

THE CITY OF SPOKANE



ADVANCE COUNCIL AGENDA

MEETING OF MONDAY, APRIL 15, 2013

MISSION STATEMENT

TO DELIVER EFFICIENT AND EFFECTIVE SERVICES
THAT FACILITATE ECONOMIC OPPORTUNITY
AND ENHANCE QUALITY OF LIFE.

MAYOR DAVID A. CONDON

COUNCIL PRESIDENT BEN STUCKART

COUNCIL MEMBER MICHAEL A. ALLEN

COUNCIL MEMBER MIKE FAGAN

COUNCIL MEMBER NANCY McLAUGHLIN

COUNCIL MEMBER STEVE SALVATORI

COUNCIL MEMBER JON SNYDER

COUNCIL MEMBER AMBER WALDREF

COUNCIL CHAMBERS
CITY HALL

808 W. SPOKANE FALLS BLVD.
SPOKANE, WA 99201

CITY COUNCIL BRIEFING SESSION

Council will adopt the Administrative Session Consent Agenda after they have had appropriate discussion. Items may be moved to the 6:00 p.m. Legislative Session for formal consideration by the Council at the request of any Council Member.

SPOKANE CITY COUNCIL BRIEFING SESSIONS (BEGINNING AT 3:30 P.M. EACH MONDAY) AND LEGISLATIVE SESSIONS (BEGINNING AT 6:00 P.M. EACH MONDAY) ARE BROADCAST LIVE ON CITY CABLE CHANNEL FIVE AND STREAMED LIVE ON THE CHANNEL FIVE WEBSITE. THE SESSIONS ARE REPLAYED ON CHANNEL FIVE ON WEDNESDAYS AT 6:00 P.M. AND FRIDAYS AT 10:00 A.M.

The Briefing Session is open to the public, but will be a workshop meeting. Discussion will be limited to Council Members and appropriate Staff and Counsel. There will be an opportunity for the expression of public views on any issue not relating to the Current or Advance Agendas during the Open Forum at the beginning and the conclusion of the Legislative Agenda.

ADDRESSING THE COUNCIL

- No one may speak without first being recognized for that purpose by the Chair. Except for named parties to an adjudicative hearing, a person may be required to sign a sign-up sheet as a condition of recognition.
- Each person speaking at the public microphone shall print his or her name and address on the sheet provided at the podium and verbally identify him/herself by name, address and, if appropriate, representative capacity.
- If you are submitting letters or documents to the Council Members, please provide a minimum of ten copies via the City Clerk. The City Clerk is responsible for officially filing and distributing your submittal.
- In order that evidence and expressions of opinion be included in the record and that decorum befitting a deliberative process be maintained, modes of expression such as demonstration, banners, applause and the like will not be permitted.
- A speaker asserting a statement of fact may be asked to document and identify the source of the factual datum being asserted.

SPEAKING TIME LIMITS: Unless deemed otherwise by the Chair, each person addressing the Council shall be limited to a three-minute speaking time.

CITY COUNCIL AGENDA: The City Council Advance and Current Agendas may be obtained prior to Council Meetings from the Office of the City Clerk during regular business hours (8 a.m. - 5 p.m.). The Agenda may also be accessed on the City website at www.spokanecity.org. Agenda items are available for public review in the Office of the City Clerk during regular business hours.

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 Gita George-Hatcher at (509) 625-7083, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or ggeorge-hatcher@spokanecity.org. Persons who are deaf or hard of hearing may contact Ms. George-Hatcher at (509) 625-7083 through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.

If you have questions, please call the Agenda Hotline at 625-6350.

BRIEFING SESSION

(3:30 p.m.)

(Council Chambers Lower Level of City Hall)

(No Public Testimony Taken)

Council Reports

Staff Reports

Committee Reports

Advance Agenda Review

Current Agenda Review

ADMINISTRATIVE SESSION

Roll Call of Council

CONSENT AGENDA

REPORTS, CONTRACTS AND CLAIMS

RECOMMENDATION

- | | | |
|---|--|---|
| <p>1. Low Bids of:</p> <p>a. Shamrock Paving, Inc. (Spokane, WA) for Rockwood Boulevard from Cowley Street to Southeast Boulevard and Upper Terrace Road from Rockwood Boulevard to 17th Avenue—\$2,222,222.22 (plus tax). An administrative reserve of \$222,222.22 (plus tax), which is 10% of the contract price (plus tax), will be set aside.</p> <p>b. Bacon Concrete, Inc. (Colbert, WA) for 2013 Utility Cut Sidewalk Repair Program—\$121,311. An administrative reserve of \$12,131.10, which is 10% of the contract price, will be set aside.</p> <p>Gary Nelson</p> | <p>Approve
All &
Authorize
Contracts</p> | <p>PRO 2013-0007
ENG 2010125</p> <p>PRO 2013-0008
ENG 2013062</p> |
| <p>2. Amendment to contract with Patterson Buchanan Fobes Leitch & Kalzer, Inc., P.S. (Seattle, WA) for outside counsel services in legal matter of Bradley N. Thoma v. City of Spokane—increase of \$50,000.</p> <p>Nancy Isserlis</p> | <p>Approve</p> | <p>OPR 2012-0361</p> |

- 3. **Spokane Area Workforce Development Council Modification No. 1 to contract with Inland Empire Electrical Training Trust (Spokane, WA) for project funds with the Washington State Department of Transportation—award increase of \$19,934.45 and extend contract through August 31, 2013. Total Award—\$48,154.45.**
Rob Crow Approve OPR 2012-0868
- 4. **Consolidated Homeless Grant Award contract amendments with:** Approve All
 - a. **Washington State Department of Commerce— increase of \$293,483 revenue.** OPR 2012-0019
 - b. **Catholic Charities (Spokane, WA)—increase of \$262,667.74.** OPR 2012-0546
- 5. **Community, Housing and Human Services Board recommendation to enter into contract with Transitions (Spokane, WA), a non-profit agency, from May 1, 2013 through June 30, 2014—\$65,000.** Approve & Authorize Contract OPR 2013-0270
Sheila Morley
- 6. **Report of the Mayor of pending claims and payments of previously approved obligations, including those of Parks and Library, through _____, total \$_____, with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$_____.** Approve & Authorize Payment CPR 2013-0002

EXECUTIVE SESSION

(Closed Session of Council)

(Executive Session may be held or reconvened during the 6:00 p.m. Legislative Session)

CITY COUNCIL SESSION

(May be held or reconvened following the 3:30 p.m. Administrative Session)

(Council Briefing Center)

This session may be held for the purpose of City Council meeting with Mayoral nominees to Boards and/or Commissions. The session is open to the public.

LEGISLATIVE SESSION

(6:00 P.M.)

(Council Reconvenes in Council Chamber)

WORDS OF INSPIRATION

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

ANNOUNCEMENTS

(Announcements regarding Changes to the City Council Agenda)

BOARDS AND COMMISSIONS APPOINTMENTS

(Includes Announcements of Boards and Commissions Vacancies)

CITY ADMINISTRATION REPORT

COUNCIL COMMITTEE REPORTS

(Committee Reports for Finance, Neighborhoods, Public Safety, Public Works, and Planning/Community and Economic Development Committees and other Boards and Commissions)

OPEN FORUM

This is an opportunity for citizens to discuss items of interest not relating to the Current or Advance Agendas nor relating to political campaigns/items on upcoming election ballots. This Forum shall be for a period of time not to exceed thirty minutes. After all the matters on the Agenda have been acted on, unless it is 10:00 p.m. or later, the open forum shall continue for a period of time not to exceed thirty minutes. Each speaker will be limited to three minutes, unless otherwise deemed by the Chair. If you wish to speak at the forum, please sign up on the sign-up sheet located in the Chase Gallery.

LEGISLATIVE AGENDA

EMERGENCY BUDGET ORDINANCES

(Require Five Affirmative, Recorded Roll Call Votes)

Ordinances amending Ordinance No. C34947 passed the City Council December 10, 2012, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

ORD C34974 General Fund

**FROM: Various Accounts, \$593,365;
TO: Various Accounts, same amount.**

(This action budgets for the reorganization of the Police Department.)

Craig Meidl

ORD C34975 General Fund

**FROM: Contingency Reserves, \$1,112,464;
TO: Various Accounts, same amount.**

(This action appropriates funds in the Police Department to implement recommendations from the Use of Force Commission.)

Carly Cortright

ORD C34976 General Fund

**FROM: Unassigned Fund Balance, \$353,150;
TO: Various Accounts, same amount.**

(This action creates 10 new Police Officer positions and provides funding for the remainder of the year.)

Sponsor: Council President Ben Stuckart

NO EMERGENCY ORDINANCES

NO RESOLUTIONS

FINAL READING ORDINANCES

(Require Four Affirmative, Recorded Roll Call Votes)

ORD C34956 Relating to the business licensing process; amending SMC Sections 8.01.020, 8.01.130, 8.01.180, 8.01.190, 8.02.0206, 8.02.0207, 8.01.230 and 8.01.280. (Deferred from February 4, 2013, Agenda)

Kim Orlob

ORD C34972 Relating to the business licensing process; amending SMC Section 8.01.020.

Sponsors: Council Members Amber Waldref and Jon Snyder

NO FIRST READING ORDINANCES

NO SPECIAL CONSIDERATIONS

HEARINGS

(If there are items listed you wish to speak on, please sign your name on the sign-up sheets in the Chase Gallery.)

RECOMMENDATION

- H1. Public Hearing regarding moratorium on the establishment of medical cannabis collective gardens and licensed dispensaries as set forth in Ordinance C34968. ORD C34968
 Sponsor: Council Member Jon Snyder
-

**Motion to Approve Advance Agenda for April 15, 2013
(per Council Rule 2.1.2)**

OPEN FORUM (CONTINUED)

This is an opportunity for citizens to discuss items of interest not relating to the Current or Advance Agendas nor relating to political campaigns/items on upcoming election ballots. This Forum shall be for a period of time not to exceed thirty minutes. After all the matters on the Agenda have been acted on, unless it is 10:00 p.m. or later, the open forum shall continue for a period of time not to exceed thirty minutes. Each speaker will be limited to three minutes, unless otherwise deemed by the Chair. If you wish to speak at the forum, please sign up on the sign-up sheet located in the Chase Gallery.

ADJOURNMENT

The April 15, 2013, Regular Legislative Session of the City Council is adjourned to Monday, April 22, 2013.

NOTES



Agenda Sheet for City Council Meeting of:
04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	PRO 2013-0007
Renews #	

Submitting Dept	ENGINEERING SERVICES	Cross Ref #	
Contact Name/Phone	GARY NELSON 625-6678	Project #	2010125
Contact E-Mail	GNELSON@SPOKANECITY.ORG	Bid #	
Agenda Item Type	Contract Item	Requisition #	CR 13360
Agenda Item Name	0370-LOW BID AWARD-ROCKWOOD BLVD/UPPER TERRACE RD		

Agenda Wording

Low Bid of Shamrock Paving, Inc. (Spokane, WA) for Rockwood Blvd. from Cowley Street to Southeast Blvd. and Upper Terrace Road from Rockwood Blvd. to 17th Avenue - \$2,222,222.22 plus tax. An administrative reserve of \$222,222.22 plus (see attached)

Summary (Background)

On April 1, 2013 bids were opened for the above project. The low bid was from Shamrock Paving, Inc. in the amount of \$2,222,222.22, which is \$198,869.48 or 8.11% under the Engineer's Estimate; four other bids were received as follows: Red Diamond Construction, Inc. - \$2,291,188.92, Halme Construction, Inc.- \$2,496,466.92, Spokane Rock Products, Inc. - \$2,532,622.05 and Knife River - \$2,817,155.25.

Fiscal Impact	Budget Account
Expense \$ 1,907,538.04	# 3404 49721 95300 56501
Expense \$ 274,722.33	# 4370 49461 94000 56501
Expense \$ 283,242.33	# 4100 42490 94000 56501 15172
Select \$	#

Approvals		Council Notifications	
Dept Head	TAYLOR, MIKE	Study Session	
Division Director	QUINTRALL, JAN	Other	
Finance	LESESNE, MICHELE	Distribution List	
Legal	BURNS, BARBARA	sdecker@spokanecity.org	
For the Mayor	SANDERS, THERESA	rdykes@spokanecity.org	
Additional Approvals		mhughes@spokanecity.org	
Purchasing		pdolan@spokanecity.org	
		mlesesne@spokanecity.org	
		kbrooks@spokanecity.org	
		acline@spokanecity.org	

City Of Spokane
Engineering Services Department

***** Bid Tabulation *****

Project Number: 2010125

Project Description Rockwood Blvd., Cowley St. to Southeast Blvd.

Original Date 3/6/2013 10:47:04 AM

Funding Source Local

Update Date 4/1/2013 2:01:16 PM

Preparer Jonathan Adams

Addendum

Project Number: 2010125			Engineer's Estimate		Shamrock Paving Inc		Red Diamond Construction Inc		Halme Construction Inc	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

Schedule Description				Tax Classification						
Schedule 01 General				Public Street Improvement						
101	REIMBURSEMENT FOR THIRD PARTY DAMAGE	1 EST	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
102	SPCC PLAN	1 LS	*****	400.00	*****	500.00	*****	600.00	*****	650.00
103	PUBLIC LIAISON REPRESENTATIVE	1 LS	*****	12,000.00	*****	12,000.00	*****	5,000.00	*****	6,500.00
104	REFERENCE AND REESTABLISH SURVEY MONUMENT	19 EA	325.00	6,175.00	500.00	9,500.00	450.00	8,550.00	500.00	9,500.00
105	CLASSIFICATION AND PROTECTION OF SURVEY MONUMENTS	1 LS	*****	1,000.00	*****	750.00	*****	700.00	*****	800.00
106	MOBILIZATION	1 LS	*****	115,800.00	*****	114,362.87	*****	192,000.00	*****	160,750.00
107	PROJECT TEMPORARY TRAFFIC CONTROL	1 LS	*****	30,000.00	*****	35,000.00	*****	32,500.00	*****	32,000.00
108	SPECIAL SIGNS	70 SF	20.00	1,400.00	25.00	1,750.00	10.00	700.00	10.00	700.00
109	TYPE III BARRICADE	30 EA	75.00	2,250.00	50.00	1,500.00	45.00	1,350.00	46.00	1,380.00
Schedule Totals				169,026.00		175,363.87		241,401.00		212,281.00

Project Number: 2010125			Engineer's Estimate		Shamrock Paving Inc		Red Diamond Construction Inc		Halme Construction Inc	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 02</i> Street Bond				Public Street Improvement						
201	CLEARING AND GRUBBING	1 LS	*****	5,000.00	*****	6,000.00	*****	15,000.00	*****	3,200.00
202	REMOVAL OF STRUCTURE AND OBSTRUCTION	1 LS	*****	1,000.00	*****	3,200.00	*****	11,625.00	*****	3,200.00
203	REMOVE EXISTING CURB	3180 LF	3.00	9,540.00	5.00	15,900.00	3.00	9,540.00	3.00	9,540.00
204	REMOVE CEMENT CONCRETE SIDEWALK AND DRIVEWAY	950 SY	5.50	5,225.00	6.00	5,700.00	5.00	4,750.00	4.00	3,800.00
205	SAWCUTTING RIGID PAVEMENT	3224 LFI	1.00	3,224.00	1.00	3,224.00	1.00	3,224.00	1.00	3,224.00
206	SAWCUTTING FLEXIBLE PAVEMENT	29980 LFI	0.30	8,994.00	0.30	8,994.00	0.40	11,992.00	0.30	8,994.00
207	REMOVE AND DISPOSE OF TROLLEY RAILS	66 LF	330.00	21,780.00	10.00	660.00	12.00	792.00	8.00	528.00
208	ROADWAY EXCAVATION INCL. HAUL	13728 CY	9.50	130,416.00	10.00	137,280.00	8.00	109,824.00	12.00	164,736.00
209	REMOVE UNSUITABLE FOUNDATION MATERIAL	741 CY	20.00	14,820.00	1.00	741.00	13.00	9,633.00	12.00	8,892.00
210	REPLACE UNSUITABLE FOUNDATION MATERIAL	741 CY	25.00	18,525.00	1.00	741.00	12.00	8,892.00	16.00	11,856.00
211	EXTRA WORK ALLOWANCE FOR ROCK EXCAVATION - ROADWAY EXCAVATION	370 CY	85.00	31,450.00	25.00	9,250.00	0.01	3.70	53.00	19,610.00
212	PREPARATION OF UNTREATED ROADWAY	38464 SY	1.00	38,464.00	1.00	38,464.00	1.00	38,464.00	0.96	36,925.44
213	CRUSHED SURFACING TOP COURSE	1942 CY	30.00	58,260.00	30.00	58,260.00	27.00	52,434.00	27.08	52,589.36
214	CRUSHED SURFACING BASE COURSE	6545 CY	25.00	163,625.00	23.00	150,535.00	24.00	157,080.00	22.60	147,917.00
215	CSTC FOR SIDEWALK AND DRIVEWAYS	100 CY	30.00	3,000.00	23.00	2,300.00	25.00	2,500.00	51.00	5,100.00
216	HMA CL. 1/2. PG 64-28, 2 INCH THICK	53090 SY	7.40	392,866.00	6.70	355,703.00	6.70	355,703.00	7.63	405,076.70
217	HMA CL. 1/2. PG 64-28, 3 INCH THICK	34956 SY	11.35	396,750.60	10.00	349,560.00	10.00	349,560.00	11.40	398,498.40
218	HMA CL. 1/2. PG 64-28, 4 INCH THICK	3508 SY	0.00	0.00	13.75	48,235.00	13.75	48,235.00	15.50	54,374.00
219	HMA FOR PRELEVELING CL. 3/8 IN. PG 64-28	190 TO	77.00	14,630.00	75.00	14,250.00	75.00	14,250.00	85.40	16,226.00

Project Number: 2010125			Engineer's Estimate		Shamrock Paving Inc		Red Diamond Construction Inc		Halme Construction Inc	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 02</i> Street Bond				Public Street Improvement						
220	HMA FOR FEATHERING CL. 3/8 IN. PG 64-28	75 TO	150.00	11,250.00	150.00	11,250.00	150.00	11,250.00	170.00	12,750.00
221	HMA FOR PAVEMENT REPAIR CL. 1/2 IN. PG 64-28, 4 INCH THICK	2620 SY	25.00	65,500.00	16.00	41,920.00	16.00	41,920.00	18.25	47,815.00
222	HMA FOR TRANSITION, CL. 1/2 IN. PG 64-28, 2 INCH THICK	6 SY	34.75	208.50	85.00	510.00	85.00	510.00	96.00	576.00
223	CRACK SEALING 1-INCH TO 3-INCH	25100 LF	1.25	31,375.00	0.80	20,080.00	1.12	28,112.00	1.25	31,375.00
224	CRACK SEALING 3-INCH TO 6-INCH	600 LF	3.75	2,250.00	9.00	5,400.00	7.00	4,200.00	7.15	4,290.00
225	SOIL RESIDUAL HERBICIDE	38464 SY	0.15	5,769.60	0.15	5,769.60	0.15	5,769.60	0.17	6,538.88
226	PAVEMENT REPAIR EXCAVATION INCL. HAUL	2620 SY	6.00	15,720.00	13.00	34,060.00	4.50	11,790.00	18.00	47,160.00
227	PLANING BITUMINOUS PAVEMENT	8320 SY	2.50	20,800.00	1.50	12,480.00	2.50	20,800.00	1.60	13,312.00
228	TAPER PLANING BITUMINOUS PAVEMENT	6580 SY	2.00	13,160.00	1.50	9,870.00	2.50	16,450.00	1.60	10,528.00
229	JOB MIX COMPLIANCE PRICE ADJUSTMENT	1 CAL	-1.00	-1.00	-1.00	-1.00	-1.00	-1.00	-1.00	-1.00
230	COMPACTION PRICE ADJUSTMENT	1 EST	9,010.00	9,010.00	9,010.00	9,010.00	9,010.00	9,010.00	9,010.00	9,010.00
231	CEMENT CONCRETE CURB WALL	55 LF	45.00	2,475.00	41.00	2,255.00	42.00	2,310.00	53.40	2,937.00
232	ADJUST EXISTING VALVE BOX IN ASPHALT	65 EA	250.00	16,250.00	300.00	19,500.00	220.00	14,300.00	196.00	12,740.00
233	ADJUST EXISTING MANHOLE, CATCH BASIN, DRYWELL, CLEANOUT, OR INLET IN ASPHALT	12 EA	350.00	4,200.00	350.00	4,200.00	600.00	7,200.00	376.00	4,512.00
234	VALVE BOX AND COVER	6 EA	600.00	3,600.00	375.00	2,250.00	110.00	660.00	73.00	438.00
235	CLEANING EXISTING SANITARY SEWER	55 EA	140.00	7,700.00	275.00	15,125.00	115.00	6,325.00	320.00	17,600.00
236	ESC LEAD	1 LS	*****	1,000.00	*****	750.00	*****	850.00	*****	1,300.00
237	INLET PROTECTION	50 EA	75.00	3,750.00	75.00	3,750.00	35.00	1,750.00	65.00	3,250.00

Project Number: 2010125			Engineer's Estimate		Shamrock Paving Inc		Red Diamond Construction Inc		Halme Construction Inc	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 02</i> Street Bond				Public Street Improvement						
238	TOPSOIL TYPE A, 2 INCH THICK	875 SY	6.00	5,250.00	3.15	2,756.25	4.00	3,500.00	3.55	3,106.25
239	SOD INSTALLATION	875 SY	7.50	6,562.50	7.10	6,212.50	7.50	6,562.50	8.10	7,087.50
240	REMOVE AND REPLACE EXISTING SPRINKLER HEADS AND LINES	1 LS	*****	9,000.00	*****	10,000.00	*****	10,000.00	*****	10,930.00
241	CEMENT CONCRETE CURB	2310 LF	22.00	50,820.00	15.00	34,650.00	14.00	32,340.00	19.22	44,398.20
242	CEMENT CONC. CURB AND GUTTER	1320 LF	22.00	29,040.00	22.40	29,568.00	25.00	33,000.00	27.40	36,168.00
243	CEMENT CONCRETE DRIVEWAY	322 SY	40.00	12,880.00	38.10	12,268.20	37.00	11,914.00	46.55	14,989.10
244	GRINDING DRIVEWAY EDGE	580 SF	15.00	8,700.00	10.00	5,800.00	5.00	2,900.00	29.20	16,936.00
245	ADJUST MONUMENT FRAME AND COVER	1 EA	300.00	300.00	300.00	300.00	350.00	350.00	196.00	196.00
246	CEMENT CONC. SIDEWALK	1160 SY	34.00	39,440.00	30.00	34,800.00	33.50	38,860.00	38.60	44,776.00
247	RAMP DETECTABLE WARNING	590 SF	25.00	14,750.00	21.00	12,390.00	21.00	12,390.00	24.00	14,160.00
248	SIGNING, PERMANENT	1 LS	*****	31,000.00	*****	20,000.00	*****	20,000.00	*****	21,700.00
249	PAVEMENT MARKING - DURABLE HEAT APPLIED	307 SF	10.00	3,070.00	9.00	2,763.00	9.00	2,763.00	10.15	3,116.05
250	PAVEMENT MARKING - PAINT	9203 SF	3.50	32,210.50	0.35	3,221.05	0.34	3,129.02	0.38	3,497.14
251	WORD AND SYMBOL MARKINGS - DURABLE HEAT APPLIED	2 EA	200.00	400.00	125.00	250.00	125.00	250.00	142.00	284.00
252	PERMANENT DOT LANE MARKER 4X6	885 EA	5.00	4,425.00	4.75	4,203.75	4.60	4,071.00	5.25	4,646.25
253	REMOVE AND RECONSTRUCT ROCK RETAINING WALL	120 LF	40.00	4,800.00	50.00	6,000.00	30.00	3,600.00	140.00	16,800.00
254	REINFORCED DOWELED CURB	206 LF	7.50	1,545.00	17.50	3,605.00	8.50	1,751.00	19.40	3,996.40
255	TRAFFIC ISLAND CONCRETE	55 SY	25.00	1,375.00	45.00	2,475.00	26.00	1,430.00	50.15	2,758.25
Schedule Totals				1,787,154.70		1,598,438.35		1,575,517.82		1,829,962.92

Project Number: 2010125			Engineer's Estimate		Shamrock Paving Inc		Red Diamond Construction Inc		Halme Construction Inc	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 03</i> Sewer				Public Street Improvement						
301	POTHOLING	6 EA	300.00	1,800.00	350.00	2,100.00	300.00	1,800.00	420.00	2,520.00
302	REMOVE EXISTING CURB	417 LF	3.00	1,251.00	6.00	2,502.00	3.00	1,251.00	3.00	1,251.00
303	REMOVE CEMENT CONCRETE SIDEWALK AND DRIVEWAY	52 SY	5.50	286.00	8.00	416.00	5.00	260.00	4.00	208.00
304	REMOVE MANHOLE, CATCH BASIN OR DRYWELL	55 EA	300.00	16,500.00	525.00	28,875.00	300.00	16,500.00	240.00	13,200.00
305	SAWCUTTING RIGID PAVEMENT	775 LFI	1.00	775.00	1.00	775.00	1.00	775.00	1.00	775.00
306	SAWCUTTING FLEXIBLE PAVEMENT	8680 LFI	0.30	2,604.00	0.30	2,604.00	0.40	3,472.00	0.30	2,604.00
307	ABANDON EXISTING MANHOLE, CATCH BASIN OR DRYWELL	2 EA	300.00	600.00	425.00	850.00	600.00	1,200.00	240.00	480.00
308	CSTC FOR SIDEWALK AND DRIVEWAYS	6 CY	30.00	180.00	24.00	144.00	40.00	240.00	51.00	306.00
309	HMA FOR PAVEMENT REPAIR CL. 1/2 IN. PG 64-28, 4 INCH THICK	426 SY	25.00	10,650.00	16.00	6,816.00	18.00	7,668.00	20.50	8,733.00
310	PAVEMENT REPAIR EXCAVATION INCL. HAUL	426 SY	6.00	2,556.00	14.25	6,070.50	10.00	4,260.00	20.50	8,733.00
311	MANHOLE TYPE 1-48, BASIC PRICE	2 EA	2,200.00	4,400.00	1,775.00	3,550.00	2,000.00	4,000.00	2,600.00	5,200.00
312	CATCH BASIN TYPE 1	26 EA	1,700.00	44,200.00	1,500.00	39,000.00	1,900.00	49,400.00	1,700.00	44,200.00
313	CATCH BASIN TYPE 3	21 EA	1,900.00	39,900.00	1,000.00	21,000.00	2,000.00	42,000.00	1,770.00	37,170.00
314	RETROFIT SURFACE INLET CATCH BASIN WITH FRAME & VANED GRATE	1 EA	550.00	550.00	425.00	425.00	800.00	800.00	680.00	680.00
315	MANHOLE OR DRYWELL FRAME AND COVER (LOCKABLE)	55 EA	650.00	35,750.00	425.00	23,375.00	700.00	38,500.00	695.00	38,225.00
316	CLEANING EXISTING DRAINAGE STRUCTURE	5 EA	140.00	700.00	200.00	1,000.00	115.00	575.00	115.00	575.00
317	EXTRA WORK ALLOWANCE FOR ROCK EXCAVATION - TRENCHES	60 CY	85.00	5,100.00	25.00	1,500.00	0.01	0.60	53.00	3,180.00
318	IMPORTED BACKFILL	60 CY	15.00	900.00	5.00	300.00	15.00	900.00	16.25	975.00

Project Number: 2010125			Engineer's Estimate		Shamrock Paving Inc		Red Diamond Construction Inc		Halme Construction Inc	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 03</i> Sewer				Public Street Improvement						
319	TRENCH SAFETY SYSTEM	1 LS	*****	750.00	*****	1,400.00	*****	1,500.00	*****	570.00
320	CATCH BASIN SEWER PIPE 8 IN. DIAM.	382 LF	20.00	7,640.00	28.00	10,696.00	35.00	13,370.00	25.25	9,645.50
321	CATCH BASIN DUCTILE IRON SEWER PIPE 8 IN. DIAM.	1145 LF	37.00	42,365.00	42.00	48,090.00	37.00	42,365.00	36.50	41,792.50
322	CONNECT 8 IN. DIAMETER PIPE TO EXISTING CATCH BASIN, DRYWELL, OR MANHOLE	49 EA	350.00	17,150.00	75.00	3,675.00	300.00	14,700.00	315.00	15,435.00
323	CONNECT 8 IN. DIAM. SEWER PIPE TO EXISTING SEWER PIPE	6 EA	300.00	1,800.00	550.00	3,300.00	700.00	4,200.00	390.00	2,340.00
324	OUTLET TRAP	5 EA	80.00	400.00	175.00	875.00	100.00	500.00	80.00	400.00
325	PLUGGING EXISTING PIPE	11 EA	100.00	1,100.00	325.00	3,575.00	20.00	220.00	89.00	979.00
326	TEMPORARY ADJACENT UTILITY SUPPORT	1 LS	*****	1,000.00	*****	550.00	*****	6,000.00	*****	1,050.00
327	SANITARY SEWER PIPE REPAIR 8 IN. DIAM. INCL. STRUCTURAL EXCAVATION CLASS B	30 LF	125.00	3,750.00	125.00	3,750.00	70.00	2,100.00	91.00	2,730.00
328	SANITARY SEWER PIPE REPAIR 10 IN. DIAM. INCL. STRUCTURAL EXCAVATION CLASS B	8 LF	125.00	1,000.00	200.00	1,600.00	150.00	1,200.00	260.00	2,080.00
329	SIDE SEWER TAP REPAIR INCL. STRUCTURAL EXCAVATION CLASS B	1 EA	1,000.00	1,000.00	2,000.00	2,000.00	1,000.00	1,000.00	2,200.00	2,200.00
330	TOPSOIL TYPE A, 2 INCH THICK	110 SY	6.00	660.00	3.15	346.50	4.00	440.00	3.60	396.00
331	SOD INSTALLATION	110 SY	7.50	825.00	7.10	781.00	8.00	880.00	8.10	891.00
332	CEMENT CONCRETE CURB	417 LF	22.00	9,174.00	15.00	6,255.00	14.00	5,838.00	19.25	8,027.25
333	CEMENT CONCRETE DRIVEWAY	45 SY	40.00	1,800.00	38.00	1,710.00	37.00	1,665.00	46.60	2,097.00
334	CEMENT CONC. SIDEWALK	10 SY	34.00	340.00	30.00	300.00	34.00	340.00	38.60	386.00
Schedule Totals				259,456.00		230,206.00		269,919.60		260,034.25

Project Number: 2010125			Engineer's Estimate		Shamrock Paving Inc		Red Diamond Construction Inc		Halme Construction Inc	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 04</i> Water				Not Public Street Improvement						
401	POTHOLING	6 EA	300.00	1,800.00	425.00	2,550.00	300.00	1,800.00	420.00	2,520.00
402	ENCASE WATER/SEWER AT CROSSINGS	1 EA	500.00	500.00	1,250.00	1,250.00	800.00	800.00	680.00	680.00
403	DI PIPE FOR WATER MAIN 12 IN. DIAM.	1995 LF	50.00	99,750.00	65.00	129,675.00	69.00	137,655.00	51.00	101,745.00
404	DI PIPE FOR WATER MAIN 6 IN. DIAM., INSTALLATION BY CITY	125 LF	45.00	5,625.00	60.00	7,500.00	35.00	4,375.00	20.65	2,581.25
405	DI PIPE FOR WATER MAIN 12 IN. DIAM., INSTALLATION BY CITY	48 LF	60.00	2,880.00	85.00	4,080.00	65.00	3,120.00	37.00	1,776.00
406	CUT AND PLUG EXISTING 6 IN. DIAM. WATER MAIN	3 EA	100.00	300.00	105.00	315.00	200.00	600.00	480.00	1,440.00
407	CUT AND PLUG EXISTING 12 IN. DIAM. WATER MAIN	8 EA	110.00	880.00	200.00	1,600.00	250.00	2,000.00	600.00	4,800.00
408	TRENCH SAFETY SYSTEM	1 LS	*****	1,000.00	*****	800.00	*****	500.00	*****	500.00
409	EXTRA WORK ALLOWANCE FOR ROCK EXCAVATION - TRENCHES	650 CY	85.00	55,250.00	25.00	16,250.00	0.01	6.50	53.00	34,450.00
410	IMPORTED BACKFILL	650 CY	15.00	9,750.00	14.00	9,100.00	12.00	7,800.00	16.25	10,562.50
411	IMPORTED OR SCREENED NATIVE BEDDING	2168 LF	2.50	5,420.00	8.00	17,344.00	8.00	17,344.00	4.25	9,214.00
412	SIDE SEWER VIDEO INSPECTION	2 EA	150.00	300.00	500.00	1,000.00	600.00	1,200.00	815.00	1,630.00
413	TEMPORARY ADJACENT UTILITY SUPPORT	1 LS	*****	1,000.00	*****	1,500.00	*****	2,000.00	*****	1,050.00
414	GATE VALVE 6 IN.	5 EA	1,000.00	5,000.00	1,200.00	6,000.00	850.00	4,250.00	760.00	3,800.00
415	GATE VALVE 12 IN.	4 EA	2,000.00	8,000.00	2,500.00	10,000.00	2,200.00	8,800.00	2,080.00	8,320.00
416	HYDRANT ASSEMBLY	2 EA	3,500.00	7,000.00	4,000.00	8,000.00	4,800.00	9,600.00	4,100.00	8,200.00
417	RECONNECT EXISTING HYDRANT	1 EA	1,000.00	1,000.00	1,250.00	1,250.00	2,500.00	2,500.00	920.00	920.00
Schedule Totals				205,455.00		218,214.00		204,350.50		194,188.75

Project Number: 2010125		Engineer's Estimate		Spokane Rock Products Inc		Knife River				
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 01</i> General				Public Street Improvement						
101	REIMBURSEMENT FOR THIRD PARTY DAMAGE	1 EST	1.00	1.00	1.00	1.00	1.00	1.00	0.00	0.00
102	SPCC PLAN	1 LS	*****	400.00	*****	1,000.00	*****	1,250.00	*****	0.00
103	PUBLIC LIAISON REPRESENTATIVE	1 LS	*****	12,000.00	*****	7,500.00	*****	21,500.00	*****	0.00
104	REFERENCE AND REESTABLISH SURVEY MONUMENT	19 EA	325.00	6,175.00	450.00	8,550.00	500.00	9,500.00	0.00	0.00
105	CLASSIFICATION AND PROTECTION OF SURVEY MONUMENTS	1 LS	*****	1,000.00	*****	700.00	*****	1,500.00	*****	0.00
106	MOBILIZATION	1 LS	*****	115,800.00	*****	111,000.00	*****	160,000.00	*****	0.00
107	PROJECT TEMPORARY TRAFFIC CONTROL	1 LS	*****	30,000.00	*****	106,000.00	*****	75,000.00	*****	0.00
108	SPECIAL SIGNS	70 SF	20.00	1,400.00	10.00	700.00	9.40	658.00	0.00	0.00
109	TYPE III BARRICADE	30 EA	75.00	2,250.00	15.00	450.00	30.00	900.00	0.00	0.00
Schedule Totals				169,026.00		235,901.00		270,309.00		0.00

Project Number: 2010125			Engineer's Estimate		Spokane Rock Products Inc		Knife River			
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 02</i> Street Bond				Public Street Improvement						
201	CLEARING AND GRUBBING	1 LS	*****	5,000.00	*****	3,500.00	*****	4,000.00	*****	0.00
202	REMOVAL OF STRUCTURE AND OBSTRUCTION	1 LS	*****	1,000.00	*****	2,500.00	*****	3,000.00	*****	0.00
203	REMOVE EXISTING CURB	3180 LF	3.00	9,540.00	6.00	19,080.00	4.40	13,992.00	0.00	0.00
204	REMOVE CEMENT CONCRETE SIDEWALK AND DRIVEWAY	950 SY	5.50	5,225.00	7.00	6,650.00	8.00	7,600.00	0.00	0.00
205	SAWCUTTING RIGID PAVEMENT	3224 LFI	1.00	3,224.00	1.25	4,030.00	1.00	3,224.00	0.00	0.00
206	SAWCUTTING FLEXIBLE PAVEMENT	29980 LFI	0.30	8,994.00	0.30	8,994.00	0.30	8,994.00	0.00	0.00
207	REMOVE AND DISPOSE OF TROLLEY RAILS	66 LF	330.00	21,780.00	25.00	1,650.00	15.00	990.00	0.00	0.00
208	ROADWAY EXCAVATION INCL. HAUL	13728 CY	9.50	130,416.00	12.80	175,718.40	14.00	192,192.00	0.00	0.00
209	REMOVE UNSUITABLE FOUNDATION MATERIAL	741 CY	20.00	14,820.00	9.00	6,669.00	18.00	13,338.00	0.00	0.00
210	REPLACE UNSUITABLE FOUNDATION MATERIAL	741 CY	25.00	18,525.00	15.00	11,115.00	19.80	14,671.80	0.00	0.00
211	EXTRA WORK ALLOWANCE FOR ROCK EXCAVATION - ROADWAY EXCAVATION	370 CY	85.00	31,450.00	75.00	27,750.00	78.00	28,860.00	0.00	0.00
212	PREPARATION OF UNTREATED ROADWAY	38464 SY	1.00	38,464.00	1.45	55,772.80	1.60	61,542.40	0.00	0.00
213	CRUSHED SURFACING TOP COURSE	1942 CY	30.00	58,260.00	46.83	90,943.86	50.30	97,682.60	0.00	0.00
214	CRUSHED SURFACING BASE COURSE	6545 CY	25.00	163,625.00	17.31	113,293.95	32.10	210,094.50	0.00	0.00
215	CSTC FOR SIDEWALK AND DRIVEWAYS	100 CY	30.00	3,000.00	98.91	9,891.00	22.50	2,250.00	0.00	0.00
216	HMA CL. 1/2. PG 64-28, 2 INCH THICK	53090 SY	7.40	392,866.00	7.15	379,593.50	8.75	464,537.50	0.00	0.00
217	HMA CL. 1/2. PG 64-28, 3 INCH THICK	34956 SY	11.35	396,750.60	10.35	361,794.60	12.25	428,211.00	0.00	0.00
218	HMA CL. 1/2. PG 64-28, 4 INCH THICK	3508 SY	0.00	0.00	15.40	54,023.20	17.60	61,740.80	0.00	0.00
219	HMA FOR PRELEVELING CL. 3/8 IN. PG 64-28	190 TO	77.00	14,630.00	91.90	17,461.00	89.00	16,910.00	0.00	0.00

Project Number: 2010125			Engineer's Estimate		Spokane Rock Products Inc		Knife River			
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 02</i> Street Bond				Public Street Improvement						
220	HMA FOR FEATHERING CL. 3/8 IN. PG 64-28	75 TO	150.00	11,250.00	91.13	6,834.75	156.00	11,700.00	0.00	0.00
221	HMA FOR PAVEMENT REPAIR CL. 1/2 IN. PG 64-28, 4 INCH THICK	2620 SY	25.00	65,500.00	18.70	48,994.00	24.65	64,583.00	0.00	0.00
222	HMA FOR TRANSITION, CL. 1/2 IN. PG 64-28, 2 INCH THICK	6 SY	34.75	208.50	409.88	2,459.28	290.00	1,740.00	0.00	0.00
223	CRACK SEALING 1-INCH TO 3-INCH	25100 LF	1.25	31,375.00	1.25	31,375.00	1.20	30,120.00	0.00	0.00
224	CRACK SEALING 3-INCH TO 6-INCH	600 LF	3.75	2,250.00	9.00	5,400.00	11.50	6,900.00	0.00	0.00
225	SOIL RESIDUAL HERBICIDE	38464 SY	0.15	5,769.60	0.15	5,769.60	0.30	11,539.20	0.00	0.00
226	PAVEMENT REPAIR EXCAVATION INCL. HAUL	2620 SY	6.00	15,720.00	20.00	52,400.00	7.00	18,340.00	0.00	0.00
227	PLANING BITUMINOUS PAVEMENT	8320 SY	2.50	20,800.00	3.25	27,040.00	1.50	12,480.00	0.00	0.00
228	TAPER PLANING BITUMINOUS PAVEMENT	6580 SY	2.00	13,160.00	2.85	18,753.00	1.50	9,870.00	0.00	0.00
229	JOB MIX COMPLIANCE PRICE ADJUSTMENT	1 CAL	-1.00	-1.00	-1.00	-1.00	-1.00	-1.00	0.00	0.00
230	COMPACTION PRICE ADJUSTMENT	1 EST	9,010.00	9,010.00	9,010.00	9,010.00	9,010.00	9,010.00	0.00	0.00
231	CEMENT CONCRETE CURB WALL	55 LF	45.00	2,475.00	40.00	2,200.00	42.85	2,356.75	0.00	0.00
232	ADJUST EXISTING VALVE BOX IN ASPHALT	65 EA	250.00	16,250.00	225.00	14,625.00	300.00	19,500.00	0.00	0.00
233	ADJUST EXISTING MANHOLE, CATCH BASIN, DRYWELL, CLEANOUT, OR INLET IN ASPHALT	12 EA	350.00	4,200.00	400.00	4,800.00	430.00	5,160.00	0.00	0.00
234	VALVE BOX AND COVER	6 EA	600.00	3,600.00	500.00	3,000.00	80.00	480.00	0.00	0.00
235	CLEANING EXISTING SANITARY SEWER	55 EA	140.00	7,700.00	225.00	12,375.00	85.00	4,675.00	0.00	0.00
236	ESC LEAD	1 LS	*****	1,000.00	*****	2,500.00	*****	1,250.00	*****	0.00
237	INLET PROTECTION	50 EA	75.00	3,750.00	100.00	5,000.00	50.00	2,500.00	0.00	0.00

Project Number: 2010125			Engineer's Estimate		Spokane Rock Products Inc		Knife River			
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 02</i> Street Bond				Public Street Improvement						
238	TOPSOIL TYPE A, 2 INCH THICK	875 SY	6.00	5,250.00	3.25	2,843.75	6.00	5,250.00	0.00	0.00
239	SOD INSTALLATION	875 SY	7.50	6,562.50	7.10	6,212.50	9.00	7,875.00	0.00	0.00
240	REMOVE AND REPLACE EXISTING SPRINKLER HEADS AND LINES	1 LS	*****	9,000.00	*****	9,600.00	*****	6,000.00	*****	0.00
241	CEMENT CONCRETE CURB	2310 LF	22.00	50,820.00	14.60	33,726.00	20.00	46,200.00	0.00	0.00
242	CEMENT CONC. CURB AND GUTTER	1320 LF	22.00	29,040.00	21.80	28,776.00	27.00	35,640.00	0.00	0.00
243	CEMENT CONCRETE DRIVEWAY	322 SY	40.00	12,880.00	37.00	11,914.00	42.50	13,685.00	0.00	0.00
244	GRINDING DRIVEWAY EDGE	580 SF	15.00	8,700.00	1.00	580.00	5.75	3,335.00	0.00	0.00
245	ADJUST MONUMENT FRAME AND COVER	1 EA	300.00	300.00	175.00	175.00	250.00	250.00	0.00	0.00
246	CEMENT CONC. SIDEWALK	1160 SY	34.00	39,440.00	30.00	34,800.00	36.80	42,688.00	0.00	0.00
247	RAMP DETECTABLE WARNING	590 SF	25.00	14,750.00	21.00	12,390.00	21.50	12,685.00	0.00	0.00
248	SIGNING, PERMANENT	1 LS	*****	31,000.00	*****	19,041.00	*****	19,500.00	*****	0.00
249	PAVEMENT MARKING - DURABLE HEAT APPLIED	307 SF	10.00	3,070.00	8.90	2,732.30	9.20	2,824.40	0.00	0.00
250	PAVEMENT MARKING - PAINT	9203 SF	3.50	32,210.50	0.40	3,681.20	0.35	3,221.05	0.00	0.00
251	WORD AND SYMBOL MARKINGS - DURABLE HEAT APPLIED	2 EA	200.00	400.00	125.00	250.00	130.00	260.00	0.00	0.00
252	PERMANENT DOT LANE MARKER 4X6	885 EA	5.00	4,425.00	4.60	4,071.00	4.65	4,115.25	0.00	0.00
253	REMOVE AND RECONSTRUCT ROCK RETAINING WALL	120 LF	40.00	4,800.00	40.00	4,800.00	30.00	3,600.00	0.00	0.00
254	REINFORCED DOWELED CURB	206 LF	7.50	1,545.00	17.00	3,502.00	18.00	3,708.00	0.00	0.00
255	TRAFFIC ISLAND CONCRETE	55 SY	25.00	1,375.00	44.00	2,420.00	47.00	2,585.00	0.00	0.00
Schedule Totals				1,787,154.70		1,784,479.69		2,059,455.25		0.00

Project Number: 2010125			Engineer's Estimate		Spokane Rock Products Inc		Knife River			
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 03 Sewer</i>				<i>Public Street Improvement</i>						
301	POTHOLING	6 EA	300.00	1,800.00	200.00	1,200.00	195.00	1,170.00	0.00	0.00
302	REMOVE EXISTING CURB	417 LF	3.00	1,251.00	6.00	2,502.00	4.40	1,834.80	0.00	0.00
303	REMOVE CEMENT CONCRETE SIDEWALK AND DRIVEWAY	52 SY	5.50	286.00	6.00	312.00	8.00	416.00	0.00	0.00
304	REMOVE MANHOLE, CATCH BASIN OR DRYWELL	55 EA	300.00	16,500.00	350.00	19,250.00	350.00	19,250.00	0.00	0.00
305	SAWCUTTING RIGID PAVEMENT	775 LFI	1.00	775.00	1.50	1,162.50	1.00	775.00	0.00	0.00
306	SAWCUTTING FLEXIBLE PAVEMENT	8680 LFI	0.30	2,604.00	0.35	3,038.00	0.30	2,604.00	0.00	0.00
307	ABANDON EXISTING MANHOLE, CATCH BASIN OR DRYWELL	2 EA	300.00	600.00	250.00	500.00	500.00	1,000.00	0.00	0.00
308	CSTC FOR SIDEWALK AND DRIVEWAYS	6 CY	30.00	180.00	800.00	4,800.00	22.50	135.00	0.00	0.00
309	HMA FOR PAVEMENT REPAIR CL. 1/2 IN. PG 64-28, 4 INCH THICK	426 SY	25.00	10,650.00	45.00	19,170.00	31.00	13,206.00	0.00	0.00
310	PAVEMENT REPAIR EXCAVATION INCL. HAUL	426 SY	6.00	2,556.00	14.00	5,964.00	7.00	2,982.00	0.00	0.00
311	MANHOLE TYPE 1-48, BASIC PRICE	2 EA	2,200.00	4,400.00	1,900.00	3,800.00	2,850.00	5,700.00	0.00	0.00
312	CATCH BASIN TYPE 1	26 EA	1,700.00	44,200.00	1,600.00	41,600.00	2,000.00	52,000.00	0.00	0.00
313	CATCH BASIN TYPE 3	21 EA	1,900.00	39,900.00	2,100.00	44,100.00	2,000.00	42,000.00	0.00	0.00
314	RETROFIT SURFACE INLET CATCH BASIN WITH FRAME & VANED GRATE	1 EA	550.00	550.00	500.00	500.00	650.00	650.00	0.00	0.00
315	MANHOLE OR DRYWELL FRAME AND COVER (LOCKABLE)	55 EA	650.00	35,750.00	450.00	24,750.00	475.00	26,125.00	0.00	0.00
316	CLEANING EXISTING DRAINAGE STRUCTURE	5 EA	140.00	700.00	225.00	1,125.00	150.00	750.00	0.00	0.00
317	EXTRA WORK ALLOWANCE FOR ROCK EXCAVATION - TRENCHES	60 CY	85.00	5,100.00	100.00	6,000.00	78.00	4,680.00	0.00	0.00
318	IMPORTED BACKFILL	60 CY	15.00	900.00	21.00	1,260.00	15.00	900.00	0.00	0.00

Project Number: 2010125			Engineer's Estimate		Spokane Rock Products Inc		Knife River			
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

Schedule Description				Tax Classification						
Schedule 03 Sewer				Public Street Improvement						
319	TRENCH SAFETY SYSTEM	1 LS	*****	750.00	*****	1,500.00	*****	1,500.00	*****	0.00
320	CATCH BASIN SEWER PIPE 8 IN. DIAM.	382 LF	20.00	7,640.00	35.00	13,370.00	21.50	8,213.00	0.00	0.00
321	CATCH BASIN DUCTILE IRON SEWER PIPE 8 IN. DIAM.	1145 LF	37.00	42,365.00	48.00	54,960.00	35.00	40,075.00	0.00	0.00
322	CONNECT 8 IN. DIAMETER PIPE TO EXISTING CATCH BASIN, DRYWELL, OR MANHOLE	49 EA	350.00	17,150.00	150.00	7,350.00	260.00	12,740.00	0.00	0.00
323	CONNECT 8 IN. DIAM. SEWER PIPE TO EXISTING SEWER PIPE	6 EA	300.00	1,800.00	125.00	750.00	350.00	2,100.00	0.00	0.00
324	OUTLET TRAP	5 EA	80.00	400.00	120.00	600.00	150.00	750.00	0.00	0.00
325	PLUGGING EXISTING PIPE	11 EA	100.00	1,100.00	85.00	935.00	150.00	1,650.00	0.00	0.00
326	TEMPORARY ADJACENT UTILITY SUPPORT	1 LS	*****	1,000.00	*****	500.00	*****	2,500.00	*****	0.00
327	SANITARY SEWER PIPE REPAIR 8 IN. DIAM. INCL. STRUCTURAL EXCAVATION CLASS B	30 LF	125.00	3,750.00	65.00	1,950.00	75.00	2,250.00	0.00	0.00
328	SANITARY SEWER PIPE REPAIR 10 IN. DIAM. INCL. STRUCTURAL EXCAVATION CLASS B	8 LF	125.00	1,000.00	125.00	1,000.00	175.00	1,400.00	0.00	0.00
329	SIDE SEWER TAP REPAIR INCL. STRUCTURAL EXCAVATION CLASS B	1 EA	1,000.00	1,000.00	2,100.00	2,100.00	1,750.00	1,750.00	0.00	0.00
330	TOPSOIL TYPE A, 2 INCH THICK	110 SY	6.00	660.00	3.10	341.00	6.00	660.00	0.00	0.00
331	SOD INSTALLATION	110 SY	7.50	825.00	10.00	1,100.00	9.50	1,045.00	0.00	0.00
332	CEMENT CONCRETE CURB	417 LF	22.00	9,174.00	14.58	6,079.86	19.60	8,173.20	0.00	0.00
333	CEMENT CONCRETE DRIVEWAY	45 SY	40.00	1,800.00	37.00	1,665.00	42.50	1,912.50	0.00	0.00
334	CEMENT CONC. SIDEWALK	10 SY	34.00	340.00	30.00	300.00	37.00	370.00	0.00	0.00
Schedule Totals				259,456.00		275,534.36		263,266.50		0.00

Project Number: 2010125			Engineer's Estimate		Spokane Rock Products Inc		Knife River			
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

<i>Schedule Description</i>				<i>Tax Classification</i>						
<i>Schedule 04</i> Water				Not Public Street Improvement						
401	POTHOLING	6 EA	300.00	1,800.00	200.00	1,200.00	195.00	1,170.00	0.00	0.00
402	ENCASE WATER/SEWER AT CROSSINGS	1 EA	500.00	500.00	1,000.00	1,000.00	1,200.00	1,200.00	0.00	0.00
403	DI PIPE FOR WATER MAIN 12 IN. DIAM.	1995 LF	50.00	99,750.00	65.00	129,675.00	61.30	122,293.50	0.00	0.00
404	DI PIPE FOR WATER MAIN 6 IN. DIAM., INSTALLATION BY CITY	125 LF	45.00	5,625.00	25.00	3,125.00	37.00	4,625.00	0.00	0.00
405	DI PIPE FOR WATER MAIN 12 IN. DIAM., INSTALLATION BY CITY	48 LF	60.00	2,880.00	35.00	1,680.00	62.00	2,976.00	0.00	0.00
406	CUT AND PLUG EXISTING 6 IN. DIAM. WATER MAIN	3 EA	100.00	300.00	85.00	255.00	130.00	390.00	0.00	0.00
407	CUT AND PLUG EXISTING 12 IN. DIAM. WATER MAIN	8 EA	110.00	880.00	125.00	1,000.00	250.00	2,000.00	0.00	0.00
408	TRENCH SAFETY SYSTEM	1 LS	*****	1,000.00	*****	1,500.00	*****	2,500.00	*****	0.00
409	EXTRA WORK ALLOWANCE FOR ROCK EXCAVATION - TRENCHES	650 CY	85.00	55,250.00	85.00	55,250.00	78.00	50,700.00	0.00	0.00
410	IMPORTED BACKFILL	650 CY	15.00	9,750.00	18.00	11,700.00	12.00	7,800.00	0.00	0.00
411	IMPORTED OR SCREENED NATIVE BEDDING	2168 LF	2.50	5,420.00	4.00	8,672.00	2.50	5,420.00	0.00	0.00
412	SIDE SEWER VIDEO INSPECTION	2 EA	150.00	300.00	650.00	1,300.00	300.00	600.00	0.00	0.00
413	TEMPORARY ADJACENT UTILITY SUPPORT	1 LS	*****	1,000.00	*****	500.00	*****	350.00	*****	0.00
414	GATE VALVE 6 IN.	5 EA	1,000.00	5,000.00	850.00	4,250.00	1,000.00	5,000.00	0.00	0.00
415	GATE VALVE 12 IN.	4 EA	2,000.00	8,000.00	1,500.00	6,000.00	2,000.00	8,000.00	0.00	0.00
416	HYDRANT ASSEMBLY	2 EA	3,500.00	7,000.00	4,200.00	8,400.00	3,800.00	7,600.00	0.00	0.00
417	RECONNECT EXISTING HYDRANT	1 EA	1,000.00	1,000.00	1,200.00	1,200.00	1,500.00	1,500.00	0.00	0.00
Schedule Totals				205,455.00		236,707.00		224,124.50		0.00

Project Number

2010125

Rockwood Blvd., Cowley St. to Southeast Blvd.

SCHEDULE SUMMARY

	Sched 1	Sched 2	Sched 3	Sched 4	Sched 5	Sched 6	Sched 7	Sched 8	Total
Engineer's Est	169,026.00	1,787,154.70	259,456.00	205,455.00	0.00	0.00	0.00	0.00	2,421,091.70
Shamrock Paving Inc	175,363.87	1,598,438.35	230,206.00	218,214.00	0.00	0.00	0.00	0.00	2,222,222.22
Red Diamond Construc	241,401.00	1,575,517.82	269,919.60	204,350.50	0.00	0.00	0.00	0.00	2,291,188.92
Halme Construction Inc	212,281.00	1,829,962.92	260,034.25	194,188.75	0.00	0.00	0.00	0.00	2,496,466.92
Spokane Rock Product	235,901.00	1,784,479.69	275,534.36	236,707.00	0.00	0.00	0.00	0.00	2,532,622.05
Knife River	270,309.00	2,059,455.25	263,266.50	224,124.50	0.00	0.00	0.00	0.00	2,817,155.25

Low Bid Contractor: Shamrock Paving Inc

	Contractor's Bid	Engineer's Estimate	% Variance	
Schedule 01	\$175,363.87	\$169,026.00	3.75	% Over Estimate
Schedule 02	\$1,598,438.35	\$1,787,154.70	10.56	% Under Estimate
Schedule 03	\$230,206.00	\$259,456.00	11.27	% Under Estimate
Schedule 04	\$237,198.62	\$223,329.58	6.21	% Over Estimate
Bid Totals	\$2,241,206.84	\$2,438,966.28	8.11	% Under Estimate



Agenda Sheet for City Council Meeting of:

04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	PRO 2013-0008
Renews #	

Submitting Dept	ENGINEERING SERVICES	Cross Ref #	
Contact Name/Phone	GARY NELSON 625-6678	Project #	2013062
Contact E-Mail	GNELSON@SPOKANECITY.ORG	Bid #	
Agenda Item Type	Contract Item	Requisition #	CR 13363
Agenda Item Name	0370-LOW BID AWARD - 2013 UTILITY CUT SIDEWALK REPAIR		

Agenda Wording

Low Bid of Bacon Concrete, Inc. (Colbert, WA) for 2013 Utility Cut Sidewalk Repair Program - \$121,311.00. An administrative reserve of \$12,131.10, which is 10% of the contract price, will be set aside.

Summary (Background)

On April 1, 2013 bids were opened for the above project. The low bid was from Bacon Concrete, Inc. in the amount of \$121,311.00, which is \$14,400.00 or 10.61% under the Engineer's Estimate; two other bids were received as follows: William Winkler Company - \$146,548.00 and Cameron-Reilly, LLC - \$163,831.00.

<u>Fiscal Impact</u>		<u>Budget Account</u>	
Expense	\$ 84,348.75	#	4100 42420 34145 54809
Expense	\$ 49,093.35	#	4310 43100 35145 54899
Select	\$	#	
Select	\$	#	
<u>Approvals</u>		<u>Council Notifications</u>	
<u>Dept Head</u>	TAYLOR, MIKE	<u>Study Session</u>	
<u>Division Director</u>	QUINTRALL, JAN	<u>Other</u>	
<u>Finance</u>	LESESNE, MICHELE	<u>Distribution List</u>	
<u>Legal</u>	BURNS, BARBARA	sdecker@spokanecity.org	
<u>For the Mayor</u>	SANDERS, THERESA	rdykes@spokanecity.org	
<u>Additional Approvals</u>		mhughes@spokanecity.org	
<u>Purchasing</u>		pdolan@spokanecity.org	
		mlesesne@spokanecity.org	
		kbrooks@spokanecity.org	
		acline@spokanecity.org	

City Of Spokane
Engineering Services Department

***** Bid Tabulation *****

Project Number: 2013062

Project Description 2013 Utility Cut Contract

Original Date 2/27/2013 9:12:41 AM

Funding Source Local

Update Date 4/1/2013 2:09:35 PM

Preparer Gary Nelson

Addendum

Project Number: 2013062			Engineer's Estimate		Bacon Concrete Inc		William Winkler Company		Cameron-Reilly LLC	
Item No	Bid Item Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount

Schedule Description

Tax Classification

Schedule 01

Public Street Improvement

101	REIMBURSEMENT FOR THIRD PARTY DAMAGE	1 EST	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
102	MINIMUM SET UP FEE	10 EA	100.00	1,000.00	250.00	2,500.00	100.00	1,000.00	500.00	5,000.00
103	REMOVE EXISTING CURB	1500 LF	2.50	3,750.00	2.00	3,000.00	1.50	2,250.00	10.00	15,000.00
104	REMOVE EXISTING CURB AND GUTTER	50 LF	2.50	125.00	5.00	250.00	1.50	75.00	20.00	1,000.00
105	REMOVE CEMENT CONCRETE SIDEWALK AND DRIVEWAY	1200 SY	1.25	1,500.00	5.00	6,000.00	9.00	10,800.00	15.00	18,000.00
106	SAWCUTTING RIGID PAVEMENT	1200 LFI	1.75	2,100.00	2.00	2,400.00	1.40	1,680.00	3.00	3,600.00
107	SAWCUTTING FLEXIBLE PAVEMENT	100 LFI	1.25	125.00	2.00	200.00	1.40	140.00	3.00	300.00
108	CSTC FOR SIDEWALK AND DRIVEWAYS	67 CY	90.00	6,030.00	20.00	1,340.00	100.00	6,700.00	100.00	6,700.00
109	CEMENT CONCRETE CURB	1500 LF	35.00	52,500.00	24.00	36,000.00	28.00	42,000.00	27.00	40,500.00
110	CEMENT CONC. CURB AND GUTTER	50 LF	35.00	1,750.00	30.00	1,500.00	30.00	1,500.00	50.00	2,500.00
111	CEMENT CONCRETE DRIVEWAY	260 SY	30.00	7,800.00	54.00	14,040.00	65.00	16,900.00	60.00	15,600.00
112	CEMENT CONC. SIDEWALK	950 SY	60.00	57,000.00	54.00	51,300.00	65.00	61,750.00	55.00	52,250.00
113	RAMP DETECTABLE WARNING	64 SF	20.00	1,280.00	20.00	1,280.00	18.00	1,152.00	20.00	1,280.00
114	EXPOSED AGGREGATE CONCRETE	30 SY	25.00	750.00	50.00	1,500.00	20.00	600.00	70.00	2,100.00
Schedule Totals				135,711.00		121,311.00		146,548.00		163,831.00

Project Number **2013062** **2013 Utility Cut Contract**

SCHEDULE SUMMARY

	<i>Sched 1</i>	<i>Sched 2</i>	<i>Sched 3</i>	<i>Sched 4</i>	<i>Sched 5</i>	<i>Sched 6</i>	<i>Sched 7</i>	<i>Sched 8</i>	<i>Total</i>
Engineer's Est	135,711.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	135,711.00
Bacon Concrete Inc	121,311.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	121,311.00
William Winkler Compa	146,548.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	146,548.00
Cameron-Reilly LLC	163,831.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	163,831.00

Low Bid Contractor: Bacon Concrete Inc

	<i>Contractor's Bid</i>	<i>Engineer's Estimate</i>	<i>% Variance</i>	
Schedule 01	\$121,311.00	\$135,711.00	10.61	% Under Estimate
Bid Totals	\$121,311.00	\$135,711.00	10.61	% Under Estimate

**Agenda Sheet for City Council Meeting of:**

04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	OPR 2012-0361
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	CLAIMS

Submitting Dept	CITY ATTORNEY
Contact Name/Phone	NANCY ISSERLIS 6225
Contact E-Mail	NISSERLIS@SPOKANECITY.ORG
Agenda Item Type	Contract Item
Agenda Item Name	0500 AMENDMENT TO SPECIAL COUNSEL

Agenda Wording

Amendment to contract with Patterson Buchanan Fobes Leitch & Kalzer, Inc., P.S. for outside counsel services in legal matter of Bradley N Thoma v. City of Spokane - increase of \$50,000

Summary (Background)

The City entered into contract with the above firm for outside legal counsel services in the legal matter of Bradley N Thoma v City of Spokane. The original contract has a maximum amount of \$75,000. Additional funds are necessary.

Fiscal Impact

Expense \$ \$50,000.00

Select \$

Select \$

Select \$

Budget Account

0000-00000-00000-00000

#

#

#

Approvals**Dept Head** BURNS, BARBARA**Division Director****Finance** LESESNE, MICHELE**Legal** BURNS, BARBARA**For the Mayor** SANDERS, THERESA**Council Notifications****Study Session****Other****Distribution List**

jim scott - asc

rimus@spokanecity.org

rkokot@spokanecity.org

map@pattersonbuchanan.com

Purchasing

CONTRACT AMENDMENT

THIS CONTRACT AMENDMENT is between the CITY OF SPOKANE, a Washington State municipal corporation, as "City," and PATTERSON BUCHANAN FOBES LEITCH & KALZER, INC., P.S., whose address is 2112 Third Avenue, Suite 500, Seattle, Washington, 98121, as "Firm".

WHEREAS, the parties entered into a contract wherein the Firm agreed to act as outside counsel in the matter of BRADLEY N. THOMA V. CITY OF SPOKANE;; and

WHEREAS, it is necessary to increase the maximum amount of the contract; --
Now, Therefore,

The parties agree as follows:

- 1. DOCUMENTS. The contract dated April 12, 2012 and April 30, 2012, any previous amendments 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 March 1, 2013.
- 3. AMENDMENT. Section 3 of the contract documents is amended to read as follows:
 - 3. COMPENSATION. The City shall pay the hourly fees and other charges as stated in the attached exhibit up to a maximum amount of (~~SEVENTY FIVE THOUSAND AND NO/100 DOLLARS (\$75,000.00))~~ ONE HUNDRED TWENTY FIVE THOUSAND AND NO/100 DOLLARS (\$125,000.00) that may not be exceeded without the written approval of the City Attorney or city council, where appropriate.

Dated: _____

CITY OF SPOKANE

By: _____

Title: Mayor

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Dated: _____

**PATTERSON BUCHANAN FOBES
LEITCH & KALZER, INC., P.S.**

E-Mail address, if available:

By: _____

Title: _____



Agenda Sheet for City Council Meeting of:

04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	OPR 2012-0868
Renews #	
Cross Ref #	OPR 2012-0675
Project #	
Bid #	
Requisition #	CR 13355

Submitting Dept	WORKFORCE DEVELOPMENT COUNCIL
Contact Name/Phone	ROB CROW 533-8476
Contact E-Mail	RCROW@WDCSPOKANE.COM
Agenda Item Type	Contract Item
Agenda Item Name	1830 SAWDC CONTRACT MODIFICATION WITH INLAND EMPIRE ELECTRICAL

Agenda Wording

SAWDC contract modification with Inland Empire Electrical Training Trust for project funds with the WA State Dept of Transportation--award increase of \$19,934.45 and extend contract effective date to August 31, 2013. Total Award: \$48,154.45.

Summary (Background)

The Spokane Area Workforce Development Council is a recipient of funds from the WA State Department of Transportation (OPR 2012-0675) and is now modifying this subcontract to increase award and extend the contract.

Fiscal Impact

Revenue	\$ 19,934.45
Select	\$
Select	\$
Select	\$

Budget Account

#	1830-99058-52700-54201-99999
#	
#	
#	

Approvals

Dept Head	PFISTER, TERRI
Division Director	QUINTRALL, JAN
Finance	LESESNE, MICHELE
Legal	BURNS, BARBARA
For the Mayor	SANDERS, THERESA

Council Notifications

Study Session	
Other	
Distribution List	
	lmeakin@wdcspokane.com
	jfacer@wdcspokane.com
	mhughes@spokanecity.org
	mlesesne@spokanecity.org

Additional Approvals

Purchasing	



Spokane Area Workforce Development Council

Contractor

Inland Empire Electrical Training Trust IEETT
 3210 East Ferry Ave
 Spokane, WA 99202

Program

WSDOT
 Agreement # WSDOT-IEETT
 Effective Date: March 1, 2013
 Modification #1

THE CONTRACT AGREEMENT IDENTIFIED ABOVE, INCLUDING ANY PREVIOUS MODIFICATIONS THERETO, IS HEREBY MODIFIED BY MUTUAL CONSENT OF ALL PARTIES HERETO, AS FOLLOWS: *(List revised forms incorporated into existing contract agreement. Include reason for modification.)*

Attached and incorporated in the Contract Agreement identified above:

This modification is for an increase in award amount and extension of the end date. Contractor will complete the goals in the attached Scope of Work and budget. The original award of \$28,220 will be increased by \$19,934.45, for a revised total of \$48,154.45. Contract effective date is extended to August 31, 2013.

ALL OTHER TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AGREEMENT AND ANY SUBSEQUENT MODIFICATIONS THERETO REMAIN IN FULL FORCE AND EFFECT.

The modifications referenced herein and attached hereto, number 8 pages (including pages of this modification) shall be attached to and made a part of the original contract. These pages supersede all pages referenced and affected by this modification. FOR AUDIT PURPOSED DO NOT REMOVE OR REPLACE ORIGINAL PAGES.

CONTRACT AGREEMENT RECIPIENT HEREBY ACKNOWLEDGES AND ACCEPTS THE TERMS AND CONDITIONS OF THIS MODIFICATION.

City of Spokane/ Spokane Area Workforce Development Council:	IEETT
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> <i>see next page</i>
By: David Condon	By: _____
Title: Mayor, City of Spokane	Title: _____
Date: _____	Date: _____



Spokane Area
Workforce Development Council

Contractor

Inland Empire Electrical Training Trust IEETT
3210 East Ferry Ave
Spokane, WA 99202

Program

WSDOT
Agreement # WSDOT-IEETT
Effective Date: March 1, 2013
Modification #1

THE CONTRACT AGREEMENT IDENTIFIED ABOVE, INCLUDING ANY PREVIOUS MODIFICATIONS THERETO, IS HEREBY MODIFIED BY MUTUAL CONSENT OF ALL PARTIES HERETO, AS FOLLOWS: *(List revised forms incorporated into existing contract agreement. Include reason for modification.)*

Attached and incorporated in the Contract Agreement identified above:

This modification is for an increase in award amount and extension of the end date. Contractor will complete the goals in the attached Scope of Work and budget. The original award of \$28,220 will be increased by \$19,934.45, for a revised total of \$48,154.45. Contract effective date is extended to August 31, 2013.

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CONTRACT AGREEMENT RECIPIENT HEREBY ACKNOWLEDGES AND ACCEPTS THE TERMS AND CONDITIONS OF THIS MODIFICATION.

City of Spokane/ Spokane Area Workforce Development Council:	IEETT
<input checked="" type="checkbox"/> <i>see previous page</i>	<input checked="" type="checkbox"/> <i>[Signature]</i>
By: <i>Jan Quintrall</i>	By: <i>Todd Turner</i>
Title: <i>Director of Business and Development Service</i>	Title: <i>Training Director</i>
Date: _____	Date: <i>4/1/2013</i>



Spokane Area WORKFORCE DEVELOPMENT COUNCIL

Background

The Washington State Department of Transportation (WSDOT) receives funding for the On-the-Job Training (OJT) Support Services (SS) Program through the U.S. Department of Transportation Federal Highway Administration (FHWA) through a reimbursable fee program. The OJT Support Services Program is a tool utilized by WSDOT to ensure an adequate number of minorities, women and other disadvantaged individuals are ready to enter the highway construction trades. During the 2012 legislative session, the Washington State Legislature passed Second Substitute House Bill 2673 – Workforce Development; furthering demonstrating the State's intent to ensure minorities, women and other disadvantaged individuals are provided adequate opportunity to participate in the heavy highway construction trades. The intent of this legislation and the OJT/SS Program is to prepare individuals for entry into the highway engineering, construction, and related fields with prime contractors, municipalities and state government. To effectively administer the OJT/SS Program, the WSDOT has contracted with the Spokane Area Workforce Development Council (the "Consultant") to administer a Pre-Apprenticeship Training Program (hereinafter "Program") in Spokane, Washington.

Program Objectives

The OJT SS Program, per 23 Code of Federal Regulation Part 230, requires WSDOT to 1) assist prime contractors in meeting their Equal Employment Opportunity contractual obligation by ensuring minority and female participants are available within the heavy highway construction trades; and 2) to develop other means of increasing training opportunities for women, minorities and other disadvantaged individuals.

Objective 1 and 2 above are fulfilled by WSDOT by providing minorities, females and other disadvantaged individuals recruitment, post-graduate follow-up, pre-employment assessment, pre/post- employment counseling, skills training (i.e. pre-apprenticeship), outreach, job placement, , jobsite mentoring and mediation assistance. This is also accomplished through Pre-Apprenticeship, or skills training, which leads minorities, females and other disadvantaged individuals in gaining meaningful employment. The Pre-Apprenticeship program should consist of establishing/utilizing a program containing: basic math, physical endurance, GED preparatory classes, limited English proficiency, safety orientation/certification, and other courses necessary to gain meaningful employment in the highway-construction trades. To be proficient in the above, the Consultant would need to maintain/develop relationships with community and trade based organizations and construction industry leadership.

Consultant Requirements

Per HB 2673 – Workforce Development, the Consultant shall work collaboratively with the WSDOT, Washington State Department of Labor and Industries (L&I) and Washington State Apprenticeship and Training Council (WSATC). As WSDOT is ultimately responsible to USDOT for the OJT/SS funding; WSDOT shall be the Contract and Project Manager with L&I and the WSATC providing guidance and assistance with implementation.

The intent of this AGREEMENT is to further support the benchmark Program to use as the standard for adult pre-apprenticeship in Washington State. In performing these activities, the Consultant will perform the following tasks:

Budget Spokane Area Workforce Development

Personnel	RATE	Develop	Recruit	Conduct Initial/	Classroom	Construction	Employing	Total	Individual	Increase/Decrease	New Total
		Hours	Individuals	Assessment/Referrals	Hours	Hours	Hours	Hours	Cost	\$	
Spokane WDC Program Prof.	\$ 42.51	0	8	0	0	0	0	90	\$4,165.98	\$	4,165.98
Spokane WDC Workforce Spec	\$ 42.34	0	0	0	0	0	0	20	\$846.80	\$0.00	846.80
ANEM Executive Director	\$ 39.00	0	8	36	0	0	0	90	\$4,056.00	\$0.00	4,056.00
ANEM Spokane Case Manager	\$ 28.00	0	100	100	0	0	0	240	\$6,720.00	\$7,774	14,494.00
ANEM Project Coordinator	\$ 22.00	0	0	20	0	0	0	86	\$2,372.00	(\$974)	1,398.00
ANEM Client Services Manager	\$ 32.00	0	18	20	0	0	0	58	\$1,856.00	\$600.00	2,456.00
IBETT Training Director	\$ 58.00	20	0	0	0	0	0	20	\$1,160.00	\$0.00	1,160.00
IBETT Instructor	\$ 50.00	20	20	20	0	0	0	40	\$2,000.00	\$0.00	2,000.00
Workforce (CPS)	\$ 34.00	20	250	60	132	0	0	212	\$7,148.00	(\$1,577.38)	5,570.62
Support Services Assistance										(\$1,000)	4,570.62
Communications/Meetings											1,000.00
Facility - Training											1,000.00
Travel											2,000.00
Training Supplies/Equipment											15,294.65
									\$	(\$800)	14,494.65
									\$	1,234.45	15,729.10
											76,994.78

Modification Request:

1. Move \$600 from ANEM Program Coordinator to the ANEM Client Services Manager
2. Move the remaining balance (\$374) of ANEM Program Coordinator to ANEM Spokane Case Manager
3. Transfer \$1,000 from communication/materials to Spokane Case Manager line item
4. Transfer \$800 from the travel line item to the Spokane Case Manager
5. Transfer the remaining balance of CPS (\$7,134.45) to:
 - A. \$300 to IBETT Facility Training line item
 - B. \$5,800 to ANEM Spokane Case Manager
 - C. \$1,234.45 to IBETT Training Supplies

	Current	(+/-)	New Total
SAW/DC	5012.78	0	\$5,012.78
ANEM	19664	(\$5,600)	\$25,564
CPS	21798	\$7,134.45	14,663.45
IBETT	28320	(\$1,684.45)	\$29,754.65
	74994.78		\$74,994.78

Note:

337 hours increase for ANEM Spokane Case Manager due to recruitment and being the person on the ground in Spokane
 61 hours decrease in ANEM Project Coordinator as this time and effort was covered by the Spokane ANEM Case Manager

WSDOT Cohort #2 Budget Proposal

January 1 - August 31, 2013

Budget Spokane Area Workforce Development

Personnel	RATE	Develop		Conduct Initial/		Construction		Total Hours	Individual Cost
		Materials Hours	Recruit Individuals Hours	Assessment/Referrals Hours	Classroom Training Hours	Training Hours	Graduation Hours		
Spokane WDC Program Prof.	\$ 42.51	0	0	0	0	0	0	18	\$765.18
Spokane WDC Workforce Spec.	\$ 42.34	0	0	0	0	0	0	5	\$211.70
ANEW Executive Director	\$ 39.00	0	8	8	0	0	0	80	\$3,744.00
ANEW Spokane Case Manager	\$ 28.00	0	100	100	0	0	0	40	\$6,720.00
ANEW Project Coordinator	\$ 22.00	0	0	20	0	0	0	20	\$880.00
ANEW Client Services Manager	\$ 32.00	0	0	0	0	0	0	40	\$1,280.00
IEETT Training Director	\$ 55.00	0	0	20	0	0	0	10	\$1,815.00
IEETT Instructor	\$ 50.00	0	10	20	132	0	0	8	\$9,500.00
IEETT Operator Vendor Contract									\$2,925.00
Communications/Materials Facility - Training Travel									\$1,000.00
Training Supplies/Equipment									\$700.00
									\$2,000.00
									\$15,624.00

IEETT Training Director	\$ 55.00	33.00							\$1,815.00
IEETT Instructor	\$ 50.00	190.00							\$9,500.00
IEETT Operator Vendor Contract									\$2,925.00
Facility - Training									\$700.00
Training Supplies/Equipment									\$3,460
Total IEETT									\$18,400.00
ANEW Executive Director	\$ 39.00	96.00							\$3,744.00
ANEW Spokane Case Manager	\$ 28.00	240.00							\$6,720.00
ANEW Project Coordinator	\$ 22.00	40.00							\$880.00
ANEW Client Services Manager	\$ 32.00	40.00							\$1,280.00
Travel									\$2,000.00
Communications/Materials									\$1,000.00
Total ANEW									\$15,624.00
Spokane WDC Program Prof.	\$ 42.51	18.00							\$765.18
Spokane WDC Workforce Spec.	\$ 42.34	5.00							211.7
Total SAWDC									\$976.88

WSDOT - SAWDC Budget Summary

Consultant	Original	Supp01	Subtotal	Re-distribute	Supp02	Subtotal	Total
Spokane	\$764.33	\$4,248.45	\$5,012.78	\$0.00	\$976.88	\$976.88	\$5,989.66
ANEW	\$12,443.00	\$7,521.00	\$19,964.00	\$5,600.00	\$15,624.00	\$21,224.00	\$41,188.00
WorkSource	\$16,010.00	\$5,788.00	\$21,798.00	-\$7,134.45	\$0.00	-\$7,134.45	\$14,663.55
IEETT	\$14,175.00	\$14,045.00	\$28,220.00	\$1,534.45	\$18,400.00	\$19,934.45	\$48,154.45
TOTAL:	\$43,392.33	\$31,602.45	\$74,994.78	\$0.00	\$35,000.88	\$35,000.88	\$109,995.66



Agenda Sheet for City Council Meeting of:

04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	OPR 2012-0019
Renews #	
Cross Ref #	OPR 2012-0546
Project #	
Bid #	
Requisition #	

Submitting Dept	HUMAN SERVICES
Contact Name/Phone	SHEILA MORLEY 625-6052
Contact E-Mail	SMORLEY@SPOKANECITY.ORG
Agenda Item Type	Contract Item
Agenda Item Name	1540 - AMENDMENT TO CONSOLIDATED HOMESLESS GRANT AGREEMENT

Agenda Wording

Accept the Consolidated Homeless Grant contract amendment between the City of Spokane and the Washington State Department of Commerce.

Summary (Background)

At the January 17, 2012 the City Council accepted a two year grant agreement with the Washington State Department of Commerce for Consolidated Homeless Grant. This contact amendment will increase the contract between the City and Commerce in the amount of 293,483 to expand rapid rehousing resources to TANF households.

Fiscal Impact

Revenue	\$ 293,483.00
Select	\$
Select	\$
Select	\$

Budget Account

#	1540-95413-99999-33442
#	
#	
#	

Approvals

Dept Head	ALLARD, JERRIE
Division Director	MALLAHAN, JONATHAN
Finance	LESESNE, MICHELE
Legal	BURNS, BARBARA
For the Mayor	SANDERS, THERESA

Council Notifications

Study Session	
Other	PCED 4/8/13

Distribution List

Additional Approvals

Purchasing	

BRIEFING PAPER
City of Spokane
PCED Committee
Community, Housing and Human Services Department
Consolidated Homeless Grant Contract Amendment
April 8, 2013

Subject

Accept the Consolidated Homeless Grant (CHG) contract amendment between the City of Spokane and the Washington State Department of Commerce. Spokane and four other Washington counties were chosen by the Department of Commerce to implement this project expansion. The intent of the Ending Family Homelessness program is to reduce homeless for households with children who are unsheltered or living in shelters and motels by 50 percent by 2015.

This amendment increases the contract amount by \$293,483 in order to expand current rapid re-housing, services and employment resources for homeless and TANF eligible households. The expansion will be a partnership between the department, DSHS and Worksource and Catholic Charities.

Background

At the January 17, 2012 the City Council accepted a two year grant agreement with the Washington State Department of Commerce for Consolidated Homeless Grant. Through a competitive RFP process, Catholic Charities was selected as the local agency to provide rapid re-housing and support services for homeless families through this grant program.

Impact

The Department of Commerce estimates that through this expansion, family homelessness in Spokane will be reduced by 50%.

Action

The department seeks acceptance of the contract amendment between the City of Spokane and the Department of Commerce and approval of a contract amendment with Catholic Charities increasing their contract by \$262,667.74. This request is scheduled to go before the Community, Housing and Human Services Board on April 13, 2013. This item is scheduled to go before City Council on April 15, 2013.

Funding

Funding for this project expansion comes from Home Security Funds appropriated to the Department of Commerce.



Agenda Sheet for City Council Meeting of:

04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	OPR 2012-0546
Renews #	
Cross Ref #	OPR 2012-0019
Project #	
Bid #	
Requisition #	CR13367

Submitting Dept	HUMAN SERVICES
Contact Name/Phone	SHEILA MORLEY 625-6052
Contact E-Mail	SMORLEY@SPOKANECITY.ORG
Agenda Item Type	Contract Item
Agenda Item Name	1540 - AMENDMENT TO CONTRACT WITH CATHOLIC CHARITIES

Agenda Wording

Approval of Contract Amendment with Catholic Charities Spokane.

Summary (Background)

The Washington State Department of Commerce has increase funding to the City of Spokane to expand current rapid re-housing, servies and employment resources for homeless and TANF eligible households. Catholic Charities was selected as the local agency to provide rapid re-housing services to homeless families. This amendment will increase Catholic Charities contract by \$262,667.

Fiscal Impact

Expense \$ 262,667.74

Select \$

Select \$

Select \$

Budget Account

1540-53513-51200-54201

#

#

#

Approvals

Dept Head	ALLARD, JERRIE
Division Director	MALLAHAN, JONATHAN
Finance	LESESNE, MICHELE
Legal	BURNS, BARBARA
For the Mayor	SANDERS, THERESA

Council Notifications

Study Session	
Other	PCED 4/8/13

Distribution List

Additional Approvals

Purchasing

BRIEFING PAPER
City of Spokane
PCED Committee
Community, Housing and Human Services Department
Consolidated Homeless Grant Contract Amendment
April 8, 2013

Subject

Accept the Consolidated Homeless Grant (CHG) contract amendment between the City of Spokane and the Washington State Department of Commerce. Spokane and four other Washington counties were chosen by the Department of Commerce to implement this project expansion. The intent of the Ending Family Homelessness program is to reduce homeless for households with children who are unsheltered or living in shelters and motels by 50 percent by 2015.

This amendment increases the contract amount by \$293,483 in order to expand current rapid re-housing, services and employment resources for homeless and TANF eligible households. The expansion will be a partnership between the department, DSHS and Worksource and Catholic Charities.

Background

At the January 17, 2012 the City Council accepted a two year grant agreement with the Washington State Department of Commerce for Consolidated Homeless Grant. Through a competitive RFP process, Catholic Charities was selected as the local agency to provide rapid re-housing and support services for homeless families through this grant program.

Impact

The Department of Commerce estimates that through this expansion, family homelessness in Spokane will be reduced by 50%.

Action

The department seeks acceptance of the contract amendment between the City of Spokane and the Department of Commerce and approval of a contract amendment with Catholic Charities increasing their contract by \$262,667.74. This request is scheduled to go before the Community, Housing and Human Services Board on April 13, 2013. This item is scheduled to go before City Council on April 15, 2013.

Funding

Funding for this project expansion comes from Home Security Funds appropriated to the Department of Commerce.

**Agenda Sheet for City Council Meeting of:**

04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	OPR 2013-0270
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	CR13359

Submitting Dept	HUMAN SERVICES
Contact Name/Phone	SHEILA MORLEY 625-6052
Contact E-Mail	SMORLEY@SPOKANECITY.ORG
Agenda Item Type	Contract Item
Agenda Item Name	1540 - CHHSB FUNDING RECOMMENDATION/CONTRACT AUTHORIZATION

Agenda Wording

Approve Community, Housing and Human Services Board recommendation and authorization to enter into contract with Transitions, a non-profit agency, from May 1, 2013 through June 30, 2014.

Summary (Background)

The Strong Families Initiative will provide a multi-system approach to work with Homeless families connected with the child welfare system. This will be accomplished through coordination with our local Division of Children and Family Services (DCFS) and Spokane Housing Authority (SHA). Proposals were reviewed and scored by a committee of the CHHS board using a comprehensive scoring process. The CHHS approved the committee's recommendation to fund Transitions in the amount of \$65,000.

Fiscal Impact

Expense	\$ 30,000
Expense	\$ 35,000
Select	\$
Select	\$

Budget Account

#	1540-95413-51200-54201
#	1540-53513-51200-54201
#	
#	

Approvals

Dept Head	ALLARD, JERRIE
Division Director	MALLAHAN, JONATHAN
Finance	LESESNE, MICHELE
Legal	BURNS, BARBARA
For the Mayor	SANDERS, THERESA

Council Notifications

Study Session	
Other	PCED 4/8/13
Distribution List	

Additional Approvals

Purchasing	

BRIEFING PAPER
City of Spokane
PCED Committee
Community, Housing and Human Services Department
Strong Families Initiative Funding Recommendation
April 1, 2013

Subject

Approval of the Community, Housing and Human Services Board's (CHHS) funding recommendation for the 2013 Strong Families Initiative.

Background

At their January 16, 2013 meeting the CHHS Board approved the request for proposal of the Strong Families Initiative. The initiative's intent is to develop a holistic approach to serving vulnerable families and children who are at-risk of being removed from their families.

The Strong Families Initiative will provide a multi-system approach to work with 15-20 households Homeless families connected with the child welfare system whose lack of adequate housing is a primary factor in their child or children's out-of-home placement or delay in reunification of child(ren). This will be accomplished through coordination with our local Division of Children and Family Services (DCFS) and Spokane Housing Authority (SHA).

A total of 5 proposals were received in response to the RFP. Proposals were reviewed and scored by a committee of the CHHS board using a comprehensive scoring process. The scoring process included an evaluation of each proposal based on the scope of work described in the RFP. The CHHS approved the committee's recommendation to fund Transitions in the amount of \$65,000

Impact

Approval of funding for this Initiative will allow the development of a program that will provide an essential service to a vulnerable homeless population in our community. This approval will also encourage a strong partnership between homeless services, the Spokane Housing Authority and the Child Welfare System

Action

Approve the funding recommendation of the CHHS Board. Once approved, the department will enter into contract with the funded agency.

Funding

The Strong Families Initiative is funded through the Department of Commerce Consolidated Homeless Grant and the City of Spokane Homeless Housing Assistance Act grant.



Agenda Sheet for City Council Meeting of:
04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	ORD C34974
Renews #	

Submitting Dept	POLICE	Cross Ref #	
Contact Name/Phone	CRAIG MEIDL 625-4117	Project #	
Contact E-Mail	CMEIDL@SPOKANEPOLICE.ORG	Bid #	
Agenda Item Type	Emergency Budget Ordinance	Requisition #	
Agenda Item Name	0680-SPOKANE POLICE DEPARTMENT REORGANIZATION		

Agenda Wording

Amending Ordinance No. C-34947 and appropriating funds in the General Fund, FROM: Various Accounts, \$593,365; TO: Various Accounts, same amount. (This action budgets for the reorganization of the Police Department).

Summary (Background)

The department has been reorganized into different bureaus in order to build a more horizontal and connected organization that improves the efficiency and effectiveness of the department. This reorganization will streamline operations, provide increased supervision, increase SPD's crime-fighting and community outreach capabilities while also improving SPD's customer service.

Fiscal Impact	Budget Account
Expense \$ 593,365	# 0680-various
Select \$	#
Select \$	#
Select \$	#

Approvals		Council Notifications	
Dept Head	MEIDL, CRAIG	Study Session	
Division Director	STRAUB, FRANK	Other	Public Safety-1/14/13
Finance	LESESNE, MICHELE	Distribution List	
Legal	BURNS, BARBARA	fstraub	
For the Mayor	SANDERS, THERESA	cmeidl	
Additional Approvals		ccortright	
Purchasing		agolden	
		tdunivant	

ORDINANCE NO. C34974

An ordinance amending Ordinance No. C-34947, passed the City Council December 10, 2012, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage", and declaring an emergency

WHEREAS, subsequent to the adoption of the 2013 budget Ordinance No. C-34947, as above entitled, and which passed the City Council December 10, 2012, 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:

FROM:	0680-xxxxx	General Fund	
	xxxxx-09190	Police Major (from 2 to 0 positions)	201,190
	xxxxx-02780	Police Comms Center Manager (from 1 to 0 positions)	96,225
	xxxxx-00890	Sr. Police Planner (from 1 to 0 positions)	55,531
	xxxxx-09110	Police Corporal (no change in # of positions)	57,356
	xxxxx-09040	Police Officer First Class (no change in # of positions)	55,772
	xxxxx-09020	Senior Police Officer (no change in # of positions)	120,105
	xxxxx-52110	Social Security	3,570
	xxxxx-52210	Retirement	3,616
			<u>593,365</u>

TO:	0680-xxxxx	General Fund	
	xxxxx-09190	Police Commander (from 0 to 2 positions)	200,226
	xxxxx-09160	Police Lieutenant (from 10 to 12 position)	161,388
	xxxxx-09150	Police Sergeant (from 0 to 1 position)	64,661
	xxxxx-08340	SPD Business Services Manager (from 0 to 1 position)	57,060
	xxxxx-07650	Division Communications Manager (from 0 to 1 positions)	45,777
	xxxxx-00390	Program Professional (from 0 to 1 position)	31,000
	21100-52110	Social Security	7,190
	21100-52210	Retirement	6,612
	21100-52230	Pension Leoff II	4,228

21100-52400	Industrial Insurance	81
21100-52310	Medical Insurance	8,917
21100-52330	Life Insurance	396
21100-52320	Dental Insurance	1,383
21100-52340	Disability Insurance	218
28100-52230	Pension Leoff II	4,228

593,365

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 budget for a department reorganization, the need for which could not reasonably have been anticipated at the time of adoption of the 2013 budget, 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



Agenda Sheet for City Council Meeting of:
04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	ORD C34975
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	POLICE
Contact Name/Phone	CARLY 835-4527
Contact E-Mail	CCORTRIGHT@SPOKANEPOLICE.ORG
Agenda Item Type	Emergency Budget Ordinance
Agenda Item Name	0680-USE OF FORCE COMMISSION RECOMMENDATIONS IMPLEMENTATION

Agenda Wording

Amending Ordinance No. C-34947 and appropriating funds in the General Fund, FROM: Contingency Reserves, \$1,112,464; TO: Various Accounts, same amount.

Summary (Background)

The independent Use of Force Commission released its final report in early March 2013. With its charge of broadly considering the issue of police use of force, the Commission has developed 26 recommendations divided into four topical areas: culture, Spokane Police Department policies and practices, civilian oversight, and city administration. The report is the result of a nearly year-long process that included nine public meetings, multiple interviews with individuals, on-site visits,

<u>Fiscal Impact</u>		<u>Budget Account</u>	
Expense	\$ 1,112,464	#	Various Accounts - See Ordinance
Select	\$	#	
Select	\$	#	
Select	\$	#	
<u>Approvals</u>		<u>Council Notifications</u>	
<u>Dept Head</u>	MEIDL, CRAIG	<u>Study Session</u>	PSC MEETING 3/18/2013
<u>Division Director</u>	STRAUB, FRANK	<u>Other</u>	
<u>Finance</u>	LESESNE, MICHELE	<u>Distribution List</u>	
<u>Legal</u>	BURNS, BARBARA	agolden	
<u>For the Mayor</u>	SANDERS, THERESA	ccortright	
<u>Additional Approvals</u>		ewade	
<u>Purchasing</u>		lbryant	
		achirowamangu	
		tdunivant	

ORDINANCE NO. C34975

An ordinance amending Ordinance No. C-34947, passed the City Council December 10, 2012, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2013 budget Ordinance No. C-34947, as above entitled, and which passed the City Council December 10, 2012, 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, the independent Use of Force Commission released its final report in March 2013. With its charge of broadly considering the issue of police use of force, the Commission has developed 26 recommendations divided into four topical areas: culture, Spokane Police Department policies and practices, civilian oversight, and City administration; and

WHEREAS, the report was not released until after the adoption of the annual budget, these expenditures are unavoidable and don't require continuing allocation; -- NOW, THEREFORE,

The planned uses are properly envisioned uses of the Contingency Reserve Account under SMC 7.03.010 (D) (1).

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:

FROM:	0100-99999	General Fund	
	99999	Contingency Reserve	<u>\$ 1,112,464</u>
TO:	0680-11600	General Fund	
	21221-51215	Overtime-Uniform	4,950
	21100-54201	Contractual Services	66,500
	21100-54401	Travel	7,265
	21100-54902	Registration/Schooling	24,735
	21221-53502	Minor Equipment	147,397
	21221-54820	Software Maintenance	141,310
	21400-51215	Overtime-Uniform	5,280
	21400-54201	Contractual Services	40,000
	94000-56401	Machinery/Equipment	164,137
	94000-56409	Computer/Micro Equipment	54,350
	94000-56412	TVs/Audio Visual Equipment	<u>456,540</u>
			<u>\$ 1,112,464</u>

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 budget for implementing recommendations from the Use of Force Commission, the need for which could not reasonably have been anticipated at the time of adoption of the 2013 budget, 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



Spokane Police Department Memorandum



To: Chief Straub

From: Carly Cortright

Date: 1/15/13 - updated

RE: Use of Force Commission Recommendations Implementation Costs

This memo contains some items that we can quickly implement if we had sufficient funds regarding the Use of Force Commission recommendations. I have a projected cost for each line item as well as the recommendation it links to. I also grouped by category: training, equipment, personnel, and other. The total cost to implement all of the following changes would be **\$1,035,330.**

EQUIPMENT - \$886,600

- **\$25,000 Expandable Batons (190)**
 - Includes a 24 inch expandable baton and baton holders for duty belt.
 - **UOF Recommendation: #19 – Explore standardizing the weapons carried by officers in the line of duty.**
- **\$151,000 FATS Training System**
 - Virtual system to train on all levels of force, from OC Spray to Handguns.
 - **UOF Recommendation: #11 – Improve training plans and practices**
- **\$110,600 TASERS (104)**
 - Furnish all patrol with the smaller TASER (some officers already are equipped with this version)
 - **UOF Recommendation: #19 – Explore standardizing the weapons carried by officers in the line of duty.**
- **\$600,000 In-Car Cameras (70)**
 - Includes cameras, licensing, server to store files, annual maintenance, and one FTE to manage the technical backup and support. This would equip patrol officer, corporal, and sergeant cars, including K9 and Traffic. Annual costs would be approximately \$150,000.
 - **UOF Recommendation: #18 – Equip officers with body cameras**

TRAINING - \$119,780

- **\$27,000 Senior Management Institute for Police (3).**
 - SMIP provides intensive training in the best available management theory and practice, innovative solutions to organizational problems, and discussion of important issues in managing public service organizations effectively; this training for executive leaders will assist in transforming culture of department.
 - **UOF Recommendation: #1 – Conduct a culture audit of the SPD**



Spokane Police Department Memorandum



- **\$42,500 Leadership in Police Organizations (30).**
 - LPO focuses on the systematic development of leaders at all levels of an organization- “every officer is a leader.” To develop leaders, law enforcement executives must create a culture in their organizations that is supportive of dispersed leadership.
 - **UOF Recommendation: #1 – Conduct a culture audit of the SPD**
- **\$0 Officer Involved Shooting Training**
 - Train supervisors and detectives on best practices as it relates to officer-involved shootings (already completed)
 - **UOF Recommendation: #15 – Improve investigation practices in use of force incidents**
- **\$5,280 Expandable Baton Training**
 - Personnel would need to be trained on the expandable baton use; 190 patrol personnel, 75% at 4 hour refresher course level, and 25% at full 8 hour class; cost is for instructor overtime though the class will be scheduled during in-service to minimize other backfill needs.
 - **UOF Recommendation: #11 – Improve training plans and practices**
- **\$3,000 Defense Tactics Instructors Certification**
 - Certification by the Washington State Criminal Justice Training Commission of the Spokane Police Department Defense Tactics Instructors
 - **UOF Recommendation: #9: Update and maintain certifications of the department’s defensive tactics instructors**
- **\$5,000 IA Training (2).**
 - Train sergeant and lieutenant on best practices in Internal Affairs and Use of Force investigations.
 - **UOF Recommendation: #15 – Improve investigation practices in use of force incidents**
- **\$3,000 Managing Use of Force Incident (52).**
 - Training for Sergeants and above about proper handling at scene of use of force incidents.
 - **UOF Recommendation: #15 – Improve investigation practices in use of force incidents**
- **\$30,000 De-escalation Training (36).**
 - Verbal Defense & Influence Instructor Training: A 4.5 day class where two instructors will host class in Spokane for up to 36 people (train-the-trainer concept); company will customize training for our needs.
 - **UOF Recommendation: #13 – Affirm the de-escalation of potentially violent encounters as a primary goal of the department**
- **\$0 CIT Training**
 - One week course taught by community partners for free
 - **UOF Recommendation: #12 – Establish a continuing Crisis Intervention Training program and adopt protocols for the deployment of CIT officers**
- **\$0 New Haven Police Department Visit (3).**
 - Three members of Command Staff visited New Haven Police Department to learn how they implemented a CompStat program and their partnership with the Yale Child Study



Spokane Police Department Memorandum



program. An interview with their Command Staff also provided information on how they affected change in their department

- UOF Recommendation: #1 – Conduct a culture audit of the SPD
- \$4,000 **Boston Police Department Visit (3).**
 - Three members of department's Neighborhood Conditions Unit to visit Boston Department to learn how they implemented their Smart Policing Initiative to reduce crime.
 - UOF Recommendation: #1 – Conduct a culture audit of the SPD

PERSONNEL – \$4,950

- \$4,950 **Overtime costs**
 - To backfill officers attending Verbal Defense & Influence training; estimate at least 18 of 36 positions will require backfill
 - UOF Recommendation: #13 – Affirm the de-escalation of potentially violent encounters as a primary goal of the department

OTHER - \$24,000

- \$4,000 **WASPC accreditation costs**
 - There is a \$100 application fee; the remaining costs are estimates for the travel and lodging costs that we are required to pay during the certification process.
 - UOF Recommendation: #4 – The SPD should secure WASPC accreditation
- \$20,000 **IA Pro Programming Costs**
 - The IA Pro database does contain an early warning system; a threshold system was developed in 2012 to begin using this feature. However, to have the full impact of an EIS, sick time use needs to be incorporated. This would require a programming interface between IA Pro and TeleStaff to automatically upload data to IA Pro.
 - UOF Recommendation: #17 – Create and deploy a fully developed Early Intervention System



Agenda Sheet for City Council Meeting of:

04/15/2013

Date Rec'd	4/3/2013
Clerk's File #	ORD C34976
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	CITY COUNCIL
Contact Name/Phone	BEN STUCKART 625-6258
Contact E-Mail	BSTUCKART@SPOKANECITY.ORG
Agenda Item Type	Emergency Budget Ordinance
Agenda Item Name	0320 - CITY COUNCIL EBO RE: NEW SPD POSITIONS

Agenda Wording

Amending Ordinance No. C-34947 and appropriating funds in the General Fund, FROM: Unassigned Fund Balance, \$353,150; TO: Various Accounts, same amount.

Summary (Background)

This action creates ten new Police Officer positions and provides funding for the remainder of the year.

Fiscal Impact		Budget Account
Expense	\$ 353,150	# Various Accounts - See Ordinance
Select	\$	#
Select	\$	#
Select	\$	#

Approvals		Council Notifications	
Dept Head	STUCKART, BEN	Study Session	
Division Director		Other	
Finance	LESESNE, MICHELE	Distribution List	
Legal	BURNS, BARBARA		
For the Mayor	HESS, DEENA		
Additional Approvals			
Purchasing			

ORDINANCE NO. C37976

An ordinance amending Ordinance No. C-34947, passed the City Council December 10, 2012, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage", and declaring an emergency

WHEREAS, subsequent to the adoption of the 2013 budget Ordinance No. C-34947, as above entitled, and which passed the City Council December 10, 2012, 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:

FROM:	0100-99999	General Fund	
	99999-	Unappropriated Reserves	<u>\$ 353,150</u>
TO:	0680-11100	General Fund	
	21221-09010	Police Officer (from 20 to 30 positions)	225,000
	21100-52110	Social Security	3,500
	21100-52230	Pension Leoff II	12,000
	21100-52400	Industrial Insurance	350
	21100-52310	Medical Insurance	65,000
	21100-52330	Life Insurance	300
	21100-52320	Dental Insurance	6,000
	21100-52340	Disability Insurance	2,000
	21100-51640	Deferred Compensation	9,000
			<u>\$ 353,150</u>

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 ten entry level Police Officer positions, the need for which could not reasonably have been anticipated at the time of adoption of the 2013 budget, 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



OFFICE OF THE CITY CLERK
808 W. SPOKANE FALLS BLVD
SPOKANE, WASHINGTON 99201-3342
509.625.6350

February 11, 2013

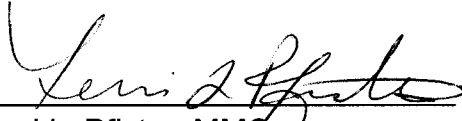
City Clerk File No.:
ORD C34956

COUNCIL ACTION MEMORANDUM:

RE: ORDINANCE C34956 RELATING TO THE BUSINESS LICENSING PROCESS

During the Spokane City Council 3:30 p.m. Briefing Session held Monday, February 4, 2013, upon review of Ordinance C34956 on the February 11, 2013, Advance Agenda, Internal Auditor Kim Orlob requested a 60-day deferral, to April 8, 2013, so that staff can do some further communication with the businesses that will be impacted by the proposed changes. Subsequently, the following action was taken:

Motion by Council Member Salvatori, seconded by Council Member Fagan, to so move (to defer Ordinance C34956 for 60 days, to April 8, 2013); **carried unanimously (Council Member McLaughlin absent).**


Terri L. Pfister, MMC
Spokane City Clerk



Agenda Sheet for City Council Meeting of:

02/04/2013

Date Rec'd	1/23/2013
Clerk's File #	ORD C34956
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	FINANCE
Contact Name/Phone	KIM ORLOB 6369
Contact E-Mail	KORLOB@SPOKANECITY.ORG
Agenda Item Type	First Reading Ordinance
Agenda Item Name	0410 - ORDINANCE - BUSINESS LICENSING PROCESS

Agenda Wording

An ordinance relating to the business licensing process; amending SMC sections 8.01.020; 8.01.130; 8.01.180; 8.01.190; 8.02.0206; 8.02.0207; 8.01.230; and 8.01.280

Summary (Background)

The City recently contracted with the Washington State Department of Revenue to operate and maintain its Business Licensing Program effective Fall 2012, resulting in the need to amend the City's municipal code to reflect the change in processing.

Fiscal Impact	Budget Account
Select \$	#
Select \$	#
Select \$	#
Select \$	#

Approvals		Council Notifications	
Dept Head	DUNIVANT, TIMOTHY	Study Session	
Division Director	DUNIVANT, TIMOTHY	Other	Finance Committee - multiple
Finance	LESESNE, MICHELE	Distribution List	
Legal	BURNS, BARBARA	gcooley@spokanecity.org	
For the Mayor	SANDERS, THERESA	tdunivant@spokanecity.org	
Additional Approvals		korlob@spokanecity.org	
Purchasing		eschoedel@spokanecity.org	
		mlewis@spokanecity.org	

ORDINANCE NO. C34956

AN ORDINANCE relating to the business licensing process; amending SMC sections 8.01.020; 8.01.130; 8.01.180; 8.01.190; 8.02.0206; 8.02.0207; 8.01.230; and 8.01.280.

WHEREAS, the City of Spokane recently contracted with the Washington State Department of Revenue for operating and maintaining its Business Licensing Program, effective Fall 2012; and

WHEREAS, as a result of this contract, it is necessary to amend the Spokane Municipal Code to reflect the change in processing; -- Now, Therefore,

The City of Spokane does ordain:

Section 1. That SMC section 8.01.020 is amended as follows:

8.01.020 Definitions

Words are to be given their usual meaning except the following terms and their derivations have the meaning given when used in this chapter. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. The word "shall" is always mandatory and not merely directory.

- A. "Business" includes all activities, occupations, trades, pursuits, professions, and matters located or engaged in within the City with the object of gain, benefit, or advantage to the registrant or to another person or class, directly or indirectly.
- B. "Engaging in business" means commencing, conducting, or continuing in business, including delivery of goods and services, and the exercise of corporate or franchise powers, as well as liquidating a business when the liquidators thereof hold themselves out to the public as conducting such business.
- C. "Gross income" means the total income to the registering entity from engaging in business within the City without any deductions for taxes, bad debt, or other deductions. It is not computed separately for each individual partner, principal, employee, or other constituent part of the registrant.
- D. "Itinerant Vendor", as used in this section is defined in SMC 10.40.010.
- E. "Non Profit Corporation" or "Non Profit Organization" means a corporation or organization:

1. in which no part of the income can be distributed to its members, directors, or officers; and
2. that holds a income tax exemption status as provided in Section 501(c)(3) of the Internal Revenue Code, and as hereafter amended; or
3. that is specifically exempted from the requirement to apply for its tax exempt status under Section 501(c)(3) of the Internal Revenue Code, and as hereafter amended.

Where the term non profit organization is used, it is meant to include a non profit corporation.

F. (~~E.~~) "Personnel" means any person employed by or working for any business located within the City, and/or persons who perform any part of their duties within the City. This includes officer, owner, agent, or other staff function.

1. All officers, agents, dealers, LLC members, etc., of a corporation or business trust, and all partners of a partnership are counted as personnel within this definition.
2. A sole proprietor, owner, or spouse are counted as personnel.
3. Each part-time or each temporary person must be counted as one personnel.
4. Volunteers are not counted as personnel in determining the business registration fee.

G. (~~F.~~) "Registrant" includes any person who:

1. engages in business,
2. is required to have a business license and/or registration,
3. is liable for any license fee, registration fee, or tax, or
4. performs any act for which a license fee, registration fee, or tax is imposed by this chapter.

Section 2 That SMC section 8.01.090 is amended as follows:

Section 2. That SMC section 8.01.130 is amended as follows:

8.01.130 Term of Registration

- A. A business registration is good for twelve months and must be renewed before expiration for the next twelve months.
- B. In order to convert to the Washington State business licensing (~~license~~) service, the existing expiration date may be changed and the respective registration fees may be pro-rated to coincide with the state system. Thereafter, all new registrations will be issued for a term of twelve months after which the renewal of the registration may be pro-rated in order to comply with the common expiration date setting of the business licensing service.

Section 3. That SMC section 8.01.180 is amended as follows:

8.01.180 Computation of Business Registration Fee

- A. As fixed in SMC 8.02.0206, in addition to the basic registration fee, the total business registration fee due includes a per-person fee amount applied to (~~is measured by~~) the total number of personnel of the business.
- B. All persons employed at each business location as of the time of a business registration renewal are to be counted in the number of personnel for registration fee purposes. As appropriate, such as in the case of a business with seasonal fluctuations in the work force, the number of personnel by which the fee is measured is the number shown upon the business payroll for each of the payroll periods during that year, added together and divided by the number of payroll periods.
- C. In the case of a new business, the fee for the initial business registration is based upon the registrant's estimated number of personnel.

Section 4. That SMC section 8.01.190 is amended as follows:

8.01.190 Fee Reduction

A reduced fee for (~~renewal of~~) a business registration in an amount stated in SMC 8.02.0206 may be granted to persons upon application under either of the following circumstances:

- A. **Low Gross Income.**
Registrants whose gross income does not exceed eighteen thousand dollars per calendar year or prorated for a partial calendar year are entitled to a reduced

business registration fee as specified in SMC 8.02.0206. Any applicant for a reduced fee registration must present sufficient proof of gross income to the City of Spokane taxes and licenses division that income earned from business activities in the City is below required limits. Proof of income must be shown by filed tax returns from the prior year.

- B. ~~Non-Profit ((Entities))~~ Corporations or Organizations as defined in SMC 8.01.020(E).
Effective June 1, 2013, businesses to which SMC 8.01.090 does not apply, and which are required to hold a city business registration under this chapter, but meet the definition of a non profit corporation or organization as defined in SMC 8.01.020(E)((Non profit entities which have received certification from the state and/or federal government)) are entitled to be issued a "nonprofit" business registration with a reduced business registration fee as specified in SMC 8.02.0206. Any applicant claiming ((for)) a reduced fee nonprofit registration must present sufficient proof of status as a 501(c)(3) organization under the Internal Revenue Code. ((non profit status as granted by the state or federal government.))

Section 5. That SMC section 8.01.230 is amended as follows:

8.01.230 Name or Location Change

If a business changes names or locations during a registration year, it must notify the Washington State business licensing ((license)) service and obtain a new registration document to display in the place of business which reflects the change of name or location. A change of location may require the filing of a new application through the business licensing ((license)) service, as described in this chapter.

Section 6. That SMC section 8.01.280 is amended as follows:

8.01.280 Delinquent Payment

If a registration is not renewed on time, a penalty may be assessed by the Washington State business licensing ((license)) service as provided in RCW 19.02.085.

Section 7. That SMC section 8.02.0206 is amended as follows:

8.02.0206 Business Registration

- A. A regular business registration basic fee is one hundred ten dollars per twelve-month period. ~~((The fee to register each unique name that identifies the business is twenty dollars per twelve-month period.))~~

- B. The basic fee for a nonresident business registration is one hundred ten dollars per twelve-month period.
- C. In addition to the basic registration fee, each business must pay an additional fee for each personnel, per license year, as follows (all personnel of a business are charged the same amount corresponding to the respective category of the total number of personnel defined below):
1. Businesses with fewer (~~((Fewer))~~) than six personnel in total: Ten dollars per person.
 2. Businesses with (~~((From))~~) six to ten personnel in total: Fifteen dollars per person.
 3. Businesses with more (~~((More))~~) than ten personnel in total: Twenty dollars per person.
- D. Whenever there is a change of ownership, the holder of the registration must notify the Washington State business licensing (~~((license))~~) service within thirty days of such event. The new owner must file an application with the Washington State business licensing (~~((license))~~) service to acquire a new registration, as provided in chapter 8.01 SMC.
- E. For businesses qualifying under SMC 8.01.190(A) for a reduced registration fee, the reduced business registration fee is one-half the basic registration fee, but all (~~((in addition to any))~~) applicable personnel, inspection, or other applicable fees or charges apply in full.
- F. For businesses qualifying under SMC 8.01.190(B) for a reduced registration fee, the reduced business registration fee is one-half the basic registration fee and the applicable personnel fee is one-half of the amounts outlined in subsection C.
- G. Annual Fee Adjustment.
Effective January 1, 2011, and the first of January of each year thereafter, the various business registration fees set forth above shall be adjusted by the City of Spokane treasurer's office for an amount equal to the consumer price index adjustment of the previous July - July U.S. All City Average (CPI-U and CPI-W). The newly determined amount shall be rounded up to the nearest dollar. In addition, the adjusted fees shall be presented to the city council for approval and a copy of the approved fees filed with the city treasurer before becoming effective. The annual fee adjustment shall not apply to the additional fee per personnel set forth in subsection (C) of this section.

Section 8. That SMC section 8.02.0207 is amended as follows:

8.02.0207

New Business – Fire Department Safety Evaluations

A. The safety evaluation fee((s)) for fire department safety evaluations of new businesses: ~~((are the following:))~~ Ninety dollars.

~~((1. Processing fee for evaluation of low hazard general office operations:
Twenty five dollars.~~

~~a. Exceptions:~~

~~i. Home businesses where customers do not come to the residence.~~

~~ii. Peddlers or vendors operating carts or booths where no ignition sources, flammable liquids, gases, or solids are present.~~

~~2. Safety evaluation fee (which includes the processing fee): Ninety dollars))~~

1. ((a.)) Exceptions:

a. ((i.)) Home businesses where customers do not come to the residence.

b. ((ii)) ~~((Peddlers))~~ Itinerant Vendors or vendors operating carts or booths where no ignition sources, flammable liquids, gases, or solids are present.

c. ((iii)) Low hazard is defined as "general business office" operations where no ignition sources, flammable liquids, gases, or solids are present (i.e.: insurance office, tax consultant, attorney, accountant, therapy, hair/nail salon, coffee/ espresso stands, photography studios, etc.).

B. Businesses originally categorized as low hazard general office operations that were later determined to be a higher hazard by the fire department will be charged a sixty-five dollar safety evaluation fee in addition to the processing fee for the fire safety site inspection.

Passed by the City Council on _____.

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date



Agenda Sheet for City Council Meeting of:
04/08/2013

Date Rec'd	3/27/2013
Clerk's File #	ORD C34972
Renews #	

Submitting Dept	CITY COUNCIL	Cross Ref #	
Contact Name/Phone	JON SNYDER/AMBER WALDREF 6254/6275	Project #	
Contact E-Mail	BSTUM@SPOKANECITY.ORG	Bid #	
Agenda Item Type	First Reading Ordinance	Requisition #	
Agenda Item Name	0320 BUSINESS LICENSE ORDINANCE		

Agenda Wording

An ordinance relating to the business licensing process; amending SMC section 8.01.020.

Summary (Background)

The City's business registration provisions in SMC 8.02.0206 currently require a fee for each personnel in addition to the base fee. SMC 8.01.020 E.2. currently includes a sole proprietor, owner or spouse as personnel. This amendment would exclude a sole proprietor, owner and spouse as personnel.

Fiscal Impact		Budget Account	
Select	\$		#
Select	\$		#
Select	\$		#
Select	\$		#
Approvals		Council Notifications	
<u>Dept Head</u>	WESTFALL, JENNIFER	<u>Study Session</u>	
<u>Division Director</u>		<u>Other</u>	Finance Committee,
<u>Finance</u>	LESESNE, MICHELE	Distribution List	
<u>Legal</u>	BURNS, BARBARA		
<u>For the Mayor</u>	SANDERS, THERESA		
Additional Approvals			
<u>Purchasing</u>			

ORDINANCE NO. C34972

An ordinance relating to the business licensing process; amending SMC section 8.01.020.

WHEREAS, it is necessary to amend the Spokane Municipal Code to clarify the definition of personnel for purposes of business registrations; -- Now, Therefore,

The City of Spokane does ordain:

Section 1. That SMC 8.01.020 is amended to read as follows:

8.01.020 Definitions

Words are to be given their usual meaning except the following terms and their derivations have the meaning given when used in this chapter. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. The word "shall" is always mandatory and not merely directory.

- A. "Business" includes all activities, occupations, trades, pursuits, professions, and matters located or engaged in within the City with the object of gain, benefit, or advantage to the registrant or to another person or class, directly or indirectly.
- B. "Engaging in business" means commencing, conducting, or continuing in business, including delivery of goods and services, and the exercise of corporate or franchise powers, as well as liquidating a business when the liquidators thereof hold themselves out to the public as conducting such business.
- C. "Gross income" means the total income to the registering entity from engaging in business without any deductions for taxes, bad debt, or other deductions. It is not computed separately for each individual partner, principal, employee, or other constituent part of the registrant.
- D. "Itinerant Vendor", as used in this section is defined in SMC 10.40.010.
- E. "Personnel" means any person employed by or working for any business located within the City, and/or persons who perform any part of their duties within the City. This includes officer, owner, agent, or other staff function.
 - 1. All officers, agents, dealers, LLC members, etc., of a corporation or business trust, and all but one partner of a partnership (except limited partners), are counted as personnel within this definition.
 - 2. A sole proprietor, owner, ((~~or~~)) and spouse are not counted as personnel.

3. Each part-time or each temporary person must be counted as one personnel.

F. "Registrant includes any person who:

1. engages in business,
2. is required to have a business license /registration,
3. is liable for any registration fee or tax, or
4. performs any act for which a registration fee or tax is imposed by this chapter.

G. "Startup business" is any business not previously engaging in business in the City of Spokane. Businesses operating under the same or different name or different ownership with the past three years in the City do not qualify as start up businesses. In addition, a startup business may not exceed the income limitations of SMC 8.01.190.

Passed by the City Council on _____.

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date



OFFICE OF THE CITY CLERK
808 W. SPOKANE FALLS BLVD
SPOKANE, WASHINGTON 99201-3342
509.625.6350

March 25, 2013

City Clerk File No.:
ORD C34968

COUNCIL ACTION MEMORANDUM:

RE: SETTING PUBLIC HEARING REGARDING MORATORIUM ON THE ESTABLISHMENT OF MEDICAL CANNABIS COLLECTIVE GARDENS AND LICENSED DISPENSARIES AS SET FORTH IN ORDINANCE NO. C34968

During its 3:30 p.m. Briefing Session held Monday, March 25, 2013, the Spokane City Council (Council Member Fagan absent) took action approving the March 25, 2013, Current Consent Agenda items, which included the setting of a public hearing before City Council for April 15, 2013, regarding moratorium on the establishment of medical cannabis collective gardens and licensed dispensaries as set forth in Ordinance No. C34968.

Terri L. Pfister, MMC
Spokane City Clerk



Agenda Sheet for City Council Meeting of:
03/25/2013

Date Rec'd	3/13/2013
Clerk's File #	ORD C34968
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	CITY COUNCIL
Contact Name/Phone	JON SNYDER 6254
Contact E-Mail	JSNYDER@SPOKANECITY.ORG
Agenda Item Type	Report Item
Agenda Item Name	SETTING HEARING ON MEDICAL CANNABIS MORATORIUM

Agenda Wording *for April 15, 2013*
 Setting public hearing regarding moratorium on the establishment of medical cannabis collective gardens and licensed dispensaries as set forth in Ordinance No. C34968.

Summary (Background)
 On February 25, 2013, the City Council passed Emergency Ordinance C34968 adopting a moratorium on the establishment of medical cannabis collective gardens and licensed dispensaries. The ordinance requires that a public hearing be held within 60 days.

Fiscal Impact	Budget Account
Select \$	#
Select \$	#
Select \$	#
Select \$	#

Approvals		Council Notifications	
Dept Head	PFISTER, TERRI	Study Session	
Division Director		Other	ORD C34968-2/25/13
Finance	DOLAN, PAM	Distribution List	
Legal	BURNS, BARBARA		
For the Mayor	SANDERS, THERESA		
Additional Approvals			
Purchasing			



OFFICE OF THE CITY CLERK
808 W. SPOKANE FALLS BLVD
SPOKANE, WASHINGTON 99201-3342
509.625.6350

February 26, 2013

City Clerk File No.:
ORD C34968

COUNCIL ACTION MEMORANDUM:

RE: EMERGENCY ORDINANCE C34968 ADOPTING A MORATORIUM ON THE ESTABLISHMENT OF MEDICAL CANNABIS COLLECTIVE GARDENS AND LICENSED DISPENSARIES

During its 6:00 p.m. Legislative Session held Monday, February 25, 2013, the Spokane City Council took the following actions in order to consider Emergency Ordinance C34968 sponsored by Council Member Snyder:

Motion by Council Member Allen, seconded by Council Member Snyder, to suspend the Council Rules; **carried unanimously (Council Member McLaughlin absent).**

Motion by Council Member Fagan, seconded by Council Member Allen, to so move (to add an ordinance of the City of Spokane, Washington, adopting a moratorium on the establishment of medical cannabis collective gardens and licensed dispensaries on the agenda); **carried unanimously (Council Member McLaughlin absent).**

Council President Stuckart commented the reason the City Council is considering this ordinance this evening is because conversations have started regarding I-502, and I-502 has very specific regulations that regulate where dispensaries are going to be starting in December. He noted the City has no regulations on medical marijuana currently and so the City Council needs to get that synced up. He further noted that part of what this ordinance does is to have a hearing within 60 days so that City Council can receive input on this matter. Council Member Snyder also commented on the ordinance. The City Clerk then read the ordinance into the record (since it had not been on file for at least three business days, per Council Rule 7.1.2).

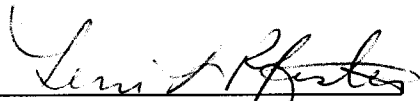
Assistant City Attorney Mike Piccolo noted that the ordinance as drafted has a space under Section 5 to schedule a required public hearing within 60 days on this ordinance. He noted the City Council does not have to select the date tonight, but the hearing has

to be held within 60 days. He further stated the Council can fill in the date now or insert language such as the Clerk read "on a date to be selected." Subsequently, the following action was taken:

Motion by Council Member Snyder, seconded by Council Member Salvatori, to change the date (space for the date under Section 5) to read "on a date to be selected," as suggested by Mr. Piccolo; **carried unanimously (Council Member McLaughlin absent).**

Council President Stuckart called for public testimony on Ordinance C34968, as amended, with no individuals requesting to speak. The following action was then taken:

Upon Unanimous Roll Call (Council Member McLaughlin absent), the City Council **passed Emergency Ordinance C34968, as amended,** of the City of Spokane, Washington, adopting a moratorium on the establishment of medical cannabis collective gardens and licensed dispensaries; establishing a work plan for reviewing and development of regulations relating to the establishment of medical cannabis collective gardens and licensed dispensaries; and declaring an emergency.



Terri L. Pfister, MMC
Spokane City Clerk

ORDINANCE NO. C - 34968

AN ORDINANCE OF THE CITY OF SPOKANE, WASHINGTON, ADOPTING A MORATORIUM ON THE ESTABLISHMENT OF MEDICAL CANNABIS COLLECTIVE GARDENS AND LICENSED DISPENSARIES; ESTABLISHING A WORK PLAN FOR REVIEWING AND DEVELOPMENT OF REGULATIONS RELATING TO THE ESTABLISHMENT OF MEDICAL CANNABIS COLLECTIVE GARDENS AND LICENSED DISPENSARIES; AND DECLARING AN EMERGENCY

WHEREAS, Initiative Measure No. 692, approved by the voters of Washington State on November 30, 1998, and now codified as chapter 69.51A RCW, created an affirmative defense for "qualifying patients" to the charge of possession of marijuana (cannabis); and

WHEREAS, in 2011, the Washington State Legislature considered a bill (E2SSB 5073) that would have authorized the licensing of medical cannabis dispensaries, production facilities and processing facilities; and

WHEREAS, on April 29, 2011, former governor Christine Gregoire vetoed the portions of E2SSB 5073 that would have provided the legal basis for legalizing and licensing medical cannabis dispensaries, processing facilities and production facilities, thereby making these activities illegal; and

WHEREAS, RCW 69.51A.085 authorizes qualifying patients to create and participate in collective gardens for the purpose of producing, processing, transporting and delivering cannabis for medical use subject to specific conditions set forth in RCW 69.51A.085; and

WHEREAS, Initiative Measure No. 502, approved by the voters of Washington State on November 6, 2012, calls for the establishment of a regulatory system licensing producers, processors and retailers of recreational marijuana for adults 21 years of age and older, legalizes the possession and private recreational use of marijuana and requires the Washington State Liquor Control Board to adopt procedures and criteria by December 1, 2013 for issuing licenses to produce, process and sell marijuana; and

WHEREAS, the establishment of additional medical cannabis collective gardens and licensed dispensaries in light of the uncertainty created by the veto by former Governor Gregoire of portions of E2SSB 5073 and the pending implementation of Initiative Measure No. 502 by the Washington State Liquor Control Board may allow the development of inconsistent and incompatible land use activities and create unanticipated public health, safety and welfare concerns; and

WHEREAS, RCW 69.51A.140 authorizes cities to adopt and enforce zoning requirements, business licensing requirements, health and safety requirements, and business taxes pertaining to the production, processing, or dispensing of cannabis or cannabis products within their jurisdiction and that nothing in chapter 181, Laws of 2011 is intended to limit the authority of cities to impose zoning requirements or other conditions upon licensed dispensers, so long as such requirements do not preclude the possibility of siting licensed dispensers within the jurisdiction; and

WHEREAS, RCW 36.70A.390 provides that, "A county or city governing body that adopts a moratorium, interim zoning map, interim zoning ordinance, or interim official control without holding a public hearing on the proposed moratorium, interim zoning map, interim zoning ordinance, or interim official control, shall hold a public hearing on the adopted moratorium, interim zoning map, interim zoning ordinance, or interim official control within at least sixty days of its adoption, whether or not the governing body received a recommendation on the matter from the planning commission or department. If the governing body does not adopt findings of fact justifying its action before this hearing, then the governing body shall do so immediately after this public hearing. A moratorium, interim zoning map, interim zoning ordinance, or interim official control adopted under this section may be effective for not longer than six months, but may be effective for up to one year if a work plan is developed for related studies providing for such a longer period. A moratorium, interim zoning map, interim zoning ordinance, or interim official control may be renewed for one or more six-month periods if a subsequent public hearing is held and findings of fact are made prior to each renewal"; and

WHEREAS, 35.63.200 provides a similar process for adopting and extending land use moratoriums; and

WHEREAS, moratoriums and interim zoning controls enacted under RCW 35.63.200 and/or RCW 36.70A.390 are methods by which local governments may preserve the status quo so that new plans and regulations will not be rendered moot by intervening development; and

WHEREAS, RCW 35.63.200 and RCW 36.70A.390 both authorize the enactment of a moratorium, interim zoning map, interim zoning ordinance, or interim official control without holding a public hearing; and

WHEREAS, pursuant to WAC 197-11-880, the adoption of this ordinance is exempt from the requirements of a threshold determination under the State Environmental Policy Act; and

WHEREAS, the Spokane Municipal Code does not currently have a specific provision addressing the establishment of medical cannabis collective gardens and licensed dispensaries; and

WHEREAS, in conformity with the responsibilities of the City of Spokane to provide for public health, safety and welfare requirements and zoning and land use regulations pursuant to state law, and City's authority to regulate land use activity within its corporate limits, the City intends to develop appropriate public health, safety and welfare requirements and zoning and land use regulations and for the establishment of medical cannabis collective gardens and licensed dispensaries; and

WHEREAS, the City Council has determined it needs additional time to conduct appropriate research to analyze the effects of current state law pertaining to the establishment of medical cannabis collective gardens and licensed dispensaries especially in light of the pending rules and regulations to be established by the Washington State Liquor Control Board pursuant to Initiative Measure No. 502; and

WHEREAS, a moratorium will provide the City with additional time to review and amend its public health, safety and welfare requirements and zoning and land use regulations related to the establishment of medical cannabis collective gardens and licensed dispensaries consistent with the provisions of chapter 69.51A RCW and Initiative Measure No. 502; and

WHEREAS, Washington State law, including Sections 35A.63.220 and 36.70A.390 of the Revised Code of Washington, (RCW) authorizes Washington cities to adopt moratoriums and provides for a process for a public hearing which must be held within sixty days of the dates of the adoption of the moratorium; and

WHEREAS, the City Council concludes that the City does have that authority to establish a moratorium and that the City must adopt a moratorium concerning the establishment of medical cannabis collective gardens and licensed dispensaries to act as a stop-gap measure: (a) to provide the City with an opportunity to study the issues concerning the establishment of medical cannabis collective gardens and licensed dispensaries and prepare appropriate revisions to the City's codes and regulations; (b) to protect the health, safety, and welfare of the citizens of Spokane by avoiding and ameliorating negative impacts and unintended consequences of additional medical cannabis collective gardens and licensed dispensaries and (c) to avoid applicants possibly establishing vested rights contrary to and inconsistent with any revisions the City may make for its rules and regulations as a result of the City's study of this matter; and

WHEREAS, the City Council adopts the foregoing as its findings of facts justifying the adoption of this ordinance; and

WHEREAS, the City Council finds that the moratorium imposed by this Ordinance is necessary for the immediate preservation of the public peace, health or safety and for the immediate support of city government and its existing public institutions; Now, Therefore

The City of Spokane does ordain:

Section 1 - Moratorium established.

A moratorium is imposed on the establishment with the City of any new medical cannabis collective gardens and licensed dispensaries, whether for profit or not for profit, asserted to be authorized or actually authorized pursuant to Chapter 69.51A RCW or any other laws of the State of Washington. No building permits, occupancy permits, business license, development permits or approval or any other city-issued license or permit shall be issued for any of the purposes or activities related to the establishment of medical cannabis collective gardens and licensed dispensaries.

Section 2 - Term of Moratorium.

The moratorium imposed by this ordinance shall become effective on the date hereof and shall continue in effect for an initial period not to exceed six months, unless repealed, extended or modified by the City Council after subsequent public hearing(s) and entry of appropriate findings of fact, pursuant to RCW 36.70A.390, provided that the moratorium shall automatically expire upon the effective date of the adoption by the City Council of public health, safety and welfare requirements and zoning and land use regulations to address regulation of the establishment of medical cannabis collective gardens and licensed dispensaries in the City of Spokane.

Section 3 - Preliminary Findings.

The preambles to this ordinance are hereby adopted as the City Council's findings of fact in support of the moratorium.

Section 4 - Work Plan.

That the following work plan is adopted to address the issues involving the establishment of medical cannabis collective gardens and licensed dispensaries.

A. That the City of Spokane Plan Commission shall be authorized and directed to hold public hearings and public meetings to fully receive and consider statements, testimony, positions and other documentation or evidence related to amendments to the Spokane Municipal Code regarding adoption of public health, safety and welfare requirements and zoning and land use regulations for the establishment of medical cannabis dispensaries and collective gardens.

B. That the City of Spokane Plan Commission shall work with City staff and the citizen of the City to develop proposals for regulations pertaining to the establishment of medical cannabis collective gardens and licensed dispensaries to be forwarded in their recommendations to the City Council for inclusion in ordinances and ultimate adoption as a part of the City Code of the City of Spokane.

Section 5 - Public Hearing.

A public hearing shall be scheduled for 6:00 p.m. or as soon thereafter as the matter may be heard, on a date to be determined at the City Council Chambers, at West 808 Spokane Falls Blvd. Spokane, WA, 99201 to hear and consider the comments and testimony of those wishing to speak at such public hearing regarding the moratorium.

Section 6 - Notice.

Notice of and hearing on this ordinance in the normal course would undermine effective City planning by allowing the establishment of additional medical cannabis collective gardens and licensed dispensaries between the time notice was published and the time the ordinance was adopted, which may be inadequate to protect the public health, safety and welfare.

Section 7 - Severability.

If any provision of this ordinance, or its application to any person, entity or circumstance, is for any reason held to be invalid by a court of competent jurisdiction, the remainder of the ordinance, or the application of the provisions to other persons, entities or circumstances, is not affected.

Section 8 – Emergency Ordinance.

This ordinance, passed by a majority plus one of the whole membership of the City Council as a public emergency ordinance necessary for the protection of the public peace, health and safety and for the immediate support of city government and its existing institutions, shall be effective immediately upon its passage.

PASSED BY THE CITY COUNCIL ON FEBRUARY 25, 2013.

Ben Gode
Council President

Attest:

Leann F. Gode
City Clerk

Approved as to form:

Michael J. Pucube
Assistant City Attorney

David A. Condon
Mayor

March 5, 2013
Date

February 25, 2013
Effective Date

