** Order Form Date through twelve (12) months from Order Form Date.

<b>Fee for Initial Term of Support:</b>	<b>\$3,300.00</b>
<b>Other Fees:</b>	<b>\$0.00</b>
<b>Total Amount Due (before applicable taxes):</b>	<b>\$18,300.00</b>

**Payment Terms:**

Payment is due within 15 days from the Order Form Date.

**Currency:** USD

Equipment (on which Component Systems will be installed):

Computer Platform:		Model:	
Operating System:		DBMS:	
Serial Number:			

**Customer**

**Account ID:** 103

**Infor GL ID:** US06A

**Account**

**Executive Name:** Matt Williams

<b>Delivery Address:</b>	<b>Invoice Address:</b>
Spokane Fire Department 44 West Riverside Spokane, WA 99201 USA	Spokane Fire Department 44 West Riverside Spokane, WA 99201 USA
Contact Name: Dusty Patrick	Contact Name: Dusty Patrick
Contact Title:	Contact Title:
Contact Phone: (509) 625-7071	Contact Phone: (509) 625-7071
Contact email: dpatrick@spokane-fire.org	Contact email: dpatrick@spokanecity.org

**III. Additional Terms**

Anything in the Agreement to the contrary notwithstanding, Infor warrants that for a period of ninety (90) days from the date of delivery, the Component Systems will function substantially in accordance with the user documentation provided by Infor. This limited warranty shall not apply to (a) updates, enhancements, or modifications provided pursuant to Infor's Support obligations, or (b) previously licensed Component Systems for which Licensee is changing User Restrictions (e.g., without limitation, adding users) under an Order Form.

Perpetual license - Subject to the terms and conditions of the Agreement and this Order Form, Infor grants Licensee a perpetual (subject to the termination provision of the Agreement), non-exclusive, non-transferable license (without the right to sublease or sublicense) to use the object code of the Component Systems specified herein (including any updates, enhancements, or modifications to such Component Systems that Infor provides pursuant to its Support obligations) on the Equipment for Licensee's own internal computing operations, provided Licensee is not in breach of the provisions of the Agreement or this Order Form and has paid all fees in a timely manner. Support for the Component Systems shall be provided on an annual basis upon Licensee's payment of the annual Support Fee prior to the beginning of the applicable Support period. Support will automatically renew for consecutive annual periods beyond the initial Support period on a year-to-year basis unless either party notifies the other in writing of its election to terminate Support for the Component Systems at least ninety (90) days prior the expiration of the then-current Support period. Unless otherwise stated in this Order Form, Licensee has the right to use the Component System in object code format only and no rights to source code are granted. Any rights not expressly granted in the Agreement and this Order Form are expressly reserved.

If the Support renewal of Licensee's previously licensed Component System(s) is pending, then Licensee hereby consents to the renewal of Support services for such Component System(s) and irrevocably agrees to pay the corresponding fees. Non-payment of these fees will entitle Infor to suspend Support for the Component System(s) licensed herein until such payment is received.

Any reference to "accept" or "acceptance" in the Agreement is not applicable to the Component Systems licensed on this Order Form.

The total liability of Infor in connection with the Component Systems licensed on this Order Form shall not exceed the license fee the Licensee actually pays to Infor for such Component Systems.

No changes or modifications of any kind to this Order Form shall be accepted after execution unless signed in writing by both parties.

The Component Systems licensed on this Order Form are for production use only. If Licensee wishes to run a copy of the Component Systems for disaster recovery purposes, a separate Order Form is required and additional fees may be required.

Any purchase order or similar document (other than a mutually executed and delivered Order Form) that may be issued by the undersigned Licensee in connection with this Order Form does not modify this Order Form or the Agreement to which it pertains. No such modification will be effective unless it is in writing, is signed by each party, and expressly provides that it amends this Order Form (or as applicable, the Agreement).

For U.S. Government entities, the following restricted rights clause applies: This Component System is a "commercial component," as this term is defined in 48 C.F.R. 2.101, consisting of "commercial computer software" and "computer software documentation," as such terms are defined in 48 C.F.R. 252.227-7014(a)(1) and 48 C.F.R. 252.227-7014(a)(5), respectively, and used in 48 C.F.R. 12.212 and 48 C.F.R. 227.7202, as applicable, and all as amended from time to time. Consistent with 48 C.F.R. 12.212 and 48 C.F.R. 227.7202, and other relevant sections of the Code of Federal Regulations, as applicable, and all as amended from time to time, all U.S. Government entities acquire this Component System only with those rights set forth in the license agreement accompanying this Component System. Use, duplication, reproduction, or transfer of this commercial software and accompanying documentation is restricted in accordance with FAR 12.212 and DFARS 227.7202 and by a license agreement. By signing this Order Form, Licensee represents and warrants that it has obtained all necessary authorizations and approvals including, but not limited to, appropriation of funds and budget approval.

The Component Systems licensed on this Order Form are new and/or additional licenses and are not intended to be an exchange or upgrade from any of Licensee's previously licensed Component Systems. If Licensee's intent was for this Order Form to be an exchange or upgrade, then the previously licensed Component System(s) must be current on support and such support shall transfer to the Component System(s) licensed on this Order Form.

Parties agree that no shipment shall be required for Component Systems previously licensed to the Licensee. For any new Component Systems license, Delivery shall be FOB Shipping Point.

Unless excluded by applicable law, Infor reserves the right to issue invoices electronically.

Customer's purchase of the licenses specified herein is not contingent or dependent upon the provision of any consulting services Customer may choose to purchase from Infor contemporaneously with this Order Form or in the future.

Effective date of this Order Form (the "Order Form Date") to be completed by Infor upon countersignature: \_\_\_\_\_

THE PARTIES have executed this Order Form through the signatures of their respective authorized representatives.

for: **Infor Public Sector, Inc.**  
(Infor)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Job Title

\_\_\_\_\_  
Date

for: **Spokane Fire Department**  
(Customer or Licensee)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Job Title

\_\_\_\_\_  
Date

## Committee Agenda Sheet

### Public Safety & Community Health Committee

<b>Submitting Department</b>	Police
<b>Contact Name &amp; Phone</b>	Michelle Loucks 509-625-4055
<b>Contact Email</b>	<a href="mailto:dloucks@spokanepolice.org">dloucks@spokanepolice.org</a>
<b>Council Sponsor(s)</b>	
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	ABM Contract amendment
<b>Summary (Background)</b>	<p>City Facilities put out a Request for Bids (RFB) for janitorial services for various Spokane Police Department facilities in 2021. ABM was awarded a contract that runs through 2024 with 3 additional one-year renewal options.</p> <p>Earlier this year, L&amp;I increased prevailing wage by \$1.65 per hour and as such, the need to increase the cost of services needs to be adjusted to accommodate this increase.</p> <p>Additionally, SPD will be moving into the new location of the South Precinct, the former East Central Library. That facility will need to be added to the contract for cleaning.</p> <p>The current contract with ABM is for \$46,225.00. The prevailing wage increase is \$443.29 per month or an annual increase of \$5,319.48. The additional cost of adding on the new facility is \$ , bringing the total amendment cost increase of the contract to \$ .</p>
<b>Proposed Council Action &amp; Date:</b>	Approval of contract renewal – July 25th
<b>Fiscal Impact:</b> Total Cost: <u>\$XXXX</u> Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring Specify funding source: SPD General Fund budget  Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	

What impacts would the proposal have on historically excluded communities?

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?

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

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?



## Committee Agenda Sheet

### [COMMITTEE]

<b>Submitting Department</b>	Fire IT
<b>Contact Name &amp; Phone</b>	Dusty Patrick 625-7071
<b>Contact Email</b>	dpatrick@spokanefire.org
<b>Council Sponsor(s)</b>	CM Kinnear
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion      Time Requested:
<b>Agenda Item Name</b>	1970 - ESO Solutions, Inc. Annual Subscription Fees for Software
<b>Summary (Background)</b>	<p>This contract is with ESO Solutions for the annual maintenance and support of the incident record management system (OPR2017-0356). This system and software replaced and updated the old versions of the fire reporting software and EMS electronic patient record system. These systems are vital for reporting incidents to fire crews and maintaining records.</p> <p>Contract period is for July 21, 2022 through July 20, 2023. Annual cost will be approximately \$ \$85,974.84 (including tax). This is the 5th annual renewal of these subscriptions since the system was procured in 2017. This agreement is paid for by Fire/EMS funds.</p>
<b>Proposed Council Action &amp; Date:</b>	
<b>Fiscal Impact:</b>	
Total Cost: \$85,974.84	

<p>Approved in current year budget?      <input checked="" type="checkbox"/> Yes   <input type="checkbox"/> No   <input type="checkbox"/> N/A</p> <p>Funding Source                      <input type="checkbox"/> One-time      <input checked="" type="checkbox"/> Recurring</p> <p>Specify funding source:</p> <p>Expense Occurrence      <input type="checkbox"/> One-time      <input checked="" type="checkbox"/> Recurring</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>
<p><b>Operations Impacts</b></p> <p>What impacts would the proposal have on historically excluded communities?</p> <p>None</p>
<p>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?</p> <p>N/A</p>
<p>How will data be collected regarding the effectiveness of this program, policy or product to ensure it is the right solution?</p> <p>Reports are evaluated for quality and staff engage with end users to determine potential improvements or enhancements to the system.</p>
<p>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?</p> <p>SFD Strategic Plan Goal #7 <i>Provide a high state of readiness of apparatus and equipment to ensure response to the needs of our customers in a safe and efficient manner.</i></p>



Please send payments to:  
ESO Solutions, Inc.  
PO Box 679449  
Dallas, TX 75267-9449

# Invoice

**Date:** 06/21/2022  
**Invoice #** ESO-83210  
**Terms** Net 30  
**Due Date** 07/21/2022  
**PO#**

## Bill To

Spokane Fire Department  
44 W Riverside Ave.  
Spokane WA 99201  
United States  
[mlopez@spokanecity.org](mailto:mlopez@spokanecity.org)

## Ship To

Spokane Fire Department  
44 W Riverside Ave.  
Spokane  
WA 99201  
US

Item	From	To	QTY	UOM	List Amount	Discount	Total
<b>ESO EHR Suite</b>	07/21/2022	07/20/2023	37,498	Incidents	\$52,519.70	\$4,500.00	\$48,019.70
Patient care reporting suite, includes EHR web and mobile client, Quality Management, AdHoc Reports, Analytics, Patient Tracker. Allows for unlimited users, unlimited mobile applications, live support, state and federal data reporting, ongoing weekly web training, software updates and upgrades.							
<b>Telestaff Integration</b>	07/21/2022	07/20/2023	1	Incidents	\$2,753.04	\$0.00	\$2,753.04
Integration with Telestaff Rostering to place staff on the appropriate calls.							
<b>Fire Incidents (by Volume)</b>	07/21/2022	07/20/2023	1	Incidents	\$24,925.85	\$0.00	\$24,925.85
Includes mobile application NFIRS widget, Auto EHR-import or Auto-CAD import, federal NFIRS data reporting, software updates and upgrades.							
<b>EHR - First Watch Interface</b>	07/21/2022	07/20/2023	37,498		\$3,177.40	\$0.00	\$3,177.40
Enables transfer of EHR data to First Watch.							

## Invoice Message:

## Remit Payment to:

ESO Solutions, Inc.  
PO Box 679449  
Dallas, TX 75267-9449

Amounts invoiced are per your agreement(s) which may include annual uplift and an increase in quantities based on usage overages. Your payment of this invoice serves as acceptance of such increases.

Questions? Contact: [AccountsReceivable@eso.com](mailto:AccountsReceivable@eso.com) 866-766-9471 option 8

**ESO will never e-mail you soliciting payment information. Please call us or e-mail [AccountsReceivable@eso.com](mailto:AccountsReceivable@eso.com) if you have any questions or wish to make a change.**

**Tax ID:** 36-4566209

<b>Total (Without Tax):</b>	\$78,875.99
<b>Tax:</b>	\$7,098.85
<b>Grand Total:</b>	\$85,974.84
<b>Amount Paid/Credit:</b>	\$0.00
<b>Total Recurring:</b>	\$78,875.99
<b>Total One-Time:</b>	
<b>Invoice Balance:</b>	\$85,974.84

**Pay Online**

[For a 3% fee, pay via Card](#)

Direct Card Payment Link: [https://app.suitesync.io/payments/acct\\_1FelgtGvY2g6ha8S/custinv/3382606/?amount=8855408.52](https://app.suitesync.io/payments/acct_1FelgtGvY2g6ha8S/custinv/3382606/?amount=8855408.52)

[Pay via Online Bank Transfer](#)

Direct Bank Transfer Link: [https://app.suitesync.io/payments/acct\\_1FelgtGvY2g6ha8S/custinv/3382606/?card=false](https://app.suitesync.io/payments/acct_1FelgtGvY2g6ha8S/custinv/3382606/?card=false)

## Committee Agenda Sheet

### Public Safety & Community Health

<b>Submitting Department</b>	Fire
<b>Contact Name &amp; Phone</b>	Brian Schaeffer x7001
<b>Contact Email</b>	<a href="mailto:bschaeffer@spokanecity.org">bschaeffer@spokanecity.org</a>
<b>Council Sponsor(s)</b>	CM Kinnear, CP Beggs
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	Sole Source Contract Leasing of Defibrillators and Durable Medical Equipment from Stryker Corporation
<b>Summary (Background)</b>	<p>Under state and FDA regulations, the Spokane Fire Department is required to have and maintain cardiac monitor/defibrillators to identify and treat life-threatening cardiac and other medical conditions. In the past, SFD has made several capital defibrillator purchases for new equipment and paid the subsequent required annual maintenance until the equipment becomes obsolete.</p> <p>Stryker Corporation, who is a sole source vendor of this defibrillator equipment, has agreed to provide SFD with their ALS360 program. This program would instead lease the department all necessary equipment and provide the necessary maintenance over a 10-year period. The program cost is \$340,930 per year plus sales tax. This leasing program saves the department \$68,583 per year when comparing the cost of purchasing the equipment outright and includes video laryngoscopes with the necessary ancillary equipment needed to support the Advanced Life Support (ALS) program.</p>
<b>Proposed Council Action &amp; Date:</b>	Approval of lease agreement w/ Stryker Corp – July 25 <sup>th</sup> .
<b>Fiscal Impact:</b> Total Cost: <u>\$340,930 plus tax annually.</u> Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring Specify funding source: EMS Levy Funds beginning in 2023.  Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?  Replacing and updated all the durable medical equipment at the same time, with the same technology ensures consistent and equitable treatment from SFD Paramedics, regardless of neighborhood or socio-economic status. Currently, equitable technology is not available due to the ad-hoc replacement of equipment based on failure.	

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?

Demographic Data is currently collected from the patient's bedside per the National Medical Services Information System (NEMIS) standard which includes some of the data points. The information is aggregated and analyzed with consideration to other measures (e.g., US Census Data, Housing, Income, etc.) that are in the Fire Department's Intterra system for Community Risk analysis.

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

Every critical incident where a laryngoscope or defibrillator is utilized on a patient is thoroughly reviewed by the Fire Department Physician and Quality Improvement group.

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?

Ensuring a safe community includes a fast and competent response from qualified and competent medical providers. The proposal ensures they will be equipped, always, with the highest level of technology and proven devices capable of treating patients experiencing life-threatening emergencies in Spokane.

## Committee Agenda Sheet

### Public Safety and Community Health Committee

<b>Submitting Department</b>	Spokane Police Department
<b>Contact Name &amp; Phone</b>	Shawna Ernst 509-625-4106
<b>Contact Email</b>	<a href="mailto:sernst@spokanepolice.org">sernst@spokanepolice.org</a>
<b>Council Sponsor(s)</b>	CM Cathcart
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	Software Renewal for Cellebrite
<b>Summary (Background)</b>	<p>Renew Cellebrite software for digital forensics. Funding for this was previously approved on April 25<sup>th</sup> using state drug forfeiture funding.</p> <p>After a search warrant has been authorized, Cellebrite products allow for the acquisition of digital evidence from iOS and Android devices. The tool is used by the SPD digital forensics lab in collaboration with SPD investigators. Cellebrite is used extensively in drug trafficking, homicide and sex crimes investigations.</p> <p>Recently, evidence acquired from Cellebrite led to a 19-year plea bargain in a federal human trafficking and production of child pornography case. Cellebrite allows for unlocking of encrypted devices and evidence acquisition from the most modern iOS and Android phones. Without Cellebrite, the SPD digital forensics lab would be unable to acquire evidence in many cases or be required to send devices out to for analysis, an expense of over \$2,000 per phone.</p>
<b>Proposed Council Action &amp; Date:</b>	Approval on July 25th
<b>Fiscal Impact:</b> Total Cost: <u>\$63,128.53</u> Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source: State Forfeiture dollars allocated on April 25 <sup>th</sup> , 2022.  Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring This is an annual cost.  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?  <p>This purchase will allow the department to collect digital evidence for cases across the Spokane community. This software is most frequently used by the TARU lab for cases related to homicide, sex crimes, and human trafficking. These types of crimes disproportionately impact victims of color and victims with disabilities. By solving these crimes, the department will improve safety for historically excluded communities and Spokane in general.</p>	

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?

The department is implementing a Lab Information Management System in August, 2022. That system will keep a record of all use of the Cellebrite forensic tools which can be cross-referenced against police reports and court information containing some demographics information (limited by FBI demographic reporting requirements).

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

The Lab Information Management System will keep a record of successful and unsuccessful use of Cellebrite tools to determine overall effectiveness.

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?

This purchase aligns with the following strategic plan objectives:

- 1.) Safe and Healthy: This purchase will improve the ability of Detectives to solve crimes against persons and drug-trafficking crimes, reducing threats to the safety and health of our community and keeping dangerous drugs off of our streets.
- 2.) Sustainable Resources: This purchase will enable the department to perform digital forensics analyses in-house which will save on costs associated with sending devices out to a third-party. The Department is in the process of moving the TARU digital forensics lab towards ANAB accreditation to ensure that the lab follows standard lab processes.