

## CITY OF SPOKANE



### REGARDING CITY COUNCIL MEETINGS

Notice is hereby given that City Council has resumed in-person meetings. City Council's standing committee meetings, Briefing Sessions, Legislative Sessions and study sessions are held in City Council Chambers – Lower Level of City Hall, 808 W. Spokane Falls Blvd.

City Council Members, City staff, presenters and members of the public will still have the option to participate virtually via WebEx during all meetings, with the exception of Executive Sessions which are closed to the public. Call in information for the January 30, 2023, meetings is below. All meetings will continue to be streamed live on Channel 5 and online at <https://my.spokanecity.org/citycable5/live> and <https://www.facebook.com/spokanecitycouncil>.

#### **WebEx call in information for the week of January 30, 2023:**

1:15 p.m. Committee Meeting: 1-408-418-9388; access code: 2491 952 4023; password: 0320

3:30 p.m. Briefing Session: 1-408-418-9388; access code: 2497 452 1932; password: 0320

6:00 p.m. Legislative Session: 1-408-418-9388; access code: 2492 683 1780; password: 0320

Thursday Study Session: 1-408-418-9388; access code: 2480 676 7327; password: 0320

#### **To participate in public comment (including Open Forum):**

Testimony sign up is open from 5:00-6:00 p.m. on Monday, January 30, 2023. You must sign up by 6:00 p.m. to be called on to testify. Sign up forms will be available outside of Council Chambers for in-person attendees.

Those wishing to give testimony virtually can sign up between 5:00-6:00 p.m. at <https://forms.gle/Vd7n381x3seaL1NW6>. (If you are unable to access the form by clicking the hyperlink, please copy and paste the link address into your browser window.) Instructions for participation are provided on the form when you sign up.

The Open Forum is a limited public forum; all matters discussed in the open forum shall relate to the affairs of the City and items of interest not relating to 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.

**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 public testimony on legislative items (two minutes for open forum)!**

**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**

- A. At the 6:00 p.m. legislative session, prior to the consideration of consent or legislative items, the Council shall hold an open forum unless a majority of Council Members vote otherwise. The open forum shall have 15 (fifteen) spaces of two minutes each available and members of the public who have not spoken during open forum during that calendar month will be prioritized for spaces ahead of those who have spoken during that calendar month.
- B. Members of the public can sign up for open forum in the hour preceding the legislative session, or at the conclusion of the briefing session, whichever is later, via the virtual testimony form linked in the meeting packet or in person outside Council Chambers. Each speaker must sign themselves using their true first and last name. Members of the public who are unable to sign up during the sign up period or who attempt to sign up late will not be added to the list of speakers. The order of the speakers will be determined at the discretion of the chair. Each speaker shall be limited to no more than two minutes unless a majority of the Council Members in attendance vote on an alternate time limit.
- C. No action, other than a statement of Council Members' intent to address the matter in the future, points of order, or points of information will be taken by Council Members during an open forum.
- D. The open forum is a limited public forum and all matters discussed in the open forum shall relate to the affairs of the City. No person shall be permitted to speak in open forum regarding items on that week's current agenda or the next week's advanced agenda, pending hearing items, or initiatives or referenda in a pending election. Individuals speaking during open forum shall address their comments to the Council President and shall maintain decorum as laid out in Rule 2.15(E). Legal or personal matters between private parties that do not impact the governance of the City of Spokane are not a permissible topic of open forum testimony.

**Rule 2.7 SERVICE ANIMALS AT CITY COUNCIL MEETINGS**

- A. For purposes of these Rules, only dogs that are individually trained to do work or perform tasks for a person with a disability are recognized as service animals. Dogs or other animals whose sole function is to provide comfort or emotional support do not qualify as service animals under these Rules. Service animals are permitted to accompany people with disabilities in City Council meetings, as well as all areas where members of the public are allowed to go.
- B. Service animals must, at all times while present in a City Council meeting, be harnessed, leashed, or tethered, unless these devices interfere with the service animal's work or the individual's disability prevents using these devices, in which case, the individual must maintain control of the animal through voice, signal, or other effective controls.

**Rule 2.15 PARTICIPATION OF MEMBERS OF THE PUBLIC IN COUNCIL MEETINGS**

- A. Members of the public may address the Council regarding the following items during the Council's legislative session: the consent agenda as a whole, all first reading ordinances together (with the exception of first reading ordinances associated with Hearings, which shall be taken separately), final readings of regular and special budget ordinances, emergency ordinances, special consideration items, hearing items, and other items before the City Council requiring Council action, except those that are adjudicatory or solely administrative in nature. This rule shall not limit the public's right to speak on issues that are not part of the current or advanced agendas during open forum.
- B. No member of the public 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 and provide their city of residence as a condition of recognition. Council Members must be recognized by the chair for the purpose of obtaining the floor.

- C. Each person speaking in a public Council meeting shall verbally identify themselves by true first and last name, city of residence, and, if appropriate, representative capacity.
- D. Each speaker shall follow all written and verbal instructions so that verbal remarks are electronically recorded, and documents submitted for the record are identified and marked by the Clerk.
- E. In order that evidence and expressions of opinion be included in the record and that decorum befitting a deliberative process be maintained, no modes of expression not provided by these rules, including but not limited to demonstrations, banners, signs, applause, profanity, vulgar language or obscene speech, physically pounding the dais or other furniture, yelling, or personal comments or verbal insults about any individual will be permitted.
- F. A speaker asserting a statement of fact may be asked by a Council Member to document and identify the sources of the factual datum being asserted.
- G. When addressing the Council, members of the public shall direct all remarks to the Council President, shall refrain from remarks directed personally to any Council Member or any other individual, and shall confine remarks to the matters that are specifically before the Council at that time.
- H. City employees may participate in public comment, including open forum, providing they are in compliance with the City of Spokane Code of Ethics and they do the following:
  1. Announce at the beginning of their testimony that they are there in their personal capacity or their capacity as a member of a relevant board, commission, committee or community group;
  2. Protect confidential information, including, but not limited to, confidential financial information and attorney-client communications;
  3. Do not use, or be perceived to use, City funds, including giving testimony during paid work time or while in uniform; or City property, including using a City-issued computer or cell phone, in giving testimony.
- I. When any person, including members of the public, City staff, and others, are addressing the Council, Council Members shall observe the same decorum and process, as the rules require among the members *inter se*. That is, a Council Member shall not engage the person addressing the Council in colloquy but shall speak only when granted the floor by the Council President. All persons and/or Council Members shall not interrupt one another. The duty of mutual respect and avoiding unlawful harassment set forth in Rule 1.2 and the rules governing debate set forth in *Robert's Rules of Order, newly revised*, shall extend to all speakers before the City Council. The City Council's Director of Policy and Government Relations and/or City Attorney shall, with the assistance of Council staff, assist the Council President to ensure that all individuals desiring to speak shall be identified, appropriately recognized, and provided the opportunity to speak. All persons attending City Council Meetings or City Council sponsored meetings shall refrain from unlawfully harassing other attendees or risk being removed and/or prohibited from attending future meetings.

**Rule 2.16 PUBLIC TESTIMONY REGARDING LEGISLATIVE AGENDA ITEMS – TIME LIMITS**

- A. Members of the public can sign up to give testimony in the hour preceding the legislative session, or at the conclusion of the briefing session, whichever is later, via the virtual testimony form linked in the meeting packet or in person outside Council Chambers. Each speaker must sign themselves using their true first and last name. Members of the public who are unable to sign up during the sign up period or who attempt to sign up late will not be added to the list of speakers. The order of the speakers shall be determined at the discretion of the chair.
- B. The City Council shall take public testimony on all matters included on its legislative agenda as described at Rule 2.15(A), with those exceptions stated in Rule 2.16(B). Public testimony shall be limited to the final Council action, except that public testimony shall be allowed at the first reading of ordinances. Public testimony shall be limited to three (3) minutes per speaker unless the time limit is adjusted by a majority vote of the Council. The chair may allow additional time if the speaker is asked to respond to questions from the Council. Public testimony and consideration of an item may be extended to a subsequent meeting by a majority vote of the Council.
- C. No public testimony shall be taken on amendments to consent or legislative agenda items, votes to override a Mayoral veto, or solely procedural, parliamentary, or administrative matters of the Council.
- D. Public testimony will be taken on consent and legislative items that are moved to Council's regular briefing session or study session unless a majority of Council votes otherwise during the meeting in which the items are moved.
- E. For legislative or hearing items that may affect an identifiable individual, association, or group, the following procedure may be implemented at the discretion of the Council President:

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 their presentation the testimony of expert witnesses, visual displays, and any other reasonable methods of presenting the case. Up to thirty (30) minutes may be granted for the proponent's presentation. If there be more than one designated representative, they shall allocate the allotted time between or among themselves.
    - c. Following the presentation of the proponents of the issue, three (3) minutes shall be granted for any other person not associated with the designated representative of the proponents 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 amount of time which was allotted to the proponents.
    - e. Following the presentation by the opponents of the issue, three (3) minutes shall be granted for any other person not associated with the designated representative of the opponents who wishes to speak on behalf of the opponents' position.
    - f. Up to ten (10) minutes of rebuttal time may 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 (3) minutes to present their 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.
  4. In the event that the side for which individuals wish to speak is not identified, those wishing to give testimony shall be granted three (3) minutes to present their position after all sides have made their initial presentations and before each side's rebuttal period.
- F. 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.
- G. Testimony may also be submitted by mail to City Council Office, Spokane City Hall, 808 W. Spokane Falls Blvd., Spokane, WA, 99201, by email to all Council Members, or via the Contact form on the Council's website.

# THE CITY OF SPOKANE



## ADVANCE COUNCIL AGENDA

MEETING OF MONDAY, JANUARY 30, 2023

### **MISSION STATEMENT**

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

**MAYOR NADINE WOODWARD**

**COUNCIL PRESIDENT BREEN BEGGS**

**COUNCIL MEMBER JONATHAN BINGLE**

**COUNCIL MEMBER LORI KINNEAR**

**COUNCIL MEMBER BETSY WILKERSON**

**COUNCIL MEMBER MICHAEL CATHCART**

**COUNCIL MEMBER KAREN STRATTON**

**COUNCIL MEMBER ZACK ZAPPONE**

**CITY COUNCIL CHAMBERS  
CITY HALL**

**808 W. SPOKANE FALLS BLVD.  
SPOKANE, WA 99201**

## **LAND ACKNOWLEDGEMENT**

We acknowledge that we are on the unceded land of the Spokane people. And that these lands were once the major trading center for the Spokanes as they shared this place and welcomed other area tribes through their relations, history, trade, and ceremony. We also want to acknowledge that the land holds the spirit of the place, through its knowledge, culture, and all the original peoples Since Time Immemorial.

As we take a moment to consider the impacts of colonization may we also acknowledge the strengths and resiliency of the Spokanes and their relatives. As we work together making decisions that benefit all, may we do so as one heart, one mind, and one spirit.

We are grateful to be on the shared lands of the Spokane people and ask for the support of their ancestors and all relations. We ask that you recognize these injustices that forever changed the lives of the Spokane people and all their relatives.

We agree to work together to stop all acts of continued injustices towards Native Americans and all our relatives. It is time for reconciliation. We must act upon the truths and take actions that will create restorative justice for all people.

Adopted by Spokane City Council on the 22nd day of March, 2021  
*via Resolution 2021-0019*

## BRIEFING AND LEGISLATIVE SESSIONS

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. Pursuant to Council Rule 2.16.C, public testimony will be taken on consent and legislative items that are moved to Council's regular Briefing Session unless a majority of Council votes otherwise during the meeting in which the items are moved. The Legislative Session is also open to the public and public comment will be taken on Legislative Session items, except those that are adjudicatory or solely administrative in nature. Following the conclusion of the Legislative Agenda, an Open Forum will be held unless a majority of Council Members vote otherwise. Please see additional Open Forum information that appears at the end of the City Council agenda.

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.

### ADDRESSING THE COUNCIL

- No member of the public 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 and provide their city of residence as a condition of recognition. Council Members must be recognized by the chair for the purpose of obtaining the floor.
- Each person speaking at the public microphone shall verbally identify themselves by their true first and last name, city of residency and, if appropriate, representative capacity.
- Each speaker shall follow all written and verbal instructions so that verbal remarks are electronically recorded, and documents submitted for the record are identified and marked by the Clerk. (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, no modes of expression including but not limited to demonstrations, banners, signs, applause, profanity, vulgar language, or personal insults will be permitted.
- A speaker asserting a statement of fact may be asked to document and identify the source of the factual datum being asserted.
- When addressing the Council, members of the public shall direct all remarks to the Council President, shall refrain from remarks directed personally to any Council Member or any other individual, and shall continue to the matters that are specifically before the Council at that time.
- City staff may participate in public comment, including open forum, providing they are in compliance with the City of Spokane Code of Ethics and they follow the steps outlined in the City Council Rules of Procedure.

**SPEAKING TIME LIMITS:** Unless the time limit is adjusted by a majority vote of the Council, each person addressing the Council shall be limited to a two-minute speaking time during Open Forum and a three-minute speaking time for other matters. The chair may allow additional time if the speaker is asked to respond to questions from the Council. Public testimony and consideration of an item may be extended to a subsequent meeting by a majority vote of the Council. Note: No public testimony shall be taken on amendments to consent or legislative agenda items, or solely procedural, parliamentary, or administrative matters of the Council, including veto overrides.

**CITY COUNCIL AGENDA:** The City Council Advance and Current Agendas may be obtained prior to Council Meetings by accessing the City website at <https://my.spokanecity.org>.

# **BRIEFING SESSION**

(3:30 p.m.)

(Council Chambers Lower Level of City Hall)  
(No Public Testimony Taken)

**ROLL CALL OF COUNCIL**

**INTERVIEWS OF NOMINEES TO BOARDS AND COMMISSIONS**

**COUNCIL OR STAFF REPORTS OF MATTERS OF INTEREST**

**ADVANCE AGENDA REVIEW (Staff or Council Member briefings and discussion)**

**APPROVAL BY MOTION OF THE ADVANCE AGENDA**

**CURRENT AGENDA REVIEW (Presentation of any new background information and discussion of any adjustments)**

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# **EXECUTIVE SESSION**

(Closed Session of Council)

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

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# **TOWN HALL / LEGISLATIVE SESSION**

(6:00 P.M.)

(Council Reconvenes in Council Chamber)

**PLEDGE OF ALLEGIANCE**

**WORDS OF INSPIRATION AND SPECIAL INTRODUCTIONS**

**ROLL CALL OF COUNCIL**

**COUNCIL AND COMMITTEE REPORTS**

(Committee Reports for City Council Standing Committees and other Boards and Commissions)

**PROCLAMATIONS AND SALUTATIONS**

**REPORTS FROM NEIGHBORHOOD COUNCILS AND/OR OTHER CITY-SPONSORED COMMUNITY ORGANIZATIONS**

**ANNOUNCEMENTS**

(Announcements Regarding Adjustments to the City Council Agenda)



# BOARDS AND COMMISSIONS APPOINTMENTS

(Includes Announcements of Boards and Commissions Vacancies)

## APPOINTMENTS

## RECOMMENDATION

Spokane Park Board: Two Reappointments	Confirm	CPR 1981-0402
Bicycle Advisory Board: One Reappointment	Confirm	CPR 1992-0059

## ADMINISTRATIVE REPORTS

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### TOWN HALL FORUM

At each meeting, before the consideration of the Consent Agenda, the Council shall hold an open public comment period for up to 15 (fifteen) speakers. Each speaker is limited to no more than two minutes. In order to participate in Open Forum, you must sign up by 6:00 p.m. If more than 15 (fifteen) speakers wish to participate in Open Forum, members of the public who have not spoken during that calendar month will be prioritized. A sign-up form will be available on the day of the meeting from 5:00-6:00 p.m. outside of Council Chambers for in-person attendees. Virtual sign up is open between 5:00-6:00 p.m. at <https://forms.gle/Vd7n381x3seaL1NW6>. (If you are unable to access the form by clicking the hyperlink, please copy and paste the link address into your browser window.) Instructions for virtual participation are provided on the form when you sign up. The Open Forum is a limited public forum; all matters discussed in the open forum shall relate to the affairs of the City and items of interest not relating to 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.

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## CONSENT AGENDA

### REPORTS, CONTRACTS AND CLAIMS

### RECOMMENDATION

- |   |                |   |
|---|----------------|---|
| <p>1. Three-year Value Blanket with Oxarc (Spokane) for the purchase of caustic soda for the Waste to Energy Facility from February 1, 2023, through January 31, 2026—total cost not to exceed \$300,000 (plus tax). (Estimated \$100,000 annually.) (Council Sponsor: Council Member Kinnear)<br/><b>David Paine</b></p>             | <p>Approve</p> | <p>OPR 2023-0053<br/>RFQ 5749-22</p>    |
| <p>2. Contract Renewal 3 of 4 with BrandSafway Services, LLC (Pasco, WA) for removal and replacement of insulation and cladding at the Waste to Energy Facility from February 1, 2023, through January 31, 2024—annual cost not to exceed \$100,000 (incl. tax). (Council Sponsor: Council Member Kinnear)<br/><b>David Paine</b></p> | <p>Approve</p> | <p>OPR 2019-1094<br/>PW ITB 5130-19</p> |

- |    |   |                                    |                                 |
|----|---|------------------------------------|---------------------------------|
| 3. | Contract amendment with United States Electric Corp. (Olympia, WA) for electrical maintenance and technical support at the Waste to Energy Facility due to unanticipated costs associated with recent turbine overhaul work—additional \$105,000 (plus tax). (Council Sponsor: Council Member Kinneary) | Approve                            | OPR 2020-0418<br>PW ITB 5230-20 |
|    | <b>David Paine</b>  |                                    |                                 |
| 4. | Report of the Mayor of pending claims and payments of previously approved obligations, including those of Parks and Library, through _____, 2023, total \$_____, with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$_____.                 | Approve &<br>Authorize<br>Payments | CPR 2023-0002                   |
| 5. | City Council Meeting Minutes: _____, 2023.  | Approve<br>All                     | CPR 2023-0013                   |

**ACTION ON CONSENT AGENDA**

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# **LEGISLATIVE AGENDA**

## **NO SPECIAL BUDGET ORDINANCES**

### **EMERGENCY ORDINANCES**

(Require Five Affirmative, Recorded Roll Call Votes)

**ORD C36259**      Specifying the process for the conduct of collective bargaining; renaming chapter 03.07; and enacting a new section 03.07.005 of the Spokane Municipal Code; and declaring an emergency. (Deferred from October 24, 2022, Agenda) (Council Sponsors: Council President Beggs and Council Member Kinneary)

**Council President Beggs**

### **RESOLUTIONS**

(Require Four Affirmative, Recorded Roll Call Votes)

**RES 2023-0007**      Declaring an emergency and authorizing a Value Blanket Order be set up for Road Salt with Custom Salt Solutions in lieu of public bidding for the purchase of road salt for the 2022-2023 season—not to exceed \$100,000. (Council Sponsors: Council Members Kinneary and Stratton)

**Clint Harris**

**RES 2023-0008**      Appointing Rich Lentz as Director of Parks Finance and Budget. (Council Sponsors: Council Members Bingle and Stratton)

**Garrett Jones**

**NO FINAL READING ORDINANCES**

**NO FIRST READING ORDINANCES**

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**NO SPECIAL CONSIDERATIONS**

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**NO HEARINGS**

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**Motion to Approve Advance Agenda for January 30, 2023  
(per Council Rule 2.1.2)**

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**ADJOURNMENT**

**The January 30, 2023, Regular Legislative Session of the City Council is adjourned to February 6, 2023.**

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**NOTES**



**Agenda Sheet for City Council Meeting of:**  
01/30/2023

<b>Date Rec'd</b>	1/9/2023
<b>Clerk's File #</b>	CPR 1981-0402
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	
<b>Bid #</b>	
<b>Requisition #</b>	

<b>Submitting Dept</b>	MAYOR
<b>Contact Name/Phone</b>	JESSICA KIRK 5097206262
<b>Contact E-Mail</b>	JKIRK@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Boards and Commissions Appointments
<b>Agenda Item Name</b>	0520 REAPPOINTMENT TO SPOKANE PARK BOARD

**Agenda Wording**  
Greta Gilman 0520 Reappointment to Spokane Park Board term: 5 yr 2/7/2023-2/1/2028

**Summary (Background)**  
Greta Gilman 0520 Reappointment to Spokane Park Board term: 5 yr 2/7/2023-2/1/2028

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

<b>Approvals</b>		<b>Council Notifications</b>	
<b>Dept Head</b>	KIRK, JESSICA	<b>Study Session\Other</b>	
<b>Division Director</b>		<b>Council Sponsor</b>	
<b>Finance</b>		<b>Distribution List</b>	
<b>Legal</b>		jkirk@spokanecity.org	
<b>For the Mayor</b>	KIRK, JESSICA	gjones@spokanecity.org	
<b>Additional Approvals</b>		jmogden@spokanecity.org	
<b>Purchasing</b>			



**Agenda Sheet for City Council Meeting of:**  
01/30/2023

<b>Date Rec'd</b>	1/18/2023
<b>Clerk's File #</b>	CPR 1981-0402
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	
<b>Bid #</b>	
<b>Requisition #</b>	

<b>Submitting Dept</b>	MAYOR
<b>Contact Name/Phone</b>	JESSICA KIRK 5097206262
<b>Contact E-Mail</b>	JKIRK@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Boards and Commissions Appointments
<b>Agenda Item Name</b>	0520 REAPPOINTMENT TO SPOKANE PARK BOARD

**Agenda Wording**  
Kevin Brownlee 0520 Reappointment to Spokane Park Board term: 5 yr 2/7/2023-2/1/2028

**Summary (Background)**  
Kevin Brownlee 0520 Reappointment to Spokane Park Board term: 5 yr 2/7/2023-2/1/2028

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

<b>Approvals</b>		<b>Council Notifications</b>	
<b>Dept Head</b>	KIRK, JESSICA	<b>Study Session\Other</b>	
<b>Division Director</b>		<b>Council Sponsor</b>	
<b>Finance</b>		<b>Distribution List</b>	
<b>Legal</b>		jkirk@spokanecity.org	
<b>For the Mayor</b>	PERKINS, JOHNNIE	gjones@spokanecity.org	
<b>Additional Approvals</b>		jmogden@spokanecity.org	
<b>Purchasing</b>			

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

01/30/2023

<b>Date Rec'd</b>	1/18/2023
<b>Clerk's File #</b>	CPR 1992-0059
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	
<b>Bid #</b>	
<b>Requisition #</b>	

<b>Submitting Dept</b>	MAYOR
<b>Contact Name/Phone</b>	JESSICA KIRK 5097206262
<b>Contact E-Mail</b>	JKIRK@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Boards and Commissions Appointments
<b>Agenda Item Name</b>	0520 REAPPOINTMENT TO BICYCLE ADVISORY BOARD

**Agenda Wording**

Pablo Monsivais 0520 Reappointment to Bicycle Advisory Board term: 3 year 6/1/2022 - 6/1/2025

**Summary (Background)**

Pablo Monsivais 0520 Reappointment to Bicycle Advisory Board term: 3 year 6/1/2022 - 6/1/2025

Lease? NO Grant related? NO Public Works? NO

**Fiscal Impact** **Budget Account**

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

<b>Approvals</b>		<b>Council Notifications</b>	
<b>Dept Head</b>	KIRK, JESSICA	<b>Study Session\Other</b>	
<b>Division Director</b>		<b>Council Sponsor</b>	
<b>Finance</b>		<b>Distribution List</b>	
<b>Legal</b>		jkirk@spokanecity.org	
<b>For the Mayor</b>	PERKINS, JOHNNIE	cqinnhurst@spokanecity.org	
<b>Additional Approvals</b>		rshea@spokanecity.org	
<b>Purchasing</b>			



**Agenda Sheet for City Council Meeting of:**  
01/30/2023

<b>Date Rec'd</b>	1/11/2023
<b>Clerk's File #</b>	OPR 2023-0053
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	
<b>Bid #</b>	RFQ 5749-22
<b>Requisition #</b>	VB

<b>Submitting Dept</b>	SOLID WASTE DISPOSAL
<b>Contact Name/Phone</b>	DAVID PAINE 625-6878
<b>Contact E-Mail</b>	DPAINE@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Purchase w/o Contract
<b>Agenda Item Name</b>	4490 VALUE BLANKET FOR CAUSTIC SODA AT THE WTE

**Agenda Wording**  
 Three year value blanket award to Oxarc (Spokane, WA) for the purchase of caustic soda at the Waste to Energy Facility from Feb. 1, 2023 - Jan. 31, 2026 with a total cost not to exceed \$300,000.00 plus tax. (estimated spend of \$100K annually)

**Summary (Background)**  
 Sodium Hydroxide 50% Membrane (Caustic Soda) is required for feedwater treatment at the WTE Facility. On Nov. 22, 2022, bidding closed on RFQ 5749-22 for the as-needed annual purchase of caustic soda. Two bids were received; Oxarc (Spokane, WA) and Northstar Chemical (Sherwood, OR). Oxarc was selected as the low-cost bidder. The initial value blanket award will be for three years with the option of two additional one-year renewals.

Lease? NO	Grant related? NO	Public Works? NO
<b>Fiscal Impact</b>		<b>Budget Account</b>
Expense	\$ \$300,000.00	# 4490-44100-37148-53203
Select	\$	#
Select	\$	#
Select	\$	#

<b>Approvals</b>		<b>Council Notifications</b>	
<b>Dept Head</b>	AVERYT, CHRIS	<b>Study Session\Other</b>	UE 1/9/23
<b>Division Director</b>	FEIST, MARLENE	<b>Council Sponsor</b>	CM Kinnear
<b>Finance</b>	ALBIN-MOORE, ANGELA	<b>Distribution List</b>	
<b>Legal</b>	HARRINGTON, MARGARET	mdorgan@spokanecity.org	
<b>For the Mayor</b>	PERKINS, JOHNNIE	jsalstrom@spokanecity.org	
<b>Additional Approvals</b>		tprince@spokanecity.org	
<b>Purchasing</b>	PRINCE, THEA	rrinderle@spokanecity.org	

## Committee Agenda Sheet

### Urban Experience Committee

<b>Submitting Department</b>	Solid Waste Disposal
<b>Contact Name</b>	David Paine
<b>Contact Email &amp; Phone</b>	<a href="mailto:dpaine@spokanecity.org">dpaine@spokanecity.org</a>
<b>Council Sponsor(s)</b>	CM Kinnear
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	Value blanket for the purchase of Caustic Soda for the WTE.
<b>Summary (Background)</b>	<p>Sodium Hydroxide 50% Membrane (Caustic Soda) is required for feedwater treatment at the WTE Facility.</p> <p>*use the Fiscal Impact box below for relevant financial information</p> <p>On Nov. 22, 2022, bidding closed on RFQ 5749-22 for the as-needed annual purchase of caustic soda. Two bids were received; Oxarc (Spokane, WA) and Northstar Chemical (Sherwood, OR). Oxarc was selected as the low-cost bidder. The initial value blanket award would be for three years, from Feb. 1, 2023 through Jan. 31, 2026, with the option of two additional one-year renewals. The annual cost is estimated to be \$100,000.00 plus tax, for a total three-year cost of \$300,000.00 plus tax.</p>
<b>Proposed Council Action</b>	Approval of three-year value blanket award.
<b>Fiscal Impact</b> Total Cost: <u>\$100,000.00 plus tax annually (\$300,000.00 plus tax for three-year term)</u> Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring Specify funding source: 4490 Solid Waste Disposal Budget  Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts (If N/A, please give a brief description as to why)</b>	
What impacts would the proposal have on historically excluded communities? The chemical is required to maintain the Facility's ability to generate low-cost power supplied to the grid. Low-cost power is imperative to curbing the rise in cost of electricity.	
How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities? The contractor is governed by WA L&I.	
How will data be collected regarding the effectiveness of this program, policy or product to ensure it is the right solution? The COS Procurement Policies regulate and safeguard this process.	



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

This work supports the continued safe operation the Facility. The expenditure is supportive of the Sustainable Action Plan and the Capital Improvement Program.

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

01/30/2023

<b>Date Rec'd</b>	1/11/2023
<b>Clerk's File #</b>	OPR 2019-1094
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	
<b>Bid #</b>	PW ITB 5130-19
<b>Requisition #</b>	CR 24349

<b>Submitting Dept</b>	SOLID WASTE DISPOSAL
<b>Contact Name/Phone</b>	DAVID PAINE 625-6878
<b>Contact E-Mail</b>	DPAINE@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Contract Item
<b>Agenda Item Name</b>	4490 CONTRACT RENEWAL FOR INSULATION SERVICES AT THE WTE

**Agenda Wording**

Contract renewal 3 of 4 with BrandSafway Services, LLC. (Pasco, WA) for removal and replacement of insulation and cladding at the WTE from Feb. 1, 2023 through Jan. 31, 2024 with an annual cost not to exceed \$100,000.00 including tax.

**Summary (Background)**

During outages at the WTE, removal of insulation and cladding for boiler walls and other areas is needed to allow access. Replacement of the insulation as well as fabrication and installation of removable insulation blankets is also required. In 2019, BrandSafway Services, LLC was the only respondent to PW ITB 5130-19 for these services and was awarded the contract for one year with the option of four (4) additional one-year renewals. This will be the third renewal.

Lease? NO Grant related? NO Public Works? YES

**Fiscal Impact**

Expense \$ \$100,000.00

Select \$

Select \$

Select \$

**Budget Account**

# 4490-44100-37148-54803-34002

#

#

#

**Approvals**

<b>Dept Head</b>	AVERYT, CHRIS
<b>Division Director</b>	FEIST, MARLENE
<b>Finance</b>	ALBIN-MOORE, ANGELA
<b>Legal</b>	HARRINGTON, MARGARET
<b>For the Mayor</b>	PERKINS, JOHNNIE

**Council Notifications**

<b>Study Session\Other</b>	UE 1/9/23
<b>Council Sponsor</b>	CM Kinnear

**Distribution List**

mdorgan@spokanecity.org  
jsalstrom@spokanecity.org  
tprince@spokanecity.org  
rrinderle@spokanecity.org  
DocuSign: Jorge Torres, Branch Manager,  
Jtorres4@brandsafway.com

**Additional Approvals**

<b>Purchasing</b>	PRINCE, THEA
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## Committee Agenda Sheet

### Urban Experience Committee

<b>Submitting Department</b>	Solid Waste Disposal
<b>Contact Name</b>	David Paine
<b>Contact Email &amp; Phone</b>	<a href="mailto:dpaine@spokanecity.org">dpaine@spokanecity.org</a>
<b>Council Sponsor(s)</b>	CM Kinnear
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	Contract renewal for removal and replacement of insulation and cladding at the WTE
<b>Summary (Background)</b>  *use the Fiscal Impact box below for relevant financial information	<p>During outages at the WTE, removal of insulation and cladding for boiler walls and other areas is needed to allow access. Replacement of the insulation as well as fabrication and installation of removable insulation blankets is also required during these outages.</p> <p>On October 31, 2019 bidding on PW ITB 5130-19 closed for these insulation services. BrandSafway Services, LLC., of Pasco, WA was the only response received. The bid stipulated that the contract will be for one year with the option of four (4) additional one-year periods. The initial term was from February 1, 2020 through January 31, 2021 with a cost of \$100,000.00. This will be the third of the allowed renewals from February 1, 2023 through January 31, 2024 with an additional cost not to exceed \$100,000.00 including tax.</p>
<b>Proposed Council Action</b>	Approval of contract renewal
<b>Fiscal Impact</b> Total Cost: <u>\$100,000.00 incl. tax</u> Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring Specify funding source: 4490 Solid Waste Disposal Budget  Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts (If N/A, please give a brief description as to why)</b>	
What impacts would the proposal have on historically excluded communities? The work is required to maintain the Facility's ability to generate low-cost power supplied to the grid. Low-cost power is imperative to curbing the rise in cost of electricity.	
How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities? The contractor is governed by WA L&I.	

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

The COS Procurement Policies regulate and safeguard this process.

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

This work supports the continued safe operation the Facility. The expenditure is supportive of the Sustainable Action Plan and the Capital Improvement Program.



**City of Spokane**  
**CONTRACT RENEWAL**  
**3 of 4**  
**Title: INSULATION SERVICES**

This Contract Renewal is made and entered into by and between the **CITY OF SPOKANE** as (“City”), a Washington municipal corporation, and **BRANDSAFWAY SERVICES, LLC**, whose address is 1523 East Hillsborough Avenue, Pasco, Washington 99301 as (“Contractor”), individually hereafter referenced as a “party”, and together as the “parties”.

*WHEREAS, the parties entered into a Contract wherein the Contractor agreed to perform INSULATION SERVICES; REMOVAL AND REPLACEMENT OF INSULATION AND CLADDING FOR BOILER WALLS AND PIPING AND FABRICATION OF AND INSTALLATION OF REMOVABLE INSULATION BLANKETS for the City; and*

*WHEREAS, the initial contract provided for 4 additional one-year renewals, with this being the third of those renewals.*

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

**1. CONTRACT DOCUMENTS.**

The original Contract, dated December 11, 2019 and December 26, 2019, any previous amendments, renewals and / or extensions / 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 TERM.**

This Contract Renewal shall become effective on February 1, 2023 and shall run through January 31, 2024.

**3. COMPENSATION.**

The City shall pay an estimated maximum annual cost not to exceed **ONE HUNDRED THOUSAND AND 00/100 (\$100,000.00)** for everything furnished and done under this Contract Renewal. This is the maximum amount to be paid under this Renewal, and shall not be exceeded without the prior written authorization of the City, memorialized with the same formality as the original Contract and this Renewal document.

**4. DEBARMENT AND SUSPENSION.**

The Contractor has provided its certification that it is in compliance with and shall not contract with individuals or organizations which are debarred, suspended, or otherwise excluded from or

ineligible from participation in Federal Assistance Programs under Executive Order 12549 and “Debarment and Suspension”, codified at 29 CFR part 98.

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 Renewal by having legally-binding representatives affix their signatures below.

**BRANDSAFWAY SERVICES, LLC.**

**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

**Attachments that are part of this Agreement:**

Certificate of Debarment

23-005

**ATTACHMENT  
CERTIFICATION REGARDING DEBARMENT, SUSPENSION,  
INELIGIBILITY AND VOLUNTARY EXCLUSION**

1. The undersigned (i.e., signatory for the Subrecipient / Contractor / Consultant) certifies, to the best of its knowledge and belief, that it and its principals:
  - a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency;
  - b. Have not within a three-year period preceding this contract been convicted or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, receiving stolen property, making false claims, or obstruction of justice;
  - c. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, state, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and,
  - d. Have not within a three-year period preceding this contract had one or more public transactions (federal, state, or local) terminated for cause or default.
2. The undersigned agrees by signing this contract that it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction.
3. The undersigned further agrees by signing this contract that it will include the following clause, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions:

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – Lower Tier Covered Transactions

1. The lower tier contractor certified, by signing this contract that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency.
  2. Where the lower tier contractor is unable to certify to any of the statements in this contract, such contractor shall attach an explanation to this contract.
4. I understand that a false statement of this certification may be grounds for termination of the contract.

<hr style="border: none; border-top: 1px solid black; margin-bottom: 5px;"/> Name of Subrecipient / Contractor / Consultant (Type or Print)	<hr style="border: none; border-top: 1px solid black; margin-bottom: 5px;"/> Program Title (Type or Print)
<hr style="border: none; border-top: 1px solid black; margin-bottom: 5px;"/> Name of Certifying Official (Type or Print)	<hr style="border: none; border-top: 1px solid black; margin-bottom: 5px;"/> Signature
<hr style="border: none; border-top: 1px solid black; margin-bottom: 5px;"/> Title of Certifying Official (Type or Print)	<hr style="border: none; border-top: 1px solid black; margin-bottom: 5px;"/> Date (Type or Print)



**Agenda Sheet for City Council Meeting of:**  
01/30/2023

<b>Date Rec'd</b>	1/11/2023
<b>Clerk's File #</b>	OPR 2020-0418
<b>Renews #</b>	

<b>Submitting Dept</b>	SOLID WASTE DISPOSAL	<b>Cross Ref #</b>	
<b>Contact Name/Phone</b>	DAVID PAINE 625-6878	<b>Project #</b>	
<b>Contact E-Mail</b>	DPAINE@SPOKANECITY.ORG	<b>Bid #</b>	PW ITB 5230-20
<b>Agenda Item Type</b>	Contract Item	<b>Requisition #</b>	CR 24352
<b>Agenda Item Name</b>	4490 CONTRACT AMENDMENT FOR ELECTRICAL MAINTENANCE AT THE WTE		

**Agenda Wording**

Contract amendment with United States Electric Corp. (Olympia, WA) for electrical maintenance and technical support at the WTE. An additional \$105,000.00 plus tax is needed due to unanticipated costs associated with recent turbine overhaul work.

**Summary (Background)**

The WTE needs high voltage electrical support services to maintain continuous operations. In March of 2020 United States Electric Corp were awarded a four year contract, with the option of four (4) additional one-year renewals based on their low-bid response to PW ITB 5230-20. The contract is currently on its second renewal with a total cost of \$299,000.00 plus tax. Unanticipated issues that came up during the overhaul, caused additional costs to be incurred that exceeded the contract amount.

Lease? NO Grant related? NO Public Works? YES

**Fiscal Impact**

Expense	\$ 105,000.00
Select	\$
Select	\$
Select	\$

**Budget Account**

#	4490-44100-37148-54803-34002
#	
#	
#	

**Approvals**

<b>Dept Head</b>	AVERYT, CHRIS
<b>Division Director</b>	FEIST, MARLENE
<b>Finance</b>	ALBIN-MOORE, ANGELA
<b>Legal</b>	HARRINGTON, MARGARET
<b>For the Mayor</b>	PERKINS, JOHNNIE

**Council Notifications**

<b>Study Session\Other</b>	UE 1/9/23
<b>Council Sponsor</b>	CM Kinnear
<b>Distribution List</b>	mdorgan@spokanecity.org
	jsalstrom@spokanecity.org
	tprince@spokanecity.org
<b>Purchasing</b>	rrinderle@spokanecity.org
	DocuSign: Brady Malcolm, brady@uselectriccorp.com



## Committee Agenda Sheet

### Urban Experience Committee

<b>Submitting Department</b>	Solid Waste Disposal
<b>Contact Name</b>	David Paine
<b>Contact Email &amp; Phone</b>	<a href="mailto:dpaine@spokanecity.org">dpaine@spokanecity.org</a>
<b>Council Sponsor(s)</b>	CM Kinnear
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	Contract amendment for high voltage electrical maintenance and technical support services at the WTE.
<b>Summary (Background)</b>  *use the Fiscal Impact box below for relevant financial information	<p>The Waste to Energy Facility at times has need for electrical support services to maintain continuous operations. On March 12, 2020 bidding closed on PW ITB 5230-20 for high voltage electrical technical and maintenance support, scheduled and unscheduled, as-needed services. There were three (3) responses received; United States Electric Corporation of Olympia, WA, Industrial Support Service of Deer Park, WA and Electrical Utility Services LLC of Davenport, WA. After review of the submissions, United States Electric was deemed to be the lowest cost, responsive and responsible bidder.</p> <p>The initial contract award was for \$90,000.00 from May 1, 2020 to April 30, 2021, with the option of four (4) additional one-year contract periods. The current contract is the second of the four (4) optional renewals which spans from May 1, 2022 through April 30, 2023. Due to additional support needed for the turbine overhaul during the fall 2022 outage, the estimated annual cost was increased to \$299,000.00 plus tax. Unanticipated issues that came up during the overhaul, caused additional costs to be incurred that exceeded the contract amount. An additional \$105,000.00, plus tax is requested to cover the additional costs and any other work that may need done prior to the contract expiration.</p>
<b>Proposed Council Action</b>	Approval of contract amendment
<b>Fiscal Impact</b> Total Cost: <u>\$404,000.00 (Original approved amount of \$299,000.00 plus tax and amendment for \$105,000.00 plus tax)</u> Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring Specify funding source: 4490 Solid Waste Disposal Budget  Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts (If N/A, please give a brief description as to why)</b>	
What impacts would the proposal have on historically excluded communities? The additional work was required to maintain the Facility's ability to generate low-cost power supplied to the grid. Low-cost power is imperative to curbing the rise in cost of electricity.	

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

The contractor is governed by WA L&I.

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

The COS Procurement Policies regulate and safeguard this process.

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

This work supports the continued safe operation the Facility. The expenditure is supportive of the Sustainable Action Plan and the Capital Improvement Program.



**City of Spokane**  
**CONTRACT AMENDMENT**  
**Title: HIGH VOLTAGE ELECTRICAL TECHNICAL  
AND MAINTENANCE SUPPORT**

This Contract Amendment is made and entered into by and between the **CITY OF SPOKANE** as ("City"), a Washington municipal corporation, and **UNITED STATES ELECTRICAL CORP. OF WASHINGTON** whose address is PO Box 87, Olympia, Washington 98507, as ("Contractor"), individually hereafter referenced as a "party", and together as the "parties".

*WHEREAS, the parties entered into a Contract wherein the Contractor agreed to perform HIGH VOLTAGE ELECTRICAL TECHNICAL AND MAINTENANCE SUPPORT, SCHEDULED AND UNSCHEDULED – AS NEEDED; and*

*WHEREAS, additional funds are necessary to pay for unanticipated work discovered during the Turbine Overhaul Project, thus the original Contract needs to be formally Amended by this written document; and*

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

**1. CONTRACT DOCUMENTS.**

The original Contract, dated May 7, 2020, any previous amendments, renewals and / or extensions / thereto, are incorporated by reference into this document as though written in full and shall remain in full force and effect except as provided herein.

**2. EFFECTIVE DATE.**

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

**3. COMPENSATION.**

The City shall pay an additional amount not to exceed **ONE HUNDRED FIVE THOUSAND AND NO/100 DOLLARS (\$105,000.00)**, plus applicable sales tax, for everything furnished and done under this Contract Amendment. This is the maximum amount to be paid under this Amendment, and shall not be exceeded without the prior written authorization of the City, memorialized with the same formality as the original Contract and this document.

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

**UNITED STATES ELECTRICAL CORP.  
OF WASHINGTON**

**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

23-004

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

08/22/2022

<b>Date Rec'd</b>	8/4/2022
<b>Clerk's File #</b>	ORD C36259
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	
<b>Bid #</b>	
<b>Requisition #</b>	

<b>Submitting Dept</b>	CITY COUNCIL
<b>Contact Name/Phone</b>	BREEAN BEGGS X6254
<b>Contact E-Mail</b>	BBEGGS@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Emergency Ordinance
<b>Agenda Item Name</b>	0320 - COLLECTIVE BARGAINING IMPROVEMENT ORDINANCE

**Agenda Wording**

Specifying the process for the conduct of collective bargaining; renaming chapter 03.07; and enacting a new section 03.07.005 of the Spokane Municipal Code; and declaring an emergency.

**Summary (Background)**

Since Council has the final approval of CBAs, this ordinance ensures that no oral or written agreements are offered to bargaining representatives prior to Council's awareness of the terms and ability to share feedback with the negotiating team. It also requires that Council and OPOC host a public hearing and take testimony regarding civilian oversight needs in any future CBA at least 30 days before the City begins collective bargaining negotiations with the Police Guild.

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

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

<b>Approvals</b>		<b>Council Notifications</b>	
<b>Dept Head</b>	ALLERS, HANNAHLEE	<b>Study Session\Other</b>	8/4 Study Session
<b>Division Director</b>		<b>Council Sponsor</b>	CP Beggs; CM Kinnear
<b>Finance</b>		<b>Distribution List</b>	
<b>Legal</b>		bbeggs@spokanecity.org	
<b>For the Mayor</b>		lkinnear@spokanecity.org	
<b>Additional Approvals</b>			
<b>Purchasing</b>			

## Committee Agenda Sheet

### Study Session

<b>Submitting Department</b>	City Council
<b>Contact Name &amp; Phone</b>	CP Beggs – x6254
<b>Contact Email</b>	<a href="mailto:bbeggs@spokanecity.org">bbeggs@spokanecity.org</a>
<b>Council Sponsor(s)</b>	CP Beggs & CM Kinnear
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: 5
<b>Agenda Item Name</b>	Collective Bargaining Improvement Ordinance
<b>Summary (Background)</b>	<p>This ordinance would enact a new section 03.07.005 of the Spokane Municipal Code regarding collective bargaining. Since Council has the final approval of CBAs, the goal of this ordinance is to ensure that no oral or written agreements are being offered to bargaining representatives prior to Council's awareness of the terms and ability to share with the negotiating team any feedback that would impact support of a tentative agreement. It would not constrict the terms of any tentative agreement offered by the negotiating team; it would just ensure that the team could accurately convey the potential support by the decisionmakers. The ordinance also requires that the City Council and OPOC host a joint public hearing and take public testimony regarding any civilian oversight needs in any future CBA at least 30 days before the City begins collective bargaining negotiations with the Spokane Police Guild.</p> <p>This ordinance is written as an emergency ordinance and will be effective immediately upon passage.</p>
<b>Proposed Council Action &amp; Date:</b>	Intended for filing for the August 15, 2022, City Council meeting
<b>Fiscal Impact:</b> N/A Total Cost: Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring Specify funding source:  Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?  Typically, the public has not been included in collective bargaining processes. This ordinance adds a public hearing to the beginning of the process related to Spokane Police Guild bargaining.	
How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities?	

N/A

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

N/A

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

This ordinance aligns City of Spokane Charter Sections 25, 26 and 37, as well as with current processes for collective bargaining agreements, but it adds check ins with Council prior to reaching tentative agreements with bargaining units.

## **ORDINANCE NO. C-36259**

An ordinance specifying the process for the conduct of collective bargaining; renaming chapter 03.07; and enacting a new section 03.07.005 of the Spokane Municipal Code; and declaring an emergency.

**WHEREAS**, Section 37 of the Spokane City Charter provides: “Subject to the general laws of the State of Washington, the city council shall by ordinance regulate the manner in which the City contracts for public works, personal services, and the acquisition and disposition of property”; and

**WHEREAS**, Sections 25 and 26 of the Spokane City Charter give to the City Council the authority to determine “the rights, powers, and duties” of the various departments as well as the authority to determine salaries of City employees; and

**WHEREAS**, collective bargaining agreements determine not only matters of the scope of employment of public employees, but also often contain significant budgetary obligations for the City, often over the course of up to five years; and

**WHEREAS**, in the past the City’s negotiating team has committed to tentative agreements without first securing any feedback from the City Council that it would consider approval of the components of such an agreement and thus potentially creating misunderstandings and labor unrest between the parties to such agreements; and

**WHEREAS**, the City Council wishes to avoid mistakes and misunderstandings between the City’s negotiating team and the decisionmakers for collective bargaining agreements by enacting this ordinance, which sets forth basic minimum process requirements for the negotiations and approval of collective bargaining agreements.

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

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

**Section 1.** That chapter 03.07 of the Spokane Municipal Code is renamed “Personnel Regulations.”



**Section 2.** That there is enacted a new section 03.07.005 of the Spokane Municipal Code to read as follows:

**Section 03.07.005 Collective Bargaining**

- A. No proposed labor agreement shall be offered to the bargaining unit by the City or formally accepted by the City as a tentative agreement, unless it has been first presented to the City Council in executive session for Council feedback.
- B. All labor agreements negotiated pursuant to chapter 41.56 RCW shall be subject to approval by vote of a majority of the City Council in an open public meeting.
- C. No binding oral or written agreements shall be entered into with the bargaining representative(s) of employees of the City relative to substantive changes in City policy toward wages, hours, or working conditions without such agreement(s) being first presented in executive session to the City Council for feedback, and approved by the vote of a majority of the City Council in an open public meeting.
- D. All elected public officials and appointed City officers assigned the responsibility of proposing, reviewing, or determining labor relations policies shall maintain strict confidentiality of executive session proceedings and any other privileged or confidential matters during the period of negotiations.
- E. Public Hearing on Police Contracts.
  - 1. The City Council and the Office of Police Ombudsman Commission (“OPOC”) shall jointly host a public hearing and take public testimony on the effectiveness of the City's police accountability system and should be held at least 30 days before the City begins collective bargaining agreement negotiations with the Spokane Police Guild (“Guild”) or the Spokane Police Lieutenants and Captains Association (“L&C”) or any successor labor organization(s).
  - 2. The City of Spokane will consider in good faith whether and how to carry forward the interests expressed at the public hearing. Those suggested changes that are legally required to be bargained with the Guild or L&C or their successor labor organizations will be considered by the City, in good faith, for inclusion in negotiations but the views expressed in the public hearing will not dictate the City’s position during bargaining.

**Section 3.** That the City Council declares that an urgency and emergency exists such that this ordinance is needed for the immediate preservation of the public peace, health, or safety, and/or for the immediate support of City government and its existing public institutions, and that because of such need, this ordinance shall be effective immediately, under Section 19 of the City Charter, upon the affirmative vote of one more than a majority of the City Council.

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

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

Attest:

Approved as to form:

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

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

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

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



**Agenda Sheet for City Council Meeting of:**  
01/30/2023

<b>Date Rec'd</b>	1/11/2023
<b>Clerk's File #</b>	RES 2023-0007
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	
<b>Bid #</b>	
<b>Requisition #</b>	

<b>Submitting Dept</b>	STREETS
<b>Contact Name/Phone</b>	CLINT HARRIS 625-7744
<b>Contact E-Mail</b>	CEHARRIS@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Resolutions
<b>Agenda Item Name</b>	1100 - STREET DEPT. MAGNESIUM INFUSED SALT PRODUCT PURCHASE

**Agenda Wording**  
The Street Department is seeking approval to purchase Magnesium infused Road Salt at a cost not to exceed \$100,000.

**Summary (Background)**  
This material is used by the Street Department during the winter months to aid in road deicing. Custom Salt Solutions LLC. is the supplier. This material is being procured via emergency justification/resolution following a supply shortage brought about due to the frequent and repeated Winter snow/ice conditions in our region this season.

Lease? NO	Grant related? NO	Public Works? NO
<b>Fiscal Impact</b>		<b>Budget Account</b>
Expense	\$ 100,000.00	# 1100-21800-42660-53210-99999
Select	\$	#
Select	\$	#
Select	\$	#

<b>Approvals</b>		<b>Council Notifications</b>	
<b>Dept Head</b>	HARRIS, CLINT E.	<b>Study Session\Other</b>	Urban Experience 1/9/23
<b>Division Director</b>	FEIST, MARLENE	<b>Council Sponsor</b>	Kinnear / Stratton
<b>Finance</b>	ORLOB, KIMBERLY	<b>Distribution List</b>	
<b>Legal</b>	HARRINGTON, MARGARET	ceharris@spokanecity.org	
<b>For the Mayor</b>	PERKINS, JOHNNIE	tprince@spokanecity.org	
<b>Additional Approvals</b>		jwthomas@spokanecity.org	
<b>Purchasing</b>		tbrazington@spokanecity.org	
		jdykes@spokanecity.org	
		jklapp@spokanecity.org	

RESOLUTION 2023-0007

A resolution declaring an emergency and authorizing a Value Blanket Order be set up for Road Salt with Custom Salt Solutions in lieu of public bidding for the purchase of road salt for the 2022-2023 season.

WHEREAS, the Ice Kicker product that the City of Spokane has been purchasing through Salt Distributors off the Washington State Contract has become impossible to procure at a volume or in a timely manner because the State of Washington has a clause in their contract that they get what they need first and they are needing just about everything; and

WHEREAS, the City of Spokane is in the middle of several successive winter weather events which have brought hazardous ice build up on the roadways which require frequent treatment of product; and

WHEREAS, the City of Spokane Purchasing Department will be issuing a bid for road salt following the winter season; and

WHEREAS, the cost of the road salt exceeds the 2022 procurement threshold of \$50,000; and

WHEREAS, an urgency and emergency does exist -- Now, Therefore,

BE IT RESOLVED by the City Council for the City of Spokane that staff is hereby authorized to issue a Value Blanket Order for the purchase of road salt from Custom Salt Solutions for the 2022-2023 season for \$100,000.00.

ADOPTED BY THE CITY COUNCIL ON \_\_\_\_\_

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

Approved as to form:

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

## Committee Agenda Sheet

### Urban Experience

<b>Submitting Department</b>	Streets
<b>Contact Name &amp; Phone</b>	Clint Harris 509-625-7744
<b>Contact Email</b>	<a href="mailto:ceharris@spokanecity.org">ceharris@spokanecity.org</a>
<b>Council Sponsor(s)</b>	Kinnear
<b>Select Agenda Item Type</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion    Time Requested:
<b>Agenda Item Name</b>	1100 - Street Department- Magnesium Infused Road Salt
<b>Summary (Background)</b>	<p>The Street Department is seeking approval to purchase Magnesium infused Road Salt (R.R.) at a cost not to exceed \$100,000.</p> <p>This material is used by the Street Department during the winter months to aid in road deicing. Custom Salt Solutions LLC. is the supplier.</p> <p>This material is being procured via emergency justification/resolution following a supply shortage brought about due to the frequent and repeated Winter snow/ice conditions in our region this season.</p>
<b>Proposed Council Action &amp; Date:</b>	Urban Experience Consent Approval 1/9/23
<p><b>Fiscal Impact:</b> \$100,000.00  Total Cost: <u>\$100,000.00</u>  Approved in current year budget?    <input checked="" type="checkbox"/> Yes    <input type="checkbox"/> No    <input type="checkbox"/> N/A</p> <p>Funding Source    <input type="checkbox"/> One-time    <input checked="" type="checkbox"/> Recurring  Specify funding source:</p> <p>Expense Occurrence    <input type="checkbox"/> One-time    <input checked="" type="checkbox"/> Recurring</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities?	
How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities?	
How will data be collected regarding the effectiveness of this program, policy or product to ensure it is the right solution?	
Describe how this proposal aligns with current City Policies, including the Comprehensive Plan, Sustainability Action Plan, Capital Improvement Program, Neighborhood Master Plans, Council Resolutions, and others?	

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

01/30/2023

<b><u>Date Rec'd</u></b>	1/18/2023
<b><u>Clerk's File #</u></b>	RES 2023-0008
<b><u>Renews #</u></b>	
<b><u>Cross Ref #</u></b>	
<b><u>Project #</u></b>	
<b><u>Bid #</u></b>	
<b><u>Requisition #</u></b>	

<b><u>Submitting Dept</u></b>	HUMAN RESOURCES
<b><u>Contact Name/Phone</u></b>	GARRETT JONES 363-5462
<b><u>Contact E-Mail</u></b>	GJONES@SPOKANECITY.ORG
<b><u>Agenda Item Type</u></b>	Resolutions
<b><u>Agenda Item Name</u></b>	0620 RESOLUTION TO APPOINT RICH LENTZ AS DIRECTOR OF PARKS FINANCE AND BUDG

**Agenda Wording**

Resolution to appoint Rich Lentz as Director of Parks Finance and Budget

**Summary (Background)**

Resolution to appoint Rich Lentz as Director of Parks Finance and Budget

Lease? NO Grant related? NO Public Works? NO

**Fiscal Impact** **Budget Account**

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

**Approvals**

<b><u>Dept Head</u></b>	PICCOLO, MIKE
<b><u>Division Director</u></b>	PICCOLO, MIKE
<b><u>Finance</u></b>	BUSTOS, KIM
<b><u>Legal</u></b>	PICCOLO, MIKE
<b><u>For the Mayor</u></b>	PERKINS, JOHNNIE

**Council Notifications**

<b><u>Study Session\Other</u></b>	PIES 01/30/2023
<b><u>Council Sponsor</u></b>	CM Bingle & CM Stratton
<b><u>Distribution List</u></b>	
	rcouch@spokanecity.org
	jquick@spokanecity.org
	bruffing@spokanecity.org
	mpiccolo@spokanecity.org

**Additional Approvals****Purchasing**


**RESOLUTION 2023 - 0008**

A resolution approving the appointment of Rich Lentz as the Director of Parks Finance/Budget for the City of Spokane.

WHEREAS, Section 24 of the City Charter provides that the Mayor shall have the power to appoint department heads subject to the approval of the City Council; and

WHEREAS, Section 2.14 F of the City Council Rules of Procedures states that approval of appointment of department heads shall be by resolution during the City Council's legislative session; and

WHEREAS, after full consideration, Mayor Nadine Woodward has appointed Rich Lentz as the Director of Parks Finance/Budget for the City of Spokane.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Spokane that it hereby approves the appointment of Rich Lentz as the Director of Parks Finance/Budget for the City of Spokane.

PASSED BY THE CITY COUNCIL ON \_\_\_\_\_, 2023.

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

Approved as to form:

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

## Committee Agenda Sheet

### Public Infrastructure, Environment, and Sustainability

<b>Submitting Department</b>	Human Resources
<b>Contact Name &amp; Phone</b>	Garrett Jones, Director Parks and Recreation
<b>Contact Email</b>	<a href="mailto:giones@spokanecity.org">giones@spokanecity.org</a> 509-363-5462
<b>Council Sponsor(s)</b>	Council Member Bingle Council Member Stratton
<b>Select Agenda Item Type</b>	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion    Time Requested: 5_____
<b>Agenda Item Name</b>	Council Confirmation of Mayoral Appointee – Director of Parks Finance/Budget.
<b>Summary (Background)</b>	<ul style="list-style-type: none"> <li>• <u>Appointment of Rich Lentz as Director of Parks Finance/Budget.</u></li> </ul> <p>Rich Lentz was selected for appointment to the position by Mayor Woodward and is being presented for confirmation to Director of Parks Finance/Budget</p>
<b>Proposed Council Action &amp; Date:</b>	Confirm the Appointment of Rich Lentz as the Director of Parks and Finance/Budget.
<b>Fiscal Impact:</b> Total Cost: Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A  Funding Source <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring Specify funding source:  Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring  Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impacts</b>	
What impacts would the proposal have on historically excluded communities? N/A	
How will data be collected, analyzed, and reported concerning the effect of the program/policy by racial, ethnic, gender identity, national origin, income level, disability, sexual orientation, or other existing disparities? N/A	
How will data be collected regarding the effectiveness of this program, policy or product to ensure it is the right solution? N/A	
Describe how this proposal aligns with current City Policies, including the Comprehensive Plan, Sustainability Action Plan, Capital Improvement Program, Neighborhood Master Plans, Council Resolutions, and others? N/A	