

CITY COUNCIL MEETINGS RULES – PUBLIC DECORUM

Strict adherence to the following rules of decorum by the public will be observed and adhered to during City Council meetings, including open forum, public comment period on legislative items, and Council deliberations:

- 1. No Clapping!**
- 2. No Cheering!**
- 3. No Booing!**
- 4. No public outbursts!**
- 5. Three-minute time limit for comments made during open forum and public testimony on legislative items!**
- 6. No person shall be permitted to speak at open forum more often than once per month. In addition, please silence your cell phones when entering the Council Chambers!**

Further, keep the following City Council Rules in mind:

Rule 2.2 Open Forum

- D. The open forum is a limited public forum; all matters discussed in the open forum shall relate to the affairs of the City. No person shall be permitted to speak regarding items on the current or advance agendas, pending hearing items, or initiatives or referenda in a pending election. Individuals speaking during the open forum shall address their comments to the Council President and shall not use profanity, engage in obscene speech, or make personal comment or verbal insults about any individual.
- E. To encourage wider participation in open forum and a broad array of public comment and varied points of view, no person shall be permitted to speak at open forum more often than once per month. However, there is no limit on the number of items on which a member of the public may testify, such as legislative items, special consideration items, hearing items, and other items before the City Council and requiring Council action that are not adjudicatory or administrative in nature, as specified in Rules 5.3 and 5.4.

Rule 5.4 Public Testimony Regarding Legislative Agenda Items – Time Limits

- A. 5.4.1 The City Council shall take public testimony on all matters included on its legislative agenda, with those exceptions stated in Rule 5.4(B). Public testimony shall be limited to the final Council action. Public testimony shall be limited to three (3) minutes per speaker, unless, at his or her discretion, the Chair determines that, because of the number of speakers signed up to testify, less time will need to be allocated per speaker in order to accommodate all of the speakers. The Chair may allow additional time if the speaker is asked to respond to questions from the Council.
- B. No public testimony shall be taken on consent agenda items, amendments to legislative agenda items, or procedural, parliamentary, or administrative matters of the Council.
- C. For legislative or hearing items that may affect an identifiable individual, association, or group, the following procedure may be implemented:
 1. Following an assessment by the Chair of factors such as complexity of the issue(s), the apparent number of people indicating a desire to testify, representation by designated spokespersons, etc., the Chair shall, in the absence of objection by the majority of the Council present, impose the following procedural time limitations for taking public testimony regarding legislative matters:
 - a. There shall be up to fifteen (15) minutes for staff, board, or commission presentation of background information, if any.
 - b. The designated representative of the proponents of the issue shall speak first and may include within his or her presentation the testimony of expert witnesses, visual displays, and any other reasonable methods of presenting the case. Up to thirty (30) minutes shall be granted for the proponent's presentation. If there be more than one designated representative, they shall allocate the 30 minutes between or among themselves.

- c. Three minutes shall be granted for any other person not associated with the designated representative who wishes to speak on behalf of the proponent's position.
 - d. The designated representative, if any, of the opponents of the issue shall speak following the presentation of the testimony of expert witnesses, visual displays, and any other reasonable methods of presenting the case. The designated representative(s) of the opponents shall have the same time allotted as provided for the proponents.
 - e. Three minutes shall be granted for any other person not associated with the designated representative who wishes to speak on behalf of the opponents' position.
 - f. Up to ten minutes of rebuttal time shall be granted to the designated representative for each side, the proponents speaking first, the opponents speaking second.
- 2. In the event the party or parties representing one side of an issue has a designated representative and the other side does not, the Chair shall publicly ask the unrepresented side if they wish to designate one or more persons to utilize the time allotted for the designated representative. If no such designation is made, each person wishing to speak on behalf of the unrepresented side shall be granted three minutes to present his/her position, and no additional compensating time shall be allowed due to the fact that the side has no designated representative.
 - 3. In the event there appears to be more than two groups wishing to advocate their distinct positions on a specific issue, the Chair may grant the same procedural and time allowances to each group or groups, as stated previously.
- D. The time taken for staff or Council member questions and responses thereto shall be in addition to the time allotted for any individual or designated representative's testimony.

THE CITY OF SPOKANE



ADVANCE COUNCIL AGENDA

MEETING OF MONDAY, DECEMBER 10, 2018

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 BREEAN BEGGS

COUNCIL MEMBER MIKE FAGAN

COUNCIL MEMBER CANDACE MUMM

COUNCIL MEMBER KATE BURKE

COUNCIL MEMBER LORI KINNEAR

COUNCIL MEMBER KAREN STRATTON

**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 THURSDAYS 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 entrance 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 Human Resources at 509.625.6383, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or msteinolfson@spokanecity.org. Persons who are deaf or hard of hearing may contact Human Resources through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.

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)

Roll Call of Council

Council Reports

Staff Reports

Committee Reports

Advance Agenda Review

Current Agenda Review

ADMINISTRATIVE SESSION

CONSENT AGENDA

REPORTS, CONTRACTS AND CLAIMS**RECOMMENDATION**

- | | | |
|--|----------------|----------------------------------|
| 1. Purchase without Contract from Xylem Dewatering Solutions (Kent, WA) of trailer mounted 6" wastewater pump—\$66,703.10 (incl. tax).
Raylene Gannett | Approve | OPR 2018-0777
BID 4310-344-18 |
| 2. Annual Blanket Order with Roadwise (Spokane, WA) for the purchase of liquid deicer—\$1,400,000 (incl. tax).
Gary Kaesmeyer | Approve
All | OPR 2018-0778 |
| 3. Contract Extension with Volt Workforce Solutions for project management professional services (Spokane, WA)—additional amount \$121,420.80 (incl. tax).
Michael Sloon | Approve | OPR 2017-0876 |
| 4. Multiple Family Housing Property Tax Exemption Agreements with: | Approve
All | |
| a. Greg & Celestine Kuntz for four new multi-family housing units located at 228 E. Baldwin Avenue. | | OPR 2018-0779 |
| b. Greg & Celeste Kuntz for six new multi-family housing units located at 930 E. Sharp Avenue. | | OPR 2018-0780 |

- c. Basalt Rock, LLC for four new multi-family housing units located at 2418 E. First Avenue.

OPR 2018-0781

Ali Brast

5. Contract with Hydro Consulting & Maintenance Services (Hayden, ID) to perform detailed maintenance and repair of the Kaplan Vertical Turbine Unit in the Upriver Powerhouse #1—\$805,000 plus 10% administrative reserve for a total of \$892,584. **Approve** OPR 2018-0782
BID 4498-18
- Steve Burns**
6. Contract with HDR Inc. (Seattle, WA) for the 8th Part, 12D Independent Consultant Safety Inspection of the Upriver Dam per FERQ regulations —\$90,900. **Approve** OPR 2018-0783
RFQ 4496-18
- Steve Burns**
7. Report of the Mayor of pending claims and payments of previously approved obligations, including those of Parks and Library, through _____, 2018, total \$_____, with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$_____. **Approve & Authorize Payment** CPR 2018-0002
8. City Council Meeting Minutes: _____, 2018. **Approve All** CPR 2018-0013

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)

APPOINTMENT

RECOMMENDATION

Community Housing and Human Services Board: Two
Appointments

Approve

CPR 2012-0033

ADMINISTRATIVE 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.

Note: No person shall be permitted to speak at Open Forum more often than once per month (Council Rule 2.2.E).

LEGISLATIVE AGENDA

SPECIAL BUDGET ORDINANCES

(Require Five Affirmative, Recorded Roll Call Votes)

Ordinances amending Ordinance No. C35565 passed by the City Council December 11, 2017, and entitled, An Ordinance adopting the Annual Budget of the City of Spokane for 2018, making appropriations to the various funds, departments and programs of the City of Spokane government for the fiscal year ending December 31, 2018, and providing it shall take effect immediately upon passage, and declaring an emergency and appropriating funds in:

ORD C35717 Fire/EMS Fund
FROM: Various Accounts, \$72,406;
TO: Various Accounts, same amount.

(This action provides for additional appropriations associated with the 2018 in kind services received in lieu of travel and training costs.)

Brian Schaeffer

ORD C35718 Fire/EMS Fund
FROM: Fire Protection Services, \$431,620;
TO: Various Accounts, same amount.

(This action provides for additional appropriations related to the 2018 wildland fire season.)

Brian Schaeffer

ORD C35719 Employee Benefits Fund
FROM: Various Accounts, \$913,826;
TO: Various Accounts, same amount.

(This action budgets for increased claims cost.)

Chris Cavanaugh

NO EMERGENCY ORDINANCES

RESOLUTIONS & FINAL READING ORDINANCES

(Require Four Affirmative, Recorded Roll Call Votes)

RES 2018-0101 Of the City of Spokane, Washington, providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond in the aggregate principal amount of not to exceed \$1,194,050.53; establishing an interfund loan facility from the Spokane Investment Pool to refinance an existing interfund loan; fixing the date, form, maturity, interest rate, terms and covenants of the bond; authorizing the sale and delivery of the bond to the City, and providing for other matters properly relating thereto.

Gavin Cooley

RES 2018-0102 Providing for the sale of surplus property (East Foothills parcels, Former Visitors Center parcels, and U-District Pedestrian Bridge South Landing parcels).

Ed Lukas

RES 2018-0103 Of the City of Spokane proposing an increase in the regular property tax levy in an amount exceeding the limitations of Chapter 84.55 RCW to provide funding for police and fire personnel; providing for the submission of the measure to the qualified electors of the City at a special election; requesting that the Spokane County Auditor hold a special election for the measure on February 12, 2019; and providing for other matters properly related thereto.

Council President Stuckart

- ORD C35709 Amending Ordinance C35011 vacating the alley between 6th and 7th Avenue from McClellan Street and Browne Street.
Eldon Brown
- ORD C35710 Regarding for-hire vehicle regulations; repealing chapter 10.34; enacting a new Chapter 10.34A; amending sections 08.02.0210; and enacting a new Section 07.08.153 and new Chapter 12.11 of the Spokane Municipal Code.
Council Member Fagan
- ORD C35703 (To be considered under Hearings Item H1.b.)

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. | a. Continuation of Hearing on 2019 Proposed Budget. (Continued from December 3, 2018 Agenda) | Hold Hrg.
& Then
Close Hrg. | FIN 2018-0001 |
| | b. Final Reading Ordinance C35703 adopting the annual budget for the City of Spokane for 2019. (Deferred from November 19, 2018 Agenda)
Crystal Marchand | Pass Upon
Roll Call
Vote | ORD C35703 |

Motion to Approve Advance Agenda for December 10, 2018 (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.

Note: No person shall be permitted to speak at Open Forum more often than once per month (Council Rule 2.2.E).

ADJOURNMENT

The December 10, 2018, Regular Legislative Session of the City Council is adjourned to December 17, 2018.

NOTES

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

12/10/2018

Date Rec'd

11/19/2018

Clerk's File #

OPR 2018-0777

Renews #**Cross Ref #****Project #****Bid #**

4310-344-2018

Requisition #

DR 1274 000

Submitting Dept

WASTEWATER MANAGEMENT

Contact Name/Phone

RAYLENE GENNETT X7909

Contact E-Mail

RGNETT@SPOKANECITY.ORG

Agenda Item Type

Purchase w/o Contract

Agenda Item Name

4310 - TRAILER MOUNTED 6" WASTEWATER PUMP

Agenda Wording

Purchase of a Trailer Mounted 6" Wastewater Pump from Xylem Dewatering Solutions (Kent, WA) valued at \$66,703.10 including tax.

Summary (Background)

RFQ #4310-344-2018 was issued to solicit quotes in accordance with specifications aligned with the upgrading process of the Wastewater Maintenance department's pump inventory initiated in 2017. Six (6) quotes were received. Award is recommended to Xylem Dewatering Solutions in accordance with low quote. The product to be purchased is the same product awarded through Bid #4423-17 last year.

Fiscal Impact

Grant related? NO

Public Works? NO

Budget Account

Expense \$ 66,703.10

4310-43100-94000-56401-99999

Select \$

#

Select \$

#

Select \$

#

Approvals**Council Notifications****Dept Head**

KEGLEY, DANIEL

Study Session

PIES 11/26/2018

Division Director

SIMMONS, SCOTT M.

Other**Finance**

ALBIN-MOORE, ANGELA

Distribution List**Legal**

ODLE, MARI

sjohnson@spokanecity.org

For the Mayor

ORMSBY, MICHAEL

rgennett@spokanecity.org

Additional Approvals**Purchasing**

WAHL, CONNIE



CITY OF SPOKANE - WASTEWATER MAINTENANCE

909 E. Sprague Avenue
Spokane, Washington 99202
PHONE: 509.625.7900

QUOTE TABULATION

Quote Number	4310-344-2018				
Description	Trailer Mounted Six-Inch Wastewater Pump				
	Primax USA, Inc.	United Rentals	Wastewater Solutions, LLC.	Xylem Dewatering Solutions	Xylem Dewatering Solutions
Trailer Mounted 6" Wastewater Pump, Qty. 1	\$ 61,850.00	\$ 77,343.22	\$ 61,950.00	\$ 61,308.00	\$ 65,597.00
Parts & Labor Warranty, One (1) Year	Included	Included	Included	Included	Included
Subtotal	\$ 61,850.00	\$ 77,343.22	\$ 61,950.00	\$ 61,308.00	\$ 65,597.00
Sales Tax (8.8%)	\$ 5,442.80	\$ 6,806.20	\$ 5,451.60	\$ 5,395.10	\$ 5,772.54
On-Site Training	Included	\$ 2,800.00	Included	Included	Included
Quote Total	\$ 67,292.80	\$ 86,949.42	\$ 67,401.60	\$ 66,703.10	\$ 71,369.54

Lead Time	80 Days	90 Days	112-126 Days	70 Days	70 Days
Exceptions to Specifications	Yes	Yes	No	Yes	Yes

<p>PLEASE NOTE THAT THIS TABULATION IS NOT AN INDICATION OF AWARD RECOMMENDATION. CRITERIA, IN ADDITION TO PRICE, ARE EVALUATED TO DETERMINE RESPONSIVE QUOTE MEETING SPECIFICATIONS.</p>					
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Briefing Paper

Committee Name

Division & Department:	Public Works, 4310 Wastewater Maintenance
Subject:	Purchase of a Trailer Mounted Six-Inch Wastewater Pump
Date:	11/26/2018
Author (email & phone):	Raylene Gennett, rgennett@spokanecity.org , x7909
City Council Sponsor:	---
Executive Sponsor:	---
Committee(s) Impacted:	PIES
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Funding for this purchase is available in the Wastewater Maintenance department capital budget.
Strategic Initiative:	Innovative Infrastructure
Deadline:	Approval of this purchase is needed in 2018 to use funds from this calendar year.
Outcome: (deliverables, delivery duties, milestones to meet)	This purchase supports continued replacement and upgrade of the Wastewater Maintenance department's existing pump inventory, which is largely decades old.
<p><u>Background/History:</u> In 2017, Wastewater Maintenance began the process of replacing and upgrading the department's existing pump inventory by purchasing a trailer mounted six-inch pump from Xylem, Inc. for \$62,179.11. Specifications for this purchase have been aligned with that purchase to ensure easy cross training for the personnel using Wastewater pumps and those servicing the unit at Fleet Services with an eye to allowing as much supplier competition as possible. \$80,000 has been budgeted for this purchase and award will be to the lowest responsive, responsible bidder in accordance with RFQ #4310-344-2018, scheduled to close Tuesday, November 20th.</p>	
<p><u>Executive Summary:</u></p> <ul style="list-style-type: none"> Purchase of a Trailer Mounted Six-Inch Wastewater Pump in Accordance with RFQ #4310-344-2018 Budgeted Expenditure: \$80,000.00 Award Anticipated to Lowest Responsive, Responsible Bidder 	
<p><u>Budget Impact:</u></p> <p>Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If new, specify funding source: ---</p> <p>Other budget impacts: ---</p>	
<p><u>Operations Impact:</u></p> <p>Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Specify changes required: ---</p> <p>Known challenges/barriers: ---</p>	

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

12/10/2018

Date Rec'd

11/28/2018

Clerk's File #

OPR 2018-0778

Renews #**Cross Ref #****Submitting Dept**

STREETS

Contact Name/Phone

GARY KAESEMEYER 232-8810

Project #**Contact E-Mail**

GKAESEMEYER@SPOKANECITY.ORG

Bid #WA STATE
CONTRACT**Agenda Item Type**

Purchase w/o Contract

Requisition #

SBO PENDING

Agenda Item Name

1100 - STREET DEPT PURCHASE OF LIQUID DEICER

Agenda Wording

Approve annual blanket order with Roadwise (Spokane, WA) for the purchase of Liquid Deicer - \$1,400,000.00 including tax

Summary (Background)

This material is used by Street Department during the winter months to aid in snow and ice removal. Roadwise is the supplier. This is on the State contract which expires in 2022. The City of Spokane has a clause in the State contract that states the supplier must deliver the product to our existing storage facility in the northeastern portion of the City and also provide us with access to a supplier owned facility in the eastern portion of the City with a minimum of 120,000 gallons. The site that has and is being provided is at the railroad yards at Havana and Sprague. This year's average price is \$173.00 per ton, including tax. The estimated annual cost for 8,000 tons is just under \$1,400,000 including tax.

Fiscal Impact

Grant related? NO

Budget Account

Public Works? NO

Expense \$ 1,400,000.00

various

Select \$

#

Select \$

#

Select \$

#

Approvals**Council Notifications****Dept Head**

KAESEMEYER, GARY

Study Session**Division Director**

SIMMONS, SCOTT M.

Other

PIES 11/26/18

Finance

ORLOB, KIMBERLY

Distribution List**Legal**

ODLE, MARI

rhowerton

For the Mayor

ORMSBY, MICHAEL

tprince

Additional Approvals

wateraccounting

Purchasing

PRINCE, THEA

taxes & licenses

Briefing Paper (PIES)

Division & Department:	Street
Subject:	Deicer
Date:	11/12/2018
Contact (email & phone):	rhowerton@spokanecity.org / 625-7741
City Council Sponsor:	
Executive Sponsor:	Scott Simmons
Committee(s) Impacted:	
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Strategic Plan
Strategic Initiative:	Infrastructure
Deadline:	
Outcome: (deliverables, delivery duties, milestones to meet)	
Background/History: <i>This material is used by Street Department during the winter months to aid in snow and ice removal. Roadwise is the supplier. This is on the State contract which expires in 2022.</i> <i>The City of Spokane has a clause in the State contract that states the supplier must deliver the product to our existing storage facility in the northeastern portion of the City and also provide us with access to a supplier owned facility in the eastern portion of the City with a minimum of 120,000 gallons. The site that has and is being provided is at the railroad yards at Havana and Sprague.</i> <i>This year's average price is \$173.00 per ton, including tax. The estimated annual cost for 8,000 ton's is just under 1,400,000 including tax.</i>	
Executive Summary: <i>Impact</i> <ul style="list-style-type: none"> The total cost to all City Departments noted above will be approximately \$1,400,000 annually. <i>Action</i> <ul style="list-style-type: none"> Approval of the contract <i>Funding</i> <ul style="list-style-type: none"> Funding for this is included in the 2018/2019 Street Operation and Maintenance Budget. 	
Budget Impact: Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A If new, specify funding source: Other budget impacts: (revenue generating, match requirements, etc.)	
Operations Impact: Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A Specify changes required: Known challenges/barriers:	

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

12/10/2018

Date Rec'd

11/26/2018

Clerk's File #

OPR 2017-0876

Renews #**Cross Ref #****Submitting Dept**INNOVATION & TECHNOLOGY
SERVICES**Contact Name/Phone**

MICHAEL SLOON 625-6468

Project #**Contact E-Mail**

MSLOON@SPOKANECITY.ORG

Bid #**Agenda Item Type**

Contract Item

Requisition #

TBD 2019 FUNDS

Agenda Item Name

5300 VOLT EXTENSION FOR 2019

Agenda Wording

Authorization for Extension of Project Management Professional Services Contract OPR2017-0876 with Volt Workforce Solutions (Spokane, WA). Contract term January 1, 2019 through December 31, 2019. Additional contract amount: \$121,420.80 inc. tax.

Summary (Background)

Professional Services are needed to support: 1) Completion of the eSuite implementation, and 2) Development of Power Business Intelligence (BI) tools and capabilities across City Departments.

Fiscal Impact

Grant related? NO

Public Works? NO

Budget Account

Expense \$ 121,420.80 inc. tax

TBD (2019 Funds)

Select \$

#

Select \$

#

Select \$

#

Approvals**Council Notifications****Dept Head**

SLOON, MICHAEL

Study Session

PIES - 11/26/18

Division Director

FINCH, ERIC

Other**Finance**

BUSTOS, KIM

Distribution List**Legal**

ODLE, MARI

Accounting - ywang@spokanecity.org

For the Mayor

ORMSBY, MICHAEL

Contract Accounting - mdoval@spokanecity.org

Additional Approvals

Legal - modle@spokanecity.org

Purchasing

Purchasing - cwahl@spokanecity.org

IT - itadmin@spokanecity.org

Tax & Licenses

Volt - bburnett@volt.com



City of Spokane

**CONTRACT EXTENSION
WITH COST**

Title: **PROJECT MANAGEMENT CONTRACTOR**

This Contract Extension including additional compensation is made and entered into by and between the **CITY OF SPOKANE** as ("City"), a Washington municipal corporation, and **VOLT WORKFORCE SOLUTIONS**, whose address is 1420 North Mullan Road, Suite 110, Spokane Valley, Washington 99206 as ("Consultant"), individually hereafter referenced as a "party", and together as the "parties".

WHEREAS, the parties entered into a Contract wherein the Consultant agreed to provide for the City a Project Management Contractor to assist the Project Management Officer by Supporting and Managing Priority Projects for the City; and

WHEREAS, additional time is required, and thus the Contract time for performance needs to be formally extended by this written document.

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

1. CONTRACT DOCUMENTS.

The Contract, dated December 15, 2017, any previous amendments, addendums and / or extensions / renewals thereto, are incorporated by reference into this document as though written in full and shall remain in full force and effect except as provided herein.

2. EFFECTIVE DATE.

This Contract Extension shall become effective on January 1, 2019.

3. EXTENSION.

The contract documents are hereby extended and shall run through December 31, 2019.

4. COMPENSATION.

The City shall pay an additional amount not to exceed **ONE HUNDRED TWENTY ONE THOUSAND FOUR HUNDRED TWENTY AND 80/100 DOLLARS (\$121,420.80)** including tax, for everything furnished and done under this Contract Extension.

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

VOLT WORKFORCE SOLUTIONS

CITY OF SPOKANE

By _____
Signature Date

By _____
Signature Date

Type or Print Name

Type or Print Name

Title

Title

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

18-212

Briefing Paper

Public Infrastructure, Environmental and Sustainability

Division & Department:	Innovation and Technology Services Division
Subject:	eSuite (JustWare Replacement) Implementation and Power Business Intelligence (BI) Standardization Business Analysis Professional Services Professional Services – Volt Workforce Solutions, Spokane, WA.
Date:	November 26, 2018
Author (email & phone):	Michael Sloon, msloon@spokanecity.org , 625-6468
City Council Sponsor:	
Executive Sponsor:	Eric Finch and Michael Sloon
Committee(s) Impacted:	Sustainable Resources Committee
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget , Comp Plan, Policy, Charter, Strategic Plan)	ITSD – Authorization for Business Analysis Professional Services to support: <ol style="list-style-type: none"> 1) Completion of the eSuite implementation 2) Development of Power Business Intelligence (BI) tools and capabilities across City Departments
Strategic Initiative:	Innovative Infrastructure and Sustainable Resources
Deadline:	December 31, 2018
Outcome: (deliverables, delivery duties, milestones to meet)	Continuation of core team member needed to keep the eSuite implementation project activities and critical path milestones on schedule and subject matter expertise to develop enhanced departmental performance tracking and decision making through Power BI analytical tools.

Background/History:

The eSuite Implementation: May 2017 through March 2019 (Go Live)

The project is developing and deploying an integrated case management system to the Municipal Criminal Justice agencies that will deliver 30+ inter-agency workflow automations, 7 external system integrations and countless agency-specific process improvements.

In Q1 2019, the eSuite team will be focused on executing end-to-end solution testing and end user training, which are paramount to a successful eSuite go live in March. The eSuite Business Analyst is the role providing continuity between the end user groups, ITSD and the eSuite vendor (Journal Technologies) and the execution of the eSuite testing and training plans.

Without funding for this ongoing position, the eSuite Go Live will be delayed by 4-6 months.

Power Business Intelligence (BI) Standardization: January 2019 through Mid-2020

Power Business Intelligence (BI) by Microsoft provides a City-wide platform for self-serving timely, data-driven analytics helping departments make fact based decisions to improve the efficiency, effectiveness and cost performance of their department operations, while providing leadership with meaningful performance measurement reporting.

The goal of this project is to standardize the application of the Power BI platform across departments. To implement effectively, Power BI requires data-analytical skill sets not readily available within the City's resource pool.

For each Department, the Business Analyst supporting this project will be join the Innovation Team to:

- Function as a Power BI subject matter expert
- Analyze business data sets
- Apply data management best practices to data sources
- Standardize data-based performance measures
- Convert existing reports to Power BI reports and dashboards
- Train users to maintain and enhance their Power BI reporting capabilities

Without funding for this new business intelligence efforts, data access and the ability help implement performance dashboards and decision support systems will have 50% of the resources currently available. Current staff do not have the experience or capability, and options for training and creating a new project position are underway.

Executive Summary:

- *Business Analysis and Business Intelligence Professional Services: \$111,600 plus applicable taxes of \$9,820.80*

Budget Impact:

Approved in current year budget? ☒ Yes ☐ No
Annual/Reoccurring expenditure? ☐ Yes ☒ No (Projects conclude in early 2019 and mid 2020)
If new, specify funding source:
Other budget impacts: (revenue generating, match requirements, etc.)

Operations Impact:

Consistent with current operations/policy? ☒ Yes ☐ No
Requires change in current operations/policy? ☐ Yes ☒ No
Specify changes required:
Known challenges/barriers: Subject matter expertise in these project management areas



2349-1

VOLT MANAGEMENT CORP.
VOLT MANAGEMENT CORP
TAX DEPT
PO BOX 13500
ORANGE CA 92857-8500



DETACH BEFORE POSTING



STATE OF
WASHINGTON

BUSINESS LICENSE

Corporation

VOLT MANAGEMENT CORP.
VOLT MANAGEMENT CORP
1420 N MULLAN RD STE 110
SPOKANE VALLEY, WA 99206-4333
TAX REGISTRATION #601-516-248 - ACTIVE

Unified Business ID #: 601516248
Business ID #: 001
Location: 0023
Expires: Dec 31, 2018

CITY ENDORSEMENTS:
SPOKANE VALLEY GENERAL BUSINESS - ACTIVE
SPOKANE GENERAL BUSINESS #T12033544BUS - ACTIVE

This document lists the registrations, endorsements, and licenses authorized for the business named above. By accepting this document, the licensee certifies the information on the application was complete, true, and accurate to the best of his or her knowledge, and that business will be conducted in compliance with all applicable Washington state, county, and city regulations.

Vicki Smith
Director, Department of Revenue

STATE OF WASHINGTON

UBI: 601516248 001 0023

VOLT MANAGEMENT CORP.
VOLT MANAGEMENT CORP
1420 N MULLAN RD STE 110
SPOKANE VALLEY, WA 99206-4333

TAX REGISTRATION #601-516-248 -
ACTIVE
SPOKANE VALLEY GENERAL
BUSINESS - ACTIVE
SPOKANE GENERAL BUSINESS
#T12033544BUS - ACTIVE

Expires: Dec 31, 2018

Vicki Smith
Director, Department of Revenue



CERTIFICATE OF LIABILITY INSURANCE

Page 1 of 3

DATE (MM/DD/YYYY)
10/17/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Willis of New York, Inc. c/o 26 Century Blvd P.O. Box 305191 Nashville, TN 372305191 USA	CONTACT NAME:		
	PHONE (A/C No. Ext): 1-877-945-7378	FAX (A/C No): 1-888-467-2378	
	E-MAIL ADDRESS: certificates@willis.com		
INSURED Volt Workforce Solutions A Division of Volt Management Corp 2401 North Glassell Street Orange, CA 92865 USA	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A: National Union Fire Insurance Company of P		19445
	INSURER B: New Hampshire Insurance Company		23841
	INSURER C: Illinois National Insurance Company		23817
	INSURER D: American Home Assurance Company		19380
	INSURER E:		
INSURER F:			

COVERAGES**CERTIFICATE NUMBER:** W8525887**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY	Y		GL 4611583	03/31/2018	03/31/2019	EACH OCCURRENCE \$ 1,000,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 250,000
							MED EXP (Any one person) \$ 10,000
							PERSONAL & ADV INJURY \$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE \$ 2,000,000
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						PRODUCTS - COMP/OP AGG \$
	OTHER:						\$
A	AUTOMOBILE LIABILITY	Y		CA 7742188	03/31/2018	03/31/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS						BODILY INJURY (Per accident) \$
	<input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB						EACH OCCURRENCE \$
	EXCESS LIAB						AGGREGATE \$
	DED RETENTION \$						\$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	N/A		WC 014590429	03/31/2018	03/31/2019	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)						E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000
B	Workers Compensation & Employers Liability Per Statute			WC 014590436	03/31/2018	03/31/2019	EL Each Accident \$1,000,000 EL Disease - Limit \$1,000,000 EL Disease - Each Emp \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

City OPR Number is 2017-0876.

SEE ATTACHED

CERTIFICATE HOLDER

City of Spokane 808 W. Spokance Falls Blvd. Spokane, WA 99201

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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ACORD 25 (2016/03)

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SR ID: 16915018

BATCH: 915726



ADDITIONAL REMARKS SCHEDULE

AGENCY Willis of New York, Inc.		NAMED INSURED Volt Workforce Solutions A Division of Volt Management Corp 2401 North Glassell Street Orange, CA 92865 USA	
POLICY NUMBER See Page 1		EFFECTIVE DATE: See Page 1	
CARRIER See Page 1	NAIC CODE See Page 1		

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: 25 **FORM TITLE:** Certificate of Liability Insurance

The City of Spokane its officers and employees are Additional Insureds under Volt's General Liability and Auto Liability policies but only with respect to the Consultant's services to be provided under this Agreement.

INSURER AFFORDING COVERAGE: New Hampshire Insurance Company

NAIC#: 23841

POLICY NUMBER: WC 014590435 **EFF DATE:** 03/31/2018 **EXP DATE:** 03/31/2019

TYPE OF INSURANCE:	LIMIT DESCRIPTION:	LIMIT AMOUNT:
Workers Compensation &	EL Each Accident	\$1,000,000
Employers Liability	EL Disease - Limit	\$1,000,000
Per Statute	EL Disease - Each Emp	\$1,000,000

INSURER AFFORDING COVERAGE: New Hampshire Insurance Company

NAIC#: 23841

POLICY NUMBER: WC 014590434 **EFF DATE:** 03/31/2018 **EXP DATE:** 03/31/2019

TYPE OF INSURANCE:	LIMIT DESCRIPTION:	LIMIT AMOUNT:
Workers Compensation &	EL Each Accident	\$1,000,000
Employers Liability	EL Disease - Limit	\$1,000,000
Per Statute	EL Disease - Each Emp	\$1,000,000

INSURER AFFORDING COVERAGE: New Hampshire Insurance Company

NAIC#: 23841

POLICY NUMBER: WC 014590433 **EFF DATE:** 03/31/2018 **EXP DATE:** 03/31/2019

TYPE OF INSURANCE:	LIMIT DESCRIPTION:	LIMIT AMOUNT:
Workers Compensation &	EL Each Accident	\$1,000,000
Employers Liability	EL Disease - Limit	\$1,000,000
Per Statute	EL Disease - Each Emp	\$1,000,000



ADDITIONAL REMARKS SCHEDULE

Page 3 of 3

AGENCY Willis of New York, Inc.		NAMED INSURED Volt Workforce Solutions A Division of Volt Management Corp 2401 North Glassell Street Orange, CA 92865 USA	
POLICY NUMBER See Page 1		NAIC CODE See Page 1	
CARRIER See Page 1		EFFECTIVE DATE: See Page 1	

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: 25 **FORM TITLE:** Certificate of Liability Insurance

INSURER AFFORDING COVERAGE: Illinois National Insurance Company **NAIC#:** 23817
POLICY NUMBER: WC 014590432 **EFF DATE:** 03/31/2018 **EXP DATE:** 03/31/2019

TYPE OF INSURANCE:	LIMIT DESCRIPTION:	LIMIT AMOUNT:
Workers Compensation &	EL Each Accident	\$1,000,000
Employers Liability	EL Disease - Limit	\$1,000,000
Per Statute	EL Disease - Each Emp	\$1,000,000

INSURER AFFORDING COVERAGE: American Home Assurance Company **NAIC#:** 19380
POLICY NUMBER: WC 014590431 **EFF DATE:** 03/31/2018 **EXP DATE:** 03/31/2019

TYPE OF INSURANCE:	LIMIT DESCRIPTION:	LIMIT AMOUNT:
Workers Compensation &	EL Each Accident	\$1,000,000
Employers Liability	EL Disease - Limit	\$1,000,000
Per Statute	EL Disease - Each Emp	\$1,000,000

INSURER AFFORDING COVERAGE: New Hampshire Insurance Company **NAIC#:** 23841
POLICY NUMBER: WC 014590430 **EFF DATE:** 03/31/2018 **EXP DATE:** 03/31/2019

TYPE OF INSURANCE:	LIMIT DESCRIPTION:	LIMIT AMOUNT:
Workers Compensation &	EL Each Accident	\$1,000,000
Employers Liability	EL Disease - Limit	\$1,000,000
Per Statute	EL Disease - Each Emp	\$1,000,000

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

12/10/2018

Date Rec'd

11/26/2018

Clerk's File #

OPR 2018-0779

Renews #**Cross Ref #****Submitting Dept**

DEVELOPER SERVICES CENTER

Contact Name/Phone

ALI BRAST 625-6638

Project #**Contact E-Mail**

ABRAST@SPOKANECITY.ORG

Bid #**Agenda Item Type**

Contract Item

Requisition #**Agenda Item Name**

4700 - MFTE FOR 228 E BALDWIN AVE

Agenda Wording

Multiple Family Housing Property Tax Exemption Agreement with Greg & Celestine Kuntz for four new multi-family housing units located at 228 E Baldwin Avenue, Parcel Number 35083.2601.

Summary (Background)

RCW Chapter 84.14 authorized the City to create a multiple family housing property tax exemption program and to certify qualified property owners for that property tax exemption. The City Council Enacted Ordinance No. C-32575, which provides for the property tax exemption program for multiple housing in residential targeted areas. Pursuant to Ordinance No. C-33079, the City Council expanded the residential targeted areas.

Fiscal Impact

Grant related? NO

Public Works? NO

Budget Account

Neutral \$

#

Select \$

#

Select \$

#

Select \$

#

Approvals**Dept Head**

WEST, JACQUE

Division Director

BECKER, KRIS

Council Notifications**Study Session****Other**Urban Experience
10/8/18**Finance**

ORLOB, KIMBERLY

Distribution List**Legal**

ODLE, MARI

abrast@spokanecity.org

For the Mayor

ORMSBY, MICHAEL

kbecker@spokanecity.org

Additional Approvals

sbishop@spokanecity.org

Purchasing

dnorman@spokanecity.org

dkinder@spokanecity.org

Briefing Paper

Urban Experience Committee

Division & Department:	Development Services Center
Subject:	MFTE Conditional Contract
Date:	October 8, 2018
Contact (email & phone):	Ali Brast (abrast@spokanecity.org , 625-6638)
City Council Sponsor:	TBD
Executive Sponsor:	Dawn Kinder
Committee(s) Impacted:	Urban Experience
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	SMC 08.15 Multi- Family Housing Property Tax Exemption
Strategic Initiative:	
Deadline:	Will file for Council consideration following committee meeting
Outcome: (deliverables, delivery duties, milestones to meet)	Approval of Conditional Multi-Family Tax Exemption contract
<p>Background/History: Chapter 84.14 RCW authorizes the City to create a multiple family housing property tax exemption program and to certify qualified property owners for that property tax exemption. The City Council enacted Ordinance No. C-32575, which provides for the property tax exemption program for multiple housing in residential targeted areas. Pursuant to Ordinance No. C-33079, the City Council expanded the residential targeted areas. Pursuant to Ordinance No. C-35524, the regulations were revised, allowing for rental rates of up to 115% AMI. The State statute and the City ordinance require the City to approve the application regarding the tax exemption and the necessary construction requirements. This contract authorizes the appropriate city official to enter into the Multiple Family Housing Property Tax Exemption Agreement, which will ultimately result in the issuance of a final certificate of tax exemption to be filed with the Spokane County Assessor's Office.</p>	
<p>Executive Summary:</p> <ul style="list-style-type: none"> Applicant applying for a conditional contract to build a 4-unit townhouse project at 228 E Baldwin Property is zoned Residential Multi-Family 	
<p>Budget Impact:</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>If new, specify funding source:</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
<p>Operations Impact:</p> <p>Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Specify changes required:</p> <p>Known challenges/barriers:</p>	

Tax Abatement Information:

2018 Multi-Family Tax Exemption MFTE Property Tax Forgone & Savings Calculator	
Project Name: Baldwin Square	
Number of units in the project	4
*Average Property Value Exempt per unit	\$121,094
Estimated City Property Tax forgone annually per unit	\$208
Estimated Property Tax saved per project annually	\$6,588
Enter the number of years of MFTE (8 or 12)	12
Estimated Property Tax saved during the term of exemption	\$79,050
Estimated City Tax forgone during the term of exemption per unit	\$2,499
Estimated City Tax forgone during the term of exemption all units	\$29,993
<i>Once a project has met programmatic criteria the owner can expect to save approximately \$1,600 on their tax bill for every \$120,000 of Exempt Assessed Value on the housing portions of the property.</i>	
*Average Property Value Exempt per unit is based upon the average of all properties currently in the MFTE Program and 2017 Property value assessments	

Site Map:



**MULTIPLE FAMILY HOUSING PROPERTY
TAX EXEMPTION AGREEMENT**

THIS AGREEMENT is between the City of Spokane, a Washington State municipal corporation, as "City", and Greg and Celestine Kuntz, as "Owner" whose business address is 11418 N Forest Hills Drive, Spokane, WA 99218.

WITNESSETH:

WHEREAS, The City has, pursuant to the authority granted to it by Chapter 84.14 RCW, designated various residential targeted areas for the provision of a limited property tax exemption for new and rehabilitated multiple family residential housing; and

WHEREAS, The City has, through SMC Chapter 8.15, enacted a program whereby property owners may qualify for a Final Certificate of Tax Exemption which certifies to the Spokane County Assessor that the Owner is eligible to receive the multiple family housing property tax exemption; and

WHEREAS, The Owner is interested in receiving the multiple family property tax exemption for new multiple family residential housing units in a residential targeted area; and

WHEREAS, The Owner has submitted to the City a complete application form for no fewer than a total of four new multiple family permanent residential housing units to be constructed on property legally described as:

LOT 1, BLOCK 26, HEATH'S THIRD ADDITION, AS PER PLAT THEREOF
RECORDED IN VOLUME "A" OF PLATS, PAGE 66; SITUATE IN THE CITY OF
SPOKANE, COUNTY OF SPOKANE, STATE OF WASHINGTON.

Assessor's Parcel Number(s) 35083.2601, commonly known as 228 East Baldwin Avenue.

WHEREAS, The City has determined that the improvements will, if completed as proposed, satisfy the requirements for a Final Certificate of Tax Exemption; -- NOW, THEREFORE,

The City and the Owner do mutually agree as follows:

1. The City agrees to issue the Owner a Conditional Certificate of Acceptance of Tax Exemption subsequent to the City Council's approval of this agreement.

2. The project must comply with all applicable zoning requirements, land use requirements, design review recommendations and all building, fire, and housing code requirements contained in the Spokane Municipal Code at the time a complete application for a building permit is received. However, if the proposal includes rehabilitation or demolition in preparation for new construction, the residential portion of the building shall

fail to comply with one or more standards of applicable building or housing codes, and the rehabilitation improvements shall achieve compliance with the applicable building and construction codes.

3. If the property proposed to be rehabilitated is not vacant, the Owner shall provide each existing tenant with housing of comparable size, quality and price and a reasonable opportunity to relocate.

4. The Owner intends to construct on the site, approximately four new multiple family residential housing units substantially as described in their application filed with and approved by the City. In no event shall such construction provide fewer than a total of four multiple family permanent residential housing units.

5. The Owner agrees to complete construction of the agreed-upon improvements within three years from the date the City issues the Conditional Certificate of Acceptance of Tax Exemption or within any extension granted by the City.

6. The Owner agrees, upon completion of the improvements and upon issuance by the City of a temporary or permanent certificate of occupancy, to file with the City's Business & Development Services Department the following:

(a) a statement of the actual development cost of each multiple family housing unit, and the total expenditures made in the rehabilitation or construction of the entire property;

(b) a description of the completed work and a statement that the rehabilitation improvements or new construction of the Owner's property qualifies the property for the exemption;

(c) a statement that the project meets the affordable housing requirements, if applicable; and

(d) a statement that the work was completed within the required three-year period or any authorized extension of the issuance of the conditional certificate of tax exemption.

7. The City agrees, conditioned on the Owner's successful completion of the improvements in accordance with the terms of this Agreement and on the Owner's filing of the materials described in Paragraph 6 above, to file a Final Certificate of Tax Exemption with the Spokane County Assessor indicating that the Owner is qualified for the limited tax exemption under Chapter 84.14 RCW.

8. The Owner agrees, within 30 days following the first anniversary of the County's filing of the Final Certificate of Tax Exemption and each year thereafter for a period of twelve years, to file a declaration with the City's Business and Development Services Department, verified upon oath and indicating the following:

(a) a statement of occupancy and vacancy of the multiple family units during the previous year;

(b) a certification that the property has not changed use and, if applicable, that the property has been in compliance with the affordable housing requirements as described in SMC 8.15.090 since the date of the filing of the Final Certificate of Tax Exemption, and continues to be in compliance with this Agreement and the requirements of SMC Chapter 8.15; and

(c) a description of any improvements or changes to the property made after the filing of the final certificate or last declaration.

9. The parties acknowledge that the units are to be used and occupied for multifamily residential use. The parties further acknowledge that the certificate of occupancy issued by the City is for multifamily residential units. The Owner acknowledges and agrees that the units shall be used primarily for residential occupancy and any business activities shall only be incidental and ancillary to the residential occupancy.

10. If the Owner converts to another use any of the multiple family residential housing units constructed under this Agreement, or if applicable, if the owner intends to discontinue compliance with the affordable housing requirements as described in SMC 8.15.090 or any other condition to exemption, the Owner shall notify the Spokane County Assessor and the City's Business and Development Services Department within 60 days of such change in use.

11. The Owner will have the right to assign its rights under this Agreement. The Owner agrees to notify the City promptly of any transfer of Owner's ownership interest in the Site or in the improvements made to the Site under this Agreement.

12. The City reserves the right to cancel the Final Certificate of Tax Exemption should the Owner, its successors and assigns, fail to comply with any of the terms and conditions of this Agreement or of SMC Chapter 8.15.

13. No modifications of this Agreement shall be made unless mutually agreed upon by the parties in writing.

14. The Owner acknowledges its awareness of the potential tax liability involved if and when the property ceases to be eligible for the incentive provided pursuant to this agreement. Such liability may include additional real property tax, penalties and interest imposed pursuant to RCW 84.14.110. The Owner further acknowledges its awareness and understanding of the process implemented by the Spokane County Assessor's Office for the appraisal and assessment of property taxes. The Owner agrees that the City is not responsible for the property value assessment imposed by Spokane County at any time during the exemption period.

15. In the event that any term or clause of this Agreement conflicts with applicable law, such conflict shall not affect other terms of this Agreement, which can be

given effect without the conflicting term or clause, and to this end, the terms of this Agreement are declared to be severable.

16. Nothing in this Agreement shall permit or be interpreted to permit either party to violate any provision of Chapter 84.14 RCW or SMC Chapter 8.15.

17. This Agreement is subject to approval by the City Council.

DATED this _____ day of _____, 2018

CITY OF SPOKANE

Greg Kuntz

By: _____

Mayor, David A. Condon

By: Greg Kuntz

Its: Owner

Attest:

Approved as to form:

City Clerk

Michael J. Pucob

Assistant City Attorney

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this _____ day of _____, 2018, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared DAVID A. CONDON and TERRI L. PFISTER, to me known to be the Mayor and the City Clerk, respectively, of the CITY OF SPOKANE, the municipal corporation that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this _____ day of _____, 2018.

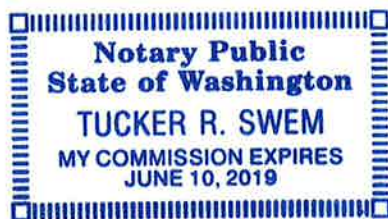
Notary Public in and for the State
of Washington, residing at Spokane

My commission expires _____

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this 16th day of November, 2018, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared Greg Kuntz, to me known to be the person who executed the within and foregoing instrument, and acknowledged the said instrument to be his/her free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 16th day of November, 2018.



Tucker R. Swem

Notary Public in and for the State
of Washington, residing at Spokane

My commission expires June 10, 2019

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

12/10/2018

Date Rec'd

11/26/2018

Clerk's File #

OPR 2018-0780

Renews #**Submitting Dept**

DEVELOPER SERVICES CENTER

Cross Ref #**Contact Name/Phone**

ALI BRAST 625-6638

Project #**Contact E-Mail**

ABRAST@SPOKANECITY.ORG

Bid #**Agenda Item Type**

Contract Item

Requisition #**Agenda Item Name**

4700 - MFTE FOR 2418 E 1ST AVE

Agenda Wording

Multiple Family Housing Property Tax Exemption Agreement with Basalt Rock, LLC for four new multi-family housing units located at 2418 E 1st Avenue, Parcel Number 35211.1305.

Summary (Background)

RCW Chapter 84.14 authorized the City to create a multiple family housing property tax exemption program and to certify qualified property owners for that property tax exemption. The City Council Enacted Ordinance No. C-32575, which provides for the property tax exemption program for multiple housing in residential targeted areas. Pursuant to Ordinance No. C-33079, the City Council expanded the residential targeted areas.

Fiscal Impact

Grant related? NO

Public Works? NO

Budget Account

Neutral \$

#

Select \$

#

Select \$

#

Select \$

#

Approvals**Dept Head**

WEST, JACQUE

Division Director

BECKER, KRIS

Council Notifications**Study Session****Other**Urban Experience
11/12/18**Finance**

ORLOB, KIMBERLY

Distribution List**Legal**

ODLE, MARI

abrast@spokanecity.org

For the Mayor

ORMSBY, MICHAEL

kbecker@spokanecity.org

Additional Approvals

sbishop@spokanecity.org

Purchasing

dnorman@spokanecity.org

dkinder@spokanecity.org

Briefing Paper

Urban Experience Committee

Division & Department:	Development Services Center
Subject:	MFTE Conditional Contract
Date:	November 12, 2018
Contact (email & phone):	Ali Brast (abrast@spokanecity.org , 625-6638)
City Council Sponsor:	TBD
Executive Sponsor:	Dawn Kinder
Committee(s) Impacted:	PIES
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	SMC 08.15 Multi-Family Housing Property Tax Exemption
Strategic Initiative:	
Deadline:	Will file for Council consideration following committee meeting
Outcome: (deliverables, delivery duties, milestones to meet)	Approval of Conditional Multi-Family Tax Exemption contract
<p>Background/History: Chapter 84.14 RCW authorizes the City to create a multiple family housing property tax exemption program and to certify qualified property owners for that property tax exemption. The City Council enacted Ordinance No. C-32575, which provides for the property tax exemption program for multiple housing in residential targeted areas. Pursuant to Ordinance No. C-33079, the City Council expanded the residential targeted areas. Pursuant to Ordinance No. C-35524, the regulations were revised, allowing for rental rates of up to 115% AMI. The State statute and the City ordinance require the City to approve the application regarding the tax exemption and the necessary construction requirements. This contract authorizes the appropriate city official to enter into the Multiple Family Housing Property Tax Exemption Agreement, which will ultimately result in the issuance of a final certificate of tax exemption to be filed with the Spokane County Assessor's Office.</p>	
<p>Executive Summary:</p> <ul style="list-style-type: none"> Applicant applying for a conditional contract for a 4-plex at 2418 E 1st Ave. Property is zoned Residential Multi-Family, so the use is allowed. 	
<p>Budget Impact:</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>If new, specify funding source:</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
<p>Operations Impact:</p> <p>Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Specify changes required:</p> <p>Known challenges/barriers:</p>	

Tax Abatement Information:

2018 Multi-Family Tax Exemption MFTE Property Tax Forgone & Savings Calculator	
Project Name: Baldwin Square	
Number of units in the project	4
*Average Property Value Exempt per unit	\$121,094
Estimated City Property Tax forgone annually per unit	\$208
Estimated Property Tax saved per project annually	\$6,588
Enter the number of years of MFTE (8 or 12)	12
Estimated Property Tax saved during the term of exemption	\$79,050
Estimated City Tax forgone during the term of exemption per unit	\$2,499
Estimated City Tax forgone during the term of exemption all units	\$29,993
<i>Once a project has met programmatic criteria the owner can expect to save approximately \$1,600 on their tax bill for every \$120,000 of Exempt Assessed Value on the housing portions of the property.</i>	
<small>*Average Property Value Exempt per unit is based upon the average of all properties currently in the MFTE Program and 2017 Property value assessments</small>	

Site Map:



**MULTIPLE FAMILY HOUSING PROPERTY
TAX EXEMPTION AGREEMENT**

THIS AGREEMENT is between the City of Spokane, a Washington State municipal corporation, as "City", and Basalt Rock, LLC, as "Owner" whose business address is 14 East Mission Avenue #3, Spokane, WA 99202.

WITNESSETH:

WHEREAS, The City has, pursuant to the authority granted to it by Chapter 84.14 RCW, designated various residential targeted areas for the provision of a limited property tax exemption for new and rehabilitated multiple family residential housing; and

WHEREAS, The City has, through SMC Chapter 8.15, enacted a program whereby property owners may qualify for a Final Certificate of Tax Exemption which certifies to the Spokane County Assessor that the Owner is eligible to receive the multiple family housing property tax exemption; and

WHEREAS, The Owner is interested in receiving the multiple family property tax exemption for new multiple family residential housing units in a residential targeted area; and

WHEREAS, The Owner has submitted to the City a complete application form for no fewer than a total of four new multiple family permanent residential housing units to be constructed on property legally described as:

LOT 4 IN BLOCK 13 OF KAUFMAN'S ADDITION, SPOKANE FALLS, AS PER PLAT THEREOF RECORDED IN VOLUME "A" OF PLATS, PAGE 131; IN THE CITY OF SPOKANE, SPOKANE COUNTY, WASHINGTON

Assessor's Parcel Number(s) 35211.1305, commonly known as 2418 East First Avenue.

WHEREAS, The City has determined that the improvements will, if completed as proposed, satisfy the requirements for a Final Certificate of Tax Exemption; -- NOW, THEREFORE,

The City and the Owner do mutually agree as follows:

1. The City agrees to issue the Owner a Conditional Certificate of Acceptance of Tax Exemption subsequent to the City Council's approval of this agreement.

2. The project must comply with all applicable zoning requirements, land use requirements, design review recommendations and all building, fire, and housing code requirements contained in the Spokane Municipal Code at the time a complete application for a building permit is received. However, if the proposal includes rehabilitation or demolition in preparation for new construction, the residential portion of the building shall

fail to comply with one or more standards of applicable building or housing codes, and the rehabilitation improvements shall achieve compliance with the applicable building and construction codes.

3. If the property proposed to be rehabilitated is not vacant, the Owner shall provide each existing tenant with housing of comparable size, quality and price and a reasonable opportunity to relocate.

4. The Owner intends to construct on the site, approximately four new multiple family residential housing units substantially as described in their application filed with and approved by the City. In no event shall such construction provide fewer than a total of four multiple family permanent residential housing units.

5. The Owner agrees to complete construction of the agreed-upon improvements within three years from the date the City issues the Conditional Certificate of Acceptance of Tax Exemption or within any extension granted by the City.

6. The Owner agrees, upon completion of the improvements and upon issuance by the City of a temporary or permanent certificate of occupancy, to file with the City's Business & Development Services Department the following:

(a) a statement of the actual development cost of each multiple family housing unit, and the total expenditures made in the rehabilitation or construction of the entire property;

(b) a description of the completed work and a statement that the rehabilitation improvements or new construction of the Owner's property qualifies the property for the exemption;

(c) a statement that the project meets the affordable housing requirements, if applicable; and

(d) a statement that the work was completed within the required three-year period or any authorized extension of the issuance of the conditional certificate of tax exemption.

7. The City agrees, conditioned on the Owner's successful completion of the improvements in accordance with the terms of this Agreement and on the Owner's filing of the materials described in Paragraph 6 above, to file a Final Certificate of Tax Exemption with the Spokane County Assessor indicating that the Owner is qualified for the limited tax exemption under Chapter 84.14 RCW.

8. The Owner agrees, within 30 days following the first anniversary of the County's filing of the Final Certificate of Tax Exemption and each year thereafter for a period of twelve years, to file a declaration with the City's Business and Development Services Department, verified upon oath and indicating the following:

(a) a statement of occupancy and vacancy of the multiple family units during the previous year;

(b) a certification that the property has not changed use and, if applicable, that the property has been in compliance with the affordable housing requirements as described in SMC 8.15.090 since the date of the filing of the Final Certificate of Tax Exemption, and continues to be in compliance with this Agreement and the requirements of SMC Chapter 8.15; and

(c) a description of any improvements or changes to the property made after the filing of the final certificate or last declaration.

9. The parties acknowledge that the units are to be used and occupied for multifamily residential use. The parties further acknowledge that the certificate of occupancy issued by the City is for multifamily residential units. The Owner acknowledges and agrees that the units shall be used primarily for residential occupancy and any business activities shall only be incidental and ancillary to the residential occupancy.

10. If the Owner converts to another use any of the multiple family residential housing units constructed under this Agreement, or if applicable, if the owner intends to discontinue compliance with the affordable housing requirements as described in SMC 8.15.090 or any other condition to exemption, the Owner shall notify the Spokane County Assessor and the City's Business and Development Services Department within 60 days of such change in use.

11. The Owner will have the right to assign its rights under this Agreement. The Owner agrees to notify the City promptly of any transfer of Owner's ownership interest in the Site or in the improvements made to the Site under this Agreement.

12. The City reserves the right to cancel the Final Certificate of Tax Exemption should the Owner, its successors and assigns, fail to comply with any of the terms and conditions of this Agreement or of SMC Chapter 8.15.

13. No modifications of this Agreement shall be made unless mutually agreed upon by the parties in writing.

14. The Owner acknowledges its awareness of the potential tax liability involved if and when the property ceases to be eligible for the incentive provided pursuant to this agreement. Such liability may include additional real property tax, penalties and interest imposed pursuant to RCW 84.14.110. The Owner further acknowledges its awareness and understanding of the process implemented by the Spokane County Assessor's Office for the appraisal and assessment of property taxes. The Owner agrees that the City is not responsible for the property value assessment imposed by Spokane County at any time during the exemption period.

15. In the event that any term or clause of this Agreement conflicts with applicable law, such conflict shall not affect other terms of this Agreement, which can be

given effect without the conflicting term or clause, and to this end, the terms of this Agreement are declared to be severable.

16. Nothing in this Agreement shall permit or be interpreted to permit either party to violate any provision of Chapter 84.14 RCW or SMC Chapter 8.15.

17. This Agreement is subject to approval by the City Council.

DATED this _____ day of _____, 2018

CITY OF SPOKANE

By: _____
Mayor, David A. Condon

Konstantin Vasilenko for Basalt Rock, LLC

By: Konstantin Vasilenko
Its: member

Attest:

City Clerk

Approved as to form:

Michael J. Puerto
Assistant City Attorney

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this _____ day of _____, 2018, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared DAVID A. CONDON and TERRI L. PFISTER, to me known to be the Mayor and the City Clerk, respectively, of the CITY OF SPOKANE, the municipal corporation that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this _____ day of _____, 2018.

Notary Public in and for the State
of Washington, residing at Spokane

My commission expires _____

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this 2nd day of Nov., 2018, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared Konstantin Vasilenko, to me known to be the person who executed the within and foregoing instrument, and acknowledged the said instrument to be his/her free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 2nd day of Nov., 2018.



Tamara Kemper

Notary Public in and for the State
of Washington, residing at Spokane

Notary Public in and for the State
of Washington, residing at Spokane

My commission expires 4/27/2020



Agenda Sheet for City Council Meeting of:
12/10/2018

Date Rec'd	11/26/2018
Clerk's File #	OPR 2018-0781
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	DEVELOPER SERVICES CENTER
Contact Name/Phone	ALI BRAST 625-6638
Contact E-Mail	ABRAST@SPOKANECITY.ORG
Agenda Item Type	Contract Item
Agenda Item Name	4700 - MFTE FOR 930 E SHARP AVE

Agenda Wording

Multiple Family Housing Property Tax Exemption Agreement with Greg & Celestine Kuntz for six new multi-family housing units located at 930 E Sharp Avenue, Parcel Number 35171.1201.

Summary (Background)

RCW Chapter 84.14 authorized the City to create a multiple family housing property tax exemption program and to certify qualified property owners for that property tax exemption. The City Council Enacted Ordinance No. C-32575, which provides for the property tax exemption program for multiple housing in residential targeted areas. Pursuant to Ordinance No. C-33079, the City Council expanded the residential targeted areas.

<u>Fiscal Impact</u>	Grant related? NO	<u>Budget Account</u>
	Public Works? NO	
Neutral	\$	#
Select	\$	#
Select	\$	#
Select	\$	#

<u>Approvals</u>		<u>Council Notifications</u>	
<u>Dept Head</u>	WEST, JACQUE	<u>Study Session</u>	
<u>Division Director</u>	BECKER, KRIS	<u>Other</u>	Urban Experience 10/8/18
<u>Finance</u>	ORLOB, KIMBERLY	<u>Distribution List</u>	
<u>Legal</u>	ODLE, MARI	abrast@spokanecity.org	
<u>For the Mayor</u>	ORMSBY, MICHAEL	kbecker@spokanecity.org	
<u>Additional Approvals</u>		sbishop@spokanecity.org	
<u>Purchasing</u>		dnorman@spokanecity.org	
		dkinder@spokanecity.org	

Briefing Paper

Urban Experience Committee

Division & Department:	Development Services Center
Subject:	MFTE Conditional Contract
Date:	October 8, 2018
Contact (email & phone):	Ali Brast (abrast@spokanecity.org , 625-6638)
City Council Sponsor:	TBD
Executive Sponsor:	Dawn Kinder
Committee(s) Impacted:	Urban Experience
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	SMC 08.15 Multi- Family Housing Property Tax Exemption
Strategic Initiative:	
Deadline:	Will file for Council consideration following committee meeting
Outcome: (deliverables, delivery duties, milestones to meet)	Approval of Conditional Multi-Family Tax Exemption contract
<p>Background/History: Chapter 84.14 RCW authorizes the City to create a multiple family housing property tax exemption program and to certify qualified property owners for that property tax exemption. The City Council enacted Ordinance No. C-32575, which provides for the property tax exemption program for multiple housing in residential targeted areas. Pursuant to Ordinance No. C-33079, the City Council expanded the residential targeted areas. Pursuant to Ordinance No. C-35524, the regulations were revised, allowing for rental rates of up to 115% AMI. The State statute and the City ordinance require the City to approve the application regarding the tax exemption and the necessary construction requirements. This contract authorizes the appropriate city official to enter into the Multiple Family Housing Property Tax Exemption Agreement, which will ultimately result in the issuance of a final certificate of tax exemption to be filed with the Spokane County Assessor's Office.</p>	
<p>Executive Summary:</p> <ul style="list-style-type: none"> Applicant applying for a conditional contract to build a 6-unit townhouse project at 930 E Sharp Property is in the Context Area 4 zone of the Form Based Code 	
<p>Budget Impact:</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>If new, specify funding source:</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
<p>Operations Impact:</p> <p>Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Specify changes required:</p> <p>Known challenges/barriers:</p>	

Tax Abatement Information:

2018 Multi-Family Tax Exemption MFTE Property Tax Forgone & Savings Calculator	
Project Name: Baldwin Square	
Number of units in the project	6
*Average Property Value Exempt per unit	\$121,094
Estimated City Property Tax forgone annually per unit	\$312
Estimated Property Tax saved per project annually	\$9,881
Enter the number of years of MFTE (8 or 12)	12
Estimated Property Tax saved during the term of exemption	\$118,575
Estimated City Tax forgone during the term of exemption per unit	\$3,749
Estimated City Tax forgone during the term of exemption all units	\$44,989
<i>Once a project has met programmatic criteria the owner can expect to save approximately \$1,600 on their tax bill for every \$120,000 of Exempt Assessed Value on the housing portions of the property.</i>	
<small>*Average Property Value Exempt per unit is based upon the average of all properties currently in the MFTE Program and 2017 Property value assessments</small>	

Site Map:



MULTIPLE FAMILY HOUSING PROPERTY
TAX EXEMPTION AGREEMENT

THIS AGREEMENT is between the City of Spokane, a Washington State municipal corporation, as "City", and Greg and Celestine Kuntz, as "Owner" whose business address is 11418 N Forest Hills Drive, Spokane, WA 99218.

W I T N E S S E T H:

WHEREAS, The City has, pursuant to the authority granted to it by Chapter 84.14 RCW, designated various residential targeted areas for the provision of a limited property tax exemption for new and rehabilitated multiple family residential housing; and

WHEREAS, The City has, through SMC Chapter 8.15, enacted a program whereby property owners may qualify for a Final Certificate of Tax Exemption which certifies to the Spokane County Assessor that the Owner is eligible to receive the multiple family housing property tax exemption; and

WHEREAS, The Owner is interested in receiving the multiple family property tax exemption for new multiple family residential housing units in a residential targeted area; and

WHEREAS, The Owner has submitted to the City a complete application form for no fewer than a total of four new multiple family permanent residential housing units to be constructed on property legally described as:

LOT 1, BLOCK 39, RESURVEY OF BLOCKS 38, 39 AND 40 OF ADDITION TO SECOND SINTO ADDITION, AS PER PLAT RECORDED IN VOLUME "D" OF PLATS, PAGE 56, RECORDS OF SPOKANE COUNTY; SITUATE IN THE CITY OF SPOKANE, STATE OF WASHINGTON

Assessor's Parcel Number(s) 35171.1201, commonly known as 930 East Sharp Avenue.

WHEREAS, The City has determined that the improvements will, if completed as proposed, satisfy the requirements for a Final Certificate of Tax Exemption; -- NOW, THEREFORE,

The City and the Owner do mutually agree as follows:

1. The City agrees to issue the Owner a Conditional Certificate of Acceptance of Tax Exemption subsequent to the City Council's approval of this agreement.
2. The project must comply with all applicable zoning requirements, land use requirements, design review recommendations and all building, fire, and housing code requirements contained in the Spokane Municipal Code at the time a complete application for a building permit is received. However, if the proposal includes rehabilitation or

demolition in preparation for new construction, the residential portion of the building shall fail to comply with one or more standards of applicable building or housing codes, and the rehabilitation improvements shall achieve compliance with the applicable building and construction codes.

3. If the property proposed to be rehabilitated is not vacant, the Owner shall provide each existing tenant with housing of comparable size, quality and price and a reasonable opportunity to relocate.

4. The Owner intends to construct on the site, approximately six new multiple family residential housing units substantially as described in their application filed with and approved by the City. In no event shall such construction provide fewer than a total of four multiple family permanent residential housing units.

5. The Owner agrees to complete construction of the agreed-upon improvements within three years from the date the City issues the Conditional Certificate of Acceptance of Tax Exemption or within any extension granted by the City.

6. The Owner agrees, upon completion of the improvements and upon issuance by the City of a temporary or permanent certificate of occupancy, to file with the City's Business & Development Services Department the following:

(a) a statement of the actual development cost of each multiple family housing unit, and the total expenditures made in the rehabilitation or construction of the entire property;

(b) a description of the completed work and a statement that the rehabilitation improvements or new construction of the Owner's property qualifies the property for the exemption;

(c) a statement that the project meets the affordable housing requirements, if applicable; and

(d) a statement that the work was completed within the required three-year period or any authorized extension of the issuance of the conditional certificate of tax exemption.

7. The City agrees, conditioned on the Owner's successful completion of the improvements in accordance with the terms of this Agreement and on the Owner's filing of the materials described in Paragraph 6 above, to file a Final Certificate of Tax Exemption with the Spokane County Assessor indicating that the Owner is qualified for the limited tax exemption under Chapter 84.14 RCW.

8. The Owner agrees, within 30 days following the first anniversary of the County's filing of the Final Certificate of Tax Exemption and each year thereafter for a period of twelve years, to file a declaration with the City's Business and Development Services Department, verified upon oath and indicating the following:

(a) a statement of occupancy and vacancy of the multiple family units during the previous year;

(b) a certification that the property has not changed use and, if applicable, that the property has been in compliance with the affordable housing requirements as described in SMC 8.15.090 since the date of the filing of the Final Certificate of Tax Exemption, and continues to be in compliance with this Agreement and the requirements of SMC Chapter 8.15; and

(c) a description of any improvements or changes to the property made after the filing of the final certificate or last declaration.

9. The parties acknowledge that the units are to be used and occupied for multifamily residential use. The parties further acknowledge that the certificate of occupancy issued by the City is for multifamily residential units. The Owner acknowledges and agrees that the units shall be used primarily for residential occupancy and any business activities shall only be incidental and ancillary to the residential occupancy.

10. If the Owner converts to another use any of the multiple family residential housing units constructed under this Agreement, or if applicable, if the owner intends to discontinue compliance with the affordable housing requirements as described in SMC 8.15.090 or any other condition to exemption, the Owner shall notify the Spokane County Assessor and the City's Business and Development Services Department within 60 days of such change in use.

11. The Owner will have the right to assign its rights under this Agreement. The Owner agrees to notify the City promptly of any transfer of Owner's ownership interest in the Site or in the improvements made to the Site under this Agreement.

12. The City reserves the right to cancel the Final Certificate of Tax Exemption should the Owner, its successors and assigns, fail to comply with any of the terms and conditions of this Agreement or of SMC Chapter 8.15.

13. No modifications of this Agreement shall be made unless mutually agreed upon by the parties in writing.

14. The Owner acknowledges its awareness of the potential tax liability involved if and when the property ceases to be eligible for the incentive provided pursuant to this agreement. Such liability may include additional real property tax, penalties and interest imposed pursuant to RCW 84.14.110. The Owner further acknowledges its awareness and understanding of the process implemented by the Spokane County Assessor's Office for the appraisal and assessment of property taxes. The Owner agrees that the City is not responsible for the property value assessment imposed by Spokane County at any time during the exemption period.

15. In the event that any term or clause of this Agreement conflicts with applicable law, such conflict shall not affect other terms of this Agreement, which can be

given effect without the conflicting term or clause, and to this end, the terms of this Agreement are declared to be severable.

16. Nothing in this Agreement shall permit or be interpreted to permit either party to violate any provision of Chapter 84.14 RCW or SMC Chapter 8.15.

17. This Agreement is subject to approval by the City Council.

DATED this _____ day of _____, 2018

CITY OF SPOKANE

Greg Kuntz

By: _____
Mayor, David A. Condon

By: Greg Kuntz
Its: Owner

Attest:

Approved as to form:

City Clerk

Michael J. Piccolo
Assistant City Attorney

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this _____ day of _____, 2018, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared DAVID A. CONDON and TERRI L. PFISTER, to me known to be the Mayor and the City Clerk, respectively, of the CITY OF SPOKANE, the municipal corporation that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this _____ day of _____, 2018.

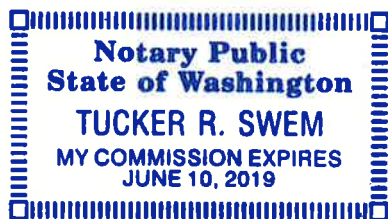
Notary Public in and for the State
of Washington, residing at Spokane

My commission expires _____

STATE OF WASHINGTON)
) ss.
County of Spokane)

On this 16th day of November, 2018, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared Greg Kuntz, to me known to be the person who executed the within and foregoing instrument, and acknowledged the said instrument to be his/her free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 16th day of November, 2018.



Tucker R. Swem

Notary Public in and for the State
of Washington, residing at Spokane

My commission expires June 10 2019



Agenda Sheet for City Council Meeting of:
12/10/2018

Date Rec'd	11/28/2018
Clerk's File #	OPR 2018-0782
Renews #	
Cross Ref #	
Project #	
Bid #	BID #4498-18
Requisition #	BT

Submitting Dept	WATER & HYDROELECTRIC SERVICES
Contact Name/Phone	STEVE BURNS 742-8141
Contact E-Mail	SBURNS@SPOKANECITY.ORG
Agenda Item Type	Contract Item
Agenda Item Name	4100 - WATER/UPRIVER MAINT AND REPAIR OF UPRIVER POWERHOUSE #1 TURBINE

Agenda Wording

Approve contract with Hydro Consulting and Maintenance Services (Hayden, ID) to perform detailed maintenance and repair of the Kaplan Vertical Turbine Unit in the Upriver Powerhouse #1 - \$805,000 plus 10% admin reserve for a total of \$892,584.00

Summary (Background)

On Monday, October 22, 2018 one bid was received for the detailed maintenance and repair of Upriver Powerhouse #1 Kaplan Generator. Hydro Consulting and Maintenance Services of Hayden, Id has been deemed responsible and responsive to perform this service.

<u>Fiscal Impact</u>		Grant related?	NO	<u>Budget Account</u>	
		Public Works?	YES		
Expense	\$	892,584.00		#	various
Select	\$			#	
Select	\$			#	
Select	\$			#	
<u>Approvals</u>				<u>Council Notifications</u>	
<u>Dept Head</u>		KEGLEY, DANIEL		<u>Study Session</u>	
<u>Division Director</u>		SIMMONS, SCOTT M.		<u>Other</u>	PIES 11/26/18
<u>Finance</u>		ALBIN-MOORE, ANGELA		<u>Distribution List</u>	
<u>Legal</u>		ODLE, MARI		sburns	
<u>For the Mayor</u>		ORMSBY, MICHAEL		tprince	
<u>Additional Approvals</u>				Taxes & Licenses	
<u>Purchasing</u>		PRINCE, THEA			

BID #4498-18 UPRIVER DAM POWERHOUSE #1 KAPLAN GENERATOR DETAILED MAINTENANCE AND REPAIR			HYDRO CONSULTING & MAINTENANCE SERVICES	
			11836 N Reed Rd Hayden ID 83835 bfox@hydro911.com (479) 438-2708	
ITEM	QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	1	TOTALS OF ITEMS 1, 2, 3, 4A, 5A, 6A, 7A & 8	\$ 545,000.00	\$ 545,000.00
SALES TAX		8.80%		\$ 47,960.00
GRAND TOTAL				\$ 592,960.00

Briefing Paper

Public Infrastructure, Environment and Sustainability Committee

Division & Department:	Public Works
Subject:	Detailed Maintenance and Repair of Upriver Powerhouse #1 Turbine #1
Date:	11/12/2018
Author (email & phone):	Stephen Burns, (sburns@spokanecity.org , 509-742-8141)
City Council Sponsor:	
Executive Sponsor:	Dan Kegley
Committee(s) Impacted:	PIES
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment:	
Strategic Initiative:	Six-year Capital Plan
Deadline:	Q4, 2018
Outcome:	Detailed Maintenance and Repair of Upriver Powerhouse #1 Turbine #1
Background/History: <ul style="list-style-type: none">Upriver Hydroelectric Powerhouse #1, original equipment purchased and installed in 1936, has failed and is in need of repairs. This action is to contract with Hydro Consulting and Maintenance Services of Hayden, ID to perform the detailed maintenance and repair of a Kaplan Vertical Turbine Unit including full procedural documentation, reporting, and work items' authorization by city, in the amount of \$805,000 plus a 10% administrative reserve, for a total of \$892,584..	
Executive Summary: <ul style="list-style-type: none">One sealed bid was opened on Monday, October 22, 2018 to provide the Water and Hydroelectric Services department to perform the hydroelectric turbine maintenance and repair. One (1) bid was received; Hydro Consulting and Maintenance Service supplemental bidder criteria is currently under review.	
Budget Impact: Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If new, specify funding source: Other budget impacts:..None identiifed at this time.	

Operations Impact:	
Consistent with current operations/policy?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Requires change in current operations/policy?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Specify changes required: None at this time.	
Known challenges/barriers: None at this time.	

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

12/10/2018

Date Rec'd

11/27/2018

Clerk's File #

OPR 2018-0783

Renews #**Cross Ref #****Submitting Dept**

WATER & HYDROELECTRIC SERVICES

Contact Name/Phone

STEVE BURNS 742-8141

Project #**Contact E-Mail**

SBURNS@SPOKANECITY.ORG

Bid #

RFQ #4496-18

Agenda Item Type

Contract Item

Requisition #

CR #19906

Agenda Item Name

4100 - WATER DEPT CONTRACT WITH HDR FOR 8TH PART 12D INDEPENDENT SAFETY INS

Agenda Wording

Approve contract with HDR Inc. (Seattle WA) for the 8th Part, 12D Independent Consultant Safety Inspection of the Upriver Dam per FERQ regulations - \$90,000.00.

Summary (Background)

Two sealed Statements of Qualifications were received in response to RFQ 4496-18 on 9/25/18. HDR Inc was selected by a committee of four (4) Water Department Officials. This will be the eighth report for Upriver Dam. The report and accompanying engineering evaluation and inspection on the condition of Upriver Dam must be in accordance with FERC Part 12D Guidelines, and 18 CFR Part 12, Subpart D, of the Commission's regulations.

Fiscal Impact

Grant related? NO

Public Works? NO

Budget Account

Expense \$ 90,900.00

4100-42460-34148-54201-15716

Select \$

#

Select \$

#

Select \$

#

Approvals**Council Notifications****Dept Head**

KEGLEY, DANIEL

Study Session**Division Director**

SIMMONS, SCOTT M.

Other

PIES 11/26/18

Finance

ALBIN-MOORE, ANGELA

Distribution List**Legal**

ODLE, MARI

sburns

For the Mayor

ORMSBY, MICHAEL

tprince

Additional Approvals

taxes & licenses

Purchasing

PRINCE, THEA

mdoval

lroff

Briefing Paper

Public Infrastructure, Environment and Sustainability Committee

Division & Department:	Public Works
Subject:	Upriver's 8th Part 12D Independent Consultant Safety Inspection
Date:	11/12/2018
Author (email & phone):	Stephen Burns, (sburns@spokanecity.org , 509-742-8141)
City Council Sponsor:	
Executive Sponsor:	Dan Kegley
Committee(s) Impacted:	PIES
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment:	
Strategic Initiative:	Six-year Capital Plan
Deadline:	Q4, 2018
Outcome:	License to operate the city hydroelectric facility remains valid
Background/History: <ul style="list-style-type: none">Every five years, the City is required to provide FERC with a Part 12D IC's Safety Inspection Report for Upriver Dam. This will be the eighth report for Upriver Dam. The report and accompanying engineering evaluation and inspection on the condition of Upriver Dam must be in accordance with FERC Part 12D Guidelines, and 18 CFR Part 12, Subpart D, of the Commission's regulations.	
Executive Summary: <ul style="list-style-type: none">Request for Qualifications #4496-18 was issued on September 25, 2018. Two engineering firms responded October 8, 2018. HDR, Inc. was selected by a committee of four Water Department officials to negotiate a fee and scope to perform the work. The scope and fee of \$90,900 to perform the FERC required independent consultant inspection was accepted on November 6, 2018.	
Budget Impact: Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If new, specify funding source: Other budget impacts: None identified at this time.	

Operations Impact:	
Consistent with current operations/policy?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Requires change in current operations/policy?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Specify changes required: None at this time.	
Known challenges/barriers: None at this time.	



CITY OF SPOKANE - WASTEWATER MAINTENANCE
909 E. Sprague Avenue
Spokane, Washington 99202
PHONE: 509.625.7900

QUOTE TABULATION

Quote Number	4310-344-2018
Description	Trailer Mounted Six-Inch Wastewater Pump

	HSD Corporation	Primax USA, Inc.	United Rentals	Wastewater Solutions, LLC.	Xylem Dewatering Solutions	Xylem Dewatering Solutions
Trailer Mounted 6" Wastewater Pump, Qty. 1	\$ 245,000.00	\$ 61,850.00	\$ 77,343.22	\$ 61,950.00	\$ 61,308.00	\$ 65,597.00
Parts & Labor Warranty, One (1) Year	Included	Included	Included	Included	Included	Included
Subtotal	\$ 245,000.00	\$ 61,850.00	\$ 77,343.22	\$ 61,950.00	\$ 61,308.00	\$ 65,597.00
Sales Tax (8.8%)	\$ 21,560.00	\$ 5,442.80	\$ 6,806.20	\$ 5,451.60	\$ 5,395.10	\$ 5,772.54
On-Site Training	Included	Included	\$ 2,800.00	Included	Included	Included
Quote Total	\$ 266,560.00	\$ 67,292.80	\$ 86,949.42	\$ 67,401.60	\$ 66,703.10	\$ 71,369.54

Lead Time	90 Days	80 Days	90 Days	112-126 Days	70 Days	70 Days
Exceptions to Specifications	No	Yes	Yes	No	Yes	Yes

*PLEASE NOTE THAT THIS TABULATION IS NOT AN INDICATION OF AWARD RECOMMENDATION.
CRITERIA, IN ADDITION TO PRICE, ARE EVALUATED TO DETERMINE RESPONSIVE QUOTE MEETING SPECIFICATIONS.*



Agenda Sheet for City Council Meeting of:
12/10/2018

Date Rec'd	11/28/2018
Clerk's File #	CPR 2012-0033
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	MAYOR
Contact Name/Phone	BRANDY COTE 6256774
Contact E-Mail	BCOTE@SPOKANECITY.ORG
Agenda Item Type	Boards and Commissions Appointments
Agenda Item Name	0520 CHHS BOARD APPOINTMENTS

Agenda Wording

Appointment of Joe Johnston and Dillon Thorpe to three year terms on the CHHS Board, from 1/1/19 - 12/31/21.

Summary (Background)

Appointment of Joe Johnston and Dillon Thorpe to three year terms on the CHHS Board, from 1/1/19 - 12/31/21.

<u>Fiscal Impact</u>	Grant related? NO Public Works? NO	<u>Budget Account</u>
Select \$		#
Select \$		#
Select \$		#
Select \$		#
<u>Approvals</u>		<u>Council Notifications</u>
<u>Dept Head</u>	COTE, BRANDY	<u>Study Session</u>
<u>Division Director</u>		<u>Other</u>
<u>Finance</u>		<u>Distribution List</u>
<u>Legal</u>		kkeenana@spokanecity.org
<u>For the Mayor</u>	ORMSBY, MICHAEL	bcote@spokanecity.org
<u>Additional Approvals</u>		
<u>Purchasing</u>		



Agenda Sheet for City Council Meeting of:
12/10/2018

Date Rec'd	11/28/2018
Clerk's File #	ORD C35717
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	FIRE
Contact Name/Phone	BRIAN SCHAEFFER X7001
Contact E-Mail	BSCHAEFFER@SPOKANECITY.ORG
Agenda Item Type	Special Budget Ordinance
Agenda Item Name	1970 - IN KIND/DONATED SERVICES SBO

Agenda Wording

Amending ordinance C-35565 to provide for additional appropriations related to in kind/donated services during 2018.

Summary (Background)

SFD has entered into written agreements whereby no consideration is received for the service, but the vendor agrees to provide other services in lieu of cash compensation. In other cases, external training is provided to staff at no cost to the city--the training host either directly pays or subsequently reimburses the employee and/or SFD for any travel/registration costs paid. Historically, these transactions have not been recorded in the financial records.

<u>Fiscal Impact</u>	Grant related? NO	<u>Budget Account</u>
	Public Works? NO	

Expense	\$ 72,406	# Various
Revenue	\$ 72,406	# Various
Select	\$	#
Select	\$	#

Approvals

<u>Dept Head</u>	SCHAEFFER, BRIAN
<u>Division Director</u>	SCHAEFFER, BRIAN
<u>Finance</u>	BUSTOS, KIM
<u>Legal</u>	ODLE, MARI
<u>For the Mayor</u>	ORMSBY, MICHAEL

Council Notifications

<u>Study Session</u>	PSCH 12/03/18
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Other

Distribution List

Additional Approvals

<u>Purchasing</u>	
<u>CITY COUNCIL</u>	MCDANIEL, ADAM

Briefing Paper

Public Safety and Community Health

Division & Department:	Fire
Subject:	In Kind Services SBO
Date:	11/19/18
Contact (email & phone):	Brian Schaeffer (X7001), bschaeffer@spokanecity.org Kim Bustos (X7155), kbustos@spokanecity.org Jay Atwood (X7005), jatwood@spokanecity.org Rex Strickland (X7004), rstrickland@spokanecity.org
City Council Sponsor:	
Executive Sponsor:	
Committee(s) Impacted:	Public Safety and Community Health Committee
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Budget
Strategic Initiative:	Safe & Healthy
Deadline:	
Outcome: (deliverables, delivery duties, milestones to meet)	Approve budget ordinance related to 2018 in kind revenues & expenses.
<p><u>Background/History:</u> <i>Provide brief history e.g. this is the 3rd and final 5 year extension of the contract which was put in place in 2007.</i></p> <p>SFD has entered into a number of written agreements for service whereby no consideration is received for the service, but the vendor agrees to provide other services in lieu of cash compensation. Most of these arrangements relate to rental of the SFD training facility in exchange for SFD training.</p> <p>Historically, these transactions have not been recorded in the financial records of the SFD. To ensure full transparency with these transactions in compliance with accounting standards, we must record an accounting entry to recognize the related revenues and expenses. An SBO is needed to recognize the fiscal impact of the expenditures. However, because these transactions net to zero, there is no financial impact to the budget.</p> <p>Additionally, there are several instances where external training is provided to staff at no cost to the city. That is, the training host either directly pays or subsequently reimburses the employee and/or SFD for any travel/registration costs paid. It is necessary to record these revenues & expenses too, particularly if they are paid for federal grantor agencies such as FEMA.</p> <p>Estimated revenues/expenses:</p>	

Category	Expenses	Revenue	Net Impact	Reference Doc
Training				
Spokane International Airport	11,043.00	(11,043.00)	0.00	OPR 2018-0486
INHS	20,000.00	(20,000.00)	0.00	OPR 2011-0951
EMS Council	1,063.00	(1,063.00)	0.00	n/a
Public Safety Testing	4,800.00	(4,800.00)	0.00	OPR 2015-0326
Greater Spokane Emergency Mgt	2,500.00	(2,500.00)	0.00	n/a
	39,406.00	(39,406.00)	0.00	
Category	Expenses	Revenue	Net Impact	Reference Doc
Travel				
Airfare	12,000.00	(12,000.00)	0.00	n/a
Lodging	17,000.00	(17,000.00)	0.00	n/a
Per Diem	1,000.00	(1,000.00)	0.00	n/a
Other Transportation Costs	1,000.00	(1,000.00)	0.00	n/a
Registration	2,000.00	(2,000.00)	0.00	n/a
	33,000.00	(33,000.00)	0.00	
Total	72,406.00	(72,406.00)	0.00	

Executive Summary:

Additional budget authority is needed to recognize the related revenue/expense of the SFD's in kind services. This has not been done in the past and is a new process in 2018.

Budget Impact:

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

Annual/Reoccurring expenditure? ☒ Yes ☐ No ☐ N/A

If new, specify funding source:

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

Operations Impact:

Consistent with current operations/policy? ☒ Yes ☐ No ☐ N/A

Requires change in current operations/policy? ☒ Yes ☐ No ☐ N/A

Specify changes required: Additional accounting time & effort is required to capture & record these transactions. We anticipate using SFD light duty staff to help capture the 2018 travel costs. If this isn't feasible, additional Accounting resources may be needed.

Known challenges/barriers:

ORDINANCE NO _____

An ordinance amending Ordinance No. C-35565, passed the City Council December 11, 2017, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2018, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2018, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2018 budget Ordinance No. C-35565, as above entitled, and which passed the City Council December 11, 2017, it is necessary to make changes in the appropriations of the Fire/EMS Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

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

The City of Spokane does ordain:

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

REVENUE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-351XX-99999-36710	Contributions/Donations	64,043
1970	Fire/EMS Fund	1970-35170-99999-36240	Space Facilities Rent ST	8,363
			Total	72,406

EXPENSE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-351XX-22450-54401	Airfare	12,000
1970	Fire/EMS Fund	1970-351XX-22450-54407	Lodging	17,000
1970	Fire/EMS Fund	1970-351XX-22450-54408	Per Diem	1,000
1970	Fire/EMS Fund	1970-351XX-22450-54409	Other Transportation	1,000
1970	Fire/EMS Fund	1970-351XX-22450-54902	Registration	37,843
1970	Fire/EMS Fund	1970-351XX-22XXX-54999	Misc	3,563
			Total	72,406

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 costs associated with the 2018 in kind services received in lieu of travel and training costs, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council _____

Council President

Attest: _____
City Clerk

Approved as to form: _____
Assistant City Attorney

Mayor

Date

Effective Date

ORDINANCE NO _____

An ordinance amending Ordinance No. C-35565, passed the City Council December 11, 2017, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2018, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2018, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2018 budget Ordinance No. C-35565, as above entitled, and which passed the City Council December 11, 2017, it is necessary to make changes in the appropriations of the Fire/EMS Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

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

The City of Spokane does ordain:

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

REVENUE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-35121-99999-36710	Contributions/Donations	14,350
1970	Fire/EMS Fund	1970-35111-99999-36710	Contributions/Donations	3,000
1970	Fire/EMS Fund	1970-35112-99999-36710	Contributions/Donations	2,350
1970	Fire/EMS Fund	1970-35141-99999-36710	Contributions/Donations	7,300
1970	Fire/EMS Fund	1970-35150-99999-36710	Contributions/Donations	6,000
1970	Fire/EMS Fund	1970-35170-99999-36710	Contributions/Donations	31,043
1970	Fire/EMS Fund	1970-35170-99999-36240	Space Facilities Rent ST	8,363
			Total	72,406

EXPENSE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-35121-22450-54401	Airfare	5,800
1970	Fire/EMS Fund	1970-35121-22450-54407	Lodging	7,625
1970	Fire/EMS Fund	1970-35121-22450-54408	Per Diem	400
1970	Fire/EMS Fund	1970-35121-22450-54409	Other Transportation	100
1970	Fire/EMS Fund	1970-35121-22450-54902	Registration	425
1970	Fire/EMS Fund	1970-35111-22300-54401	Airfare	1,500
1970	Fire/EMS Fund	1970-35111-22300-54407	Lodging	1,500
1970	Fire/EMS Fund	1970-35112-22300-54407	Lodging	2,350
1970	Fire/EMS Fund	1970-35141-22100-54401	Airfare	3,350
1970	Fire/EMS Fund	1970-35141-22100-54407	Lodging	2,700
1970	Fire/EMS Fund	1970-35141-22100-54408	Per Diem	500
1970	Fire/EMS Fund	1970-35141-22100-54409	Other Transportation	750
1970	Fire/EMS Fund	1970-35150-22600-54401	Airfare	3,600
1970	Fire/EMS Fund	1970-35150-22600-54407	Lodging	2,400
1970	Fire/EMS Fund	1970-35170-22450-54902	Registration	35,843
1970	Fire/EMS Fund	1970-35121-22200-54999	Misc	3,563
			Total	72,406

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 costs associated with the 2018 in kind services received in lieu of travel and training costs, 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:
12/10/2018

Date Rec'd	11/19/2018
Clerk's File #	ORD C35718
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	FIRE
Contact Name/Phone	BRIAN SCHAEFFER X7001
Contact E-Mail	BSCHAEFFER@SPOKANEFIRE.ORG
Agenda Item Type	Special Budget Ordinance
Agenda Item Name	1970 - 2018 MOBILIZATION SBO

Agenda Wording

Amending Ordinance C-35565 to provide for additional appropriations related to the 2018 mobilization season.

Summary (Background)

This ordinance establishes the necessary budget for resources utilized during the 2018 Wildland Fire Season. The increases in our overtime, equipment, and travel budgets are reimbursable costs through WSP, DNR, and the US Forest Service.

<u>Fiscal Impact</u>	Grant related? NO Public Works? NO	<u>Budget Account</u>
Expense \$ 376,620		# 1970-35126-22200-51215/52110/52230
Expense \$ 15,000		# 1970-35126-22200-54409
Expense \$ 40,000		# 1970-35126-22200-54853
Revenue \$ 431,620		# 1970-35126-99999-34220
<u>Approvals</u>	<u>Council Notifications</u>	
<u>Dept Head</u>	SCHAEFFER, BRIAN	<u>Study Session</u>
<u>Division Director</u>	SCHAEFFER, BRIAN	<u>Other</u> 12/03/18 PSCHC
<u>Finance</u>	BUSTOS, KIM	<u>Distribution List</u>
<u>Legal</u>	DALTON, PAT	fireaccounting@spokanecity.org
<u>For the Mayor</u>	ORMSBY, MICHAEL	klamoreaux@spokanecity.org
<u>Additional Approvals</u>		kbustos@spokanecity.org
<u>Purchasing</u>		jatwood@spokanefire.org
<u>CITY COUNCIL</u>	MCDANIEL, ADAM	bschaeffer@spokanefire.org

Briefing Paper

Public Safety and Community Health

Division & Department:	Fire
Subject:	Mobilization SBO
Date:	11/19/18
Contact (email & phone):	Brian Schaeffer (X7001), bschaeffer@spokanecity.org Kim Bustos (X7155), kbustos@spokanecity.org Jay Atwood (X7005), jatwood@spokanecity.org
City Council Sponsor:	
Executive Sponsor:	
Committee(s) Impacted:	Public Safety and Community Health Committee
Type of Agenda item:	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Budget
Strategic Initiative:	Safe & Healthy
Deadline:	
Outcome: (deliverables, delivery duties, milestones to meet)	Approve budget ordinance related to 2018 mobilization expenses.
<p><u>Background/History:</u> <i>Provide brief history e.g. this is the 3rd and final 5 year extension of the contract which was put in place in 2007.</i></p> <p>SFD responded to 25 wildland fires this season compared to 14 last year (excluding the CA fire in Mendocino). This year's average fire cost (based on reimbursable salaries/benefits, equipment, and travel costs) was \$25,000 compared to an average cost of \$15,000 in 2017.</p> <p>Generally, SFD budgets about \$200k for its mobilization program with the understanding that an SBO may be needed later in the year once the actual costs are known.</p>	
<p><u>Executive Summary:</u></p> <p>Additional budget authority is needed to recognize the impacts of the 2018 wildland fire season. Estimated actual expenses exceeded budget by \$431,000.</p>	

MOBILIZATION			Personnel	Equipment	Other	Total
Nisqually John	State	WA WFS 904	\$ 9,276.58	3,332.00		\$ 12,608.58
Ryegrass Coulee	State	WA WFS 905	\$ 9,241.03	1,904.00		\$ 11,145.03
Upriver Beacon	State	WA WFS 906	\$ 5,010.62			\$ 5,010.62
Buckshot	State	WA WFS 907	\$ 1,745.80			\$ 1,745.80
Locust Grove	State	WA WFS 908	\$ 1,745.80			\$ 1,745.80
Chelan Hills	State	WA WFS 909	\$ 21,397.19	3,914.54		\$ 25,311.73
Angel Springs	State	WA WFS 911	\$ 48,342.21	15,232.00		\$ 63,574.21
Silver Lake	State	WA WFS 912	\$ 11,427.76	1,736.62		\$ 13,164.38
Soap Lake	State	WA WFS 819	\$ 3,981.46			\$ 3,981.46
Cougar Creek	State	WA DWF 000419	\$ 15,902.87	4,760.00		\$ 20,662.87
Grass Valley	State	WA SPD 000517	\$ 14,064.05	1,282.50		\$ 15,346.55
Boyd's	State	WA NES 001909	\$ 23,912.86	3,528.00		\$ 27,440.86
Crystal	State	WA WFS 917	\$ 14,746.44	2,856.00		\$ 17,602.44
Wagon Wheel	State	WA WFS 910	\$ 5,146.64	2,380.00		\$ 7,526.64
Snowy Mountain	USDA	WA SPD 001814	\$ 33,790.43		\$ 1,789.96	\$ 35,580.39
Boxcar	USDA	OR PRD 000410	\$ 10,894.75		\$ 449.76	\$ 11,344.51
Hendrix	USDA	OR RSF 000278	\$ 67,166.70		\$ 3,324.42	\$ 70,491.12
Sugar Pine	USDA	OR RSF 000331	\$ 33,314.26		\$ 905.67	\$ 34,219.93
Natchez	USDA	OR RSF 000348	\$ 32,697.69		\$ 1,035.65	\$ 33,733.34
Taylor Creek	USDA	OR MED 000395	\$ 65,294.49		3,668.92	\$ 68,963.41
Klondike	USDA	OR RSF 000354	\$ 56,585.24		2,920.37	\$ 59,505.61
Horns Mountain	DNR	WA COF 001907	\$ 53,116.73			\$ 53,116.73
King's Landing	DNR	WA SPS 111	\$ 5,063.17	381.50		\$ 5,444.67
Sheep Creek	DNR	WA NES 001773	\$ 37,375.91	11,424.00		\$ 48,799.91
Glenn Creek	DNR	WA NES 002038	\$ 3,855.60	87.50		\$ 3,943.10
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
Total			\$ 585,096.28	52,818.66	\$ 14,094.75	\$ 652,009.69

Budget Impact:

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

Annual/Reoccurring expenditure? ☒ Yes ☐ No ☐ N/A

If new, specify funding source: DOE Grant

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

Operations Impact:

Consistent with current operations/policy? ☒ Yes ☐ No ☐ N/A

Requires change in current operations/policy? ☐ Yes ☒ No ☐ N/A

Specify changes required:

Known challenges/barriers:

ORDINANCE NO _____

An ordinance amending Ordinance No. C-35565, passed the City Council December 11, 2017, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2018, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2018, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2018 budget Ordinance No. C-35565, as above entitled, and which passed the City Council December 11, 2017, it is necessary to make changes in the appropriations of the Fire/EMS Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

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

The City of Spokane does ordain:

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

REVENUE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-35126-99999-34220	Fire Protection Services	431,620
			Total	431,620

EXPENSE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-35126-22200-51215	Overtime-Uniform	351,000
1970	Fire/EMS Fund	1970-35126-22200-52110	Social Security	5,100
1970	Fire/EMS Fund	1970-35126-22200-52230	Pension LEOFF	20,520
1970	Fire/EMS Fund	1970-35126-22200-54409	Other Transportation	15,000
1970	Fire/EMS Fund	1970-35126-22200-54853	Vehicle Repairs	40,000
			Total	431,620

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 costs associated with the 2018 wildland fire season, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed the City Council _____

Council President

Attest: _____
City Clerk

Approved as to form: _____
Assistant City Attorney

Mayor

Date

Effective Date

ORDINANCE NO _____

An ordinance amending Ordinance No. C-35565, passed the City Council December 11, 2017, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2018, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2018, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2018 budget Ordinance No. C-35565, as above entitled, and which passed the City Council December 11, 2017, it is necessary to make changes in the appropriations of the Fire/EMS Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

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

The City of Spokane does ordain:

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

REVENUE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-35126-99999-34220	Fire Protection Services	431,620
			Total	431,620

EXPENSE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS Fund	1970-35126-22200-51215	Overtime-Uniform	351,000
1970	Fire/EMS Fund	1970-35126-22200-52110	Social Security	5,100
1970	Fire/EMS Fund	1970-35126-22200-52230	Pension LEOFF	20,520
1970	Fire/EMS Fund	1970-35126-22200-54409	Other Transportation	15,000
1970	Fire/EMS Fund	1970-35126-22200-54853	Vehicle Repairs	40,000
			Total	431,620

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 costs associated with the 2018 wildland fire season, 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:**

12/10/2018

Date Rec'd

11/14/2018

Clerk's File #

ORD C35719

Renews #**Cross Ref #****Submitting Dept**

HUMAN RESOURCES

Contact Name/PhoneCHRIS 6383
CAVANCAUGH**Project #****Contact E-Mail**

CCAVANAUGH@SPOKANECITY.ORG

Bid #**Agenda Item Type**

Special Budget Ordinance

Requisition #**Agenda Item Name**

5830 - SBO FOR CLAIMS COST

Agenda Wording

A Special Budget Ordinance to add revenue and expense to the Employees Benefits Fund to pay for medical claims costs.

Summary (Background)

Payments for prescription rebates and insurance recoveries were historically recorded as a reduction of expense. Recent training discovered these payments should be recorded as revenue. Claims costs are estimated to be higher than budget.

Fiscal Impact

Grant related? NO

Public Works? NO

Budget Account

Revenue \$ 573,700

5830-78720-99999-36999-99999

Revenue \$ 40,126

5830-78721-99999-37210-99999

Expense \$ 573,700

5830-78720-17380-54601-99999

Expense \$ 340,126

5830-78721-17380-54601-99999

Approvals**Council Notifications****Dept Head**

CAVANAUGH, CHRISTINE

Study Session

PSC 12/3/18

Division Director

CAVANAUGH, CHRISTINE

Other**Finance**

BUSTOS, KIM

Distribution List**Legal**

DALTON, PAT

rkokot@spokanecity.org

For the Mayor

ORMSBY, MICHAEL

ccavanaugh@spokanecity.org

Additional Approvals**Purchasing****CITY COUNCIL**

MCDANIEL, ADAM

ORDINANCE NO _____

An ordinance amending Ordinance No. C-35565, passed the City Council December 11, 2017, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2018, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2018, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2018 budget Ordinance No. C-35565, as above entitled, and which passed the City Council December 11, 2017, it is necessary to make changes in the appropriations of the Employee Benefits 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 Employee Benefits Fund, and the budget annexed thereto with reference to the Employees Benefits Fund, the following changes be made:

FROM:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
5830	Employees Benefits	5830-78720-99999-36999	Other Misc. Revenue	573,700
5830	Employees Benefits	5830-78721-99999-37210	Insurance Recovery	40,126
5830	Employees Benefits	5830	Undesignated Fund Balance	300,000
			Total	913,826

TO:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
5830	Employees Benefits	5830-78720-17380-54601	Insurance Claims	573,700
5830	Employees Benefits	5830-78721-17380-54601	Insurance Claims	340,126
			Total	913,826

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 increased claims costs, 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:**

12/10/2018

Date Rec'd

11/27/2018

Clerk's File #

RES 2018-0101

Renews #**Cross Ref #**

RES 2012-0110

Submitting Dept

FINANCE & ADMIN

Contact Name/Phone

GAVIN COOLEY 625-6586

Project #**Contact E-Mail**

GCOOLEY@SPOKANECITY.ORG

Bid #**Agenda Item Type**

Resolutions

Requisition #**Agenda Item Name**

0410- REFINANCE OF IF LOAN FROM SPOKANE INVESTMENT POOL

Agenda Wording

A RESOLUTION of the City of Spokane, Washington, relating to an interfund loan from the Spokane Investment Pool to the Asset Management Fund of \$1,194,505.53 of Limited Tax General Obligation Bonds.

Summary (Background)

This Resolution is to refinance an interfund loan authorized in Resolution 2012-0110 that was authorized to refinance Resolution 2010-0090 wherein the Spokane Investment Pool and was refinanced a loan to the General Fund for the Riverfront Conservation Area (formerly known as the YMCA property). The term of the bond will be four years and paid in full 12/31/2021.

Fiscal Impact

Grant related? NO

Public Works? NO

Budget Account

Neutral \$ 0

None

Select \$

#

Select \$

#

Select \$

#

Approvals**Dept Head**

MARCHAND, CRYSTAL

Division Director

FLEIGER, NATHAN

Finance

HUGHES, MICHELLE

Legal

DALTON, PAT

For the Mayor

ORMSBY, MICHAEL

Additional Approvals**Purchasing****CITY COUNCIL**

MCDANIEL, ADAM

Council Notifications**Study Session**Finance Committee
Various**Other****Distribution List**

mhughes@spokanecity.org

gcooley@spokanecity.org

leadie@spokanecity.org

mqureshi@spokanecity.org

CITY OF SPOKANE, WASHINGTON

YMCA INTERFUND LOAN – LIMITED TAX GENERAL
OBLIGATION REFUNDING BOND, 2018

RESOLUTION NO. ____

A RESOLUTION of the City of Spokane, Washington, providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond in the aggregate principal amount of not to exceed \$1,194,050.53; establishing an interfund loan facility from the Spokane Investment Pool to refinance an existing interfund loan; fixing the date, form, maturity, interest rate, terms and covenants of the bond; authorizing the sale and delivery of the bond to the City, and providing for other matters properly relating thereto.

ADOPTED _____, 2018

PREPARED BY:

MCALOON LAW, PLLC
Spokane, Washington

CITY OF SPOKANE, WASHINGTON

YMCA INTERFUND LOAN – LIMITED TAX GENERAL OBLIGATION
REFUNDING BOND, 2018
RESOLUTION NO. ____

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* This Table of Contents and the cover page are not a part of the following Resolution and are included only for the convenience of the reader.

CITY OF SPOKANE, WASHINGTON
RESOLUTION NO. ____

A RESOLUTION of the City of Spokane, Washington, providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond in the aggregate principal amount of not to exceed \$1,194,050.53; establishing an interfund loan facility from the Spokane Investment Pool to refinance an existing interfund loan; fixing the date, form, maturity, interest rate, terms and covenants of the bond; authorizing the sale and delivery of the bond to the City, and providing for other matters properly relating thereto.

WHEREAS, pursuant to Resolution 2009-0049, the City authorized an interfund loan from the Solid Waste Fund to the General Fund in the amount of \$4,400,000, to be used for capital expenditures to acquire property commonly referred to as the YMCA Property (the "Original YMCA Loan"); and

WHEREAS, pursuant to Resolution No. 2010-0090, the Original YMCA Loan was refinanced, documented with a bond and purchased by the Spokane Investment Pool ("SIP") in the amount of \$4,358,799.16 (the "2010 YMCA Loan"); and

WHEREAS, pursuant to Resolution No. 2012-0110, the 2010 YMCA Loan was refinanced, documented with a bond and purchased by the SIP in the amount of \$2,855,987.21 (the "2012 YMCA Loan"); and

WHEREAS, RCW 35.39.030(4) authorizes the City to invest its money in general obligation or utility revenue bonds or warrants of its own or of any other city or town in the state, and Sections 5.8.5 and 5.12.1 of the City's Administrative Policy and Procedure for Investments ("Investment Policy") further authorize the City Treasurer to invest in general obligation bonds or other bonds issued by the City as defined in Section 4.9 of the Investment Policy; and

WHEREAS, the remaining principal balance on the 2012 YMCA Loan is \$1,194,050.53, which the City anticipates paying in full in the short term; and

WHEREAS, it is deemed necessary and in the best interest of the City to provide an additional period of time for the repayment of the 2012 YMC Loan by refinancing the 2012 YMCA Loan through the issuance of a limited tax general obligation refunding bond (the "Bond").

NOW THEREFORE, BE IT RESOLVED by the City Council as follows:

Section 1. Definitions. As used in this resolution the following words shall have the following meanings:

Annual Debt Service for any fiscal year or calendar year means the sum of the interest and principal due in such year on the Bond. If the interest rate the Bond is other than a fixed rate, the rate applicable at the time of the computation shall be used.

Asset Management Fund means the City's existing special fund of the same name into which all revenues collected for and allocated to the payment of the principal and interest on the Bond, shall be deposited into a separate account for such purpose; and into which the principal proceeds received from the sale and delivery of the Bond shall be paid into a separate account within the Asset Management Fund and used to pay the costs of the Projects.

Bond means the City of Spokane YMCA Interfund Loan – Limited Tax General Obligation Refunding Bond, 2018, issued pursuant to this resolution in principal amount of \$1,194,050.53.

Bond Owner or Registered Owner means the City of Spokane, as payee, for the benefit of the SIP.

Bond Registrar means the Treasurer or any successor appointed by the Treasurer.

Bond Year means the twelve (12) month period beginning on the date of issuance of the Bond.

City means the City of Spokane, Spokane County, Washington, a charter city duly organized and existing under the laws of the State of Washington and its City Charter.

City Council means the general legislative authority of the City as the same shall be duly and regularly constituted from time to time.

Maturity Date means a date not to exceed five years from the date of issuance of the Bond.

Permitted Investments means any investments of City funds permitted under the laws of the State of Washington as amended from time to time.

SIP means the Spokane Investment Pool.

SIP Internal Lending Rate means an interest rate formula for the interfund lending of funds from the SIP, calculated as follows as of the date of issuance of the Bond: (Yield for U.S. Treasury Bond of Similar Maturity) + (Spread for Liquidity, Quality and Costs of Administration) = SIP Internal Lending Rate.

Spokane General Obligation Bond Redemption Fund means the City's existing special fund of the same name into which the principal proceeds received from the sale and delivery of the Bond shall be paid and used to pay the costs of refinancing the 2012 YMCA Loan and the costs of issuance the Bond.

Treasurer means the Treasurer of the City, or any successor to the functions of the Treasurer.

Rules of Interpretation. In this resolution, unless the context otherwise requires:

(a) The terms “hereby,” “hereof,” “hereto,” “herein,” “hereunder” and any similar terms, as used in this resolution, refer to this resolution as a whole and not to any particular article, section, subdivision or clause hereof, and the term “hereafter” shall mean after, and the term “heretofore” shall mean before, the date of this resolution;

(b) Words of the masculine gender shall mean and include correlative words of the feminine and neutral genders and words importing the singular number shall mean and include the plural number and vice versa;

(c) Words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts, corporations and other legal entities, including public bodies, as well as natural persons;

(d) Any headings preceding the text of the several articles and Sections of this resolution, and any table of contents or marginal notes appended to copies hereof, shall be solely for convenience of reference and shall not constitute a part of this resolution, nor shall they affect its meaning, construction or effect;

(e) All references herein to “articles,” “sections” and other subdivisions or clauses are to the corresponding articles, sections, subdivisions or clauses hereof.

Section 2. Authorization and Description of Bond. To provide funds to refinance the 2012 YMCA Loan and to pay costs of issuing the Bond, the City shall issue a limited tax general obligation refunding bond of the City to the SIP in the aggregate principal amount of \$1,194,050.53 (the “Bond”) to document an interfund loan facility with the SIP of \$1,194,050.53. The Bond shall be dated as of the date of delivery to the SIP, shall be in the amount of \$1,194,050.53, shall be fully registered as to principal and interest, shall be numbered in such manner and with any additional identification as the Bond Registrar deems necessary for identification, and shall mature on the Maturity Date.

Section 3. Sale of Bond.

(a) *Approval of Sale.* The City Council hereby approves the SIP’s offer to purchase the Bond and establish an interfund loan on the terms set forth in this resolution. The proper City officials are hereby authorized and directed to do everything necessary for the prompt execution and delivery of the Bond to the City of Spokane for the benefit of the SIP. On or prior to the closing date, the SIP shall provide the City with an amortization schedule for the Bond.

Section 4. Application of Bond Proceeds.

(a) The proceeds of the Bond shall be expended to pay the costs of refinancing the 2012 YMCA Loan and to pay the costs of issuing the Bond as authorized herein.

(b) The net proceeds of the Bond shall be deposited into the Asset Management Fund for the purposes of refinancing the 2012 YMCA Loan and discharging the obligations of the City relating thereto under Resolution No. 2012-0010.

(c) The City hereby irrevocably sets aside sufficient funds from proceeds of the Bond to make the payments described in this ordinance.

Section 5. Pledge of Funds and Credit. To pay principal of and interest on the Bond as the same shall become due or on demand of the SIP, the City hereby irrevocably covenants that it will deposit money in the Asset Management Fund in amounts sufficient to pay the principal of and interest on the Bond. The full faith, credit and taxing power of the City are hereby irrevocably pledged for the prompt payment of such principal and interest.

Section 6. Registration and Payments. The Treasurer shall act as authenticating agent, paying agent and registrar for the Bond (collectively, the "Bond Registrar"). Both principal of and interest on the Bond shall be payable in lawful money of the United States of America. Payments of principal of and interest on the Bond shall be paid by interfund transfer, check, wire or electronic transfer. Final payment of all principal of and interest on the Bond shall be paid upon demand, presentation and surrender of the Bond by the SIP to the Bond Registrar. The Bond is not transferable.

Section 7. Prepayment. At the option of the City, the Bond may be prepaid, in whole or in part, at any time, with prepayments to apply first to interest and then to principal.

Section 8. Execution and Authentication of Bond. The Bond shall be executed on behalf of the City with the manual or facsimile signature of the Mayor and attested with the manual or facsimile signature of the Treasurer. In case any of the officers who shall have signed or attested the Bond shall cease to be such officer before such Bond have been actually issued and delivered, such Bond shall be valid nevertheless and may be issued by the City with the same effect as though the persons who had signed or attested such Bond had not ceased to be such officers.

Only a Bond that bears a Registration Certificate in the form set forth in Section 9 hereof, manually executed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this resolution. Such Registration Certificate shall be conclusive evidence that the Bond so authenticated have been duly executed, authenticated and delivered hereunder and are entitled to the benefits of this resolution.

In case either of the officers who shall have executed the Bond shall cease to be an officer or officers of the City before the Bond shall have been authenticated or delivered by the Bond Registrar, or issued by the City, such Bond may nevertheless be authenticated, delivered and issued and upon such authentication, delivery and issuance, shall be as binding upon the City as though those who signed the same had continued to be such officers of the City. The Bond may also be signed and attested on behalf of the City by such persons as at the actual date of execution of the Bond shall be the proper officers of the City although at the original date of the Bond any such person shall not have been such officer of the City.

Section 9. Form of Bond. The Bond shall be in substantially the following form:

UNITED STATES OF AMERICA	
NO. R-1	\$1,194,050.53

STATE OF WASHINGTON
CITY OF SPOKANE
YMCA INTERFUND LOAN – LIMITED TAX GENERAL OBLIGATION
REFUNDING BOND, 2018

INTEREST RATE:	SIP Internal Lending Rate, as described in the Bond Resolution
MATURITY DATE:	December 31, 2021
REGISTERED OWNER:	CITY OF SPOKANE, WA for the benefit of the SPOKANE INVESTMENT POOL
PRINCIPAL AMOUNT:	ONE MILLION ONE HUNDRED NINETY-FOUR THOUSAND FIFTY-THREE AND 53/100 DOLLARS

CITY OF SPOKANE, Spokane County, Washington, a municipal corporation of the State of Washington (the "City"), for value received hereby promises to pay to the Registered Owner identified above, the Principal Amount, plus interest, indicated above.

This Bond is issued under authority of Resolution No. _____, adopted by the City Council on _____, 2018 (the “Bond Resolution”), to document an interfund loan from the Spokane Investment Pool (“SIP”) to pay the costs of refinancing the 2012 YMCA Loan and to pay the costs of issuance of the Bond. Capitalized terms not otherwise defined in this Bond shall have the meanings given such terms in the Bond Resolution.

Both principal of and interest on this Bond are payable in lawful money of the United States of America. Upon final payment of all installments of principal and interest thereon, this Bond shall be submitted to the Treasurer of the City (the “Bond Registrar”) for cancellation and surrender. Installments of principal of and interest on this Bond shall be paid by interfund transfer or by check or draft mailed on the date such principal and interest is due or by electronic funds transfer made on the date such interest is due to the registered owner or nominee at the address appearing on the Bond Register.

This Bond is not transferable. This Bond is prepayable upon demand by the SIP.

The City reserves the right to prepay principal of this Bond, in whole or in part, at any time, with no prepayment penalty in accordance with the terms of the Bond Resolution.

To pay installments of principal of and interest on this bond as the same shall become due or on demand by the SIP, the City hereby irrevocably covenants that it will deposit funds in the City's Asset Management Fund in amounts sufficient to pay such principal and interest.

The full faith, credit and taxing power of the City are hereby irrevocably pledged for the prompt payment of such principal and interest.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Resolution until the Registration Certificate hereon shall have been manually signed by the Bond Registrar.

It is hereby certified that all acts, conditions and things required by the Constitution and statutes of the State of Washington to exist, to have happened, been done and performed precedent to and in the issuance of this bond have happened, been done and performed and that the issuance of this Bond does not violate any constitutional, statutory or other limitation upon the amount of bonded indebtedness that the City may incur.

IN WITNESS WHEREOF, the City of Spokane, Spokane County, Washington, has caused this Bond to be signed by the manual or facsimile signature of the Mayor and Treasurer of the City, as of the _____ day of _____, 20____.

CITY OF SPOKANE,
WASHINGTON

By _____/s/_____
Mayor

ATTEST:

_____/s/_____
City Treasurer

CERTIFICATE OF AUTHENTICATION

Date of Authentication: _____

This bond is the YMCA Interfund Loan – Limited Tax General Obligation Refunding Bond, 2018 of the City dated _____, 2018 described in the within-mentioned Bond Resolution.

TREASURER of the City of Spokane, as
Bond Registrar

By _____/s/_____

Section 10. Ongoing Disclosure. The Bond is not subject to Rule 15c2-12 of the Securities and Exchange Commission under the Securities Exchange Act of 1934, and the City makes no undertaking regarding ongoing disclosure with respect to the Bond.

Section 11. Prior Acts. All acts taken pursuant to the authority of this resolution but prior to its effective date are hereby ratified and confirmed.

Section 12. Severability. If any provision in this resolution is declared by any court of competent jurisdiction to be contrary to law, then such provision shall be null and void and shall be deemed separable from the remaining provisions of this resolution and shall in no way affect the validity of the other provisions of this resolution or of the Bond.

Section 13. Effective Date. This resolution shall become effective immediately upon its adoption.

Adopted this _____ day of _____, 20____.

CITY OF SPOKANE
Spokane County, Washington

[Ben Stuckart], Council President

ATTEST:

Terri L. Pfister, Clerk

Mayor

(SEAL)

APPROVED AS TO FORM:

Assistant City Attorney

Laura D. McAloon, Bond Counsel



Agenda Sheet for City Council Meeting of:
12/10/2018

Date Rec'd	11/27/2018
Clerk's File #	RES 2018-0102
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	ASSET MANAGEMENT
Contact Name/Phone	ED LUKAS 625-6286
Contact E-Mail	RLUKAS@SPOKANECITY.ORG
Agenda Item Type	Resolutions
Agenda Item Name	5900 - RESOLUTION FOR THE SALE OF SURPLUS CITY PROPERTY

Agenda Wording

A resolution for the sale of surplus city property.

Summary (Background)

The City of Spokane has a significant list of real estate holdings related to the age of the City, the range of departmental needs, and the variety of projects completed for the public benefit over the years. As the City moves towards modernization of services and realigning around future priorities, long held properties become available for disposal and privatization. This surplus resolution lists a variety of properties that fall into this category.

<u>Fiscal Impact</u>	Grant related? NO	<u>Budget Account</u>
	Public Works? NO	
Neutral	\$	#
Select	\$	#
Select	\$	#
Select	\$	#

<u>Approvals</u>		<u>Council Notifications</u>	
<u>Dept Head</u>	LUKAS, ED	<u>Study Session</u>	
<u>Division Director</u>	SANDERS, THERESA	<u>Other</u>	FINANCE 11/19/18
<u>Finance</u>	BUSTOS, KIM	<u>Distribution List</u>	
<u>Legal</u>	DALTON, PAT	eraea@spokanecity.org	
<u>For the Mayor</u>	ORMSBY, MICHAEL	rlukas@spokanecity.org	
<u>Additional Approvals</u>		dsteele@spokanecity.org	
<u>Purchasing</u>			
<u>CITY COUNCIL</u>	MCDANIEL, ADAM		

Briefing Paper

Council Study Session

Division & Department:	Finance & Administration, Asset Management
Subject:	Surplus Property Resolution
Date:	11/19/2018
Author (email & phone):	
City Council Sponsor:	TBD
Executive Sponsor:	Theresa Sanders
Committee(s) Impacted:	NA
Type of Agenda item:	XXX Consent Discussion Strategic Initiative
Alignment: (link agenda item to guiding document – i.e., Master Plan, Budget , Comp Plan, Policy, Charter, Strategic Plan)	6 Year Capital Program
Strategic Initiative:	Innovative Infrastructure
Deadline:	ASAP
Outcome: (deliverables, delivery duties, milestones to meet)	Surplus Property Resolution allowing for the disposition of a variety of City owned properties
<u>Background/History:</u> The City of Spokane has a significant list of real estate holdings related to the age of the City, the range of departmental needs, and the variety of projects completed for the public benefit over the years. As the City moves towards modernization of services and realigning around future priorities, long held properties become available for disposal and privatization. This surplus resolution lists a variety of properties that fall into this category.	
<u>Budget Impact:</u> Approved in current year budget? XX Yes No Annual/Reoccurring expenditure? Yes No XX If new, specify funding source: Other budget impacts: (revenue generating, match requirements, etc.)	
<u>Operations Impact:</u> Consistent with current operations/policy? XX Yes No Requires change in current operations/policy? Yes XX No Specify changes required: Known challenges/barriers:	

RESOLUTION

A RESOLUTION PROVIDING FOR THE SALE OF SURPLUS CITY PROPERTY.

WHEREAS, the City of Spokane is the owner of certain properties located in the City of Spokane, County of Spokane, State of Washington, and more particularly described in Exhibit A hereto ("Properties"); and

WHEREAS, pursuant to Chapter 12.10 of the Spokane Municipal Code, the Real Estate Review Committee reviewed the Properties and determined that the City Council should declare the Properties surplus and authorize the City's Asset Management Department to find buyers for the Properties; and

WHEREAS, the City of Spokane finds that the Properties are no longer needed for a public use of the City of Spokane and are hereby declared to be surplus; and

WHEREAS, RCW 35.22.280(3) authorizes the City to dispose of surplus property upon commercially reasonable means; and

WHEREAS, the City of Spokane is required to seek fair market value for the Properties.

NOW, THEREFORE - - it is hereby resolved by the Spokane City Council;

1. The Properties are hereby declared to be surplus City property no longer needed for the present and foreseeable public uses of the City.

2. The City of Spokane, through its Asset Management Department shall determine the fair market value of the Properties using commercially reasonable means.

3. The Asset Management Department is authorized to seek a qualified buyer or buyers for the Properties and to negotiate the terms of a purchase and sale agreement(s) with said buyer(s), subject to final approval by the City Council.

ADOPTED by the Spokane City Council this _____ day of _____, 2018.

City Clerk

Approved as to form:

Assistant City Attorney

EXHIBIT "A"

East Foothills Properties

ASSESSORS TAX PARCEL: 35081.3404
LEGALLY DESCRIBED AS: WOLVERTON & CONLAN'S ADD LTS 1 THRU 5 & E1/2 VAC MORTON S T& LTS 14 THRU 19 & VAC ALLEY LYG BET LTS 1 THRU 5 & LTS 15TH RU 19 BLK 27

ASSESSORS TAX PARCEL: 35081.3402
LEGALLY DESCRIBED AS: WOLVERTON & CONLANS ADD LTS 1 THRU 4 INC VAC 100' STP W OF &ADJ BLK 26

ASSESSORS TAX PARCEL: 35081.3301
LEGALLY DESCRIBED AS: WOLVERTON&CONLANS L1TO6 B25

ASSESSORS TAX PARCEL: 35081.3403
LEGALLY DESCRIBED AS: WOLVERTON & CONLAN'S ADD LTS 6 THRU 13 INC E1/2 OF VAC MORTON ST & ALL VAC ALLEY LYGING WITHIN BLK 27

ASSESSORS TAX PARCEL: 35081.3501
LEGALLY DESCRIBED AS: WOLVERTON & CONLONS ADD LTS 1 THRU 15 BLK 28 & VAC ALLEY INBLK 28 & VAC 50' STP E & ADJ & W1/2 OF VAC COLUMBUS ST LYG WOF & ADJ LTS 1 THRU 7 EXC R/W

ASSESSORS TAX PARCEL: 35081.3002
LEGALLY DESCRIBED AS: 08-25-43: WOLVERTON AND CONLANS'S ADDITION BLOCK 38; TOG W/ E 1/2 VAC COLUMBUS ST, W 1/2 VAC MORTON ST, ALL ALLYES; ALSO TOG W/ PLATTED RR ROW LYG SLY AND ADJACENT TO BLOCK 38; EXC ROADS.

ASSESSORS TAX PARCEL: 35081.3104
LEGALLY DESCRIBED AS: 08-25-43: WOLVERTON AND CONLAN'S ADDITION BLOCKS 39, 41, & 42; TOG/ W E 1/2 OF VAC MORTON ST, ALL VAC GRACE AV, ALL VAC DENVER ST, ALL ALLEYS; ALSO TOG W/ PLATTED RR ROW LYG SLY AND ADJ TO BLOCKS 39 &41. EXC ROADS

ASSESSORS TAX PARCEL: 35092.4103
LEGALLY DESCRIBED AS: AVONDALE ADD L3 B41

ASSESSORS TAX PARCEL: 35092.2505
LEGALLY DESCRIBED AS: AVONDALE ADD L5-6 B25

ASSESSORS TAX PARCEL: 35092.2506
LEGALLY DESCRIBED AS: AVONDALE ADD L7 B25

ASSESSORS TAX PARCEL: 35092.4106
LEGALLY DESCRIBED AS: AVONDALE ADD EXC W40FT L5-6 B41

ASSESSORS TAX PARCEL: 35092.4102
LEGALLY DESCRIBED AS: AVONDALE ADD L2 B41

ASSESSORS TAX PARCEL: 35092.4101
LEGALLY DESCRIBED AS: AVONDALE ADD L1 B41

ASSESSORS TAX PARCEL: 35092.2507
LEGALLY DESCRIBED AS: AVONDALE ADD L8 B25

ASSESSORS TAX PARCEL: 35092.4105
LEGALLY DESCRIBED AS: AVONDALE ADD W40FT L5-6 B41

ASSESSORS TAX PARCEL: 35092.4104
LEGALLY DESCRIBED AS: AVONDALE ADD L4 B41

ASSESSORS TAX PARCEL: 35092.5707
LEGALLY DESCRIBED AS: AVONDALE ADD PTN OF B.N.R.R. 60FT WIDE NEWPORT TO SPOKANE BRANCH LN
R/WBEING 30FT WIDE ON EACH SIDE OF SD MAIN TRACK C/L ACROSS NW1/4 OF SEC 9
LYG BETWEEN W LN OF SD NW1/4 AND W R/W PERRY ST

Former Visitors Center

ASSESSORS TAX PARCEL: 35184.0926
LEGALLY DESCRIBED AS: 18-25-43: PTN OF THE FOLLOWING PARCEL DESC LYG IN TCA 0014: HAVERMALES
ADDITION (AFN# 3100039) L1 & L2 B5; ALSO SEE PARCEL 35184.0925 IN TCA 0010,
BOTH PARCELS ARE LEGALLY CONSIDERED ONE PARCEL AND ARE TO BE SOLD AS ONE
PARCEL

ASSESSORS TAX PARCEL: 35184.0925
LEGALLY DESCRIBED AS: 18-25-43: PTN OF THE FOLLOWING PARCEL DESC LYG IN TCA 0010: HAVERMALES
ADDITION (AFN# 3100039) L1 & L2 B5; ALSO SEE PARCEL 35184.0926 IN TCA 0014,
BOTH PARCELS ARE LEGALLY CONSIDERED ONE PARCEL AND ARE TO BE SOLD AS ONE
PARCEL

U-District Pedestrian Bridge South Landing

Grant Street Parcels

ASSESSORS TAX PARCEL: 35173.1302
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L9-10 B5

ASSESSORS TAX PARCEL: 35173.1301
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L1TO8 B5 &2FT VAC STP E OF & ADJ L 1

ASSESSORS TAX PARCEL: 35173.1308
LEGALLY DESCRIBED AS: 17-25-43: E1/2 OF L11 B5 OF 1ST ADD TO 3RD ADD OF RAILROAD ADD

Bridge Landing Parcels

ASSESSORS TAX PARCEL: 35173.1121
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L29 B3

ASSESSORS TAX PARCEL: 35173.1120
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD W1/2 L28 B3

ASSESSORS TAX PARCEL: 35173.1122
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD E1/2 OF LT 28 BLK 3

ASSESSORS TAX PARCEL: 35173.1117
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L27 B3

ASSESSORS TAX PARCEL: 35173.1116
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L26 B3

ASSESSORS TAX PARCEL: 35173.1115
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L25 B3

ASSESSORS TAX PARCEL: 35173.1124
LEGALLY DESCRIBED AS: RAILROAD 1ST ADD TO THE 3RD ADD LT 24 BLK 3

ASSESSORS TAX PARCEL: 35173.1123
LEGALLY DESCRIBED AS: RAILROAD 1ST ADD TO THE 3RD ADD LT 23 BLK 3

ASSESSORS TAX PARCEL: 35173.1113
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L22 B3

ASSESSORS TAX PARCEL: 35173.1112
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L21 B3

ASSESSORS TAX PARCEL: 35173.1111
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L20 B3

ASSESSORS TAX PARCEL: 35173.1110
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L19 B3

ASSESSORS TAX PARCEL: 35173.1109
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L18 B3

ASSESSORS TAX PARCEL: 35173.1108
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L16-17 B3

ASSESSORS TAX PARCEL: 35173.1107
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD W1/2 OF L14 & ALL OF L15 B3

ASSESSORS TAX PARCEL: 35173.1106
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD ALL L13 & E1/2 OF L14 B3

ASSESSORS TAX PARCEL: 35173.1105
LEGALLY DESCRIBED AS: RAILROAD 1ST TO 3RD L12 B3



Agenda Sheet for City Council Meeting of:
12/10/2018

Date Rec'd	11/28/2018
Clerk's File #	RES 2018-0103
Renews #	

Submitting Dept	CITY COUNCIL	Cross Ref #	
Contact Name/Phone	BEN 6256269	Project #	
Contact E-Mail	AMCDANIEL@SPOKANECITY.ORG	Bid #	
Agenda Item Type	Resolutions	Requisition #	
Agenda Item Name	0320 PUBLIC SAFETY LEVY LID LIFT PROPOSITION RESOLUTION		

Agenda Wording

A resolution of the City of Spokane proposing an increase in the regular property tax levy in an amount exceeding the limitations of Chapter 84.55 RCW to provide funding for police and fire personnel;

Summary (Background)

The resolution proposes a special election on February 12, 2019 to submit to the voters a levy lid lift proposition to increase the regular property tax levy for 2020 by \$0.30 per \$1,000 of assessed valuation. The increased revenue would be used to hire approximately thirty additional fire and twenty additional police personnel.

<u>Fiscal Impact</u>	Grant related? NO	<u>Budget Account</u>
	Public Works? NO	

Select	\$	#
Select	\$	#
Select	\$	#
Select	\$	#

Approvals		Council Notifications	
<u>Dept Head</u>	MCDANIEL, ADAM	<u>Study Session</u>	December 6
<u>Division Director</u>		<u>Other</u>	
<u>Finance</u>	BUSTOS, KIM	Distribution List	
<u>Legal</u>	DALTON, PAT		
For the Mayor	ORMSBY, MICHAEL		

<u>Additional Approvals</u>		
<u>Purchasing</u>		
<u>CITY COUNCIL</u>	MCDANIEL, ADAM	



Continuation of Wording, Summary, Budget, and Distribution

Agenda Wording

providing for the submission of the measure to the qualified electors of the City at a special election;
requesting that the Spokane County Auditor hold a special election for the measure on February 12, 2019; and
providing for other matters properly relating thereto.

Summary (Background)

Fiscal Impact

Select \$

Select \$

Budget Account

#

#

Distribution List

RESOLUTION NO. 2018 - _____

A RESOLUTION OF THE CITY OF SPOKANE PROPOSING AN INCREASE IN THE REGULAR PROPERTY TAX LEVY IN AN AMOUNT EXCEEDING THE LIMITATIONS OF CHAPTER 84.55 RCW TO PROVIDE FUNDING FOR POLICE AND FIRE PERSONNEL; PROVIDING FOR THE SUBMISSION OF THE MEASURE TO THE QUALIFIED ELECTORS OF THE CITY AT A SPECIAL ELECTION; REQUESTING THAT THE SPOKANE COUNTY AUDITOR HOLD A SPECIAL ELECTION FOR THE MEASURE ON FEBRUARY 12, 2019; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the City of Spokane, Washington ("City") is a first-class city duly organized and existing by virtue of the Constitution and laws of the state of Washington and its city charter; and

WHEREAS, the City has authority to enact a regular annual property tax levy and such other levies as may be approved by the electorate of the City, subject to applicable limitations, as required by law; and

WHEREAS, Chapter 84.55 RCW reflects a limitation that the annual rate of increase of the dollar amount of the regular property tax levy set by the City Council may not exceed the lesser of the rate of inflation or one percent (1%), all as further reflected in Chapter 84.55 RCW; and

WHEREAS, RCW 84.55.050 permits an election to authorize a levy above the limit factor specified in Chapter 84.55 RCW upon majority approval by the voters, subject to any otherwise applicable statutory dollar rate limitation, said election to be held not more than twelve months prior to the date on which the proposed excess levy is to be made; and

WHEREAS, pursuant to Section 84 of the City Charter, the City Council of its motion may submit to popular vote for adoption or rejection at any election any proposed ordinance or measure.

NOW, THEREFORE, BE IT RESOLVED, by the Spokane City Council that:

Section 1. The Spokane County Auditor is hereby requested pursuant to RCW 29A.04.330 to hold a special election on February 12, 2019, in conjunction with the scheduled special election for the purpose of submitting to the voters of the City of Spokane for the approval or rejection of a property tax levy to provide funding for police and fire personnel.

Section 2. The following measure shall be submitted in the following form:

CITY OF SPOKANE

PROPOSITION NO. 1

POLICE AND FIRE PERSONNEL LEVY

THE CITY OF SPOKANE ADOPTED RESOLUTION NO. 2018-____ PROVIDING FOR AN INCREASE IN THE REGULAR PROPERTY TAX LEVY IN EXCESS OF STATE LAW BEGINNING IN 2020 IN WHICH THE FUNDING WOULD BE ALLOCATED ONE HUNDRED PERCENT FOR POLICE AND FIRE PERSONNEL. THIS MEASURE AUTHORIZES AN INCREASE IN THE REGULAR PROPERTY TAX LEVY FOR 2020 BY \$0.30 PER \$1,000 OF ASSESSED VALUATION FOR A LEVY RATE NOT TO EXCEED \$____. THE INCREASE IN THE PROPERTY TAX LEVY FOR 2020 WOULD BECOME THE BASE UPON WHICH LEVY ADJUSTMENTS WOULD BE COMPUTED FOR SUCCEEDING YEARS AS ALLOWED BY CHAPTER 84.55 RCW.

SHOULD THIS PROPOSITION BE APPROVED?

YES ☐

NO ☐

Section 3. In the event the measure specified in Section 2 above is approved by the qualified electors of the City as required by the Constitution and laws of the state of Washington, there shall be levied and collected annual excess property tax levies in the amount as authorized by said voter approval. Such tax levies will be in excess of the regular annual tax levies permitted by law without voter approval.

Section 4. The City hereby requests pursuant to RCW 29A.04.330 the Spokane County Auditor, as *ex officio*, Supervisor of Elections of the City, to call, conduct and hold within the City a special election on Tuesday, February 12, 2019, for the purpose of submitting to the qualified electors of the City for their approval or rejection, the proposal set forth above. The City Clerk of the City of Spokane is hereby authorized and directed to deliver a certified copy of this resolution to the Spokane County Auditor, as *ex officio* Supervisor of Elections for the City, no later than December 14, 2018.

Section 5. If any one or more of the provisions of this resolution shall be declared by any court of competent jurisdiction to be unconstitutional or invalid for any reason, then such provision shall be null and void, and shall be deemed separable from the remaining provisions of this resolution, and shall in no way affect the validity of the other provisions of this resolution.

Section 6. The levy lid lift in the property tax levy rate shall be a permanent single year increase, which shall begin in 2020. The increase in the property tax levy for 2020 will become the base upon which levy adjustments will be computed for succeeding years as allowed by Chapter 84.55 RCW.

Section 7. The City Attorney is authorized to make such minor adjustments to the wording of the measure as may be necessary to effectuate the intent of the resolution or upon recommendation of the Spokane County Auditor, as long as the intent of the measure remains clear and consistent with the intent of this resolution as approved by the City Council.

Section 8. This resolution shall take effect and be in full force immediately upon its passage.

ADOPTED by the City Council this _____ day of December, 2018.

City Clerk

Approved as to form:

Assistant City Attorney



Agenda Sheet for City Council Meeting of:
12/03/2018

Date Rec'd	11/19/2018
Clerk's File #	ORD C35709
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	DEVELOPER SERVICES CENTER
Contact Name/Phone	ELDON BROWN 625-6305
Contact E-Mail	EBROWN@SPOKANECITY.ORG
Agenda Item Type	First Reading Ordinance
Agenda Item Name	4700- ORDINANCE AMENDING ORDINANCE C-35011 FOR 6TH & BROWNE

Agenda Wording

An ordinance amending Ordinance C-35011 vacating the alley between 6th & 7th, from McClellan to Browne.

Summary (Background)

City Council passed the vacation Ordinance on August 5, 2013. At that time an easement was retained over the entire alley for the utility services of Comcast and Avista. Hampton Inn is building a new facility across this block and would like the easement lifted in order to have clear title to the land.

<u>Fiscal Impact</u>	Grant related? NO	<u>Budget Account</u>
	Public Works? YES	

Neutral	\$	#
Select	\$	#
Select	\$	#
Select	\$	#

<u>Approvals</u>		<u>Council Notifications</u>	
<u>Dept Head</u>	BECKER, KRIS	<u>Study Session</u>	
<u>Division Director</u>	CORTRIGHT, CARLY	<u>Other</u>	Urban Experience
<u>Finance</u>	ORLOB, KIMBERLY	<u>Distribution List</u>	
<u>Legal</u>	RICHMAN, JAMES	ebrown@spokanecity.org	
<u>For the Mayor</u>	ORMSBY, MICHAEL	edjohnson@spokanecity.org	
<u>Additional Approvals</u>		kbecker@spokanecity.org	
<u>Purchasing</u>		dkinder@spokanecity.org	
<u>CITY COUNCIL</u>	MCDANIEL, ADAM		



Continuation of Wording, Summary, Budget, and Distribution

Agenda Wording

Summary (Background)

The original MOU that was entered into between Spokane County and the City has since expired and some changes to the expiration and funding sources needed to be updated. This new MOU formalizes a new agreement where the County will now be required to reimburse the city for 87.5% of the cost of these services, not to exceed \$120,000.00 in any calendar year, and extends the agreement for an indefinite term of years.

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

City of Spokane
Development Services
808 West Spokane Falls Blvd.
Spokane, WA 99201-3343
(509) 625-6700

ORDINANCE NO. C35709

An ordinance amending Ordinance C35011 vacating the alley between 6th and 7th Avenue from McClellan Street and Browne Street

WHEREAS, a petition for the vacation of the Alley between 6th Avenue and 7th Avenue from McClellan Street and Browne Street has been filed with the City Clerk representing 100 percent of the abutting property owners, and a hearing has been held on this petition before the City Council as provided by RCW 35.79; and

WHEREAS, the City Council has found that the public use, benefit and welfare will best be served by the vacation of said public way; -- NOW, THEREFORE,

The City of Spokane does ordain:

Section 1. That the Alley between 6th Avenue and 7th Avenue from McClellan Street and Browne Street is hereby vacated, NE1/4 & SE1/4 S19 T25 R43, Parcel number not assigned.

Section 2. An easement is reserved and retained over and through the **west 50 feet** ~~the entire vacated area~~ for the utility services of Avista and Comcast to protect existing and future utilities.

Section 3. That this ordinance shall not become effective until the owners of property abutting upon the area to be vacated shall have compensated the City of Spokane in an amount equal to (one-half or full) the assessed value of the area herein vacated.

Passed the City Council _____

Council President

Attest: _____
City Clerk

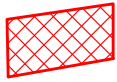
Approved as to Form:

Assistant City Attorney

Mayor

Date: _____

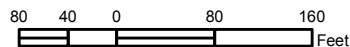
Effective Date: _____



Area previously vacated by Ordinance C35011



Disclaimer: This is not a legal document. The information shown on this map is compiled from various sources and is subject to revision. This map should not be used to determine the location of facilities in relationship to property lines, sections lines, streets, etc.
Not suitable for design purposes.



 **COSGIS**
City of Spokane GIS



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

12/03/2018

Date Rec'd

11/12/2018

Clerk's File #

ORD C35710

Renews #**Submitting Dept**

CITY COUNCIL

Contact Name/Phone

MIKE FAGAN 625-6257

Contact E-Mail

MFAGAN@SPOKANECITY.ORG

Agenda Item Type

First Reading Ordinance

Cross Ref #**Project #****Bid #****Requisition #****Agenda Item Name**

0320 - UPDATING THE CITY'S FOR-HIRE VEHICLES REGULATIONS

Agenda Wording

An ordinance regarding for-hire vehicle regulations; repealing chapter 10.34; enacting a new chapter 10.34A; amending sections 08.02.0210; and enacting a new section 07.08.153 and new chapter 12.11 of the Spokane Municipal Code.

Summary (Background)

Washington cities may "license, control, and regulate all for-hire vehicles operating within their respective jurisdictions." Recently, the for-hire transportation market has undergone a seismic shift recently, due to the emergence of "transportation network companies" ("TNCs") such as Lyft and Uber. The City of Spokane intends to update its for-hire vehicle regulations to provide both baseline safety and consumer protections and treat TNCs and taxis under a common regulatory framework.

Fiscal Impact

Grant related? NO

Budget Account

Public Works? NO

Expense \$ TBD

personnel for enforcement

Revenue \$ TBD

licensing fees and per-trip fees

Select \$

#

Select \$

#

Approvals**Council Notifications****Dept Head**

MCDANIEL, ADAM

Study Session**Division Director****Other**

Public Safety, 9/10/2018

Finance

BUSTOS, KIM

Distribution List**Legal**

DALTON, PAT

For the Mayor

ORMSBY, MICHAEL

Additional Approvals**Purchasing****CITY COUNCIL**

MCDANIEL, ADAM



Continuation of Wording, Summary, Budget, and Distribution

Agenda Wording

Summary (Background)

The original MOU that was entered into between Spokane County and the City has since expired and some changes to the expiration and funding sources needed to be updated. This new MOU formalizes a new agreement where the County will now be required to reimburse the city for 87.5% of the cost of these services, not to exceed \$120,000.00 in any calendar year, and extends the agreement for an indefinite term of years.

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

ORDINANCE NO. C35710

An ordinance regarding for-hire vehicle regulations; repealing chapter 10.34; enacting a new chapter 10.34A; amending sections 08.02.0210; and enacting a new section 07.08.153 and new chapter 12.11 of the Spokane Municipal Code.

WHEREAS, Washington law (RCW 46.72.160) specifically recognizes that cities may “license, control, and regulate all for-hire vehicles operating within their respective jurisdictions”; and

WHEREAS, while Spokane’s taxi regulations have stood essentially still, the for-hire transportation market has undergone a seismic shift in recent years, due to the emergence of “transportation network companies” (“TNCs”) such as Lyft and Uber; and

WHEREAS, the City of Spokane intends to update its for-hire vehicle regulations to ensure that the travelling public in Spokane have the benefit of baseline safety and consumer protection rules and provide common treatment for both taxis and TNCs.

NOW THEREFORE, the City of Spokane does ordain:

Section 1. That chapter 10.34 of the Spokane Municipal Code is hereby repealed in its entirety.

Section 2. That there is enacted a new chapter 10.34A of the Spokane Municipal Code to read as follows:

Chapter 10.34A For-Hire Transportation

Section 10.34A.010 Purpose; Intent.

This chapter is enacted in the exercise of the City of Spokane’s police power to safeguard the health, safety, and welfare of people in the city of Spokane and pursuant to the specific recognition of the city’s authority to regulate all for-hire vehicles operating within its jurisdiction pursuant to RCW 46.72.160.

Section 10.34A.020 Definitions

- A. “Active” means a for-hire vehicle which is in use, connected to, or shown as either active on a transportation network company’s digital network or application, or publicly shown to be in use or available for use by or for a taxi operator.
- B. “Affiliated” means a commercial, contractual, or employment relationship between a for-hire driver and a for-hire operator for the provision of for-hire transportation services.

- C. "Compensation" means remuneration or anything of economic value that is provided, promised, or donated primarily in exchange for for-hire transportation services rendered.
- D. "Complaint" means an allegation, made by any person and received by the license officer, a law enforcement officer, or a for-hire operator that this chapter may have been violated, but does not include a digital network rating or comments made in connection therewith.
- E. "Controlled substances" has the same meaning as stated in RCW 69.50.101(e).
- F. "Digital network" means any online-enabled technology application service, web site, or system, offered or used by a for-hire operator, that enables the prearrangement of passenger rides for compensation.
- G. "Electric vehicle" means a vehicle which is powered at least partially by battery power and recharged from the electric grid.
- H. "For-hire driver" means a natural person who drives a for-hire vehicle in affiliation with a for-hire operator for compensation on the streets of the city of Spokane.
- I. "For-hire operator" means an entities or individual, such as taxi operators, taxi associations, and transportation network companies, which affiliate with for-hire drivers to provide for-hire transportation services.
- J. "For-hire vehicle" means a vehicle used for the transportation of passengers for compensation upon the streets of the City of Spokane; provided, this definition does not include:
 - 1. buses operating under a City franchise;
 - 2. hearses and vehicles used exclusively for carrying pallbearers;
 - 3. ambulances and other emergency medical transport vehicles regulated by chapter 10.47 SMC;
 - 4. medical cars or medical transports as defined in this chapter;
 - 5. vehicles operating on regularly scheduled routes to points outside the City;
 - 6. vehicles used to provide courtesy transportation at no charge to and from parking lots, hotels, rental offices, and airports;
 - 7. ride-sharing vehicles under chapter 46.74 RCW;
 - 8. vehicles used by nonprofit transportation providers for elderly or handicapped persons and their attendants under chapter 81.66 RCW;
 - 9. vehicles used by auto transportation companies licensed under chapter 81.68 RCW;
 - 10. vehicles used by charter party carriers of passengers and excursion service carriers licensed under chapter 81.70 RCW; or

11. limousine carriers licensed under chapter 46.72A RCW.

- K. "Individual driver records" means records collected or maintained by a for-hire operator concerning an affiliated driver to ensure compliance with this chapter.
- L. "Individual trip records," "trip reports," and "trip sheets" are used interchangeably to mean a record, for each ride, provided by each for-hire driver of:
 - 1. The ride date, time, origin and destination ZIP codes, and distance;
 - 2. Whether the trip was declined by the driver or canceled by the passenger.
- M. "Licensee" means an individual or entity holding a license required by this chapter.
- N. "License officer" means the City's chief financial officer or designee, who is the designated license officer for purposes of chapter 04.04, SMC.
- O. "Prearranged" means a ride in a for-hire vehicle that is scheduled and confirmed prior to passenger pick-up, whether by phone, radio, computer, or digital network.
- P. "Ride miles" means the total number of miles driven in a calendar year by all drivers affiliated with a transportation network company and originating within the Spokane city limits.
- Q. "Surge pricing" and "demand pricing" are used interchangeably to mean a premium rate charged for for-hire transportation services during periods of high demand.
- R. "Taxicab," "cab," and "taxi" are used interchangeably to mean a for-hire vehicle held out to the public as providing transportation for passengers and/or articles for compensation and:
 - 1. where the route traveled or destination is controlled by the customer;
 - 2. that carries signs or indicia of a "taxi," "taxicab," or "cab" and is equipped as described in SMC 10.34A.090;
 - 3. where the fare is based on an amount recorded and indicated on a taximeter or by a special contract rate; and
 - 4. where the vehicle is dispatched by radio or cell phone, or the ride is obtained by the use of a street hail.
- S. "Taxi Association" means a person or entity that represents, owns, or operates multiple taxicabs under common branding in the city of Spokane.
- T. "Transportation network company" or "TNC" means an individual or entity that operates in the city of Spokane either on its own behalf or through affiliated for-hire drivers, and exclusively uses a digital network to connect passengers with transportation network company drivers to prearrange rides for compensation.

- U. "Transportation network company driver" or "TNC driver" means a for-hire driver who:
1. Is dispatched via a transportation network company's digital network; and
 2. Offers or provides a prearranged ride to passengers or articles through a digital network controlled by a transportation network company for compensation.
- V. "Transportation network company services" means services provided by a transportation network company driver while logged in to a transportation network company's digital network or providing a prearranged ride. The term does not include local public passenger transportation service as described in RCW 35.58.250 or services provided either directly or under contract with a political subdivision or other entity exempt from federal income tax under 26 U.S.C. 115 of the Internal Revenue Code of 1986, as amended.
- W. "Taximeter" means a device by which the charge for the hire of a taxicab is mechanically measured or calculated based upon a combination of mileage traveled and time elapsed.
- X. "Waiting time" means all times when a taxicab is:
1. standing at the direction of a person who has engaged it; and
 2. not in motion or traveling at such a slow speed that the time rate exceeds the mileage rate.
- Y. "Work shift" means the amount of time a for-hire driver is on duty to operate a for-hire vehicle. A single work shift shall not exceed twelve (12) consecutive driving hours and work shifts shall be separated by a minimum break of six (6) hours. Where the for-hire driver is an independent contractor affiliated with a TNC, the driver shall not provide transportation network company services for more than twelve (12) consecutive hours. After twelve (12) consecutive hours, any such driver shall not provide transportation network services for a minimum of six (6) consecutive hours.

Section 10.34A.030 Scope and Applicability

This chapter applies to all drivers and operators of for-hire vehicles, by whatever name, description, or method of operation, engaged in providing or facilitating for-hire transportation services in the city of Spokane; provided, that for-hire transportation services provided at Spokane International Airport are covered by regulations promulgated by, or agreements with, the Spokane Airport Board.

Section 10.34A.040 For-Hire Transportation Activities Requiring License

- A. It is unlawful to act as a for-hire driver or a for-hire operator within the city of Spokane without first obtaining a license to do so as required by this chapter.
- B. Applications for licenses required by this chapter shall be made to the licensing officer with payment of the required fee as stated in SMC 08.02.0210.
- C. Upon receipt of such application and fee, the licensing officer shall, if such application be in proper form and there are no grounds for denial as provided in SMC 10.34A.070(C) (for operator licenses) and SMC 10.34A.080(C) (for driver's licenses), issue a license authorizing the applicant to act as a for-hire driver or for-hire operator in the city of Spokane.
- D. Each for-hire operator licensed under this chapter shall annually certify to the licensing officer that each for-hire driver employed by or associated with the for-hire operator meets all certification and operating requirements of this chapter; provided, however, that where the for-hire driver is an independent contractor affiliated with a TNC or taxi operator, the TNC or taxi operator licensed under this chapter shall annually certify that it has notified all such affiliated independent contractors of the requirements set forth in this chapter.

Section 10.34A.050 For-Hire Driver Requirements and Background checks

- A. All for-hire operators shall conduct, on its own or through a third party, a background check on each person seeking to become affiliated with the for-hire operator prior to allowing such person to provide for-hire driver services in affiliation with such for-hire operator.
- B. Background check providers (or the for-hire operator itself, if it conducts the background checks "in-house") must be audited and accredited by the Background Screeners Certification Council of the National Association of Professional Background Screeners.
- C. Each background check required by this section must include:
 - 1. Verification of the applicant's identity;
 - 2. A search of a multistate and multi-jurisdiction criminal records locator or other similar commercial nationwide database with validation, of the applicant's past seven (7) years of criminal history (unless Washington state or federal law imposes a shorter time limit), with the following convictions deemed disqualifying:
 - a. misdemeanor assault or battery;
 - b. domestic violence offense;
 - c. driving under the influence of alcohol or drugs;
 - d. a felony involving fraud or dishonesty;

- e. more than three (3) moving violations in the prior three (3) years;
 - f. Attempting to elude police vehicle (RCW 46.61.024);
 - g. Reckless driving (RCW 46.61.500);
 - h. Driving while driver's license suspended or revoked (RCW 46.20.342 or 46.20.345);
 - i. Negligent driving – first degree (RCW 46.61.5249);
 - j. any class A or B felony defined in Title 9A, RCW;
 - k. any violent offense (RCW 9.94A.030(55)) or serious violent offense (RCW 9.94A.030(46));
 - l. Any most serious offense (RCW 9.94A.030(33));
 - m. Driving under the influence, hit and run, or any other driving-related crime (RCW 46.61.500 through 46.61.540); or
 - n. Any sex offense (RCW 9.94A.030(47)).
- D. If the background check conducted as required by this section indicates that a prospective driver may have a conviction on the disqualifying list of offenses in SMC 10.34A.050(C)(2), and the for-hire operator still wishes to affiliate with or employ such applicant, the for-hire operator must obtain a further criminal history and background check report, at its expense, to include (i) a Washington State Patrol fingerprint-based criminal history report and (ii) a Federal Bureau of Investigation fingerprint background check (FBI Identity History Summary). No for-hire operator shall employ or affiliate with an applicant for whom a fingerprint-based criminal history report confirms a conviction on the list of disqualifying offenses listed in SMC 10.34A.050(C)(2).
- E. The for-hire operator with which the driver is affiliated shall maintain records of all background checks conducted within the past two (2) years and shall provide such records to the licensing officer upon request with the audit process provided for in SMC 10.34A.170.

Section 10.34A.060 Vehicle inspections

- A. All for-hire vehicles shall be inspected annually by an ASE-certified mechanic with inspection records provided to the affiliated for-hire operator. Each inspection shall include the following components:
- 1. Foot brakes;
 - 2. Parking brakes;
 - 3. Steering mechanism;
 - 4. Windshield;
 - 5. Rear window and other glass;
 - 6. Windshield wipers;
 - 7. Headlights;
 - 8. Taillights;
 - 9. Brake lights;

10. Front seat adjustment mechanism;
11. Doors;
12. Turn signal lights;
13. Horn;
14. Speedometer;
15. Bumpers;
16. Muffler and exhaust system;
17. Tires, including tread depth;
18. Interior and exterior mirrors; and
19. Safety belts.

- B. The for-hire operator with which the vehicle is affiliated shall maintain records of all inspections for the past three (3) years and shall provide such records to the licensing officer upon request within the audit process provided for in SMC 10.34A.170.

Section 10.34A.070 For-Hire Operator Licenses

- A. Applications for for-hire operator licenses shall be made to the license officer with payment of the required fee, as provided in SMC 08.02.0210.
- B. Upon receipt of a complete application and the required fee, and unless there are grounds for denying such license application as stated in SMC 10.34A.070(C), the license officer shall issue a license authorizing the applicant to act as a for-hire operator in the city of Spokane. Such license shall be displayed in a conspicuous place in the principal place of business of the owner.
- C. The license officer may deny a for-hire operator license application or license renewal application based on the following:
 1. Failure to provide file proof of liability or property damage insurance with the license officer;
 2. Failure to comply with any applicable requirement to obtain a city business license.

Section 10.34A.080 For-Hire Driver Licenses

- A. Application for a for-hire driver license shall be made to the license officer with payment of the required fee as stated in SMC 08.02.0210. In addition to the requirements of SMC 4.04.030, an applicant for a for-hire driver license must attest, under penalty of perjury, to the following:
 1. Applicant's name, date of birth, and address;
 2. whether the applicant was previously licensed as a for-hire driver and, if so, the jurisdiction and dates of licensure and the license number, as well as the current status of such license;
 3. that the applicant is a licensed driver, at least twenty (20) years old, and with at least twelve (12) months' driving history;

4. that the applicant has not been convicted of more than three (3) moving violations within the previous three (3) years and has no pending charge for failure to appear;
 5. that the applicant has passed a background check as required by SMC 10.34A.050;
 6. that the applicant either (i) complies with the requirements of Spokane Municipal Code chapter 8.01, as applicable, or (ii) identifies a licensed for-hire operator by whom the applicant is employed; and
 7. the make, model, year, license plate number, and vehicle identification number, of each vehicle the applicant will use for for-hire transportation services.
- B. Applications must also provide two (2) recent color photographs to be incorporated into the applicant's license.
- C. The license officer may deny a for-hire driver license or renewal of such license to any person who does not comply with each provision of SMC 10.34A.080(A). When determining whether to deny a for-hire driver license, the license officer may consider the following factors:
1. the nature and severity of any offense(s) for which the applicant has been convicted;
 2. the amount of time elapsed since the conviction(s), if any;
 3. the number and type of passenger complaints, if any, within the twelve (12) months preceding the application for a license renewal and the type and character of the complaints; and
 4. any information related to the individual's rehabilitation or other mitigating factors post-conviction, if applicable.
- D. If the license officer denies a for-hire driver license application or renewal application, the license officer must immediately inform the applicant and the for-hire operator with whom the applicant is, or is to be, affiliated of the denial decision, pursuant to SMC 04.04.050, and shall provide the applicant an opportunity to request a hearing to respond to the notice and introduce any evidence to refute or mitigate the denial. If the applicant requests a hearing pursuant to SMC 04.04, the applicant may (for renewal applications) continue to provide for-hire transportation services pending a final decision by the license officer. Appeals of licensing decisions under this chapter are conducted pursuant to SMC 04.04.100.

Section 10.34A.090 Vehicle Requirements - Taxis

- A. Each taxi operator shall provide annual certification to the license officer, for each affiliated vehicle, of:
1. The name and address of the owner of the vehicle;

2. The make, model, year of manufacture, color, motor or vehicle identification number, and state motor vehicle license number of the vehicle;
3. An insurance binder for the vehicle, naming the City as an additional insured, providing coverage for the term of the license applied for, in the minimum amounts of:
 - a. One hundred thousand dollars (\$100,000) for any recovery for death or personal injury by one person;
 - b. Three hundred thousand dollars (\$300,000) for aggregate personal injuries or deaths in any one occurrence; and
 - c. Twenty-five thousand dollars (\$25,000) for damage to property.

The insurance liability limits herein shall be subject to automatic increase if the minimum coverage required by state law is increased for state for-hire vehicle permits, pursuant to chapter 46.72 RCW. Such policy shall provide minimum thirty (30) days' written notice to the City of the cancellation of the policy or change in the liability limits;

4. A certificate of a satisfactory emissions test conducted by the department of ecology;
5. Compliance with the vehicle inspection requirements of SMC 10.34A.060; and
6. Current and valid taxi meter registration.

B. Each taxi must have the following equipment and identification:

1. The for-hire vehicle number in non-removable figures at least two (2) inches high and of a color which contrasts with the vehicle color on both rear quarter panels and on the right side of the rear trunk. The vehicle number shall also be placed on the inside of the passenger compartment so as to be clearly visible to the passenger;
2. The name of the for-hire operator licensee with which the vehicle is affiliated printed in letters at least two and one-half (2 ½) inches high on both sides;
3. The current year license decal on the left side of the rear window, or if a license plate is used, installed on the left side of the rear trunk;
4. The schedule of rates of fare conspicuously on the exterior of the vehicle and on a notice typewritten upon a contrasting background in at least twenty-four-point type posted in the passenger compartment. Where more than one rate is charged, both the interior and exterior notices must clearly specify when and/or under what conditions the respective rates will apply and must be clearly visible at all times;
5. A contact telephone number;
6. A taxi meter mounted so as to be clearly readable by passengers which is sealed and accompanied by proof of registration in accordance with this

chapter and regulations adopted by the Washington state department of agriculture;

7. proper and serviceable seat belts for every passenger;
8. Identical logo or trade name identification for all vehicles affiliated with the same taxi operator, though the vehicles need not be the same color; and
9. a top light that clearly indicates when the taxi is in service, with an on/off switch that can be controlled by the driver.

Section 10.34A.100 Vehicle Requirements - TNCs

- A. Each TNC shall provide annual certification to the licensing officer, for each affiliated vehicle, of:
 1. The name and address of the owner of the vehicle;
 2. Valid vehicle registration and licensing;
 3. A successful vehicle inspection as required by SMC 10.34A.060;
 4. The make, model, year of manufacture, color, and motor or vehicle identification number;
 5. A certificate of insurance, naming the City as an additional insured, and which meets the requirements of chapter 48.177, RCW, as amended from time to time; and
- B. The trade dress or color scheme for all vehicles affiliated with the same TNC must be associated with the TNC and visible to the public.

Section 10.34A.110 Rates and Charges

- A. All for-hire rates and charges shall be clearly stated to the passenger, either by posting on the vehicle in a conspicuous location or by notifying the passenger via a TNC's digital network, prior to the passenger entering a for-hire vehicle.
- B. If a taxi association or taxi driver charges for the following services, such charges shall be disclosed to passengers prior to entering the vehicle:
 1. Waiting time, on an hourly basis;
 2. Initial drop on all trips including the first tenth of a mile;
 3. Distance based on uniform increments of one-tenth of a mile;
 4. Each additional passenger;
 5. Additional baggage, per piece, not including baggage which can be carried on by the passenger; and
 6. any separate rates for service charged, with a clear statement of when and under what conditions the respective rates will apply.

- C. Whenever a TNC implements surge or demand pricing, it shall notify each potential passenger using the TNC's digital network prior to entering the vehicle or ordering the ride that the rate to be charged is subject to surge pricing.

Section 10.34A.120 Trip Reports and Receipts.

- A. Each for-hire driver is required to maintain trip reports and provide them to the for-hire operator with which the driver is affiliated at least as often as the end of each work shift. Each for-hire operator must retain all trip reports for one (1) year after the trip. This requirement does not apply to TNC drivers if the TNC maintains trip reports on behalf of the TNC driver and provides the trip receipt required by subsection (C) of this section.
- B. Taxi trip reports. The trip report for taxis shall show all trips in an accurate and legible manner as each trip occurs and shall include the following:
 - 1. Taxi driver's name and for-hire license number;
 - 2. For-hire operator name and license number;
 - 3. Odometer reading corresponding to the beginning and end of the trip;
 - 4. Beginning and ending time of each shift;
 - 5. Date, time, place of origin, and end location for each trip;
 - 6. Fare collected; and
 - 7. No-show trips.
- C. TNC trip receipts. Within eight (8) hours of the completion of a trip, the TNC operator must transmit an electronic receipt to the passenger on behalf of the TNC driver stating:
 - 1. The date and time of the trip;
 - 2. The origin and destination of the trip;
 - 3. The total time and distance of the trip;
 - 4. Driver and vehicle identification; and
 - 5. The total fare paid, itemizing all charges and fees.

Section 10.34A.130 TNC Per-Trip Surcharge

- A. Each TNC shall be assessed a ten cent (\$0.10) per-trip surcharge for each prearranged ride provided by a TNC driver originating in the city of Spokane and using the TNC's digital network.
- B. Per-trip surcharge payment shall be made to the licensing officer no later than the tenth (10th) day of the month following the end of each calendar quarter.

Section 10.34A.140 License Issuance; Expiration; Non-Transferability; Disclosure and Display

- A. Upon issuance of a for-hire driver license, the license officer shall incorporate one of the applicant's photographs into the license, along with licensee's name

and assigns a number to the license. The other photograph is kept on file by the licensing officer.

- B. All for-hire licenses required by this chapter are valid from for one (1) year from the date of issuance.
- C. For-hire licenses issued under this chapter are not transferable.
- D. Every holder of a for-hire driver license issued under this chapter shall display such license in a conspicuous place such as (for drivers) inside the vehicle and clearly visible from the passenger compartment at all times. For TNCs, the TNC's digital network and/or web site must display the name and photograph of the TNC driver and the license plate number of the TNC vehicle to the potential passenger before the passenger enters the vehicle
- E. All for-hire drivers must, at all times in which the driver is providing for-hire transportation services or (in the case of TNCs) active on the TNC's system, display in a manner that is visible to the passengers, a copy of the for-hire driver license.

Section 10.34A.150 License Suspension

The regulatory licenses issued to for-hire drivers and operators under this chapter shall be suspended by the licensing officer if the licensee does not comply with the requirements of chapter 08.01, SMC and this chapter, or if there is clear evidence of willful or intentional violation of the requirements of this chapter. Providing for-hire transportation services with a suspended license is a violation of this chapter.

Section 10.34A.160 Required Records

- A. Every holder of a license issued under this chapter shall maintain all licenses and documents required by this chapter for at least three (3) years and make them available for inspection by the licensing officer upon demand.
- B. Each for-hire operator licensed under this chapter shall maintain individual trip records, individual driver records, and vehicle inspection reports for at least three (3) years.

Section 10.34A.170 Audits

- A. To ensure compliance with this chapter, the licensing officer may, no more than two (2) times per calendar year, conduct audits to inspect records concerning up to twenty-five (25) drivers randomly selected by the licensing officer who are affiliated with, associated with, or employed by the for-hire operator and who have provided rides originating within the city of Spokane within the last ninety (90) days.
- B. To comply with this section, within twenty (20) calendar days of receiving a written request from the licensing officer to review records required to be kept by this chapter, the for-hire operator receiving the request must transmit the requested records to the licensing officer via a secure delivery method, which

may, at the for-hire operator's discretion, include the use of electronically encrypted delivery or a secure commercial delivery service.

- C. Notwithstanding the restrictions of SMC 10.34A.170(A), the City (whether through the licensing officer or law enforcement) may require a for-hire operator to produce records directly related to an active investigation or a specific complaint or allegation of a violation of this chapter, pursuant to applicable law.
- D. Noncompliance with this section is sufficient cause for the licensing officer to suspend the operator's license until the operator comes into compliance.
- E. With the exception of reports of crimes against or by drivers, all records furnished by a for-hire operator to the licensing officer for audit purposes shall exclude information that would personally identify specific passengers.

Section 10.34A.180 Parking

- A. Unless otherwise noted in this chapter, for-hire vehicles parking on city streets shall comply with chapters 12.11 and 16A.61, SMC; provided that all for-hire vehicles licensed under this chapter may utilize, on terms and conditions identical to vehicles not used for for-hire services, ten-minute loading zones.
- B. For-hire vehicles operating at the Spokane International Airport shall comply with all parking terms and conditions prescribed by the airport board pursuant to SMC 12.03.0508 and 10.34A.030.

Section 10.34A.190 Non-Motorized Vehicles

- A. All provisions of this chapter apply to non-motorized vehicles except those that by their nature can have no application.
- B. If a non-motorized for-hire operator fixes rates and charges for carriage on some basis other than a combination of mileage traveled and time elapsed, the non-motorized vehicle is not required to be equipped with a taximeter.
- C. The chief of police may impose special requirements on non-motorized for-hire operator licenses, including without limitation prohibiting travel on certain arterials, restricting the hours of operation on certain streets, or prohibiting operation during hours of darkness or times of low visibility.
- D. Although non-motorized vehicles are subject to all traffic laws applicable to vehicles operating on the public ways, the licensing officer may approve specific routes, such as on parkways, squares, and other places not normally accessible to motor vehicles.

Section 10.34A.200 Driver Conduct; Non-Discrimination and Zero Tolerance Policies

- A. Each for-hire operator licensed under this chapter must maintain and implement a zero tolerance drug and alcohol policy and a nondiscrimination policy regarding its affiliated drivers. The non-discrimination policy shall prohibit all forms of discrimination as the same is defined in SMC 18.01.030(D).
- B. Copies of the zero tolerance and nondiscrimination policies must be provided by the for-hire operator to the licensing officer and each affiliated driver and must be accessible via a dedicated web page, on the TNC's digital network, or at the for-hire operator's principal place of business.
- C. Each for-hire operator licensed under this chapter shall provide notice to passengers of the zero tolerance and nondiscrimination policies, as well as procedures to report a complaint about a driver whom the passenger reasonably suspects was under the influence of drugs or alcohol during the course of the trip or who violated the nondiscrimination policy.
- D. If a for-hire operator determines that a driver has violated the zero tolerance or nondiscrimination policy, the for-hire operator must take appropriate action against the driver, which action may include suspending or removing the driver from the TNC's digital network or the taxi operator's dispatch service until the for-hire operator determines that the driver is in compliance with the zero tolerance and nondiscrimination policy.
- E. Each for-hire operator and driver licensed under this chapter shall comply with all applicable laws relating to the transportation of service animals.
- F. No individual or entity holding a license under this chapter may impose additional charges for providing services to persons with disabilities because of those disabilities.

Section 10.34A.210 Law Enforcement Investigations

- A. If a for-hire operator is notified by the licensing officer or a law enforcement officer or agency that an affiliated for-hire driver has violated or is violating this chapter, the for-hire operator must immediately investigate the alleged violation. If the for-hire operator finds that the for-hire driver is in violation of this chapter, the for-hire operator must take reasonable and appropriate corrective action.
- B. If the licensing officer or a law enforcement officer notifies the for-hire operator of a specific complaint alleging that any affiliated driver or any passenger may have engaged in criminal conduct during the provision of for-hire transportation services in affiliation with that for-hire operator, the for-hire operator must provide information requested by the licensing officer or a law enforcement officer or agency investigating the complaint. Failure to comply with such a request may be grounds for suspension or revocation of a license issued under this chapter.
- C. For-hire drivers must report arrests, charges, convictions, and collisions with which they are directly involved to the affiliated for-hire operator and to the

licensing officer within forty-eight (48) hours of the incident. Delay in reporting, absent good cause, may be grounds for suspending or revoking the for-hire driver's license.

Section 10.34A.220 Violations

- A. A violation of this chapter is a Class 1 civil infraction. A fourth or subsequent violation of SMC 10.34A.220(C)(12) is a misdemeanor.
- B. It is a violation of this chapter for any for-hire operator to:
 - 1. fail to keep records, trip sheets, vehicle maintenance records, dispatch records, accident reports for each affiliated for-hire vehicle as required by this chapter;
 - 2. fail to require any affiliated for-hire driver to provide proof of licensure as required by this chapter prior to providing for-hire transportation services in affiliation with the for-hire operator;
 - 3. fail to maintain the operational policies required by this chapter;
 - 4. fail to require affiliated for-hire drivers to limit work shifts to no more than twelve (12) consecutive driving hours with a break of at least six (6) hours between shifts. Where the for-hire driver is an independent contractor affiliated with a TNC, the driver shall not provide transportation network company services for more than twelve (12) consecutive hours. After twelve (12) consecutive hours, any such driver shall not provide transportation network services for a minimum of six (6) consecutive hours._
 - 5. fail to maintain the telephone number, web page, and email address as required by SMC 10.34A.090 and 10.34A.100; or
 - 6. engage in any unfair or deceptive acts or practices or any manipulative or coordinated practices designed to evade the licensing officer or law enforcement.
- C. It is a violation of this chapter for any for-hire driver to:
 - 1. commit more than three (3) traffic infractions in any twelve-month period;
 - 2. commit reckless driving, hit and run, or driving or being in physical control of a vehicle while under the influence of alcohol or controlled substances;
 - 3. allow a person to alight from a vehicle while it is in motion or discharge a passenger at any place other than the curb or pavement edge;
 - 4. knowingly allow a passenger to consume alcohol or controlled substances while in the vehicle;

5. transport a passenger to a destination by a route that is not the safest and most direct, unless the passenger specifically authorizes such alternate or indirect route;
6. pick up any additional passengers without the express consent of the original passenger;
7. violate the non-discrimination provisions of this chapter;
8. engage in any unfair or deceptive acts or practices or any manipulative or coordinated practices designed to evade the licensing officer or law enforcement;
9. fail to report any accident involving a for-hire vehicle while in service as a for-hire vehicle to the police and the licensing officer;
10. fail to provide licensing documentation on request by a police officer or the licensing officer;
11. use tobacco products inside a for-hire vehicle or to allow a passenger to use tobacco products inside a for-hire vehicle;
12. drive a for-hire vehicle without a for-hire driver license;
13. consume alcohol within six (6) hours prior to driving a for-hire vehicle, or while driving a for-hire vehicle, or to be under the influence of alcohol or any prescription medication that would impair the driver, or to use or be under the influence of any illegal substance/drugs;
14. Where the for-hire driver is an independent contractor affiliated with a TNC, the driver shall not provide transportation network company services for more than twelve (12) consecutive hours. After twelve (12) consecutive hours, any such driver shall not provide transportation network services for a minimum of six (6) consecutive hours; or
15. fail to display the for-hire driver license in a manner that is visible to the passenger.

D. In addition to the violations stated in SMC 10.34A.220(C), it is a violation of this chapter for a taxi driver to:

1. activate a taximeter when the vehicle is not engaged or fail to activate the taximeter at the beginning of each trip, unless the trip is made under contract; or
2. activate equipment indicating the vehicle is engaged when it is not, or fail to activate such equipment when the vehicle is engaged.

E. In addition to the violations stated in SMC 10.34A.220(C), it is a violation of this chapter for any TNC driver to:

1. fail to provide to the passenger a trip receipt within eight (8) hours of the conclusion of the ride;
2. seek or accept street hails; or
3. engage in any unfair or deceptive acts or practices or any manipulative or coordinated practices designed to evade the licensing officer or law enforcement;

Section 10.34A.230 Passenger Inquiries and Contacts

- A. For-hire operators shall promptly investigate and take reasonable corrective action concerning each consumer complaint filed with the for-hire operator and maintain records of the disposition of such complaints for two (2) years. For purposes of this section, driver ratings are not considered passenger complaints.
- B. Each for-hire operator licensed under this chapter shall maintain, at all times during the term of the license, a toll-free, 24-hour telephone number and an email address for passengers or the public in addition to any complaint channels provided in a TNC's digital network.

Section 10.34A.240 Notices of Violation

- A. If the licensing officer determines that any licensee is in violation of this chapter, the licensing officer shall issue a notice of violation to the licensee, per SMC 04.04.080. The decision of the licensing officer is final if an appeal is not filed within ten (10) business days of receipt of the notice of violation. Hearings and appeals are conducted pursuant to SMC 04.04.090 and 04.04.100.
- B. The Spokane Police Department may recommend the suspension, revocation, condition, or limitation of for-hire driver licenses to the licensing officer in cases of repeated violations. In considering the recommendation, the licensing officer shall take into account:
 - 1. the number and seriousness of the violations,
 - 2. the number of rides the licensee provided and originating in the city of Spokane in the prior year,
 - 3. the degree to which the licensee made good faith attempts to achieve compliance or to remedy noncompliance, and
 - 4. the number and severity of previous violations by the licensee.
- C. Any deceptive, manipulative, or coordinated practice used by a TNC to evade authorities or deceive passengers or drivers, including through the use of a digital network or the system supporting the digital network, is a violation of this chapter. Prohibited practices include, without limitation, compiling data to identify law enforcement investigators and then cancel rides requested for compliance check purposes, and remote disabling or locking of local devices in order to frustrate or evade investigation or enforcement activities.

Section 10.34A.250 Data and Reporting

Beginning in 2019 and annually thereafter, the licensing officer shall provide a report to the City Council's Public Safety and Community Health Committee summarizing the information required by this section and the per-trip surcharge payments made pursuant to this chapter, as well as any recommended policy changes or amendments to this chapter.

Section 3. That section 08.02.0210 of the Spokane Municipal Code is amended to read as follows:

Section 08.02.0210 For-hire Vehicles and Drivers

~~((A. The annual vehicle license is one hundred dollars.~~

~~B. The vehicle inspection fee is one hundred dollars, which includes one reinspection at no additional cost. An additional one hundred dollars will be charged for subsequent vehicles inspections.~~

~~G.))~~A. The taximeter annual registration fee, as provided in RCW 19.94.175, is twenty- five dollars (\$25.00).

~~((D.))~~B. The annual license fee for a for-hire driver is ((fifty-five))one hundred dollars (\$100.00).

~~((E. The for-hire vehicle license transfer fee is twenty-five dollars.))~~

C. The annual license fee for taxi operators is five hundred dollars (\$500.00).

B. The annual license fee for TNCs is determined as follows:

1. 1-10 affiliated vehicles in Spokane: five hundred (\$500.00);
2. 11-25 affiliated vehicles in Spokane: seven hundred-fifty dollars (\$750.00);
3. 26-50 affiliated vehicles in Spokane: one thousand dollars (\$1,000.00);
- and
4. 51 + affiliated vehicles in Spokane: two thousand dollars (\$2,000.00).

C. All for-hire licensing fees and per-trip surcharges shall be deposited as follows:

1. Ten percent (10%) shall be retained by the Finance Department to defray the costs of administration and enforcement of this chapter; and
2. ninety percent (90%) shall be deposited into the Universal Mobility Fund established by SMC 07.08.153.

D. Beginning on the effective date of this section and continuing until December 31, 2020, the per-trip surcharge imposed by SMC 10.34A.130 shall be reduced by a percentage equal to the percentage of ride miles provided by vehicles affiliated with that TNC which are electric vehicles, as defined in SMC 10.34A.020(H), in the preceding calendar year.

Section 4. That there is enacted a new chapter 12.11 of the Spokane Municipal Code to read as follows:

Chapter 12.11 Parking [RESERVED]

Section 5. That there is enacted a new section 07.08.153 of the Spokane Municipal Code to read as follows:

Section 07.08.153 For-Hire Vehicles Fund

- A. There is created a fund to be known as the “for-hire vehicles fund”.
- B. Into the for-hire vehicles fund shall be deposited all for-hire license fees and all per-trip surcharges as described in SMC 08.02.0210 and 10.34A.130, and any other funds that may from time to time be authorized to be placed therein.
- C. The for-hire vehicle fund shall be used exclusively to defray any administrative and enforcement expenses associated with for-hire vehicles such as TNCs and taxis. All expenditures from said fund shall be made in accordance with the provisions of the laws of the City of Spokane and the State of Washington.

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:
10/22/2018

Date Rec'd	10/10/2018
Clerk's File #	FIN 2018-0001
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	FINANCE & ADMIN
Contact Name/Phone	CRYSTAL 625-6369
Contact E-Mail	CMARCHAND@SPOKANECITY.ORG
Agenda Item Type	Hearings
Agenda Item Name	0410 - SET BUDGET HEARINGS

Agenda Wording

Setting the Hearings for review of the 2019 Proposed Budget beginning Monday, October 29, 2018 and continuing thereafter at the regular Council meetings during the month of November.

Summary (Background)

As part of the annual budget process, the City Council will hold public Hearings on the Proposed 2019 Budget for the City of Spokane. Public testimony is welcome on all sections of the Budget at each Hearing. The first Hearing will be held on October 29, 2018 and are currently scheduled to continue each Monday during the month of November. The Council may continue the Hearing up to the 25th day prior to the beginning of the next fiscal year.

<u>Fiscal Impact</u>	Grant related? NO	<u>Budget Account</u>
	Public Works? NO	
Select \$		#
Select \$		#
Select \$		#
Select \$		#
<u>Approvals</u>	<u>Council Notifications</u>	
<u>Dept Head</u>	STOPHER, SALLY	<u>Study Session</u>
<u>Division Director</u>	MARCHAND, CRYSTAL	<u>Other</u>
<u>Finance</u>	BUSTOS, KIM	<u>Distribution List</u>
<u>Legal</u>	DALTON, PAT	cmarchand@spokanecity.org
<u>For the Mayor</u>	SANDERS, THERESA	pingiosi@spokanecity.org
<u>Additional Approvals</u>		
<u>Purchasing</u>		

NOTICE



FIN 2018-0001 – The 2019 Proposed Budget can be viewed online at:

<http://www.myspokanebudget.org>.

In addition the Program will be available for viewing at the City Clerk's Office – 5th Floor, City Hall (clerks@spokanecity.org or 509.625.6350).



Agenda Sheet for City Council Meeting of:
11/19/2018

Date Rec'd	11/7/2018
Clerk's File #	ORD C35703
Renews #	

Submitting Dept	FINANCE & ADMIN	Cross Ref #	
Contact Name/Phone	CRYSTAL 625-6369	Project #	
Contact E-Mail	CMARCHAND@SPOKANECITY.ORG	Bid #	
Agenda Item Type	Final Reading Ordinance	Requisition #	
Agenda Item Name	0410 - 2019 BUDGET ADOPTION		

Agenda Wording

Adopting the Annual Budget of the City of Spokane for 2019, making appropriations to the various funds of the City of Spokane for the year ending December 31, 2019, providing it shall take effect immediately upon passage.

Summary (Background)

The City of Spokane is a first class city with a population of less than 300,000 persons and is required, pursuant to RCW 35.33.075 to adopt a final budget prior to the close of the current fiscal year at midnight, December 31, 2018.

<u>Fiscal Impact</u>		Grant related? NO	<u>Budget Account</u>
		Public Works? NO	
Select	\$		#
Select	\$		#
Select	\$		#
Select	\$		#
<u>Approvals</u>		<u>Council Notifications</u>	
<u>Dept Head</u>	MARCHAND, CRYSTAL	<u>Study Session</u>	
<u>Division Director</u>	MARCHAND, CRYSTAL	<u>Other</u>	
<u>Finance</u>	HUGHES, MICHELLE	<u>Distribution List</u>	
<u>Legal</u>	DALTON, PAT	pingiosi@spokanecity.org	
<u>For the Mayor</u>	ORMSBY, MICHAEL	mhughes@spokanecity.org	
<u>Additional Approvals</u>		gcooley@spokanecity.org	
<u>Purchasing</u>			
<u>CITY COUNCIL</u>	MCDANIEL, ADAM		

ORDINANCE C35703

An ordinance adopting the Annual Budget of the City of Spokane for 2019, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2019, and providing it shall take effect immediately upon passage.

WHEREAS, the City of Spokane is a first class city with a population of less than 300,000 persons and is required, pursuant to RCW 35.33.075 to adopt a final budget prior to the close of the current fiscal year at midnight, December 31, 2018; and

WHEREAS, all appropriations in the final budget must be limited to the total estimated revenues therein including the amount to be raised by all municipal revenue sources and the unencumbered fund balances estimated to be available at the close of the current fiscal year; and

WHEREAS, pursuant to RCW 35.33.121 the expenditures as classified and itemized by fund in the final budget adopted by the City Council shall constitute the City of Spokane's appropriations for the fiscal year commencing after midnight, December 31, 2018, subject to later adjustments as provided therein;

NOW, THEREFORE,

The City of Spokane does ordain:

Section 1.

A. That the revenues to be generated by the revenue sources set forth in the final budget are required for the continuation of the existing essential municipal programs and services of the City of Spokane.

B. That without said essential municipal programs and services, the public health, safety and welfare of the citizens of the City of Spokane would be seriously impaired.

C. That the following Annual Budget of the City of Spokane for 2019 reflects a continuation of said essential municipal services and programs provided by the City of Spokane for the public health, safety and welfare of the citizens of the City of Spokane as required by the constitution and laws of the State of Washington, the City Charter, ordinances, other legislative enactments and lawful obligations of the City of Spokane.

Section 2. That the Annual Budget of the City of Spokane for the fiscal year ending December 31, 2019, as set forth in the document attached hereto and entitled, "2019 Adopted Budget, City of Spokane, Washington," hereinafter referred to as the 2019 Annual Budget, be and the same is, hereby fixed, determined and adopted; and that the amounts set forth in said budget are hereby appropriated for the use of the several funds as specified.

Section 3. That the foregoing appropriations are to be paid from the respective funds as specifically indicated in the 2019 Annual Budget and the salaries and wages therein set forth in detail as prescribed by RCW 35.33.051 shall be paid on a biweekly basis, payable every other Friday of such fiscal year.

Section 4. That because this ordinance adopts the Annual Budget, as provided by Section 19 of the City Charter, it shall take effect immediately upon its passage.

Passed the City Council _____.

Council President

Mayor

Attest: _____
City Clerk

Approved as to form:

Assistant City Attorney