

CITY OF SPOKANE



REGARDING CITY COUNCIL 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 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 November 18, 2024, meetings is below. All meetings will 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 November 18, 2024:

3:30 p.m. Briefing Session: 1-408-418-9388; access code: 249 250 76017; password: 0320

6:00 p.m. Legislative Session: 1-408-418-9388; access code: 248 990 28223; password: 0320

Thursday Study Session: 1-408-418-9388; access code: 249 143 67432; password: 0320

To participate in public comment (including Open Forum):

Testimony sign-up is open beginning at 5:00 p.m. on Friday, November 15, 2024, and ending at 6:00 p.m. on Monday, November 18, 2024, via the online testimony sign-up form link which can be accessed by clicking <https://forms.gle/Vd7n381x3seaL1NW6> or in person outside council chambers beginning at 8:00 a.m. on November 18, 2024. You must sign up by 6:00 p.m. to be called on to testify. (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 not relating to the current or advance agendas, pending hearing items, or initiatives or referenda in a pending election. "Affairs of the city" shall include (i) matters within the legislative, fiscal or regulatory purview of the city, (ii) any ordinance, resolution or other official act adopted by the city council, (iii) any rule adopted by the city, (iv) the delivery of city services and operation of city departments, (v) any act of members of the city council, the mayor or members of the administration, or (vi) any other matter deemed by the council president to fall within the affairs of the city, which determination may be overridden by majority vote of the council members present. Individuals speaking during the open forum shall address their comments to the council president and shall maintain decorum as laid out in Rule 2.15 (Participation by Members of the Public in Council Meetings).

**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. Two-minute time limit for comments made during open forum, and three-minute time limit on public testimony regarding legislative items!**

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. After the conclusion of all legislative business, the council shall recess briefly and then convene for an open forum, unless a majority of council members vote otherwise. The open forum shall have twenty (20) spaces available. The individuals assigned to the twenty (20) spaces available will be chosen at random, with preference given to individuals who have not spoken at open forum during that calendar month. The council shall conclude open forum after twenty (20) speakers unless a majority of council members vote to allow additional speakers. The city clerk and other staff shall not be required to remain in attendance during the open forum. Nothing in this Rule 2.2 shall be deemed to require open forum or the legislative session to continue after 10:00 p.m., or to require open forum during a council “Town Hall” meeting contrary to Rule 2.14.F.
- B. Members of the public can sign up for open forum beginning no later than 5:00 p.m. on the Friday immediately preceding the legislative session and ending at 6:00 p.m. on the date of the meeting via the virtual testimony form linked in the meeting packet or in person outside council chambers beginning at 8:00 a.m. on the day of the legislative session. Speakers must sign themselves in using a name. Members of the public who are unable to sign up during the sign-up period or who attempt to sign up late will be added to the list of speakers at the discretion of the chair, or their designee. The order of the speakers will be determined at the discretion of the chair, taking into account any special accommodations for persons of limited English proficiency as provided in Rule 2.2.F below. Each speaker shall be limited to no more than two (2) 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. “Affairs of the city” shall include (i) matters within the legislative, fiscal or regulatory purview of the city, (ii) any ordinance, resolution or other official act adopted by the city council, (iii) any rule adopted by the city, (iv) the delivery of city services and operation of city departments, (v) any act of members of the city council, the mayor or members of the administration, or (vi) any other matter deemed by the council president to fall within the affairs of the city, which determination may be overridden by majority vote of the council members present. Absent permission of the chair, 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. 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.
- E. No person shall be permitted to display visual information during open forum, including but not limited to presentations, videos, or other media; however, members of the public may share this information with the council by emailing them at citycouncil2@spokanecity.org. Individuals speaking during open forum shall address their comments to the council president, and speakers as well as members of the audience shall comply with Rule 2.15 (Participation by Members of the Public in Council Meetings).
- F. Participation of individuals with limited English language proficiency in open forum shall be accommodated to the extent set forth in Rule 2.15.J.

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

The council encourages public participation in the legislative process. Council meetings shall be conducted in a manner that provides the opportunity for all attendees to hear, see and participate in the proceedings to the extent provided in these Rules and applicable city, state, and federal law. Speech or conduct that disrupts, disturbs, or otherwise impedes the orderly conduct of any council meeting is prohibited. In addition to these general principles governing public participation, the following specific rules apply:

- 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, hearing items, special considerations, 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 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. Those who wish to provide commentary but do not wish to give verbal comments at the podium may provide written comments to the council via letter or electronic mail.
- F. No person shall be permitted to conduct demonstrations, display banners, hold signs, applaud or boo speakers, use profanity, vulgar language or obscene speech, yell or make comments that attack or verbally insult any individual, or engage in other such disorderly conduct that disrupts, disturbs, or otherwise impedes the orderly conduct of the proceedings.
- G. Standing is permitted so long as doing so maintains compliance with applicable fire codes and the Americans with Disability Act (ADA), does not interfere with reserved seating areas, and does not impede access to entrances and exits to the Council Chambers, aisles, or pathways inside the Council Chambers. Attendees shall be mindful not to obstruct the views of others in Council Chambers when standing.
- H. 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.
- I. 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.
- J. City employees or city officials (including members of city boards and commissions) 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.
- K. 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 policy advisor and/or a 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 harassing other attendees or risk being removed and/or prohibited from attending future meetings.

- L. The city council intends to fully comply with chapter 18.11 SMC, Language Access in Municipal Proceedings. Rules regarding participation of individuals in council proceedings, including legislative sessions and open forum, shall be deemed amended to conform to any Language Access Plan adopted by the council pursuant to SMC 18.11.030. Except as otherwise provided in an adopted Language Access Plan, individuals with limited English language proficiency are encouraged to contact the council office director at least five (5) days prior to a scheduled legislative session for assistance with the signing up to testify or to arrange translation or interpretation assistance.
- M. City council legislative sessions are regularly video and audio recorded and available online (<https://vimeo.com/spokanecitycouncil>). Members of the public may also photograph or film council proceedings so long as doing so maintains compliance with applicable fire codes and the Americans with Disability Act (ADA), does not interfere with reserved seating areas, and does not impede access to entrances and exits to the Council Chambers, aisles, or pathways inside the Council Chambers. Attendees shall be mindful not to obstruct the views of others in Council Chambers when photographing or recording. No flash photography or other lighting is permitted.
- N. RCW 42.17A.555 generally prohibits the use of city facilities for electioneering. Therefore, no person may use the council meeting or facilities for the purpose of assisting a campaign for election of any person to any office, or for the promotion of or opposition to any ballot proposition. In this context, the term “facilities” includes council chambers, the council gallery and the speaking opportunities available through the public comment and open forum procedures set forth in these rules.

Rule 2.16 PUBLIC TESTIMONY REGARDING LEGISLATIVE AGENDA ITEMS – TIME LIMITS

- A. Members of the public can sign up to give testimony beginning no later than 5:00 p.m. on the Friday immediately preceding the legislative session and ending at 6:00 p.m. on the date of the meeting via the online testimony sign-up form linked in the meeting packet or in person outside council chambers beginning at 8:00 a.m. on the day of the legislative session. Speakers must sign in using a 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. The chair, absent a majority vote of the council, has the authority to lower the three (3) minutes per speaker time limit by announcing the new, lower time limit at the legislative session. 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. Testimony on a legislative item deferred to a future date certain shall be taken on the future date, unless testimony on the date of deferral is allowed by the Council President.
- C. No public testimony shall be taken on oral 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. No person shall be permitted to display visual information during their testimony, including but not limited to presentations, videos, or other media; however, members of the public may share this information with the council by emailing them at citycouncil2spokanecity.org.
 - H. In addition to in-person or remote verbal testimony, 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.¹

¹ <https://my.spokanecity.org/citycouncil/members/>

THE CITY OF SPOKANE



ADVANCE COUNCIL AGENDA

MEETING OF MONDAY, NOVEMBER 18, 2024

MISSION STATEMENT

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

MAYOR LISA BROWN

COUNCIL PRESIDENT BETSY WILKERSON

COUNCIL MEMBER JONATHAN BINGLE

COUNCIL MEMBER PAUL DILLON

COUNCIL MEMBER ZACK ZAPPONE

COUNCIL MEMBER MICHAEL CATHCART

COUNCIL MEMBER KITTY KLITZKE

VACANT POSITION - DISTRICT 2

**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. 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 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.)
- Council meetings shall be conducted in a manner that provides the opportunity for all attendees to hear, see and participate in the proceedings. No person shall be permitted to conduct demonstrations, display banners, hold signs, applaud or boo speakers, use profanity, vulgar language or obscene speech, yell or make comments that attack or verbally insult any individual, or engage in other disorderly conduct.
- Standing is permitted as a form of expression so long as doing so maintains compliance with applicable fire codes and the Americans with Disability Act (ADA) and does not impede access to entrances and exits or pathways inside the Council Chambers. Attendees shall be mindful not to obstruct the views of others in Council Chambers when standing.
- 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, and shall confine their remarks to the matters that are specifically before the Council at that time or, if speaking during Open Forum, shall confine their remarks to affairs of the city.
- 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/citycouncil/documents/>.

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)

EXECUTIVE SESSION

(Closed Session of Council)

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

LEGISLATIVE SESSION

(6:00 P.M.)

(Council Reconvenes in Council Chamber)

PLEDGE OF ALLEGIANCE

WORDS OF INSPIRATION AND SPECIAL INTRODUCTIONS

ROLL CALL OF COUNCIL

PROCLAMATIONS AND SALUTATIONS

REPORTS FROM COMMUNITY ORGANIZATIONS

ANNOUNCEMENTS

(Announcements regarding Changes to the City Council Agenda)

BOARDS AND COMMISSIONS APPOINTMENTS

(Includes Announcements of Boards and Commissions Vacancies)

APPOINTMENTS

RECOMMENDATION

Human Rights Commission: One Appointment –
Justice Forral

Confirm CPR 1981-0295

ADMINISTRATIVE REPORTS

CONSENT AGENDA

The consent agenda consists of purchases and contracts for supplies and services provided to the city, as well as other agreements that arise (such as settlement or union agreements), and weekly claims and payments of previously approved obligations and biweekly payroll claims against the city. Any agreement over \$50,000 must be approved by the city council. Typically, the funding to pay for these agreements has already been approved by the city council through the annual budget ordinance, or through a separate special budget ordinance. If the contract requires a new allocation of funds, that fact usually will be indicated in the summary of the contract in the consent agenda.

Unless a council member requests that an item be considered separately, the council approves the consent agenda as a whole in a single vote. Note: The consent agenda is no longer read in full by the city clerk. The public is welcome to testify on matters listed in the consent agenda, but individual testimony is limited to three minutes for the entire consent agenda.

REPORTS, CONTRACTS AND CLAIMS

RECOMMENDATION

- | | | |
|---|------------------------|---------------|
| 1. Memorandum of Understanding with Spokane County for 2024 Edward Byrne Memorial Justice Assistance Grant—\$76,478. (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Dillon)
Mike McNab | Approve | OPR 2024-0986 |
| 2. Contract Renewal with ESO Solutions for the annual maintenance and support of the incident record management system—\$88,467.77. (Council Sponsors: Council Members Cathcart, Dillon, and Navarrete)
Julie O’Berg | Approve | OPR 2017-0356 |
| 3. Report of the Mayor of pending: | Approve &
Authorize | |
| a. Claims and payments of previously approved obligations, including those of Parks and Library, through _____, 2024, total \$_____, with | Payments | CPR 2024-0002 |

Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$_____.

b. Payroll claims of previously approved obligations through_____, 2024: \$_____ CPR 2024-0003

4. a. City Council Meeting Minutes: _____, 2024. Approve All CPR 2024-0013

b. City Council Standing Committee Meeting Minutes: _____, 2024.

LEGISLATIVE AGENDA

SPECIAL BUDGET ORDINANCES

(Require Five Affirmative, Recorded Roll Call Votes)

Ordinance C36603 amending Ordinance No. C36467 passed by the City Council November 27, 2023, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

- ORD C36605 Fire/EMS Fund**
- 1) Increase revenue by \$700,000.
 - A) Of the increased revenue, \$700,000 is provided solely for wildfire mobilization reimbursement from the Department of Natural Resources and other agencies.

 - 2) Increase appropriation by \$700,000.
 - A) Of the increased appropriation, \$700,000 is provided solely for overtime and travel of firefighters deployed to wildfire events.

(This action arises from the need to realize wildfire mobilization reimbursements.) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Dillon)

Julie O'Berg

- ORD C36606 Fire Capital Fund**
- 1) Decrease revenue by \$500,000.
 - A) Of the decreased revenue, \$500,000 is removed from an operating transfer-in from the General Fund.

- 2) Decrease appropriation by \$750,000.
 - A) Of the decreased appropriation, \$500,000 is removed solely from building construction.
 - B) Of the decreased appropriation, \$250,000 is removed solely from vehicles.

- 3) Increase appropriation by \$250,000.
 - A) Of the increased appropriation, \$250,000 is provided solely for an operating transfer-out to the Fire/EMS fund.

and

General Fund

- 1) Decrease appropriation by \$500,000.
 - A) Of the decreased appropriation, \$500,000 is removed solely from an operating transfer-out to the Fire Capital fund.

- 2) Increase appropriation by \$500,000.
 - A) Of the increased appropriation, \$500,000 is provided solely for an operating transfer-out to the Fire/EMS fund.

and

Fire/EMS Fund

- 1) Increase revenue by \$750,000.
 - A) Of the increased revenue, \$500,000 is provided solely for an operating transfer-in from the General fund.
 - B) Of the increased revenue, \$250,000 is provided solely for an operating transfer-in from the Fire Capital fund.

- 2) Increase appropriation by \$750,000.
 - A) Of the increased appropriation, \$750,000 is provided solely for uniform overtime.

(This action arises from the need to right-size the Fire/EMS fund's budget for year-end.) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Dillon)

Matt Boston

ORD C36607

General Fund

- 1) Increase revenue by \$100,000.
 - A) Of the increased revenue, \$100,000 is provided solely for an operating transfer-in to the Police department from the American Rescue Plan fund.

- 2) Increase appropriation by \$1,100,000.
 - A) Of the increased appropriation, \$700,000 is provided solely for base wages in the Police department.
 - B) Of the increased appropriation, \$400,000 is provided solely for annual leave payout in the Police department.

and

- 1) Reallocate the appropriation of \$100,000 that was previously allocated for the purpose of Multicultural Centers.
- 2) Of the reallocated appropriation, \$100,000 is provided solely for an operating transfer-out to the General Fund.

(This action arises from the need to right-size the Police department’s budget for year-end.) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Dillon)

Matt Boston

NO EMERGENCY ORDINANCES

NO RESOLUTIONS

FINAL READING ORDINANCES

(Require Four Affirmative, Recorded Roll Call Votes)

ORD C36604 Related to sidewalk maintenance; amending SMC 12.01.010 of the Spokane Municipal Code. (Council Sponsors: Council President Wilkerson and Council Member Cathcart)

Jason Ruffing

FIRST READING ORDINANCES

ORD C36608 Relating to Littering and Illegal Dumping; repealing Chapter 10.62 of the Spokane Municipal Code; amending Section 10.58.020 of the Spokane Municipal Code. (Council Sponsors: Council President Wilkerson and Council Member Cathcart)

Adam McDaniel

FURTHER ACTION DEFERRED

NO SPECIAL CONSIDERATIONS

HEARINGS

H1.	Continuation of Hearing on 2025-2026 Proposed Biennium Budget (continued from November 11, 2024, Agenda).	Hold Hrg. / Continue to 11/25/24	FIN 2024-0001
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Jessica Stratton

OPEN FORUM

At the conclusion of legislative business, the Council shall recess briefly and then hold an open public comment period for up to 20 (twenty) speakers, unless a majority of council members vote otherwise. Each speaker is limited to no more than two minutes. In order to participate in Open Forum, you must sign up beginning at 5:00 p.m. on the Friday immediately preceding the legislative session and ending at 6:00 p.m. on the date of the meeting via the virtual testimony form linked in the meeting packet (<https://my.spokanecity.org/citycouncil/documents/>) or in person outside council chambers beginning at 8:00 a.m. on the day of the legislative session. The virtual sign-up form can also be found here: <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.) Speakers must sign themselves in using a name. The individuals assigned to the twenty (20) spaces available will be chosen at random, with preference given to individuals who have not spoken at open forum during that calendar month. 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 other than items appearing on the Current or Advance Agendas, pending hearing items, and 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.

Motion to Approve Advance Agenda for November 18, 2024 (per Council Rule 2.1.B)

ADJOURNMENT

The November 18, 2024, Regular Legislative Session of the City Council is adjourned to November 25, 2024.

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 Risk Management at 509.625.6221, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or mlovmaster@spokanecity.org. Persons who are deaf or hard of hearing may contact Risk Management through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.

NOTES



Agenda Sheet for City Council:

Committee: Date: N/A

Committee Agenda type:

Date Rec'd

11/6/2024

Clerk's File #

CPR 1981-0295

Cross Ref #

Project #

Council Meeting Date: 11/18/2024

Submitting Dept

MAYOR

Bid #

Contact Name/Phone

ADAM 6269

Requisition #

Contact E-Mail

AMCDANIEL@SPOKANECITY.ORG

Agenda Item Type

Boards and Commissions

Council Sponsor(s)

Agenda Item Name

APPOINTMENT OF JUSTICE FORRAL TO THE SPOKANE HUMAN RIGHTS

Agenda Wording

Mayor Brown has appointed Justice Forral to the Spokane Human Rights Commission for a term of November 18, 2024 - November 18, 2027.

Summary (Background)

The Human Rights Commission advises and makes recommendations to the City Council regarding issues related to human rights and unjust discrimination and the implementation of programs consistent with the needs of all residents of the City of Spokane.

Lease? NO

Grant related? NO

Public Works? NO

Fiscal Impact

Approved in Current Year Budget? N/A

Total Cost

\$

Current Year Cost

\$

Subsequent Year(s) Cost

\$

Narrative

Amount

Budget Account

Select

\$

#

Select

\$

#

Select

\$

#

Select

\$

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\$

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\$

#

Committee Agenda Sheet

Select Committee Name

Committee Date	November 18, 2024
Submitting Department	Mayor's Office
Contact Name	Adam McDaniel
Contact Email & Phone	amcdaniel@spokanecity.org 625-6779
Council Sponsor(s)	Please enter the name of the Council Sponsor(s)
Select Agenda Item Type	<input type="checkbox"/> Consent <input type="checkbox"/> Discussion Time Requested:
Agenda Item Name	Appointment of Justice Forral to the Spokane Human Rights Commission
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background)	Mayor Brown has appointed Justice Forral to the Spokane Human Rights Commission for a term of November 18, 2024 – November 18, 2027.
*use the Fiscal Impact box below for relevant financial information	The Human Rights Commission advises and makes recommendations to the City Council regarding issues related to human rights and unjust discrimination and the implementation of programs consistent with the needs of all residents of the City of Spokane.
Fiscal Impact	
Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A Total Cost: Click or tap here to enter text. Current year cost: Subsequent year(s) cost:	
Narrative: Please provide financial due diligence review, as applicable, such as number and type of positions, grant match requirements, summary type details (personnel, maintenance and supplies, capital, revenue), impact on rates, fees, or future shared revenue	
Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Specify funding source: Select Funding Source* Is this funding source sustainable for future years, months, etc? Click or tap here to enter text.	
Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Other budget impacts: (revenue generating, match requirements, etc.)	
Operations Impacts (If N/A, please give a brief description as to why)	
What impacts would the proposal have on historically excluded communities? <u>N/A</u>	
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 appointment aligns with the Human Rights Commission membership requirements of SMC 04.10.020.



Agenda Sheet for City Council:

Committee: Public Safety **Date:** 11/04/2024

Committee Agenda type: Consent

Date Rec'd

10/23/2024

Clerk's File #

OPR 2024-0986

Cross Ref #

Project #

Council Meeting Date: 11/18/2024

Submitting Dept

POLICE

Bid #

Contact Name/Phone

KEVIN HALL 4215

Requisition #

Contact E-Mail

KHALL@SPOKANEPOLICE.ORG

Agenda Item Type

Contract Item

Council Sponsor(s)

PDILLON MCATHCART BWILKERSON

Agenda Item Name

0680 - JAG GRANT MOU WITH SPOKANE COUNTY

Agenda Wording

Justice Assistance Grant (JAG) MOU with Spokane County.

Summary (Background)

Spokane Police in collaboration with the Spokane County Sheriff's Office, wishes to submit a request for funding for a joint proposal under the Edward Byrne Memorial Justice Assistance Grant (JAG) FY24 Program. A grant application will be submitted in total for \$169,949, which will be split as follows: City - \$76,478 and County - \$93,471. County allocation is further split to the Prosecutors Office, SCSO, and City of Spokane Valley.

Lease? NO

Grant related? YES

Public Works? NO

Fiscal Impact

Approved in Current Year Budget? NO

Total Cost \$ 76,478.00

Current Year Cost \$ 76,478.00

Subsequent Year(s) Cost \$

Narrative

Upon award - SPD will utilize its share of the grant to continue procurement and implementation of its red dot sight program.

Amount

Budget Account

Select \$

#

Select \$

#

Select \$

#

Select \$

#

\$

#

\$

#

Committee Agenda Sheet

Public Safety & Community Health Committee

Committee Date	November 4 th , 2024
Submitting Department	Police
Contact Name	Kevin Hall
Contact Email & Phone	khall@spokanepolice.org 625-4215
Council Sponsor(s)	<u>Councilmembers Dillon, Cathcart, & Navarrete</u>
Select Agenda Item Type	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion Time Requested:
Agenda Item Name	JAG grant MOU w/ Spokane County
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background) *use the Fiscal Impact box below for relevant financial information	<p>The Spokane Police Department, in collaboration with the Spokane County Sheriff's Office, wishes to submit a request for funding for a joint proposal under the Edward Byrne Memorial Justice Assistance Grant (JAG) FY24 Program. A grant application will be submitted in total for \$169,949, which will be split as follows: City - \$76,478 and County - \$93,471. County allocation is further split to the Prosecutors Office, SCSO, and City of Spokane Valley.</p> <p>This MOU establishes Spokane County as the designated applicant & fiscal agent in conjunction with this grant.</p> <p>Upon award – the department will require a special budget ordinance to appropriate revenues and expenditures related to this grant and will come back for Council consideration.</p>
<p>Fiscal Impact</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Total Cost: <u>\$76,478</u></p> <p> Current year cost: \$76,478</p> <p> Subsequent year(s) cost: N/A</p> <p>Narrative: <u>Upon award – SPD will utilize it's share of the grant to continue procurement and implementation of its red dot sight program.</u></p> <p>Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Specify funding source: Grant</p> <p>Is this funding source sustainable for future years, months, etc? Federal grant award through the Dept. of Justice</p> <p>Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Other budget impacts: No additional budget impacts.</p>	
Operations Impacts (If N/A, please give a brief description as to why)	
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?

MEMORANDUM OF UNDERSTANDING BETWEEN
SPOKANE COUNTY AND THE CITY OF SPOKANE

2024 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

THIS MEMORANDUM OF UNDERSTANDING ("MOU") is between SPOKANE COUNTY ("COUNTY"), a political subdivision of the State of Washington, having offices for the transaction of business at 1116 West Broadway Avenue, Spokane, Washington 99260 and the CITY OF SPOKANE ("CITY"), a municipal corporation of the State of Washington, having offices for the transaction of business at 808 West Spokane Falls Boulevard, Spokane, Washington 99201, jointly referred to as the PARTIES.

WITNESSETH:

WHEREAS, the PARTIES are making a joint application for the 2024 Edward Byrne Memorial Justice Grant (JAG) Program hereinafter referred to as the "Grant"; and

WHEREAS, the PARTIES are required in conjunction with the grant application process to sign a Memorandum of Understanding indicating who will serve as the applicant/fiscal agent for the grant as well as to allocate among themselves the grant funds and identify the purposes for which the funds will be used; and

WHEREAS, pursuant to the requirements of the Grant, the PARTIES are desirous of reducing to writing their understanding as to who will serve as the applicant/fiscal agent for the Grant as well as the distribution to each of the PARTIES and the purposes for which the funds will be used; and

WHEREAS, each of the PARTIES finds that the performance of this MEMORANDUM OF UNDERSTANDING is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this MOU.

NOW THEREFORE, the PARTIES agree as follows:

SECTION NO. 1: DESIGNATION OF APPLICANT/FISCAL AGENT

The PARTIES hereby agree that the COUNTY shall be the designated applicant/fiscal agent in conjunction with the Grant.

SECTION NO. 2: ALLOCATION OF GRANT MONIES

The PARTIES agree that the Grant amount One Hundred Sixty-Nine Thousand Nine Hundred Forty-Nine Dollars (\$169,949.00) shall be split among the PARTIES as follows and in accordance with COUNTY Resolution No. 2023-0562:

Spokane County	\$93,471.00 (including 10% administrative costs)
City of Spokane	\$76,478.00

SECTION NO. 3: USE OF GRANT FUNDS BY THE PARTIES

The CITY agrees to use the \$76,478.00 for law enforcement equipment to enhance the safety of the officers and community members.

The COUNTY agrees to use \$38,238.50 of the grant funding for the prosecution and court programs purpose areas of the grant. Funding will be used to fill a support staff position in the prosecution of property and drug crimes for an approximate 12-month time frame during the award period. The Spokane County Sheriff's Office will use \$19,119.25 of the grant funding for the purchase of law enforcement equipment. The purchase of equipment will be used to ensure the safety of the Spokane community. The Spokane County Sheriff's Office will use \$19,119.25 of the grant funding for the purchase of law enforcement equipment for the City of Spokane Valley. The purchase of equipment will be used to ensure the safety of the Spokane Valley community. The COUNTY will also use \$16,994.00 for administrative costs related to the Grant.

SECTION NO. 4: LIABILITY FOR CLAIMS

Each PARTY to this MOU shall be responsible for its own actions in providing services under this MOU and shall not be liable for any civil liability that may arise from the furnishing of the services by any other party.

SECTION NO. 5: THIRD PARTY RIGHTS

The PARTIES to this MOU do not intend for any third party to obtain a right by virtue of this MOU. This Memorandum shall not create any rights in any PARTY not a signatory hereto.

SECTION NO. 6: ENTIRE UNDERSTANDING

This MOU contains the entire understanding of the PARTIES. No representations, promises, or agreements not expressed herein have been made to induce any party to sign this MOU.

SECTION NO. 7: AGREEMENT

Upon award of the Grant, the PARTIES shall enter into an Agreement setting forth the final terms and conditions of the Grant allocation and management.

PASSED AND ADOPTED this _____ day of _____, 2024.

BOARD OF COUNTY COMMISSIONERS
OF SPOKANE COUNTY, WASHINGTON

Mary L. Kuney, Chair

Josh Kerns, Vice-Chair

Al French, Commissioner

ATTEST:

Amber Waldref, Commissioner

Ginna Vasquez, Clerk of the Board

Chris Jordan, Commissioner

Dated: _____

SPOKANE COUNTY SHERIFF

By: _____
Spokane County Sheriff

Dated: _____

SPOKANE COUNTY PROSECUTOR

By: _____
Spokane County Prosecutor

Dated: _____

CITY OF SPOKANE

By: _____

Title: _____

Attest:

Approved as to form:

City Clerk

Assistant City Attorney



Agenda Sheet for City Council:

Committee: Public Safety **Date:** 11/04/2024

Committee Agenda type: Consent

Date Rec'd

10/22/2024

Clerk's File #

OPR 2017-0356

Cross Ref #

Project #

Council Meeting Date: 11/18/2024

Submitting Dept

FIRE

Bid #

Contact Name/Phone

JULIE O'BERG 509-625-7001

Requisition #

CR 26863

Contact E-Mail

JOBERG@SPOKANECITY.ORG

Agenda Item Type

Contract Item

Council Sponsor(s)

PDILLON MCATHCART LNAVARRETE

Agenda Item Name

1970 RENEWAL OF ANNUAL SUBSCRIPTION WITH ESO SOLUTIONS

Agenda Wording

This renewal contract is with ESO Solutions for the annual maintenance and support of the incident record management system (OPR2017-0356).

Summary (Background)

This system and software replaced the old version of the fire reporting software and Emergency Medical Services (EMS) electronic patient record system. These systems are vital for reporting incidents to fire crews and maintaining records. Contract period is July 21, 2024, through July 20, 2025. Annual cost will be approximately \$88,467.77 (including tax). This is the 7th annual renewal of these subscriptions since the system was procured in 2017. This agreement is paid for by Fire/EMS funds.

Lease? NO

Grant related? NO

Public Works? NO

Fiscal Impact

Approved in Current Year Budget? YES

Total Cost \$ 88,467.77

Current Year Cost \$ 88,467.77

Subsequent Year(s) Cost \$ 0

Narrative

7th renewal of this specific platform and is budgeted and planned within the Fire/EMS operating budget.

Amount

Budget Account

Expense \$ 88,467.77

1970-35310-22200-54820-99999

Select \$

#

Select \$

#

Select \$

#

\$

#

\$

#



Continuation of Wording, Summary, Approvals, and Distribution

Agenda Wording

Summary (Background)

Approvals

<u>Dept Head</u>	REDING, RYAN
<u>Division Director</u>	O'BERG, JULIE
<u>Accounting Manager</u>	SCHMITT, KEVIN
<u>Legal</u>	SCHOEDEL, ELIZABETH
<u>For the Mayor</u>	PICCOLO, MIKE

Additional Approvals

<u>PS EXEC REVIEW</u>	YATES, MAGGIE
<u>PURCHASING</u>	NECHANICKY, JASON

Distribution List

Brian Ferring brian.ferring@eso.com	Fire Accounting fireaccounting@spokanecity.org
Julie O'Berg joberg@spokanecity.org	Scott Campbell scampbell@spokanecity.org
Sue Raymon sraymon@spokanecity.org	

Council Briefing Paper

Public Safety & Community Health Committee

Committee Date	November 4th, 2024
Submitting Department	Fire
Contact Name	Chief Julie O’Berg
Contact Email & Phone	joberg@spokanecity.org ; 509-625-7001
Council Sponsor(s)	CMs Dillion, Cathcart, Navarrete
Select Agenda Item Type	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion Time Requested:
Agenda Item Name	Renewal of annual subscription with ESO Solutions
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background)	<p>This renewal contract is with ESO Solutions for the annual maintenance and support of the incident record management system (OPR2017-0356). This system and software replaced and updated the old versions of the fire reporting software and EMS electronic patient record system. These systems are vital for reporting incidents to fire crews and maintaining records.</p> <p>Contract period is for July 21, 2024, through July 20, 2025. Annual cost will be approximately \$88,467.77 (including tax). This is the 7th annual renewal of these subscriptions since the system was procured in 2017. This agreement is paid for by Fire/EMS funds.</p>

Fiscal Impact

Approved in current year budget? Yes No N/A

Total Cost: \$88,467.77

Current year cost: \$88,467.77

Subsequent year(s) cost: \$0

Narrative: 7th renewal of this specific platform and is budgeted and planned within the Fire/EMS operating budget.

Funding Source One-time Recurring N/A

Specify funding source: Program revenue

Is this funding source sustainable for future years, months, etc? [Click or tap here to enter text.](#)

Expense Occurrence One-time Recurring N/A

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

Operations Impacts (If N/A, please give a brief description as to why)

- 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? This has been the correct solution for 7 years, there is no change.

- 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

Council Subcommittee Review

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

N/A



City of Spokane
CONTRACT RENEWAL #2
Title: **ANNUAL SUBSCRIPTION FOR
INCIDENT RECORD MANAGEMENT SYSTEM**

THIS Contract Renewal is between the **CITY OF SPOKANE FIRE DEPARTMENT**, a Washington State municipal corporation, as ("City"), and **ESO SOLUTIONS, INC.**, whose address is PO Box 738310, Dallas, Texas 75267, as ("Company"), individually hereafter referenced as a "Party", and together as the "Parties".

WHEREAS, the parties entered into a Contract wherein the Company agreed to provide subscription services to its Record Management System; and

WHEREAS, the original Contract needs to be formally renewed by this written Contract Renewal document; and

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

1. CONTRACT DOCUMENTS.

The original Contract, dated June 1, 2017, 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 Renewal shall become effective on July 21, 2024, and shall run through July 20, 2025.

3. COMPENSATION.

The City shall pay an estimated maximum annual cost not to exceed **EIGHTY-EIGHT THOUSAND FOUR HUNDRED SIXTY-SEVEN AND 77/100 DOLLARS (\$88,467.77)**, including tax, 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 Company 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.

ESO SOLUTIONS, INC.

CITY OF SPOKANE FIRE DEPARTMENT

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:

Exhibit A – Certificate Regarding Debarment

Exhibit B – Company’s Invoice #ESO-147395 dated August 12, 2024, and Amendment Quote #Q-177228 dated September 27, 2024

24-214

**EXHIBIT A
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.

_____ Name of Subrecipient / Contractor / Consultant (Type or Print)	_____ Program Title (Type or Print)
_____ Name of Certifying Official (Type or Print)	_____ Signature
_____ Title of Certifying Official (Type or Print)	_____ Date (Type or Print)

EXHIBIT B



< **Business Lookup**

License Information:

[New search](#) [Back to results](#)

Entity name: ESO SOLUTIONS, INC.

Business name: ESO SOLUTIONS INC

Entity type: Profit Corporation

UBI #: 602-909-509

Business ID: 001

Location ID: 0001

Location: Active

Location address: 11500 ALTERRA PKWY
STE 100
AUSTIN TX 78758-3192

Mailing address: 11500 ALTERRA PKWY
STE 100
AUSTIN TX 78758-3192



Excise tax and reseller permit status:

[Click here](#)

Secretary of State status:

[Click here](#)

Endorsements

Endorsements held at this lo	License #	Count	Details	Status	Expiration da	First issuance
Bellingham General Business	072581			Active		Jul-08-2022
Mercer Island General Business - Non-Resident	230382			Active	Apr-30-2025	Apr-19-2023
Snoqualmie General Business - Non-Resident				Active	Apr-30-2025	Sep-18-2023
Spokane General Business - Non-Resident				Active	Apr-30-2025	Jun-12-2020

Governing People May include governing people not registered with Secretary of State

[Filter](#)

Governing people	Title
ATLAS, RYAN	
BECK, ERIC	



Governing people**Title**

CARTER, JAMES ROBERT

FELAN, MIKE

FOSTER, STEPHEN

KURTZ, JASON

MUNDEN, ROBERT

RACHT MD, ED

WILLIAMS, GREG

WITTER, CORALIE

The Business Lookup information is updated nightly. Search date and time:
8/13/2024 12:44:50 PM



Contact us

How are we doing?

Take our survey!

Don't see what you expected?

Check if your browser is supported





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

10/29/2024

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 MARSH USA, LLC. 4400 Comerica Bank Tower 1717 Main Street Dallas, TX 75201-7357		CONTACT NAME: PHONE (A/C. No. Ext): E-MAIL ADDRESS: FAX (A/C. No):	
CN122676965--Finpr-24-25 ALL		INSURER(S) AFFORDING COVERAGE	
INSURED ESO Solutions, Inc. 11500 Alterra Parkway Suite 100 Austin, TX 78758		NAIC # INSURER A : AIG Specialty Insurance Company 26883 INSURER B : Federal Insurance Company 20281 INSURER C : N/A N/A INSURER D : Great Northern Insurance Company 20303 INSURER E : INSURER F :	

COVERAGES**CERTIFICATE NUMBER:**

HOU-003990688-18

REVISION NUMBER: 5

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
B	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			36075664	03/31/2024	03/31/2025	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 15,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
D	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			73627314	03/31/2024	03/31/2025	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			78196190	03/31/2024	03/31/2025	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y / N <input checked="" type="checkbox"/> N	N / A	7182-73-01	03/31/2024	03/31/2025	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Cyber/Tech Errors & Omissions			06-178-04-42 'SIR: \$500,000'	05/03/2024	05/03/2025	Limit \$ 5,000,000

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

City of Spokane is included as additional insured where required by written contract with respect to General Liability and Auto Liability.

CERTIFICATE HOLDER**CANCELLATION**

City of Spokane 808 W. SP.O.kane Falls Blvd. Spokane, WA 99201	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 <i>Marsh USA LLC</i>
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ADDITIONAL REMARKS SCHEDULE

AGENCY MARSH USA, LLC.		NAMED INSURED ESO Solutions, Inc. 11500 Alterra Parkway Suite 100 Austin, TX 78758	
POLICY NUMBER		EFFECTIVE DATE:	
CARRIER	NAIC CODE		

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,
FORM NUMBER: 25 **FORM TITLE:** Certificate of Liability Insurance

1st Excess Cyber/Tech Errors & Omissions
 Carrier: Arch Specialty Insurance Company
 Policy Number: NPL2000621-01
 Effective Dates: 05/03/2024 - 05/03/2025
 Limit: \$5,000,000 XS \$5,000,000



Invoice

Please send payments to:
ESO Solutions, Inc.
PO Box 738310
Dallas, TX 75373-8310

Date: 8/12/2024
Invoice # ESO-147395
Terms Net 30
Due Date 9/11/2024
PO#

Bill To

Spokane Fire Department
44 W Riverside Ave.
Spokane WA 99201
United States
mlopez@spokanecity.org

Ship To

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

Item	From	To	QTY	UOM	List Amount	Discount	Total
ESO EHR Suite Patient care reporting suite, includes EHR web and mobile client, Quality Management, AdHoc Reports, Analytics, Patient Tracker. Allows for unlimited users, unlimited mobile applications, live support, state and federal data reporting, ongoing weekly web training, software updates and upgrades.	7/21/2024	7/20/2025	37,498	Incidents	USD \$55,718.15	USD \$4,500.00	USD \$51,218.15
Telestaff Integration Integration with Telestaff Rostering to place staff on the appropriate calls.	7/21/2024	7/20/2025	1	Incidents	USD \$2,920.70	USD \$0.00	USD \$2,920.70
Fire Incidents (by Volume) Includes mobile application NFIRS widget, Auto EHR-import or Auto-CAD import, federal NFIRS data reporting, software updates and upgrades.	7/21/2024	7/20/2025	1	Incidents	USD \$26,443.84	USD \$0.00	USD \$26,443.84

Invoice Message:**Total (Without Tax):** USD \$80,582.69**Tax:** USD \$6,989.58**ACH/EFT bank information:**

JP Morgan Chase
Routing: 111000614
Account Number: 577211926

Grand Total: USD \$87,572.27**Amount Paid/Credit:** USD \$0.00**Total Recurring:** USD \$80,582.69**Total One-Time:****Invoice Balance:** USD \$87,572.27**Check Remittance lockbox address:**

ESO Solutions, Inc.
PO Box 738310
Dallas, TX 75373-8310

Please submit payment remittances to accountsreceivable@eso.com to ensure correct invoice application.

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

Questions? Contact: AccountsReceivable@eso.com 866-766-9471 option 8

Tax ID: 36-4566209

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

This invoice presents the total net price of the product(s) and/or service(s) which is inclusive (net) of any discount. As the buyer of such product(s)/service(s), you may have additional reporting obligations to federal or state health care programs (including pursuant to 42 CFR 1001.952(h)) and/or upon inquiry by the HHS Secretary or other state or federal agencies. As the buyer, you must adhere to any other relevant federal or third-party payer requirements.



Please send payments to:
ESO Solutions, Inc.
PO Box 738310
Dallas, TX 75373-8310

Invoice

Date:	8/12/2024
Invoice #	ESO-147395
Terms	Net 30
Due Date	9/11/2024
PO#	



Quote Date: 09/27/2024
Customer Name: Spokane Fire Department
Quote #: Q-177228
Quote Expiration Date: 10/27/2024
ESO Account Manager: Brian Ferring

EHR

Product	Description
EHR ODMAPS Integration	Extract of EHR data to ODMAPS opioid tracking program



Quote Date: 09/27/2024
 Customer Name: Spokane Fire Department
 Quote #: Q-177228
 Quote Expiration Date: 10/27/2024
 ESO Account Manager: Brian Ferring

CUSTOMER CONTACT

Customer Spokane Fire Department
 Name Julie O'Berg
 Email joberg@spokanecity.org
 Phone (509) 625-7003

BILLING CONTACT

Payor Spokane Fire Department Address 44 W Riverside Ave.
 Name Mike Lopez Spokane WA, 99201
 Email mlopez@spokanecity.org Billing Frequency Annual
 Phone 509-625-7092 Initial Term End Date 07-20-2025

EHR

Product	Volume	Price	Discount	Total	Fee Type
EHR ODMAPS Integration	37498 Incidents	\$995.00	(\$99.50)	\$895.50	Recurring

Annual Recurring Fees	\$	895.50
One-Time Fees	\$	0.00
TOTAL FEES	\$	895.50

For EHR, the following payment terms apply:
 The subscription term shall begin 15 calendar days after the Effective Date (Subscription Start Date). All Fees are invoiced on or about the Effective Date. After the Initial Term, Recurring Fees are due on the anniversary of the Subscription Start Date.



Quote Date: 09/27/2024
Customer Name: Spokane Fire Department
Quote #: Q-177228
Quote Expiration Date: 10/27/2024
ESO Account Manager: Brian Ferring

TERMS AND CONDITIONS:

1. If the Customer indicated above has an existing master agreement with ESO (Agreement) dated on or after January 1, 2018, then that Agreement will govern this Quote. **Otherwise, Customer intends and agrees that this Quote adopts and incorporates the terms and conditions of the ESA and associated HIPAA business associate agreement hosted at the following web address, and that the products and services ordered above are subject thereto:**

<https://www.eso.com/legal-terms/>

- 2. The Effective Date of this Quote shall be the final date of signature.
- 3. For the Initial Term, Customer shall pay a prorated amount of the Total Annual Recurring Fees based upon the Effective Date. Customer shall pay the Total Annual Recurring Fees (subject to any Fee increases in accordance with the Agreement) thereafter.
- 4. Customer is responsible for the payment of all Fees shown. ESO will accept Fee payment from a payor (if indicated above) if ESO has an appropriate agreement with the Payor.
- 5. ESO reserves the right to not accept any Quote signed after the Quote Expiration Date.

Spokane Fire Department

Signature: _____ DocuSigned by:
Julie O'Berg
48E6421C6E35460...

Print Name: _____ Julie O'Berg

Title: _____ Fire Chief

Date: _____ 10/15/2024



Agenda Sheet for City Council:

Committee: Public Safety **Date:** 11/04/2024

Committee Agenda type: Discussion

Date Rec'd 10/22/2024

Clerk's File # ORD C36605

Cross Ref #

Project #

Council Meeting Date: 11/18/2024

Submitting Dept FIRE

Bid #

Contact Name/Phone JULIE O'BERG 509-625-7001

Requisition #

Contact E-Mail JOBERG@SPOKANECITY.ORG

Agenda Item Type Special Budget Ordinance

Council Sponsor(s) PDILLON MCATHCART BWILKERSON

Agenda Item Name SPECIAL BUDGET ORDINANCE - WILDFIRE MOBILIZATION REIMBURSEMENT

Agenda Wording

Spokane Fire is requesting a Special Budget Ordinance that would recognize the realized costs and revenues of Spokane Fire personnel deployed on mobilizations throughout the region during 2024.

Summary (Background)

During 2024, Spokane Fire personnel were deployed to assist and work more than 12 individual mobilizations throughout the region, accumulating to date, a total cost on the department of approximately \$613,000 in overtime and other associated expenses. These costs are reimbursed by various state agencies, primarily the Department of Natural Resources. The department is still working wildfires in the region and expects to incur at least \$700,000 in total costs by the end of the season.

Lease? NO Grant related? NO Public Works? NO

Fiscal Impact

Approved in Current Year Budget? NO

Total Cost \$ 700,000

Current Year Cost \$ 700,000

Subsequent Year(s) Cost \$ 0

Narrative

Amount

Budget Account

Revenue \$ 700,000 # 1970-35126-99999-34222-99999

Expense \$ 700,000 # 1970-35126-22200-5XXXX-99999

Select \$ #

Select \$ #

\$ #

\$ #

Council Briefing Paper

Public Safety & Community Health Committee

Committee Date	November 4, 2024
Submitting Department	Fire/EMS
Contact Name	Chief Julie O’Berg
Contact Email & Phone	joberg@spokanecity.org 625-7001
Council Sponsor(s)	CM Dillon, CM Cathcart & CP Wilkerson
Select Agenda Item Type	<input checked="" type="checkbox"/> Discussion Time Requested: 5min
Agenda Item Name	Special Budget Ordinance – Wildfire Mobilization Reimbursement
Grant Item	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda
<p>Summary</p> <p>What is the specific purpose or need for the budget adjustment?</p> <p>What changes or developments have triggered this request?</p>	<p>During 2024, SFD personnel were deployed to assist and work more than 12 individual mobilizations throughout the region, accumulating to date, a total cost on the department of approximately \$613,000 in overtime and other associated expenses.</p> <p>These costs are reimbursed by various state agencies, primarily the Department of Natural Resources.</p> <p>SFD is requesting a Special Budget Ordinance that would recognize the realized costs and revenues. The department is still working wildfires in the region and expects to incur at least \$700,000 in total costs by the end of the season.</p>
<p>Fiscal Impact</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Total Cost: <u>\$700,000</u></p> <p style="padding-left: 20px;">Current year cost: \$700,000</p> <p style="padding-left: 20px;">Subsequent year(s) cost: \$0</p> <p>Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Specify funding source: Program revenue</p> <p>Is this funding source sustainable for future years, months, etc? Yes, from the Dept of Natural Resources & WA State Patrol.</p> <p>Expense Occurrence <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
<p>Operations Impacts (If N/A, please give a brief description as to why)</p> <ul style="list-style-type: none"> • What are the net impacts this adjustment will have on the specifically affected line items? <ul style="list-style-type: none"> ○ Will recognize actual and estimated revenues to be received in FY24 to align budget with actual expenses. 	

- What operational changes will occur because of this adjustment?
 - N/A – SFD will continue to support regional fire response.
- What are the potential risks or consequences of not approving the budget adjustment?
 - Unrecognized revenues & expenditures from reimbursement financing model
- 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 – this falls under interagency cooperation and support.

What current racial and other inequities might this special budget ordinance address?

N/A – reimbursement financing model between agencies

ORDINANCE NO C36605

An ordinance amending Ordinance No. C36467, passed by the City Council November 27, 2023, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2024 budget Ordinance No. C36467, as above entitled, and which passed the City Council November 27, 2023, 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 Fund, the following changes be made:

- 1) Increase revenue by \$700,000.
 - A) Of the increased revenue, \$700,000 is provided solely for wildfire mobilization reimbursement from the Department of Natural Resources and other agencies.
- 2) Increase appropriation by \$700,000.
 - A) Of the increased appropriation, \$700,000 is provided solely for overtime and travel of firefighters deployed to wildfire events.

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to realize wildfire mobilization reimbursements, 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 by the City Council on _____

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date

**Agenda Sheet for City Council:****Committee:** Public Safety **Date:** 11/04/2024**Committee Agenda type:** Discussion**Date Rec'd**

10/24/2024

Clerk's File #

ORD C36606

Cross Ref #**Project #****Council Meeting Date:** 11/18/2024**Submitting Dept**

FINANCE, TREASURY & ADMIN

Bid #**Contact Name/Phone**

MATT BOSTON 625-6820

Requisition #**Contact E-Mail**

MBOSTON@SPOKANECITY.ORG

Agenda Item Type

Special Budget Ordinance

Council Sponsor(s)

PDILLON BWILKERSON MCATHCART

Agenda Item Name

0410 - SBO - YEAR-END FIRE FUNDING

Agenda Wording

It is estimated the Fire/EMS fund needs approximately \$750,000 more budget authority to ensure it ends 2024 at or under budget. Fire leadership has decided to delay \$750,000 in capital expenditures to right-size the operating budget.

Summary (Background)

As a best practice, the Budget Office analyzes funds in the fourth quarter to make sure they can end the year within budget. The Fire/EMS fund has been identified as needing additional funding to ensure it ends 2024 at or under budget.

Lease? NO Grant related? NO Public Works? NO

Fiscal Impact

Approved in Current Year Budget? NO

Total Cost \$ 750,000

Current Year Cost \$ 750,000

Subsequent Year(s) Cost \$ N/A

Narrative

Fire leadership has decided to delay \$750,000 in capital expenditures to right-size the operating budget.

Amount**Budget Account**

Revenue \$ -500,000 # 5903-79125-99999-39710

Expense \$ -500,000 # 5903-79125-94220-56202

Revenue \$ 750,000 # 1970-35121-99999-39710

Expense \$ 750,000 # 1970-35121-22200-51215

\$ #

\$ #

Council Briefing Paper

Public Safety & Community Health Committee

Committee Date	November 4, 2024
Submitting Department	Finance
Contact Name	Matt Boston
Contact Email & Phone	mboston@spokanecity.org 509-625-6820
Council Sponsor(s)	Dillon, Wilkerson, Cathcart
Select Agenda Item Type	<input checked="" type="checkbox"/> Discussion Time Requested: 10min
Agenda Item Name	Special Budget Ordinance – Year-end Fire Funding
Grant Item	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda
<p>Summary</p> <p>What is the specific purpose or need for the budget adjustment?</p> <p>What changes or developments have triggered this request?</p>	<p>As a best practice, the Budget Office analyzes funds in the fourth quarter to make sure they can end the year within budget. The Fire/EMS fund has been identified as needing additional funding to ensure it ends 2024 at or under budget.</p> <p>During 2024, it was decided to cancel the budgeted recruit academy in order to realize cost savings as the expense of hosting an academy would be foregone. However, when new recruits don't come online as expected, overtime is bound to surpass the budget. Usually, salary savings occur when budgeted personnel don't come to fruition, which did happen, but not enough to negate the increase in overtime.</p> <p>Also, a medical premium holiday was budgeted for the Fire fund; however, the Fire Trust declined participation.</p> <p>Finally, Fire's aged fleet continues to require more repair & maintenance than budgeted.</p> <p>Due to the reasons listed above, it is estimated the Fire/EMS fund needs approximately \$750,000 more budget authority to ensure it ends 2024 at or under budget.</p> <p>Fire leadership has decided to delay \$750,000 in capital expenditures to right-size the operating budget.</p>
<p>Fiscal Impact</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Total Cost: <u>\$750,000</u></p> <p style="padding-left: 20px;">Current year cost: \$750,000</p> <p style="padding-left: 20px;">Subsequent year(s) cost: N/A</p> <p>Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Specify funding source: Program revenue</p> <p>Is this funding source sustainable for future years, months, etc? No</p> <p>Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring <input type="checkbox"/> N/A</p>	

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

Operations Impacts (If N/A, please give a brief description as to why)

- What are the net impacts this adjustment will have on the specifically affected line items?
The Fire capital fund, 5903, will transfer \$250,000 to the Fire/EMS fund, 1970, to be spent on Fire salary & benefits and the General Fund Allocations department, 0980, will transfer \$500,000 that was originally budgeted for Fire capital to the Fire/EMS fund for the same use.
- What operational changes will occur because of this adjustment?
There will be no operational changes.
- What are the potential risks or consequences of not approving the budget adjustment?
If this budget adjustment is not approved, the Fire/EMS fund will not be able to make payroll and will likely end the year over budget which is not technically allowed per RCW.
- 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?
Compensation components are dictated by the associated collective bargaining unit agreements approved by Council.

What current racial and other inequities might this special budget ordinance address?

N/A – it is a recurring year-end financial process to right-size fund budgets expected to go over budget.

ORDINANCE NO C36606

An ordinance amending Ordinance No. C36467, passed by the City Council November 27, 2023, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2024 budget Ordinance No. C36467, as above entitled, and which passed the City Council November 27, 2023, it is necessary to make changes in the appropriations of the Fire Capital Fund, the General Fund, and 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 Capital Fund, and the budget annexed thereto with reference to the Fund, the following changes be made:

- 1) Decrease revenue by \$500,000.
 - A) Of the decreased revenue, \$500,000 is removed from an operating transfer-in from the General Fund.
- 2) Decrease appropriation by \$750,000.
 - A) Of the decreased appropriation, \$500,000 is removed solely from building construction.
 - B) Of the decreased appropriation, \$250,000 is removed solely from vehicles.
- 3) Increase appropriation by \$250,000.
 - A) Of the increased appropriation, \$250,000 is provided solely for an operating transfer-out to the Fire/EMS fund.

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

- 1) Decrease appropriation by \$500,000.
 - A) Of the decreased appropriation, \$500,000 is removed solely from an operating transfer-out to the Fire Capital fund.
- 2) Increase appropriation by \$500,000.
 - A) Of the increased appropriation, \$500,000 is provided solely for an operating transfer-out to the Fire/EMS fund.

Section 3. That in the budget of the Fire/EMS Fund, and the budget annexed thereto with reference to the Fund, the following changes be made:

- 1) Increase revenue by \$750,000.
 - A) Of the increased revenue, \$500,000 is provided solely for an operating transfer-in from the General fund.
 - B) Of the increased revenue, \$250,000 is provided solely for an operating transfer-in from the Fire Capital fund.
- 2) Increase appropriation by \$750,000.
 - A) Of the increased appropriation, \$750,000 is provided solely for uniform overtime.

Section 4. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to right-size the Fire/EMS fund's budget for year-end, 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 by the City Council on _____

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date



Agenda Sheet for City Council:

Committee: Public Safety **Date:** 11/04/2024

Committee Agenda type: Discussion

Date Rec'd 10/24/2024

Clerk's File # ORD C36607

Cross Ref #

Project #

Council Meeting Date: 11/18/2024

Submitting Dept FINANCE, TREASURY & ADMIN

Bid #

Contact Name/Phone MATT BOSTON X6820

Requisition #

Contact E-Mail MBOSTON@SPOKANECITY.ORG

Agenda Item Type Special Budget Ordinance

Council Sponsor(s) PDILLON BWILKERSON MCATHCART

Agenda Item Name 0410 SBO - YEAR-END POLICE FUNDING

Agenda Wording

As a best practice, the Budget Office analyzes funds in the fourth quarter to make sure they can end the year within budget. The Police department has been identified as needing additional funding to ensure it ends 2024 at or under budget.

Summary (Background)

Salary savings from early retirees via the SSP, is not enough to offset the associated termination payouts and HRA payments. Furthermore, the transfer of PD personnel from the Public Safety Levy fund will cause the General Fund to absorb more personnel costs that the Public Safety Levy fund could not. A recently signed MOU with the Guild allows PD personnel to cash out far more compensated balance hours than previously allowed which is estimated to significantly and negatively impact the GF.

Lease? NO Grant related? NO Public Works? NO

Fiscal Impact

Approved in Current Year Budget? NO

Total Cost \$ 1,100,000

Current Year Cost \$ 1,100,000

Subsequent Year(s) Cost \$

Narrative

Because ARPA funds have been fully encumbered, the Criminal Justice fund is in crisis and the Public Safety Levy fund is also not doing well, it is proposed that the additional funding come from General Fund appropriated fund balance.

Amount

Budget Account

Expense \$ 700,000

0680 Base Wages

Expense \$ 400,000

0680 Annual Leave Payout

Select \$

#

Select \$

#

\$

#

\$

#



Continuation of Wording, Summary, Approvals, and Distribution

Agenda Wording

Summary (Background)

Approvals

Dept Head

STRATTON, JESSICA

Division Director

BOSTON, MATTHEW

Accounting Manager

BUSTOS, KIM

Legal

SCHOEDEL, ELIZABETH

For the Mayor

PICCOLO, MIKE

Additional Approvals

MANAGEMENT &

STRATTON, JESSICA

Distribution List

kschmitt@spokanecity.org

Council Briefing Paper

Public Safety & Community Health Committee

Committee Date	November 4, 2024
Submitting Department	Finance
Contact Name	Matt Boston
Contact Email & Phone	mboston@spokanecity.org 509-625-6820
Council Sponsor(s)	Dillon, Wilkerson, Cathcart
Select Agenda Item Type	<input checked="" type="checkbox"/> Discussion Time Requested: 10min
Agenda Item Name	Special Budget Ordinance – Year-end Police Funding
Grant Item	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda
<p>Summary</p> <p>What is the specific purpose or need for the budget adjustment?</p> <p>What changes or developments have triggered this request?</p>	<p>As a best practice, the Budget Office analyzes funds in the fourth quarter to make sure they can end the year within budget. The General Fund’s Police department has been identified as needing additional funding to ensure it ends 2024 at or under budget.</p> <p>Salary savings from early retirees via the SSP, is not enough to offset the associated termination payouts and HRA payments. Furthermore, the transfer of PD personnel from the Public Safety Levy fund will cause the General Fund to absorb more personnel costs that the Public Safety Levy fund could not.</p> <p>A recently signed MOU with the Guild allows PD personnel to cash out far more compensated balance hours than previously allowed which is estimated to significantly and negatively impact the General Fund.</p> <p>Due to these reasons, it is estimated the General Fund’s Police department needs approximately \$1.1 million more budget authority to ensure it ends 2024 at or under budget.</p> <p>Because only \$100,000 of ARPA funds are not encumbered, the Criminal Justice fund is in crisis and the Public Safety Levy fund is also not doing well, it is proposed that most of the additional funding come from General Fund unappropriated fund balance.</p>
<p>Fiscal Impact</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A</p> <p>Total Cost: <u>\$1,100,000</u></p> <p style="padding-left: 20px;">Current year cost: \$1,100,000</p> <p style="padding-left: 20px;">Subsequent year(s) cost:</p> <p>Funding Source <input checked="" type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Specify funding source: Reserves</p> <p>Is this funding source sustainable for future years, months, etc? No</p> <p>Expense Occurrence <input type="checkbox"/> One-time <input checked="" type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	

Operations Impacts (If N/A, please give a brief description as to why)

- What are the net impacts this adjustment will have on the specifically affected line items?
The General Fund's unappropriated fund balance would decrease by \$1,100,000 while the Police department's budget authority would increase for base wages, to accommodate the personnel transferred from the Public Safety Levy fund, and for annual leave payout, to accommodate the recent comp time MOU.
- What operational changes will occur because of this adjustment?
There will be no operational changes.
- What are the potential risks or consequences of not approving the budget adjustment?
If this budget adjustment is not approved, the Police department is still required to fulfill payroll obligations and the General Fund's unappropriated fund balance will decrease naturally.
- 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?
Compensation components are dictated by the associated collective bargaining unit agreements approved by Council.

What current racial and other inequities might this special budget ordinance address?

N/A – it is a recurring year-end financial process to right-size fund budgets expected to go over budget.

ORDINANCE NO C36607

An ordinance amending Ordinance No. C36467, passed by the City Council November 27, 2023, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2024 budget Ordinance No. C36467, as above entitled, and which passed the City Council November 27, 2023, it is necessary to make changes in the appropriations of the General Fund and the American Rescue Plan Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

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

The City of Spokane does ordain:

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

- 1) Increase revenue by \$100,000.
 - A) Of the increased revenue, \$100,000 is provided solely for an operating transfer-in to the Police department from the American Rescue Plan fund.
- 2) Increase appropriation by \$1,100,000.
 - A) Of the increased appropriation, \$700,000 is provided solely for base wages in the Police department.
 - B) Of the increased appropriation, \$400,000 is provided solely for annual leave payout in the Police department.

Section 2. That in the budget of the American Rescue Plan Fund, and the budget annexed thereto with reference to the Fund, the following changes be made:

- 1) Reallocate the appropriation of \$100,000 that was previously allocated for the purpose of Multicultural Centers.
- 2) Of the reallocated appropriation, \$100,000 is provided solely for an operating transfer-out to the General Fund.

Section 3. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to right-size the Police department's budget for year-end, 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 by the City Council on _____

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date

Committee Agenda Sheet

Finance & Administration Committee

Committee Date	October 21, 2024
Submitting Department	Code Enforcement and Development Services Center
Contact Name	Jason Ruffing
Contact Email & Phone	jruffing@spokanecity.org ; 509-625-6529
Council Sponsor(s)	Council President Betsy Wilkerson
Select Agenda Item Type	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion Time Requested: 5 Minutes
Agenda Item Name	SMC 12.01.010 Amendment - Minor Sidewalk Repairs
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background)	<p>According to SMC 12.01.010, adjacent owners are responsible for sidewalk maintenance and repairs. Code Enforcement has been sending sidewalk maintenance letters to property owners for approximately 5 years, and while this type of complaint and subsequent violations initially were focused around the downtown core and other commercial areas, the majority of complaints are now received in residential neighborhoods. Current practice in the Development Services Center requires all work done in the right of way to be done by specific types of licensed and bonded contractors, with a substantial insurance requirement. This proposal is not to remove these requirements, but to provide flexibility and barrier reduction for minor sidewalk repairs. This proposal adds a section to SMC 12.01.010, authorizing relevant departments to implement administrative criteria so that property owners are able to conduct minor sidewalk repairs themselves if they desire.</p>
Summary (Background)	<p>*use the Fiscal Impact box below for relevant financial information</p>
Fiscal Impact	
Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A Total Cost: <u>NA</u> Current year cost: Subsequent year(s) cost:	
Narrative: There is no fiscal impact for this proposed code text amendment.	
Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A Specify funding source: Program revenue Is this funding source sustainable for future years, months, etc? Click or tap here to enter text.	
Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A	
Other budget impacts: (revenue generating, match requirements, etc.)	
Operations Impacts (If N/A, please give a brief description as to why)	
What impacts would the proposal have on historically excluded communities? Sidewalk deficiencies are a city-wide problem. Under current practice, when a property owner receives a sidewalk violation letter, they must hire a specific type of contractor, with license, bonding and insurance requirements (details included as an attachment) to develop the scope of work, apply for the permit, and conduct the work in the right of way. This is the case across the full spectrum of potential deficiencies with the sidewalk, even when the needed correction is very minor, such as grinding down a lifted panel, replacing a	

small portion of a broken sidewalk, surface repairs, etc. Our departments have heard that this requirement has resulted in unreasonable price proposals for minor work, and lengthy delays in achieving compliance. This proposal would allow all property owners, in all communities including those that are historically excluded, to potentially have access to a pathway to resolve the violation themselves, presumably at a much more reasonable cost and timeline than under the City's current practices. There will still be situations where a full sidewalk replacement, for both residential and commercial uses, will require a full replacement, and contractor, licensing, bonding and insurance requirements will still be in place. There will also be situations where tree maintenance and/or removal is necessary, and existing Urban Forestry regulations and controls will continue to apply in those situations. This proposal is specific to deficiencies where a minor repair would adequately resolve the deficiency, rather than a comprehensive solution.

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?

Accela, the current software system utilized by Code Enforcement does not have a mechanism to search specifically for sidewalk violations. We can track data for a larger violation type called right of way violations. As we work towards implementing the City's new software system, this violation type will be something that we can track and report on. We expect to see this change resulting in faster resolution of sidewalk violations, increased permit access, as more citizens would have a pathway to obtain their own permits, and less citizen frustrations with the barriers associated with resolving this violation.

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

Accela, the current software system utilized by Code Enforcement does not have a mechanism to search specifically for sidewalk violations. We can track data for a larger violation type called right of way violations. As we work towards implementing the City's new software system, this violation type will be something that we can track and report on. We expect to see this change resulting in faster resolution of sidewalk violations, increased permit access, as more citizens would have a pathway to obtain their own permits, and less citizen frustrations with the barriers associated with resolving this violation.

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?

Strategic Plan to create a community so that all people can feel safe, empowered, and welcome. This also aligns with the expectations of the existing Spokane Municipal Code regarding sidewalk maintenance. Reducing barriers so that minor sidewalk deficiencies can be corrected with less onerous regulations improves the safety of our community and better provides for safe pedestrian pathways throughout our city. The Development Services Team and Code Enforcement departments will develop an administrative policy with criteria for what is to be considered a minor repair. Owners will still need to propose their scope of work for sidewalk maintenance, obtain a permit for the work, and call for inspection to verify code compliance. This will not be an option for every sidewalk deficiency, and contractor, licensing, bonding and insurance requirements will still be required for larger scale repairs. Many sidewalk deficiencies also require tree work, and this proposal is not intended to remove or reduce any existing Urban Forestry requirements or oversight.

ORDINANCE NO C36604

An ordinance related to sidewalk maintenance; amending SMC 12.01.010 of the Spokane Municipal Code.

WHEREAS,

NOW THEREFORE, the City of Spokane does ordain:

Section 1. that Section 12.01.010 of the Spokane Municipal Code is amended to read as follows:

Section 12.01.010 Sidewalk Maintenance – Owner’s Responsibility

- A. Every owner and occupant of premises shall keep the sidewalk area including tree grates adjacent to any portion of the real property (including corners) in good and safe condition and repair at all times.
- B. Where the director of engineering services determines there has been a failure to comply with this section, the director may send written notice to the premises advising of the violation. If the violation is not corrected, the director may proceed to remove or repair the condition, at the owner’s and/or occupant’s sole expense and liability.
- C. The directors of Engineering Services, Development Services Center, Code Enforcement, and the City Engineer are authorized to waive license, bonding and insurance requirements for minor repairs on existing sidewalks.
- D. The City Engineer, along with the Development Services Center and the Code Enforcement departments, shall develop and publish a public rule defining the types of sidewalk projects that qualify as minor repairs.
- E. Nothing in this section shall be construed to waive building and construction permit and inspection requirements.

PASSED by the City Council on _____

Council President

Attest:

Approved as to form:

City Clerk

City Attorney

Mayor

Date

Effective Date

**Agenda Sheet for City Council:****Committee:** Public Safety **Date:** 11/04/2024**Committee Agenda type:** Discussion**Date Rec'd**

10/24/2024

Clerk's File #

ORD C36608

Cross Ref #**Project #****Council Meeting Date:** 11/18/2024**Submitting Dept**

MAYOR

Bid #**Contact Name/Phone**

ADAM 6779

Requisition #**Contact E-Mail**

AMCDANIEL@SPOKANECITY.ORG

Agenda Item Type

First Reading Ordinance

Council Sponsor(s)

PDILLON BWILKERSON MCATHCART

Agenda Item Name

ORDINANCE UPDATING THE PENALTIES FOR ILLEGAL DUMPING

Agenda Wording

Code Enforcement reports, on average, over 20 tons of garbage is illegally dumped and discarded throughout the city of Spokane every month.

Summary (Background)

The Washington State Legislature unanimously adopted HB 2207 adding criminal penalties for illegal dumping. The new penalties are: • Litter less than or equal to one cubic foot is a Class 3 Civil Infraction (\$50); • Litter in an amount greater than one cubic foot but less than 10 cubic yards is a misdemeanor; and • Litter in an amount greater than 10 cubic yards is a gross misdemeanor

Lease? NO

Grant related? NO

Public Works? NO

Fiscal Impact

Approved in Current Year Budget? N/A

Total Cost

\$

Current Year Cost

\$

Subsequent Year(s) Cost

\$

Narrative**Amount****Budget Account**

Select

\$

#

Select

\$

#

Select

\$

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#

\$

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\$

#



Continuation of Wording, Summary, Approvals, and Distribution

Agenda Wording

Summary (Background)

Approvals

Dept Head

JONES, GARRETT

Division Director

Accounting Manager

ORLOB, KIMBERLY

Legal

SCHOEDEL, ELIZABETH

For the Mayor

PICCOLO, MIKE

Additional Approvals

Distribution List

amcdaniel@spokanecity.org

Committee Agenda Sheet

Public Safety & Community Health Committee

Committee Date	November 4, 2024
Submitting Department	Mayor's Office
Contact Name	Adam McDaniel
Contact Email & Phone	amcdaniel@spokanecity.org
Council Sponsor(s)	Please enter the name of the Council Sponsor(s)
Select Agenda Item Type	<input type="checkbox"/> Consent <input checked="" type="checkbox"/> Discussion Time Requested 5 minutes
Agenda Item Name	Ordinance updating the penalties for illegal dumping
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background) *use the Fiscal Impact box below for relevant financial information	<p>Code Enforcement reports, on average, over 20 tons of garbage is illegally dumped and discarded throughout the city of Spokane every month.</p> <p>The Washington State Legislature unanimously adopted HB 2207 adding criminal penalties for illegal dumping. The new penalties are:</p> <ul style="list-style-type: none"> • Litter less than or equal to one cubic foot is a Class 3 Civil Infraction (\$50); • Litter in an amount greater than one cubic foot but less than 10 cubic yards is a misdemeanor; and • Litter in an amount greater than 10 cubic yards is a gross misdemeanor <p>This ordinance removes our existing Litter and Rubbish code chapter and adopts by reference the state's litter law reflecting these updated penalties.</p>
<p>Fiscal Impact</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>Total Cost: Click or tap here to enter text.</p> <p>Current year cost: \$</p> <p>Subsequent year(s) cost:</p> <p>Narrative: Please provide financial due diligence review, as applicable, such as number and type of positions, grant match requirements, summary type details (personnel, maintenance and supplies, capital, revenue), impact on rates, fees, or future shared revenue</p> <p>Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A</p> <p>Specify funding source: Reallocation</p> <p>Is this funding source sustainable for future years, months, etc?</p> <p>Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input checked="" type="checkbox"/> N/A</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
Operations Impacts (If N/A, please give a brief description as to why)	
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?

Code Enforcement tracks illegal dumping by pounds [here](#). Revised penalties adopted by the state legislature are intended to deter illegal dumping practices taking place across the state.

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?

- RCW 70A.200.060
- Spokane County Comprehensive Solid Waste Management Plan

ORDINANCE NO. C36608

An ordinance relating to Littering and Illegal Dumping; repealing Chapter 10.62 of the Spokane Municipal Code; amending Section 10.58.020 of the Spokane Municipal Code.

WHEREAS, Code Enforcement reports, on average, over 20 tons of garbage is illegally dumped and discarded throughout the city of Spokane every month; and

WHEREAS, the Washington State Legislature unanimously adopted HB 2207, adding criminal penalties for illegal dumping greater than 1 cubic foot; and

WHEREAS, the City intends to update the Spokane Municipal Code to reflect the new criminal penalties for illegal dumping provided by state law.

NOW, THEREFORE, the City of Spokane does ordain:

Section 1. That Chapter 10.62 of the Spokane Municipal Code is hereby repealed.

Section 2. That Section 10.58.020 of Chapter 10.58 of the Spokane Municipal Code is amended to read follows:

Section 10.58.020 Statutes Adopted by Reference

All statutes within the Revised Code of Washington are hereby adopted by reference. They include, but are not limited to, the following

1. RCW Title 7 Special Proceedings and Actions

- RCW 7.21.010 Definitions.
- RCW 7.21.020 Sanctions - Who may impose.
- RCW 7.21.030 Remedial sanctions - Payment for losses.
- RCW 7.21.040 Punitive Sanctions - Fines.
- RCW 7.21.050 Sanctions - Summary imposition - procedure.
- RCW 7.21.070 Appellate review.
- RCW 7.80.120 Monetary penalties – Restitution.
- RCW 7.80.150 Notices - Record of - Cancellation prohibited, penalty – Audit.
- RCW 7.80.160 Failure to exercise notice options - Failure to satisfy penalty.
- RCW 7.84.060 Response to notice - Contesting determination - Mitigating Circumstances - Hearing - Failure to respond or appear - Penalty.

- RCW 7.84.100 Monetary penalties.
- RCW 7.84.130 Failure to pay or complete community restitution – Penalty.
- RCW 7.105 ch. Civil protection orders – Jurisdiction and venue, filing, service, hearings, orders, duration, relief and remedies
- RCW 7.105.450 Enforcement and penalties – Other than anti-harassment protection orders and extreme risk protection orders.
- RCW 7.105.455 Enforcement and penalties – Antiharassment protection orders.
- RCW 7.105.460 Enforcement and penalties – Extreme risk protection orders – false petitions.
- RCW 7.105.465 Enforcement and penalties—Knowledge of order.
- RCW 7.105.470 Enforcement—Prosecutor assistance.
- RCW 7.105.565 Proceedings additional—Filing of criminal charges not required.
- RCW 7.105.570 Other authority retained.
- RCW 7.105.575 Liability

2. RCW Title 9 Crimes and Punishments

- RCW 9.03.010 Abandoning, discarding refrigeration equipment
- RCW 9.03.020 Permitting Unused Equipment to Remain on Premises
- RCW 9.03.030 Violation of RCW 9.03.010 or 9.03.020.
- RCW 9.03.040 Keeping or Storing Equipment for Sale
- RCW 9.04.010 False advertising
- RCW 9.04.090 Advertising fuel prices by service stations
- RCW 9.08.030 False Certificate of Registration of Animals—False Representation as to Breed
- RCW 9.08.070 Pet Animals-Taking, concealing, injuring, killing, etc.
- RCW 9.08.072 Transferring stolen pet animal to a research institution
- RCW 9.12.010 Barratry
- RCW 9.12.020 Buying, demanding, or promising reward by district judge or deputy
- RCW 9.16.020 Imitating lawful brand
- RCW 9.16.035 Counterfeiting-penalties
- RCW 9.16.060 Fraudulent registration of trademark
- RCW 9.16.080 Petroleum products improperly labeled or graded-penalty
- RCW 9.16.100 Use of the words “sterling silver,” etc.
- RCW 9.16.110 Use of the words “coin silver,” etc.
- RCW 9.16.120 Use of the word “sterling” on mounting
- RCW 9.16.130 Use of the words “coin silver” on mounting
- RCW 9.16.140 Unlawfully marking article made of gold
- RCW 9.18.120 Suppression of competitive bidding
- RCW 9.18.130 Collusion to prevent competitive bidding-Penalty
- RCW 9.24.010 Fraud in stock subscription
- RCW 9.24.040 Corporation Doing business without a license

RCW 9.26A.090 Telephone company credit cards-Prohibited acts
 RCW 9.26A.110 Fraud in obtaining telecommunications service-Penalty
 RCW 9.26A.120 Fraud in operating coin-box telephone or other receptacle
 RCW 9.26A.130 Penalty for manufacture of sale of slugs to be used for coin
 RCW 9.26A.140 Unauthorized sale or procurement of telephone records-penalties-
 Definitions
 RCW 9.27.015 Interference, obstruction of any court, building, or residence—
 Violations
 RCW 9.35.020 Identity Theft
 RCW 9.35.030 Soliciting undesired mail
 RCW 9.38.010 False representation concerning credit
 RCW 9.38.015 False statement by deposit account applicant
 RCW 9.38.020 False representation concerning title
 RCW 9.40.040 Operating engine or boiler without spark arrester
 RCW 9.40.100 Tampering with fire alarm or firefighting equipment—False alarm—
 Penalties
 RCW 9.41.050 Carrying firearms-loaded pistol in vehicle
 RCW 9.41.115 Unlawful sale or transfer of firearm
 RCW 9.41.140 Alteration of identifying marks – Exceptions.
 RCW 9.41.171 Alien possession of firearms - Requirements – Penalty.
 RCW 9.41.173 Alien possession of firearms - Alien firearm license - Political
 subdivisions may not modify requirements - Penalty for false
 statement.
 RCW 9.41.175 Alien possession of firearms - Possession without license -
 Conditions
 RCW 9.41.230 Aiming or discharging firearms, dangerous weapons
 RCW 9.41.240 Possession of pistol or semiautomatic assault rifle by person
 from eighteen to twenty-one.
 RCW 9.41.250 Dangerous weapons-penalty
 RCW 9.41.260 Dangerous exhibitions
 RCW 9.41.270 Weapons apparently capable of producing bodily harm-unlawful
 carrying or handling-penalty-Exceptions
 RCW 9.41.280 Possessing dangerous weapons on school facilities
 RCW 9.41.282 Possessing dangerous weapons on child care premises—
 Penalty—Exceptions
 RCW 9.41.284 Possessing dangerous weapons at voting facilities - Penalty -
 Exceptions.
 RCW 9.41.300 Weapons prohibited in certain places—Local laws and
 ordinances—Exceptions—Penalty
 RCW 9.41.305 Open carry of weapons prohibited on state capitol grounds and
 municipal buildings.
 RCW 9.41.325 Undetectable or untraceable firearms—Penalties
 RCW 9.41.326 Untraceable firearms - Exceptions – Penalties.

RCW 9.41.327 Unfinished frames or receivers - Exceptions – Penalties.
 RCW 9.41.335 Failure to register as felony firearm offender
 RCW 9.41.360 Unsafe storage of a firearm
 RCW 9.41.810 Violation of requirement to surrender firearms and other violations
 of chapter 9.41 RCW
 RCW 9.44.080 Misconduct in signing a petition
 RCW 9.45.060 Encumbered, leased, or rented personal property—Construction
 RCW 9.45.070 Mock auctions
 RCW 9.45.080 Fraudulent removal of property
 RCW 9.45.090 Knowingly receiving fraudulent conveyance
 RCW 9.45.100 Fraud in assignment for benefit of creditors
 RCW 9.45.270 Fraudulent filing of vehicle report of sale
 RCW 9.46.170 False or misleading entries or statements, refusal to produce
 records
 RCW 9.46.185 Causing person to violate rule or regulation
 RCW 9.46.195 Obstruction of public servant—Penalty
 RCW 9.46.1962 Cheating in the second degree
 RCW 9.46.198 Working in gambling activity without license as violation—Penalty
 RCW 9.46.217 Gambling records—Penalty—Exceptions
 RCW 9.46.222 Professional gambling in the third degree
 RCW 9.47A.050 Offenses relating to inhaling toxic fumes
 RCW 9.51.010 Misconduct of officer drawing jury
 RCW 9.51.020 Soliciting jury duty
 RCW 9.51.030 Misconduct of officer in charge of jury
 RCW 9.51.040 Grand juror acting after challenge allowed
 RCW 9.51.050 Disclosing transaction of grand jury
 RCW 9.51.060 Disclosure of deposition returned by grand jury
 RCW 9.61.230 Telephone harassment
 RCW 9.61.240 Telephone harassment—Permitting telephone to be used
 RCW 9.62.010 Malicious prosecution
 RCW 9.62.020 Instituting suit in name of another
 RCW 9.66.030 Maintaining or permitting nuisance
 RCW 9.66.050 Deposit of unwholesome substance
 RCW 9.68.030 Indecent articles, etc.
 RCW.9.68.060 Offenses related to "erotic material"—Determination by court—
 Labeling—Penalties.
 RCW 9.68.130 Unlawful display of sexually explicit material
 RCW 9.68A.053 Minor dealing in depictions of another minor or selling
 RCW 9.68A.080 Failing to report depictions of minor engaged in sexually explicit
 conduct
 RCW 9.68A.090 Communication with minor for immoral purposes-penalties
 RCW 9.68A.103 Permitting commercial sexual abuse of a minor —Penalty—
 Consent of minor does not constitute defense

RCW 9.68A.150 Allowing minor on premises of live erotic performance—
Definitions—Penalty

RCW 9.68.100 Duty of witness of offense against child or any violent offense—
Penalty.

RCW 9.73.010 Divulging telegram

RCW 9.73.020 Opening sealed letter

RCW 9.73.030 Intercepting, recording, or divulging private communication—
Consent required—Exceptions.

RCW 9.73.080 Alteration, erasure or wrongful disclosure of a recording and other
penalties for violations of RCW 9.73.030

RCW 9.73.260 Unauthorized use of trap and trace devices, cell site simulator

RCW 9.86.020 Improper use of a flag

RCW 9.86.030 Desecration of flag

RCW 9.91.010 Denial of civil rights

RCW 9.91.020 Operating railroad, steamboat, vehicle, etc., while intoxicated

RCW 9.91.025 Unlawful transit conduct

RCW 9.91.060 Leaving children unattended in parked automobile

RCW 9.91.130 Disposal of trash in charity donation receptacle

RCW 9.91.140 Unlawful sale of food stamps

RCW 9.91.142 Food stamps-Trafficking

RCW 9.91.150 Tree spiking

RCW 9.91.170 Violations related to Interfering with dog guide or service animal

RCW 9.91.175 Violations related to Interfering with search and rescue dog

RCW 9.94A.835 Special allegation—Sexual motivation—Procedures

3. **RCW Title 9A Washington Criminal Code**

RCW 9A.36.041 Assault in the fourth degree

RCW 9A.36.050 Reckless endangerment

RCW 9A.36.070 Coercion

RCW 9A.36.150 Interference with the reporting of domestic violence

RCW 9A.40.070 Custodial interference in the second degree

RCW 9A.42.035 Criminal mistreatment in the third degree

RCW 9A.42.037 Criminal mistreatment in the fourth degree

RCW 9A.42.080 Abandonment of a dependent person in the third degree

RCW 9A.42.110 Leaving a child in the care of a sex offender

RCW 9A.44.096 Sexual misconduct with a minor in the second degree

RCW 9A.44.115 Voyeurism in the second degree

RCW 9A.44.132 Failure to register as sex offender or kidnapping offender

RCW 9A.44.170 Custodial sexual misconduct in the second degree

RCW 9A.46.020 Harassment: Definition-Penalties

RCW 9A.46.040 Court-ordered requirements-person charged with crime.

RCW 9A.46.080 Order restricting contact-Violation
RCW 9A.46.110 Stalking
RCW 9A.48.050 Reckless burning in the second degree
RCW 9A.48.090 Malicious mischief in the third degree
RCW 9A.48.105 Criminal street gang tagging and graffiti
RCW 9A.48.110 Defacing a state monument
RCW 9A.49.030 Unlawful discharge of a laser in the second degree
RCW 9A.50.020 Interference with health care facilities and providers
RCW 9A.50.030 Interference with health care facilities and providers-Penalty
RCW 9A.52.060 Making or having burglar tools
RCW 9A.52.070 Criminal trespass in the first degree
RCW 9A.52.080 Criminal trespass in the second degree
RCW 9A.52.100 Vehicle prowling in the second degree
RCW 9A.52.115 False swearing-Penalty
RCW 9A.56.050 Theft in the third degree
RCW 9A.56.060 Unlawful issuance of checks or drafts
RCW 9A.56.063 Making or possessing motor vehicle theft tools
RCW 9A.56.096 Theft of rental, leased, lease-purchased, or loaned property
RCW 9A.56.170 Possessing stolen property in the third degree
RCW 9A.56.180 Obscuring the identity of a machine
RCW 9A.56.220 Theft of subscription television services
RCW 9A.56.270 Shopping cart theft
RCW 9A.56.330 Possession of another's identification
RCW 9A.60.045 Criminal impersonation in the second degree
RCW 9A.60.050 False certification
RCW 9A.60.070 Offenses related to false academic credentials
RCW 9A.60.080 Impersonating a census taker
RCW 9A.61.050 Defrauding a public utility in the third degree
RCW 9A.72.040 False swearing
RCW 9A.72.140 Jury tampering
RCW 9A.72.150 Tampering with physical evidence
RCW 9A.76.020 Obstructing a law enforcement officer
RCW 9A.76.030 Refusing to summon aid for a peace officer
RCW 9A.76.040 Resisting arrest
RCW 9A.76.070 Rendering criminal assistance in the first degree
RCW 9A.76.080 Rendering criminal assistance in the second degree
RCW 9A.76.090 Rendering criminal assistance in the third degree
RCW 9A.76.100 Compounding
RCW 9A.76.130 Escape in the third degree
RCW 9A.76.160 Introducing contraband in the third degree
RCW 9A.76.170 Bail jumping
RCW 9A.76.175 Making a false or misleading statement to a public servant
RCW 9A.76.190 Failure to appear or surrender—Affirmative defense—Penalty.

RCW 9A.80.010 Official misconduct
RCW 9A.82.160 Criminal profiteering lien—Trustee's failure to comply, evasion of procedures or lien
RCW 9A.82.170 Financial institution records—Inspection and copying—Wrongful disclosure
RCW 9A.84.010 Criminal mischief (riot)
RCW 9A.84.020 Failure to disperse
RCW 9A.84.030 Disorderly conduct
RCW 9A.84.040 False reporting
RCW 9A.86.010 Disclosing intimate images
RCW 9A.88.010 Indecent exposure
RCW 9A.88.030 Prostitution
RCW 9A.88.090 Permitting prostitution
RCW 9A.88.110 Patronizing a prostitute
RCW 9A.90.050 Computer trespass in the second degree
RCW 9A.90.070 Spoofing
RCW 9A.90.090 Electronic data tampering in the second degree
RCW 9A.90.130 Cyberstalking
RCW 13.32A.080 Unlawful harboring of a minor—Penalty—Defense—Prosecution of adult for involving child in commission of offense.

4. RCW Title 10 Criminal Procedure

RCW 10.01 General provisions.
RCW 10.05 Deferred prosecution—Courts of limited jurisdiction.
RCW 10.19 Bail and appearance bonds.
RCW 10.21 Bail determinations under Article I, section 20—Conditions of release.
RCW 10.22 Compromise of misdemeanors.
RCW 10.25 Jurisdiction and venue.
RCW 10.27 Grand juries—Criminal investigations.
RCW 10.29 Statewide special inquiry judge act.
RCW 10.31 Warrants and arrests.
RCW 10.34 Fugitives of this state.
RCW 10.37 Accusations and their requisites.
RCW 10.40 Arraignment.
RCW 10.43 Former acquittal or conviction.
RCW 10.52 Witnesses—Generally.
RCW 10.55 Witnesses outside the state (uniform act).
RCW 10.56 Witnesses—Eyewitnesses and informants.
RCW 10.58 Evidence.
RCW 10.61 Verdicts.
RCW 10.64 Judgments and sentences.

RCW 10.66 Drug traffickers—Off-limits orders.
RCW 10.70 Commitments.
RCW 10.73 Criminal appeals.
RCW 10.77 Criminally insane—Procedures.
RCW 10.79 Searches and seizures.
RCW 10.82 Collection and disposition of fines and costs.
RCW 10.85 Rewards.
RCW 10.88 Uniform criminal extradition act.
RCW 10.89 Uniform act on fresh pursuit.
RCW 10.91 Uniform rendition of accused persons act.
RCW 10.92 Tribal police officers.
RCW 10.93 Washington mutual aid peace officers powers act.
RCW 10.96 Criminal process records.
RCW 10.97 Washington state criminal records privacy act.
RCW 10.98 Criminal justice information act.
RCW 10.99 Domestic violence—Official response.
RCW 10.101 Indigent defense services.
RCW 10.105 Property involved in a felony.
RCW 10.108 Blue alert system.
RCW 10.109 Use of body worn cameras.
RCW 10.110 Individuals in custody—Health care services.
RCW 10.112 Sexual exploitation of children.
RCW 10.114 Use of deadly force by peace officer.
RCW 10.116 Peace officers—Tactics and equipment.
RCW 10.118 Law enforcement—Use of force—Data collection.
RCW 10.120 Law enforcement and correctional officers—Permissible uses of force.
RCW 10.122 Uniform electronic recordation of custodial interrogations act.

5. RCW Title 16 Animals and livestock

RCW 16.08.100 Dangerous dogs—Confiscation—Conditions—Duties of animal control authority—Penalties and affirmative defenses for owners of dogs that attack.
RCW 16.24.040 Violation of Order re Stock restricted areas
RCW 16.36.110 Animal health violations, gross misdemeanor—Injunction—Denial, revocation, or suspension of license
RCW 16.50.170 Humane slaughter of livestock - Penalty for violations
RCW 16.52.090 Docking horses
RCW 16.52.095 Cutting ears
RCW 16.52.225 Non-ambulatory livestock-transporting or accepting delivery
RCW 16.52.305 Unlawful use of hook
RCW 16.57.120 Removal or alteration of brand—Penalty
RCW 16.52.207 Animal cruelty in the second degree—Penalty.

- RCW 16.52.225 Non-ambulatory livestock—Transporting or accepting delivery—
Gross misdemeanor—Definition.
- RCW 16.57.280 Possession of cattle or horse marked with another's brand—
Penalty
- RCW 16.57.320 Disposition of proceeds of sale when no proof of ownership—
Penalty for accepting proceeds after sale, barter, trade
- RCW 16.57.405 Microchip in a horse—Removal with intent to defraud
- RCW 16.58.170 identification of cattle through licensing of certified feed lots General
penalties—Subsequent offenses
- RCW 16.65.440 Public livestock markets – Penalty
- RCW 16.68.180 Disposal of dead animals
- RCW 16.70.050 Control of pet animals infected with diseases communicable to
humans - Violations-Penalty

6. RCW Title 19 Business Regulations – Miscellaneous

- RCW 19.02.115 Licensing information—Authorized disclosure—Penalty
- RCW 19.06.040 Blind made products-services – Penalty
- RCW 19.09.275 Charitable solicitations - Violations—Penalties
- RCW 19.25.020 Reproduction of sound without consent of owner unlawful—Fine and
penalty
- RCW 19.25.030 Use of recording of live performance without consent of owner
unlawful—Fine and penalty
- RCW 19.25.040 Failure to disclose origin of certain recordings unlawful—Fine and
penalty
- RCW 19.27A.120 Energy-related building standards - Violations—Penalty
- RCW 19.29.060 Electrical construction - Violation of rules by agent, employee or
officer—Penalty
- RCW 19.30.150 Farm labor contractors – Penalties
- RCW 19.31.080 Employment agencies - License required—Penalty
- RCW 19.48.110 Obtaining hotel, restaurant, lodging house, ski area, etc.,
accommodations by fraud—Penalty
- RCW 19.60.066 Pawnbrokers and secondhand dealers - Prohibited acts—Penalty
- RCW 19.60.067 Secondhand precious metal dealers—Prohibited acts—Penalty
- RCW 19.68.010 Rebating by Practitioners of Healing Professions - Rebating
prohibited—Disclosure—List of alternative facilities
- RCW 19.76.130 Refilling bottles, etc.-Penalty
- RCW 19.83.050 Trading stamp licenses – Penalty
- RCW 19.84.040 Trading stamps and premiums – Criminal Penalty
- RCW 19.86.110 Demand to produce documentary materials for inspection, answer
written interrogatories, or give oral testimony—Contents—Service—
Unauthorized disclosure—Return—Modification, vacation—Use—
Penalty

RCW 19.105.470 Camping resorts - Violations—As gross misdemeanors—Statute of limitations

RCW 19.105.520 Camping resorts unlawful to represent director's administrative approval as determination as to merits of resort—Penalty

RCW 19.110.075 Business opportunity fraud – Penalties

RCW 19.112.060 Motor fuel quality act - Penalties

RCW 19.122.090 Underground Utilities – Excavation without a valid confirmation code – Penalty

RCW 19.122.110 False excavation confirmation code—Penalty

RCW 19.134.070 Credit services organizations act - Waiver of rights—Violations—Enforcement—Unfair business practice

RCW 19.138.270 Sellers of travel violations—Giving false information—Criminal penalties

RCW 19.146.110 Mortgage broker practices act - Criminal penalty

RCW 19.154.100 Immigration services fraud prevention act - Penalty

RCW 19.158.150 Commercial telephone solicitation – Registration required-penalty

RCW 19.158.160 Commercial telephone solicitation-Penalties

RCW 19.166.090 International student exchange – Violations-Misdemeanor

RCW 19.170.070 Promotional advertising of prizes – Violation-Penalty

RCW 19.178.120 Going out of business sales – Violation-False or incorrect notice-Penalty

RCW 19.194.030 Trade-in or exchange of computer hardware - Prohibited acts-Gross misdemeanor

RCW 19.210.040 Unused property merchants – Penalties

RCW 19.230.300 Uniform money services act – Criminal Penalties

RCW 19.235.010 Motion picture-Unauthorized recording-Penalty

RCW 19.265.060 Tax refund anticipation loans-Violation of chapter-Penalty

RCW 19.290.070 Metal property – Violations-Penalty

RCW 19.290.100 Scrap metal license-Penalties

RCW 19.310.130 Exchange facilitators – Violations-Misdemeanor

7. Title 46 Motor Vehicle Dealers and Manufacturers

RCW 46.70.021 License required for dealers or manufacturers—Penalties

RCW 46.70.051 Issuance of license—Private party dissemination of vehicle database

RCW 46.70.140 Handling "hot" vehicles—Unreported motor "switches"—Unauthorized use of dealer plates—Penalty

RCW 46.82.390 Driver Training Schools-Penalty

8. RCW Title 26 Domestic Relations

RCW 26.44.030 Abuse of children-Reports-Duty and authority to make, etc.

RCW 26.44.060 Abuse of children-False report of abuse
RCW 26.44.063 Abuse of children-Violation of court order
RCW 26.44.067 Abuse of children-Refusal to comply with restraining order
RCW 26.44.080 Abuse of children-Failure to make a report-Violation-Penalty
RCW 26.44.150 Violation of restraining order – Persons accused of sexually or physically abusing a child-Penalty

9. Miscellaneous Provisions

RCW 26.28.080 Selling or giving tobacco to minor—Belief of representative capacity, no defense—Penalty
RCW 38.40.120 Authorized military organizations

10. RCW Title 66 Alcoholic Beverage Control

RCW 66.20.200 Liquor permits-Unlawful acts relating to identification or certification card— Penalties
RCW 66.20.340 Alcohol servers-Violation of rules-Penalties
RCW 66.24.481 Licenses-Stamp taxes-Public place or club-License or permit required-Penalty
RCW 66.28.200 Keg registration-Special endorsement for grocery store licensee-Requirements of seller
RCW 66.28.210 Keg registration-Requirements of purchaser
RCW 66.28.220 Keg registration—Identification of containers—Rules—Fees—Sale in violation of rules unlawful
RCW 66.28.230 Keg registration—Furnishing to minors—Penalties
RCW 66.44.090 Acting without license
RCW 66.44.100 Opening or consuming liquor in public place—Penalty.
RCW 66.44.120 Unlawful use of seal
RCW 66.44.140 Unlawful sale, transportation of spirituous liquor without stamp or seal—Unlawful operation, possession of still or mash
RCW 66.44.150 Buying liquor illegally
RCW 66.44.180 General penalties-Jurisdiction for violations
RCW 66.44.200 Sales to persons apparently under the influence of liquor— Purchases or consumption by persons apparently under the influence of liquor on licensed premises—Penalty—Notice— Separation of actions.
RCW 66.44.240 Drinking in public conveyance-Penalty against carrier-Exception
RCW 66.44.250 Drinking in public conveyance-Penalty against individual-Restricted application
RCW 66.44.270 Furnishing liquor to minors, minor in possession, use -Penalties-Exhibition of effects-Exceptions
RCW 66.44.290 Minor purchasing or attempting to purchase liquor-Penalty

- RCW 66.44.300 Treats, gifts, purchases of liquor for or from minor, or holding out minor as at least twenty-one, in public place where liquor sold
- RCW 66.44.310 Minors frequenting off-limits area—Misrepresentation of age—Penalty—Classification of licensees
- RCW 66.44.325 Unlawful transfer to minor of age identification
- RCW 66.44.328 Preparation or acquisition and supply to persons under age twenty-one of facsimile of official identification card—Penalty
- RCW 66.44.380 Powdered alcohol

11. RCW Title 68 Cemeteries, Morgues and Human Remains

- RCW 68.05.115 Sale or transfer of cemetery authority or creation of a new cemetery—Penalty for noncompliance
- RCW 68.05.240 Interment, certificate of authority required—Penalty
- RCW 68.24.130 Cemetery property-Sale for resale prohibited—Penalty
- RCW 68.24.140 Commission on sales prohibited—Penalty
- RCW 68.24.150 Unlawful employment of others to dispose of human remains
- RCW 68.24.190 Opening road through cemetery—Penalty
- RCW 68.28.060 Mausoleums-Improper construction a nuisance—Penalty
- RCW 68.40.085 Endowment and Non-endowment care-Representing fund as perpetual—Penalty
- RCW 68.40.090 Endowment and Non-endowment care-Penalty
- RCW 68.50.020 Notice to coroner or medical examiner—Penalty
- RCW 68.50.050 Removal or concealment of body—Penalty
- RCW 68.50.100 Dissection, when permitted—Autopsy of person under the age of three years
- RCW 68.50.108 Autopsies, postmortems—Consent to embalm, cremate body, or make final disposition—Time limitation
- RCW 68.50.120 Holding body for debt—Penalty
- RCW 68.50.130 Unlawful disposal of remains
- RCW 68.50.185 Individual final disposition—Exception—Penalty
- RCW 68.50.645 Skeletal human remains—Duty to notify—Ground disturbing activities—Coroner determination—Definitions
- RCW 68.50.010 Unlawful damage to graves, markers, shrubs, etc.—Interfering with funeral
- RCW 68.50.040 Nonconforming cemetery a nuisance—Penalty
- RCW 68.60.040 Protection of cemeteries—Penalties
- RCW 68.60.055 Skeletal human remains—Duty to notify—Ground disturbing activities—Coroner determination—Definitions

12. RCW Title 69 Food, Drugs, Cosmetics, and Poisons

RCW 69.04.060 Intrastate commerce in drugs and cosmetics criminal penalty for violations

RCW 69.04.070 Intrastate commerce in drugs and cosmetics additional penalty

RCW 69.06.060 Food and beverage establishment workers' permits-Penalty

RCW 69.07.150 Washington Food Processing Act-Violations-Penalties

RCW 69.22.090 Cottage food operations-Penalty

RCW 69.25.150 Washington Wholesome Eggs And Egg Products Act- Penalties—Liability of employer—Defense

RCW 69.28.185 Honey-Penalty

RCW 69.30.140 Sanitary control of shellfish-Penalties

RCW 69.36.060 Washington Caustic Poison Act of 1929-Penalty

RCW 69.38.040 Inspection of poison register-Penalty for failure to maintain register

RCW 69.38.040 False representation-Penalty

RCW 69.38.060 Manufacturers and sellers of poisons—License required—Penalty

RCW 69.40.055 Selling repackaged poison without labeling—Penalty

RCW 69.41.030 Legend drugs-Prescription drugs- Sale, delivery, or possession of legend drug without prescription or order prohibited—Exceptions—Penalty

RCW 69.41.050 Legend drugs-Prescription drugs - Labeling requirements—Penalty

RCW 69.41.170 Coercion of pharmacist prohibited—Penalty

RCW 69.41.320 Legend drugs-Prescription drugs - Practitioners—Restricted use—Medical records

RCW 69.41.350 Possessing steroid without a valid prescription

RCW 69.50.4011 Possession of counterfeit substance

RCW 69.50.4013 Possession of controlled substance

RCW 69.50.4014 Possession of forty grams or less of marijuana

RCW 69.50.412 Unlawful use of drug paraphernalia

RCW 69.50.475 Marijuana retail outlets—Sale to persons under the age of twenty-one—Penalty

RCW 69.50.560 Controlled purchase programs—Persons under age twenty-one—Violation—Criminal penalty—Exceptions

RCW 69.90.020 Sale of "kosher" and "kosher style" food products prohibited if not kosher—Representations—Penalty

13. RCW Title 70 Public Health and Safety

RCW 70.02.330 Obtaining confidential records under false pretenses - Penalty

RCW 70.05.120 Local health departments, boards, officers-regulations, violations—remedies—Penalties

RCW 70.24.022 Interviews, examination, counseling, or treatment of infected persons or persons believed to be infected—Dissemination of false information—Penalty

RCW 70.24.025 Violations of health order—Penalties

RCW 70.24.027 Intentional transmission of HIV—Penalties
RCW 70.24.080 Control and treatment of sexually transmitted diseases—Penalty
RCW 70.28.033 Treatment, isolation, or examination order of health officer—
Violation—Penalty
RCW 70.41.170 Operating or maintaining unlicensed hospital or unapproved tertiary
health service—Penalty
RCW 70.42.180 Operating without a license—Injunctions or other remedies—
Penalty
RCW 70.54.010 Polluting water supply—Penalty
RCW 70.54.020 Furnishing impure water—Penalty
RCW 70.54.030 Pollution of watershed of city in adjoining state—Penalty
RCW 70.54.050 Exposing contagious disease—Penalty
RCW 70.54.065 Ambulances and drivers—Penalty.
RCW 70.54.070 Door of public buildings to swing outward—Penalty
RCW 70.54.080 Liability of person handling steamboat or steam boiler
RCW 70.54.090 Attachment of objects to utility poles—Penalty
RCW 70.54.160 Public restrooms—Pay facilities—Penalty
RCW 70.54.350 Electrology and tattooing—Practitioners to comply with rules—
Penalty
RCW 70.54.400 Retail restroom access—Customers with medical conditions—
Penalty
RCW 70.58.280 Vital statistics—Penalty
RCW 70.58A.590 Vital statistics—Penalties
RCW 70.62.280 Transient accommodations—licensing—inspections—Violations—
Penalty
RCW 70.74.160 Unlawful access to explosives
RCW 70.74.295 Abandonment of explosives
RCW 70.74.300 Explosive containers to be marked—Penalty
RCW 70.74.310 Gas bombs, explosives, stink bombs, etc.

RCW 70.155.080 Tobacco – Purchasing, possessing by persons under eighteen—
Civil infraction—Jurisdiction.

RCW 70.160.030 Smoking prohibited in public places or places of employment.

RCW 70.160.075 Smoking prohibited within twenty-five feet of public places or
places of employment—Application to modify presumptively
reasonable minimum distance.

RCW 70.345.140 Vapor products - Purchase or possession by persons under
eighteen—Penalty—Jurisdiction.

14. RCW Title 70A Environmental Health and Safety

RCW 70A.200.060 Littering Prohibited – Penalties – Litter cleanup restitution payment

Section 3. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 4. Clerical Errors. Upon approval by the city attorney, the city clerk is authorized to make necessary corrections to this ordinance, including scrivener's errors or clerical mistakes; references to other local, state, or federal laws, rules, or regulations; or numbering or referencing of ordinances or their sections and subsections.

PASSED by the City Council on _____

Council President

Attest:

Approved as to form:

City Clerk

City Attorney

Mayor

Date

Effective Date



Agenda Sheet for City Council:

Committee: Finance & Administration **Date:** 09/23/2024

Committee Agenda type: Consent

Date Rec'd 10/29/2024

Clerk's File # FIN 2024-0001

Cross Ref #

Project #

Council Meeting Date: 11/11/2024

Submitting Dept	FINANCE, TREASURY & ADMIN	Bid #	
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Contact Name/Phone	JESSICA 954-9217	Requisition #	
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Contact E-Mail	JSTRATTON@SPOKANECITY.ORG		
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Agenda Item Type	Report Item		
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Council Sponsor(s)	MCATHCART BWILKERSON ZZAPPONE		
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Agenda Item Name	0410 - SET BUDGET HEARINGS		
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Agenda Wording

Setting the hearings for review of the 2025-2026 Proposed Biennium Budget beginning Monday, November 18, 2024 and November 25, 2024.

Summary (Background)

As part of the budget process, the City Council will hold public hearings on the 2025-2026 Proposed Biennium Budget for the City of Spokane. Public testimony is welcome on all sections of the budget at each hearing. The hearings will be held on November 18, 2024 and November 25, 2024. The City Council may continue the hearing day-to-day up to the 30th day prior to the beginning of the next fiscal year.

Lease? NO Grant related? NO Public Works? NO

Fiscal Impact

Approved in Current Year Budget? N/A

Total Cost	\$
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Current Year Cost	\$
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Subsequent Year(s) Cost	\$
-------------------------	----

Narrative

Amount	Budget Account
Select \$	#
Select \$	#
Select \$	#
Select \$	#
\$	#
\$	#

Committee Agenda Sheet

Finance & Administration Committee

Committee Date	September 23, 2024
Submitting Department	Finance
Contact Name	Jessica Stratton
Contact Email & Phone	jstratton@spokanecity.org 509-954-9217
Council Sponsor(s)	Cathcart, Wilkerson, Zappone
Select Agenda Item Type	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion Time Requested: min
Agenda Item Name	Set Budget Hearings
Proposed Council Action	<input checked="" type="checkbox"/> Approval to proceed to Legislative Agenda <input type="checkbox"/> Information Only
Summary (Background)	<p>Setting the hearings for review of the 2025-2026 Proposed Biennium Budget beginning Monday, November 18, 2024 and November 25, 2024.</p> <p>*use the Fiscal Impact box below for relevant financial information</p> <p>As part of the budget process, the City Council will hold public hearings on the 2025-2026 Proposed Biennium Budget for the City of Spokane. Public testimony is welcome on all sections of the budget at each hearing. The hearings will be held on November 18, 2024 and November 25, 2024. The City Council may continue the hearing day-to-day up to the 30th day prior to the beginning on the next fiscal year.</p>
<p>Fiscal Impact</p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A</p> <p>Total Cost: Click or tap here to enter text.</p> <p>Current year cost:</p> <p>Subsequent year(s) cost:</p> <p>Narrative: Please provide financial due diligence review, as applicable, such as number and type of positions, grant match requirements, summary type details (personnel, maintenance and supplies, capital, revenue), impact on rates, fees, or future shared revenue</p> <p>Funding Source <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Specify funding source: Select Funding Source*</p> <p>Is this funding source sustainable for future years, months, etc? Click or tap here to enter text.</p> <p>Expense Occurrence <input type="checkbox"/> One-time <input type="checkbox"/> Recurring <input type="checkbox"/> N/A</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
<p>Operations Impacts (If N/A, please give a brief description as to why)</p> <ul style="list-style-type: none"> • 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

Council Subcommittee Review

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