



Official Gazette

City of Spokane, Washington

Statement of City Business, including a Summary of the Proceedings of the City Council

Volume 103

JULY 17, 2013

Issue 29



MAYOR AND CITY COUNCIL

MAYOR DAVID A. CONDON

COUNCIL PRESIDENT BEN STUCKART

COUNCIL MEMBERS:

MICHAEL A. ALLEN (DISTRICT 2)

MIKE FAGAN (DISTRICT 1)

NANCY McLAUGHLIN (DISTRICT 3)

STEVE SALVATORI (DISTRICT 3)

JON SNYDER (DISTRICT 2)

AMBER WALDREF (DISTRICT 1)

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The Official Gazette

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Minutes

MINUTES OF SPOKANE CITY COUNCIL**Monday, July 8, 2013****BRIEFING SESSION**

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:30 p.m. in the Council Chambers in the Lower Level of the Municipal Building, 808 West Spokane Falls Boulevard, Spokane, Washington.

Roll Call

On roll call, Council President Stuckart and Council Members Allen, Fagan, Salvatori, and Waldref were present. Council Member Snyder arrived at 3:34 p.m. Council Member McLaughlin was absent. City Administrator Theresa Sanders, Assistant City Attorney Mike Piccolo, and City Clerk Terri Pfister were also present on the dais.

Advance Agenda Review

Council received input from staff on the July 15, 2013, Advance Agenda items.

Emergency Ordinance C35008 Relating to Marijuana Use

Council Member Snyder, as a co-sponsor of Ordinance C35008 with Council Member Fagan, provided an overview of the ordinance. Council discussion was held, with comment by Assistant City Attorney Mike Piccolo. Council Member Snyder requested Council Members to look at the ordinance closely and to provide concerns or recommended changes to Assistant City Attorney Mike Piccolo. He noted if need be an updated draft of the ordinance can be provided to Council Members by next Monday.

Action to Approve July 15, 2013, Advance Agenda

Following staff reports and Council inquiry and discussion regarding the July 15, 2013, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.2):

Motion by Council Member Fagan, seconded by Council Member Waldref, to approve the Advance Agenda for Monday, July 15, 2013; **carried unanimously (Council Member McLaughlin absent).**

ADMINISTRATIVE SESSION**Current Agenda Review**

Council received input from staff and reviewed items on the July 8, 2013, Current Agenda.

Action to Approve July 8, 2013, Current Agenda

Following staff reports and Council inquiry and discussion regarding the July 8, 2013, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.2):

Motion by Council Member Fagan, seconded by Council Member Allen, to approve the Current Agenda for Monday, July 8, 2013; **carried unanimously (Council Member McLaughlin absent).**

CONSENT AGENDA

Upon motion of Council Member Waldref, seconded by Council Member Allen, Council unanimously (Council Member McLaughlin absent) approved Staff Recommendations for the following:

Additional purchase of one 2014 Freightliner M2-106 Truck Chassis from Freedom Truck Center (Spokane, WA) by Fleet Services Department for the Wastewater Department—\$106,708.62 (including tax). (OPR 2010-0585 / BID 3709-10)

Value Blanket Orders, using Washington State Contract #01712, with:

- a. Wingfoot, Inc. (Spokane, WA) for purchase of 16", 17," and 18" Goodyear tires for Police vehicles on an "as needed" basis—\$85,000 (including tax). (OPR 2013-0500)
- b. TDS Tires, Inc. (Spokane, WA) for purchase of miscellaneous tires for the Fleet Services Department on an "as needed" basis—\$340,000 (including tax). (OPR 2013-0501)

Low bids meeting specifications of:

- a. Clyde/West, Inc. (Spokane, WA) for one Omco Street Flusher/De-icer System as a replacement unit for the Street Department—\$131,958.85 (including tax). (OPR 2013-0502 / BID 3942-13)
- b. Owen Equipment Company (Kent, WA) for one High Velocity Sewer Cleaner Jet Rodder Body as a replacement unit for the Wastewater Department—\$175,991.69 (including tax). (OPR 2013-0503 / BID 3948-13)

Low Bids of:

- a. Red Diamond Construction, Inc. (Spokane Valley, WA) for Riverside Avenue from Altamont Street to Cook Street and Cook Street from Sprague Avenue to Riverside Avenue—\$215,193.31 (plus tax). An administrative reserve of \$21,519.33 (plus tax), which is 10% of the contract price (plus tax), will be set aside. (PRO 2012-0019 / LID 2012049)
- b. Red Diamond Construction, Inc. (Spokane Valley, WA) for Nebraska Avenue from Lincoln Street to Post Street—\$76,001.55 (plus tax). An administrative reserve of \$7,600.15 (plus tax), which is 10% of the contract price (plus tax), will be set aside. (PRO 2012-0028 / LID 2012059)
- c. Red Diamond Construction, Inc. (Spokane Valley, WA) for Downtown Bicycle Network Completion—\$394,509. An administrative reserve of \$39,450.90, which is 10% of the contract price, will be set aside. (PRO 2013-0015 / ENG 2011074)
- d. Bacon Concrete, Inc. (Colbert, WA) for Shiloh Hills Elementary Sidewalks—\$132,760. An administrative reserve of \$13,276, which is 10% of the contract price, will be set aside. (PRO 2013-0016 / ENG 2012135)
- e. Spokane Rock Products, Inc. (Spokane Valley, WA) for 2013 City of Spokane Grind and Overlay Program—\$454,138.15. An administrative reserve of \$45,413.82, which is 10% of the contract price, will be set aside. (PRO 2013-0017 / ENG 2013041)

One-year contract extension with AOT PSC (Waldorf, MD) for management of false security alarm calls from July 1, 2013 through June 30, 2014—estimated revenue \$285,000. (OPR 2011-0535 / RFP 3770-11)

Five-year contract with Professional Account Management, LLC, a Duncan Subsidiary (Milwaukee, WI) for the purchase and implementation of a new parking Citation Management Software System. (OPR 2013-0504 / RFP 3895-12)

Grant Awards from:

- a. Federal Emergency Management Agency FY 2012 Assistance to Firefighters Grant Program to replace obsolete Knox boxes on apparatus fleet—\$50,256 revenue. (OPR 2013-0505) (Relates to Emergency Budget Ordinance C35003 and Resolution 2013-0052.)
- b. State Homeland Security FY 2012 Grant Program for security enhancements at the Fire Training Operations Center—\$47,100 revenue. (OPR 2013-0506) (Relates to Emergency Budget Ordinance C35004.)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through July 1, 2013, total \$15,789,334.63, (Warrant Nos. 470982 - 471885; ACH Nos. 10884-11008), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$15,066,671.31. (CPR 2013-0002)
- b. Payroll claims of previously approved obligations through June 22, 2013: \$5,761,680.22 (Payroll Check Nos. 514059 – 514483). (CPR 2013-0003)

Executive Session/Council Recess

The City Council adjourned at 4:27 p.m. No Executive Session was held. The City Council reconvened at 5:45 p.m. for a meet and greet session with proposed candidates for appointment to the Park Board. The City Council reconvened again at 6:00 p.m. for the Regular Legislative Session, with Council President Stuckart and Council Members Allen, Fagan, Salvatori, Snyder, and Waldref present. Council Member McLaughlin was absent.

LEGISLATIVE SESSION**Words of Inspiration**

There were no Words of Inspiration.

Pledge of Allegiance

The Pledge of Allegiance was led by Council President Stuckart.

Roll Call

Council President Stuckart and Council Members Allen, Fagan, McLaughlin, Salvatori, Snyder, and Waldref were present. Council Member McLaughlin was absent.

MAYORAL PROCLAMATION

July 8, 2013 *Day of Remembrance for Fallen Firefighter John Knighten*

Mayor David Condon read a proclamation in recognition and in remembrance of fallen Firefighter John Knighten. The proclamation recognizes Firefighter Knighten's life of service and encourages citizens to honor the memory of this brave public servant, the courage of his family, and the support of the fire department and our local community. A moment of silence was held following the Mayor's reading of the proclamation.

CITY ADMINISTRATION REPORT**Operation Healthy Family**

Tommy Williams, Executive Director, provided an overview of the nonprofit organization Operation Healthy Family (OHF). The Mission Statement of OHF is to offer support and programs that help strengthen families through collaboration and partnerships with other non-profit organizations, schools, and businesses. He spoke regarding OHF's programs [after school programs, dental outreach, "See it-Say it" (anti-bullying campaign)] and partnerships, and noted one of the objectives is to combat childhood obesity through education, healthy eating, and exercise. Further information regarding Operation Healthy Family can be found at www.ohfspokane.org.

COUNCIL COMMITTEE REPORTS**Public Works Committee**

Council Member Salvatori reported on the Public Works Committee meeting held earlier today (July 8). Minutes of the Public Works Committee meetings are filed with the City Clerk's Office and are available for review following approval of the Public Works Committee.

COUNCIL APPOINTMENTS**Reappointment and Appointments to Park Board (CPR 1981-0402) and Reappointments to Human Rights Commission (CPR 1991-0068)**

Upon Unanimous Voice Vote in the affirmative (Council Member McLaughlin absent), the City Council confirmed the following reappointments and appointments:

Park Board (CPR 1981-0402)

- Reappointment of Ross Kelley to serve a five-year term to begin immediately and expire February 28, 2018.
- Appointment of Preston Potratz to serve a five-year term to begin immediately and expire February 28, 2018.
- Appointment of Kristen Meyer to serve an unexpired term to begin immediately and expire February 28, 2016, at which time she will be eligible for reappointment.

Human Rights Commission (CPR 1991-0068)

- Reappointment of Lisa Rosier to serve a three-year term to begin immediately and expire on March 31, 2016.
- Reappointment of Barbara Ann-Bonner to serve a three-year term to begin immediately and expire March 31, 2016.
- Reappointment of James Mohr to serve a three-year term to begin immediately and expire March 31, 2016.

OPEN FORUM

Mr. Martie Taylor spoke regarding panhandling and the homeless. He commented on Change for the Better at Central United Methodist Church, 518 W. 3rd. He noted he was homeless at one time for one year, and he is a good example of Change for the Better and has turned his life around.

Ms. Molly Kahlua, Program Director at Change for the Better, spoke regarding Change for the Better and the challenges of being homeless. She noted Change for the Better would be honored to partner with the City in creating solutions for panhandling and to improve education and on-the-job training for the homeless.

Pastor Ian Robertson, Central United Methodist Church, also spoke regarding Change for the Better and partnering with the City and churches to help panhandlers, the homeless, and the needy.

Mr. Rick Bocook commented on the homeless and the transient shelter ordinance and trespassing across open parking lots, and he stated people are getting arrested, released, and getting arrested again continually. He remarked that criminalizing homelessness is unconstitutional.

Ms. Virginia Kivett indicated she fell walking on the sidewalk. She spoke regarding the condition of the sidewalks on Grant Avenue between 15th and 28th and submitted pictures of the sidewalk area where she fell.

Mr. William Quealy commented on decriminalizing homelessness.

Mr. George McGrath commented on alleviating homelessness. He presented remarks against the proposed pedestrian bridge (University Place Pedestrian Overpass) and suggested a part of the pedestrian bridge money could instead be used to build bridges with our homeless.

LEGISLATIVE AGENDA**EMERGENCY BUDGET ORDINANCE****Emergency Budget Ordinance C35003 and Emergency Budget Ordinance C35004**

Subsequent to the opportunity for public testimony and Council comment, with no citizens or Council Members requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **passed** the following Emergency Budget Ordinances amending Ordinance No. C34947 passed the City Council December 10, 2012, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

ORD C35003 Fire Improvement Fund
FROM: Department of Homeland Security, \$50,256;
TO: Minor Equipment, same amount.

(This action budgets a grant from the Department of Homeland Security FY 2012 for new Knox Company KeySecure Knox boxes.) (Relates to OPR 2013-0505 and RES 2013-0052)

ORD C35004 Fire Improvement Fund
FROM: Department of Homeland Security, \$47,100;
TO: Other Improvements, same amount.

(This action budgets a grant from the State Homeland Security FY 2012 Grant Program.) (Relates to OPR 2013-0506)

Emergency Budget Ordinance C35005

Subsequent to an opportunity for public testimony, with no individuals requesting to speak, and comment by Council President Stuckart, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **passed** **Emergency Budget Ordinance C35005** amending Ordinance No. C34947 passed the City Council December 10, 2012, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

Building and Code Enforcement Funds
FROM: Various Accounts, \$150,000;
TO: Various Accounts, same amount.

(This action budgets for property demolitions ordered by the Building Official.)

Emergency Budget Ordinance C35006

Subsequent to the opportunity for public testimony and Council comment, with no citizens or Council Members requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **passed Emergency Budget Ordinance C35006** amending Ordinance No. C34947 passed the City Council December 10, 2012, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

Human Services Grants Fund
FROM: Department of Commerce, \$262,668;
TO: Contractual Services, same amount.

(This action budgets for increased grant funding from the Washington State Department of Commerce to be used in expanding the current rapid re-housing services and employment resources for homeless and TANF eligible households.)

There were no **Emergency Ordinances**.

RESOLUTIONS

Resolution 2013-0052 Declaring Knox Company a Sole Source

Subsequent to an opportunity for public testimony and Council comment, with no citizens or Council Members requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **adopted Resolution 2013-0052** declaring Knox Company (Phoenix, AZ) a sole source for KeySecure4 Master Key Retention Devices for the Fire Division and authorizing its purchase—\$57,280 (plus tax and shipping). (Relates to OPR 2013-0505 and Emergency Budget Ordinance C35003.)

Resolution 2013-0053 Declaring Whitney Equipment Company, Inc. a Sole Source

Subsequent to an opportunity for public testimony and Council comment, with no citizens or Council Members requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **adopted Resolution 2013-0053** declaring Whitney Equipment Company, Inc. (Bothell, WA) a sole source supplier of ISCO flow monitoring equipment, and authorization to purchase approximately 10 monitors and 13 rain gauge modems—estimated cost \$150,000 (including tax).

FINAL READING ORDINANCES

Final Reading Ordinance C35002—Tuscan Ridge PUD

Subsequent to an opportunity for public testimony and Council comment, with no citizens or Council Members requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **passed Final Reading Ordinance C35002** approving a project agreement and easement between the Park Board and Yong Lewis, developer, Tuscan Ridge PUD.

Final Reading Ordinance C35007—Local Improvement District No. 2011082

Subsequent to an opportunity for public testimony and Council comment, with no citizens or Council Members requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **passed Final Reading Ordinance C35007** approving and confirming the assessments and assessment roll for Local Improvement District No. 2011082 for Street Improvements of Avenue from Chestnut Street to Inland Empire Way; 14th Avenue from Chestnut Street to Inland Empire Way, and levying and assessing the amounts thereof, according to benefits, against the several lots, tracts and parcels of land and other property as shown on said roll; providing for the collection of said assessments and the issuance of local improvement installment notes or bonds to pay the cost and expense of said improvement; fixing the date of issue of said installment notes or bonds; and providing for delinquency penalties.

For Council action on Ordinance C35001, see section of minutes following “Hearings.”

FIRST READING ORDINANCES

The following Ordinances were read for the First Time with further action deferred:

ORD C35008 An interim ordinance relating to marijuana use, medical cannabis collective garden regulatory licensing and state-licensed marijuana producers, processors and retailers; amending SMC Sections 1.05.170 and 4.04.020; adopting a new Section 8.02.0233 to Chapter 8.02 SMC; adopting new Chapters 10.49 and 10.50 to Title 10 SMC and new Chapter 17C.347 to Title 17C of the Spokane Municipal Code; providing for a public hearing within sixty days and declaring an emergency. (Note: This ordinance will be considered under "Emergency Ordinances" on July 15, 2013, Agenda.)

ORD C35009 Relating to the Northeast Public Development Authority; amending Ordinance No. C34813.

ORD C35010 Relating to parking non-passenger vehicles in residence zones; amending SMC Section 16A.61.562. (Removes undefined standard of “habitual parking;” replacing with a precise and measureable guideline.)

For Council action on First Reading Ordinance C35011, see section of minutes under “Hearings.”

There were no **Special Considerations**.

HEARINGS

The City Council held a hearing on the vacation of the alley between 6th Avenue and 7th Avenue from McClellan Street to Browne Street requested by Spokane South Medical, LLC. Subsequent to public testimony from one individual and the opportunity for Council comment, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **approved** (subject to conditions in the Department of Engineering Services Street Vacation Report dated July 8, 2013) the vacation of the alley between 6th Avenue and 7th Avenue from McClellan Street to Browne Street requested by Spokane South Medical, LLC.

In conjunction with the hearing, Ordinance C35011—vacating the alley between 6th Avenue and 7th Avenue from McClellan Street to Browne Street—was provided a first reading, with further action deferred.

FINAL READING ORDINANCES (continued)

Final Reading Ordinance C35001 Relating to Firearms

Subsequent to an overview of Ordinance C35001 by Council Member Fagan, as the sponsor, public testimony, and comment by Council Members and Assistant City Attorney Mike Piccolo, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member McLaughlin absent), the City Council **passed Final Reading Ordinance C35001** relating to firearms; amending SMC Sections 10.10.050 and 10.11.052.

No individuals spoke during the **second Open Forum**.

ADJOURNMENT

There being no further business to come before the City Council, the Regular Legislative Session of the Spokane City Council adjourned at 6:56 p.m.

MINUTES OF SPOKANE CITY COUNCIL
Thursday, July 11, 2013

A Special Meeting of the Spokane City Council was held on the above date at 3:36 p.m. in the City Council Briefing Center, Lower Level - City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. Council President Stuckart and Council Members Fagan, McLaughlin, Salvatori, Snyder and Waldref were present. Council Member Allen was absent.

The following topic was discussed:

- Community, Housing & Human Services (CHHS) Board Update

The meeting was open to the public but was conducted in a workshop format. No public testimony was taken and discussion was limited to appropriate officials and staff.

The meeting adjourned at 4:08 p.m.

PCED COMMITTEE MINUTES
Monday, June 17, 2013

Council President Ben Stuckart called the meeting to order at 11:00 a.m.

Members in Attendance: Ben Stuckart, Jon Snyder, Mike Fagan & Steve Salvatori

Absent: Council Member Nancy McLaughlin, Mike Allen & Amber Waldref

Staff present: Jan Quintrall, Scott Chesney, Terri Stripes, Debra Robole, Ken Brown, Katherine Miller Ray-Lynn Barden, Susan King, Sheryl McGrath, Sheila Morley, Kyle Twohig & Mike Werner

Recording Secretary: Brenda Corbett

I. APPROVAL OF MINUTES

Meeting minutes for the June 3, 2013, 2013 meetings were approved as presented.

II. COUNCIL UPDATE:

1. MLK Phase II – Council Member Snyder requested a City Council update; Gary Nelson presented the history of the project and details of Phase II. Council has been contacted by Second Harvest regarding the lack of truck parking with the current design Harvest does not currently own the lot they are using, and have an easement for the use. They will need to negotiate with a near-by trucking firm for over-night lot use. There is an applied appraisal/value to the solution, as defined by Federal Guidelines; that they will be compensated for the value of the current easement. Staff previously accommodated Second Harvest's need for a truck ramp by making adjustments to the road, which initiated the current design. Staff also reported to the Council regarding the proposed traffic circle; it does not meet the warrant for a signal, as the project stands on opening day. This phase of the project is fully funded; Phase III is the Erie Street connection for future road building (currently has enough ROW).

STAFF ACTION: Council Member Snyder requested to schedule an Executive Session on project ROW real estate update; requested Staff to submit a Cul de Sac Briefing Paper and to schedule a follow-up PCED meeting.

III. STAFF UPDATE: Council congratulated Staff regarding the reopening of Monroe Street Bridge.

1. Northeast Public Development Authority – Scott Chesney briefed the Committee regarding a proposed amendment to the NEPDA Charter that removes the District One parameters; that will allow for planning in the urban growth area, allowing unrestricted discussion with partners outside of the current parameters.

STAFF ACTION: Staff to move forward with the project charter amendment.

2. Tracking Census/Real Estate Data for Centers – Scott Chesney reported Staff has expanded the data services that will enable research and preparations of demographic baseline/economic indicator data and analysis for selected centers and corridors. Staff inquired specifics of what Council will want to derive from the data; Council will need time to review the material. Council will communicate through Council Member Waldref.
3. Housing and Essential Needs (HEN) Contract Amendment – Sheila Morley briefed the proposed amendment increase to the contract by \$1,050,078 and time extension. Acceptance of the Housing & Essential funding provides service for the short-term disabled population for housing, utility, and central needs. The Salvation Army will continue to operate the HEN program. Currently there is an increase in clients; City of Spokane is involved, as Washington State no longer performs this function; funding is appropriated by Washington State Department of Commerce.

4. Increase of the Administrative Reserve for Howard Street LID Project – Ken Brown reported that the curb wall installation ran this over the contractor bid by \$6950.
5. Change Order for 11th /12th Avenues/Spruce St LID – Kyle Twohig briefed the Committee that after the project was bid; the Wastewater Management Department requested addition of some storm sewer correction work. This created a \$25,662.00 increase. Wastewater Management will cover additional costs.
6. Administrative Reserve for Wall Street – Riverside Avenue and 5th to 3rd Avenues – Ken Brown reported on this completed project. Due to the extended Riverside Avenue section which incurred added costs of traffic control during the project, appropriate light replacement, along with costs incurred from several special downtown events, additional funding is needed. The project is funded by WSDOT Regional Mobility Grant awarded to STA.

Respectfully submitted by:

Brenda Corbett, Planning & Development

PUBLIC SAFETY COMMITTEE MINUTES
Monday, June 17, 2013

Attendees: Council President Stuckart, Council Member Jon Snyder, Council Member Mike Fagan, Council Member and PSC Chair Nancy McLaughlin, Council Member Salvatori, Council Member Allen, Council Member Waldref, SPD Chief Straub, SPD Commander Walker, Fire Chief Williams, Mary Muramatsu, Melody Westmoreland-AMR, Fire-Dave Kolkot, Monique Cotton, Matt Folsom, Rob Chiappe, Debra Roble, Susan King, Angela Golden, Rae-Lynn Conger, Jason Franklin, Members of the Media, Sue Raymon Fire Secretary, Carla Stamatoplos SPD Secretary.

Chair Nancy McLaughlin opened the meeting at 1:30 p.m.

APPROVAL OF MINUTES

The May 20, 2013 PSC minutes were approved as published.

SPOKANE POLICE DEPARTMENT

Blumenthal's Contract – Jason Franklin

Jason Franklin reported that this is the first of four one-year contract options with Blumenthal's, from July 1, 2013 through June 30, 2014. The estimated cost is \$40,000 and funding is from the general fund. Chief Straub added that the department was transitioning back to summer weight and winter weight jumpsuits. The mid-weight jumpsuit did not accomplish what the department thought that it would, they are not warm enough in the winter and they are too warm to wear for summer weather. The Chief added that there have been some minor modifications to make the jumpsuits more user friendly and comfortable for the officer. SPD is seeking Council approval for the contract extension. Council questions and discussion followed.

AOT – False Alarm Program – Jason Franklin

Jason Franklin reported that SPD is seeking Council approval for a contract extension with AOT/PSC for the administration of the False Alarm Program. The estimated revenue is \$285,000 for the one-year term from July 1, 2013 – June 30, 2014. The city will receive about 78.5% of the revenue. The current contract between AOT/PSC and the City of Spokane expires on June 30, 2013. This is the first of three one year contract options. AOT/PSC has provided the Police department for the last seven years with this service and revenue. AOT gets 21.5% of all the revenue. AOT does most of the tracking, administration, billing, mailing and phone service. The Police Department responds to over 7,000 alarm calls annually. Approximately, 98% of these alarms are false, resulting in the commitment of over 8,000 man-hours in Police Department resources to those alarms. This program will identify persistent false alarm problems and hold alarm companies and their customers accountable through annual registration and an assessment of cost recovery fees to reimburse the expense of responding to false alarms. SPD is seeking Council approval for the contract extension beginning July 1, 2013 through June 30, 2014, unless terminated earlier. This is revenue to the general fund of approximately \$20,000 to \$38,000 a month. Council questions and discussion followed.

Chief Straub added that the language in the letter that the department sends out to alarm holders will be modified by Monique Cotton and a copy of the newly revised letter would be sent to Chair Council McLaughlin when the revisions are completed. *Note: Jason Franklin sent Council Chair McLaughlin an informational spreadsheet on June 19, 2013 with the information on the False Alarm Program that Council members had asked for.

STA Contract Amendment – Jason Franklin

Jason Franklin reported that SPD is amending the interlocal agreement with Spokane Transit Authority to provide a police officer based out of the STA Plaza from January 1, 2013 through December 31, 2013. The Police Department has a contract with Spokane Transit Authority to provide the public with police services in the STA Plaza facility and a surrounding service area from the Spokane River, inclusive of Riverfront Park, to Interstate 90, and Division Street to Madison Street or at other locations as mutually agreed to by both parties. The amendment changes the location of the SPD officer from the STA Plaza to SPD's downtown substation located at street level on the same block as the STA Plaza. STA will provide four (4) additional parking spaces at the Plaza Garage for a total of seven (7) spaces at no charge, as long as the City maintains a staffing level at SPD's downtown substation of at least seven (7) officers. Maintaining a police presence in Spokane's downtown area has a significant impact upon perceived safety in the area surrounding the STA Plaza. Council questions and discussion followed.

Council Member Allen asked when SPD would be in the Peyton building. Chief Straub advised that we will be in the building on June 28.

JAG Grant 2013 – Jason Franklin

Jason Franklin reported this is SPD's annual Justice Assistance Grant notification. The Spokane County Sheriff's Office in collaboration with the City of Spokane Police Department submitted a request for funding for a joint proposal under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. An award was received for \$147,245 which will be split as follows: City - \$80,984.75 and County - \$66,260.25. The CITY agrees to use the \$80,984.75 for automated license plate readers and patrol rifles and optics for the rifles, until September 30, 2016. The COUNTY agrees to use the \$66,260.25 to support a Criminal History Specialist and a Legal Secretary in the Prosecutor's Office until September 30, 2016. No action by Council is required at this time. SPD is seeking Council acceptance of JAG13 when awarded this fall. Chief Straub advised that the state automatically uploads to the system and all of our local stolen vehicle information is automatically uploaded as well. We will have more officers out on the street with the readers. This will save a lot of manpower, for both dispatchers and officers. Council questions and discussion followed.

- Council Member Snyder advised that he would like more detailed information on the license plate reader program.
- Council Member Allen asked for a report on the effectiveness of the program and a statistical analysis report as well for a future public safety meeting.

Hoopfest 2013 – Jason Franklin

Jason Franklin reported on the MOU between the City of Spokane and Hoopfest Association for 2013 Hoopfest Police and Fire personnel costs reimbursements. He advised that SPD's expected costs for 2013 are \$81,000.00. SPD will be reimbursed at 60% or about \$48,600 of actual costs. The Fire Departments expected costs are \$19,000.00 and will be reimbursed at \$9,000.00. Hoopfest creates a significant annual economic impact to the community. The City invoices sixty percent (60%) of Police and Fire's personnel costs in consideration of Hoopfest's annual impact to the Spokane region. The annual Hoopfest creates a significant economic impact to the Spokane region. SPD is seeking Council approval of the MOU with Hoopfest for personnel costs reimbursement. Funding is from the general fund.

- Council Member Fagan asked for an update on the overtime budget and how those budgets are synced.

Photo Red Update – Briefing Paper by Officer Fuller

1412 violations issued in May, 2013. 52,623 citations have been issued since the beginning of the program, November 1, 2008 through today (June 12, 2013). Payment statistics are 72.4% so far for 2012 and continuing to rise. The program has collected over \$4,715,493 from November 1, 2008 through today. Out of 11,598 citations that have gone to hearing in front of a commissioner, only 1865 have been found not committed.

Officer Fuller reported that she met with the Photo Enforcement Subcommittee on June 6, 2013, and discussed some things that should be changed in the contract should Council go forward with Intersection Safety. Officer Fuller also presented a Power Point describing the program, how it's working and its benefits, to the Logan Neighborhood Council and the Pedestrian, Traffic and Transportation (PeTT) Committee.

**FIRE
COUNCIL ISSUES****Graffiti Ordinance – Council President Stuckart**

Council President Stuckart advised that some of the downtown businesses are not removing their graffiti and it is causing problems. In the current ordinance, business owners would be sent a letter advising that the graffiti must be removed within ten days and if not removed, the property would be declared a public nuisance. This is hard to enforce, is a very lengthy process and isn't really appropriate for graffiti. This ordinance change makes the violation a Class IV Civil Infraction allowing a ticket with a fine of \$25 for each day the graffiti is not removed. The basic premise is to allow enforcement of business owners. Council President Stuckart advised that he would like it written in the ordinance to allow 50% of the ticket revenue to go into a graffiti abatement fund for business owners who can't afford to remove the graffiti. There was much discussion on this issue.

Council Chair McLaughlin questioned what will happen to property owners who are not around for months at a time, or are physically unable to remove the graffiti. Council Member Snyder advised that he would like to see funding for paint supplies available for property owners who can't afford supplies.

Chief Straub advised the POG program does have about \$10,000 available in funds. Gang graffiti should be removed as soon as possible as well as unauthorized graffiti art. We need to cover up graffiti as quickly as it appears. The Chief advised that we can have discretion, using logic and reasoning. The ordinance will at least give us options to get graffiti cleaned up; this is a priority for SPD. The Chief advised that all patrol officers are asked to report graffiti so it can be removed quickly. Eric Walker is only funded for a part time position. The Chief advised in the fall, we will dedicate an officer with a sufficient amount of time to devote to the program and are also involving our SPD volunteers, COPS and neighborhoods, to clean up graffiti and send the message that graffiti is unacceptable behavior.

Surveillance-Drone Ordinance - Council President Stuckart

CP Stuckart reported that the police departments of Seattle and New York City just implemented a surveillance drone program without community discussion or council discussion or approval. Seattle City Council just passed a similar ordinance to this one. This ordinance sets up protocol and excludes: police body cameras; police cameras; police vehicle cameras; cameras installed on fire and other emergency vehicles; cameras installed at intersection for traffic patterns; the Park Board; and the Library Board, fire agency cameras, and the cameras at city hall. The ordinance says there must be operational protocols in place and a public outreach plan in place that the City Council would approve if the city was going to go forward with surveillance drones. Chief Straub and A/C Meidl read the ordinance and asked for one exception to the ordinance language; that SPD be allowed to continue using surveillance equipment for criminal investigations. CP Stuckart advised that this is a preventative message, it is better to have the protection in place before the program is implemented. Chief Straub advised that SPD will seek council approval for the purchase of a drone. Nationally, a lot of agencies are considering drones and they are being used extensively on the border. However, drones are much cheaper and less dangerous than operating helicopters. Council questions and discussion followed.

Photo Red Subcommittee Update – Council Member Waldref

CM Waldref reported that the committee met and recommended two main changes. 1. Reduced cost of contract because the city is printing/mailling tickets in house; 2. Reduced cost of contract to handle bill payment/customer service in house at municipal court for better customer service. One clerk position would be needed for Municipal Court and would be funded by the program. CM Waldref suggested adding a provision that encourages ATS to subcontract with local workers for electrical, painting and other labor to install the red light cameras. CM Snyder suggested a process be created for neighborhoods to petition to have intersections added to the program. CP Stuckart advised that if state law changes and allows camera data to be used for other purposes, he would like to re-open the contract for negotiations. Council questions and discussion followed.

SPD Vehicle Purchase – Councilmember's Allen, Snyder & Waldref

Council Member Allen asked last year when they shifted police vehicles, was it out of the police capital and the city capital budget, or shifted from city operations into city capital budget? Chief Straub advised that everything is in city capital now and it is being done through Fleet. Council President Stuckart advised \$350,000 was labeled as miscellaneous revenue in the general fund budget. The other \$400,000 was an expenditure line that Council approved, a generic line for capital purchases of \$700,000 in the general fund. SPD is using \$400,000 of that for the vehicle purchase. Council questions and discussion followed.

Ordinance Related to Firearms – Councilman Fagan

CM Fagan advised that he was approached by a citizen who advised that our RCW 10.10.050 was lacking and needed to be matched with state law. The language in 10.10.050 and 10.11.052 is being amended to reflect state law. Council questions and discussion followed.

Commercial Parking in Residential Zones – Prosecutor Matt Folsom

Prosecutor Folsom advised that the ordinance language is being revised to reflect state law. Rob Chiappe Abandoned Auto advised that when the code was adopted the only word for offending was habitual and not further defined. The language "overnight" was left out of the ordinance. Prosecutor Folsom advised that he is asking for the overnight language to be added back into the ordinance as well as a definitive time limit of 4 hours. Council questions and discussion followed.

OPO Monthly Presentation – Tim Burns

ADJOURNMENT

Chair McLaughlin adjourned the meeting 2:58 p.m.

Respectfully submitted by:

Sue Raymon, Fire Administrative Secretary

Carla Stamatoplos, Police Administrative Secretary

(Attachments are on file for review in the Office of the City Clerk.)

Hearing Notices

FORMATION HEARING NOTICE

**RESOLUTION 2013-0054
PRO 2013-0018
LID NO. 2013080**

WHEREAS, In accordance with RCW 35.43, a local improvement may be ordered only by an ordinance of the City Council of the City of Spokane, pursuant to either a resolution or petition therefore; and

WHEREAS, Said resolution must set forth certain information as required by law; -- NOW, THEREFORE,

BE IT RESOLVED By the City Council of the City of Spokane that it is the intention of said Council, and such intention is hereby declared, to order the **Alley Improvements between Princeton Avenue and Heroy Avenue from Addison Street to Standard Street.**

BE IT FURTHER RESOLVED That the nature and territorial extent of said proposed improvement is as stated above.

BE IT FURTHER RESOLVED That the cost and expense of the said improvement is to be borne in whole or in part by the property specially benefited thereby, and the boundaries of the proposed assessment district are particularly described as follows:

All that property described as follows:

<u>LOTS</u>	<u>BLOCK</u>	<u>ADDITION</u>
North half of Vacated Block	21	Lidgerwood Heights Addition
South half of Vacated Block	21	Lidgerwood Heights Addition

Situated in the NW Quarter of Section 05, Township 25, Range 43 East of the Willamette Meridian.

BE IT FURTHER RESOLVED That a hearing on the said proposed improvement will be held before the Hearing Examiner of the City of Spokane, in the Second Floor Conference Room, Municipal Building, West 808 Spokane Falls Boulevard, on the **13th day of August, 2013 at 1:30 p.m.**, at which time and place all persons who may desire to object thereto may appear and present such objections, if any they have.

BE IT FURTHER RESOLVED That the City Engineer is directed to submit to the Hearing Examiner at or prior to the time fixed for said hearing the estimated cost and expense of said improvement and a statement of the proportionate amount thereof which should be borne by the property within the proposed assessment district, and a statement of the aggregate actual valuation of the real estate, including twenty-five percent of the actual valuation of the improvements in said district according to the valuation last placed upon it for the purpose of general taxation, together with a diagram or print showing thereon the lots, tracts and parcels of land and other property which will be specially benefited thereby, and the estimated amount of cost and expense of such improvement to be borne by each lot, tract, or parcel of land or other property, together with a statement showing the amount of special assessments outstanding and unpaid on the property within the proposed assessment district. The actual assessments levied for this improvement may vary from the assessment estimates so long as they do not exceed a figure equal to the increased true and fair value the improvement adds to the property.

ADOPTED by the City Council on July 15, 2013.

Terri L. Pfister
Spokane City Clerk

The Hearing before the Hearing Examiner shall be the only hearing held on the Formation of the Proposed Local Improvement District and the City Council will act on the Hearing Examiner's recommendation based upon the record. A copy of the Report of the Engineering Services Department to the Hearing Examiner may be obtained at the Engineering Services Department seven days prior to the hearing. Additional information may be obtained by contacting the Engineering Services Department, 808 West Spokane Falls Boulevard, Spokane, Washington 99201; (509) 625-6700; Attention Ken Brown, P.E., Principal Engineer-Design.

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

Publish: July 17 and 24, 2013

FORMATION HEARING NOTICE

**RESOLUTION 2013-0055
PRO 2013-0019
LID NO. 2013113**

WHEREAS, In accordance with RCW 35.43, a local improvement may be ordered only by an ordinance of the City Council of the City of Spokane, pursuant to either a resolution or petition therefore; and

WHEREAS, Said resolution must set forth certain information as required by law; -- NOW, THEREFORE,

BE IT RESOLVED By the City Council of the City of Spokane that it is the intention of said Council, and such intention is hereby declared, to order the **Street, Storm, Sewer and Water Improvements in Poplar Street from 16th Avenue to 15th Avenue and 15th Avenue from U.S. 195 to Latah Creek Park.**

BE IT FURTHER RESOLVED That the nature and territorial extent of said proposed improvement is as stated above.

BE IT FURTHER RESOLVED That the cost and expense of the said improvement is to be borne in whole or in part by the property specially benefited thereby, and the boundaries of the proposed assessment district are particularly described as follows:

All that property described as follows:

<u>LOTS</u>	<u>BLOCK</u>	<u>ADDITION</u>
13 – 14 & a portion of 15 & 16	B	Queen Anne Addition
5 – 9	C	Queen Anne Addition
12 – 13 & a portion of 10, 11, & 14	E	Queen Anne Addition
1 – 7 & 12 - 15	F	Queen Anne Addition

Situated in the NW Quarter of Section 25, Township 25, Range 42 East of the Willamette Meridian.

BE IT FURTHER RESOLVED That a hearing on the said proposed improvement will be held before the Hearing Examiner of the City of Spokane, in the Second Floor Conference Room, Municipal Building, West 808 Spokane Falls Boulevard, on the 13th day of August, 2013 at 2:30 p.m., at which time and place all persons who may desire to object thereto may appear and present such objections, if any they have.

BE IT FURTHER RESOLVED That the City Engineer is directed to submit to the Hearing Examiner at or prior to the time fixed for said hearing the estimated cost and expense of said improvement and a statement of the proportionate amount thereof which should be borne by the property within the proposed assessment district, and a statement of the aggregate actual valuation of the real estate, including twenty-five percent of the actual valuation of the improvements in said district according to the valuation last placed upon it for the purpose of general taxation, together with a diagram or print showing thereon the lots, tracts and parcels of land and other property which will be specially benefited thereby, and the estimated amount of cost and expense of such improvement to be borne by each lot, tract, or parcel of land or other property, together with a statement showing the amount of special assessments outstanding and unpaid on the property within the proposed assessment district. The actual assessments levied for this improvement may vary from the assessment estimates so long as they do not exceed a figure equal to the increased true and fair value the improvement adds to the property.

ADOPTED by the City Council on July 15, 2013.

Terri L. Pfister
Spokane City Clerk

The Hearing before the Hearing Examiner shall be the only hearing held on the Formation of the Proposed Local Improvement District and the City Council will act on the Hearing Examiner's recommendation based upon the record. A copy of the Report of the Engineering Services Department to the Hearing Examiner may be obtained at the Engineering Services Department seven days prior to the hearing. Additional information may be obtained by contacting the Engineering Services Department, 808 West Spokane Falls Boulevard, Spokane, Washington 99201; (509) 625-6700; Attention Ken Brown, P.E., Principal Engineer-Design.

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

Publish: July 17 and 24, 2013

Ordinances

These ordinances are published in this issue of the *Official Gazette* pursuant to passage by the Spokane City Council. It should be noted that these ordinances may be subject to veto by the Mayor. If an ordinance is vetoed by the Mayor, the Mayoral veto will be published in a subsequent issue of the *Official Gazette*.

ORDINANCE NO. C35001

An ordinance relating to firearms; amending SMC sections 10.10.050 and 10.11.052.

The City of Spokane does ordain:

Section 1. That SMC section 10.10.050 is amended to read as follows:

10.10.050 Municipal Public Assembly Facilities

- A. No person shall bring into or have in their possession while present at any City public assembly facility any cans, bottles, alcoholic beverages, controlled substances, ~~((guns))~~ firearms, knives or other such devices which are weapons or apparently capable of use as weapons.
- B. The public assembly facilities are the INB Performing Arts Center, the Convention Center, Spokane Veterans Memorial Arena, and Joe Albi Stadium.
- C. This shall not prohibit legitimate operations of licensed concessionaires or other persons authorized by the Spokane Public Facilities District, Chief Executive Officer or designee, or the director of parks and recreation or designee for Joe Albi Stadium.
- D. The restriction set forth above in subsection (A) shall not apply to:
 - 1. Any pistol in the possession of a person licensed under RCW 9.41.070 or exempt from the licensing requirement by RCW 9.41.060; or
 - 2. Any showing, demonstration, or lecture involving the exhibition of firearms.
- E. Nothing in this section shall prohibit the owner or operator of a public assembly facility from adopting rules or policies regulating the possession of firearms pursuant to and consistent with state law.

Section 2. That SMC section 10.11.052 is amended to read as follows:

10.11.052 Firearms and Dangerous Weapons

The following Revised Code of Washington (RCW) sections, including all future amendments, additions, or deletions, are hereby adopted by reference and shall be given full force and effect as if set forth in full.

RCW

9.41.010	Terms Defined
9.41.050	Carrying firearms
9.41.060	Exceptions to restrictions on carrying firearms
9.41.070	<u>Concealed pistol license – Application – Fee – Renewal</u>
9.41.098	Forfeiture of firearms – Disposition – Confiscation
9.41.140	Alteration of identifying marks – Exceptions
9.41.230	Aiming or discharging firearms, dangerous weapons
9.41.240	Possession of pistol by person from eighteen to twenty-one
9.41.250	Dangerous weapons – Penalty – Exemption for law enforcement officers
9.41.260	Dangerous exhibitions
9.41.270	Weapons apparently capable of producing bodily harm – Unlawful carrying or handling – Penalty – Exceptions
9.41.280	Possessing dangerous weapons on school facilities – Penalty – Exceptions
9.41.300	Weapons prohibited in certain places – Local laws and ordinances – Exceptions – Penalty
9.41.800	Surrender of weapons or licenses – Prohibition on future possession or licensing
9.41.810	Penalty

All other sections of RCW 9.41 are expressly excluded from SMC 10.11.052 and hereby deleted.

PASSED by the City Council on July 8, 2013.

(Delivered to the Mayor on the 9th day of July 2013.)

ORDINANCE NO. C35002

An ordinance approving a project agreement and easement between the Park Board and Yong Lewis.

WHEREAS, the Park Board has approved a utility easement agreement with Yong Lewis, developer of the Tuscan Ridge PUD, which provides certain benefits to adjoining park land; Now, Therefore

The City of Spokane does ordain: That the Project Agreement and Easement attached hereto is hereby approved and the Mayor and/or her authorized designee is authorized to execute the same together with the attachments thereto and any incidental documentation necessary and appropriate for consummating the transactions contemplated in the agreement.

PASSED by the City Council on July 8, 2013.

(Delivered to the Mayor on the 9th day of July 2013.)

(Attachments are on file for review in the Office of the City Clerk.)

ORDINANCE NO. C35003

An ordinance amending Ordinance No. C-34947, passed the City Council December 03, 2012, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2013 budget Ordinance No. C-34947, as above entitled, and which passed the City Council December 03, 2012, it is necessary to make changes in the appropriations of the General Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

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

The City of Spokane does ordain:

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

FROM:	3130-93520 99999-33197	Fire Improvement Fund Dept of Homeland Security	<u>\$50,256</u>
TO:	3130-93520 22200-53502	Fire Improvement Fund Minor Equipment	<u>\$50,256</u>

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to budget for Department of Homeland Security grant revenue, 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 July 8, 2013.

(Delivered to the Mayor on the 9th day of July 2013.)

ORDINANCE NO. C35004

An ordinance amending Ordinance No. C-34947, passed the City Council December 03, 2012, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2013, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2013, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2013 budget Ordinance No. C-34947, as above entitled, and which passed the City Council December 03, 2012, it is necessary to make changes in the appropriations of the General Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

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

The City of Spokane does ordain:

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

FROM:	3130-93518 99999-33397	Fire Improvement Fund Dept of Homeland Security	<u>\$47,100</u>
TO:	3130-93518 94000-56301	Fire Improvement Fund Other Improvements	<u>\$47,100</u>

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to budget for Department of Homeland Security grant revenue, 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 July 8, 2013.

(Delivered to the Mayor on the 9th day of July 2013.)

ORDINANCE NO. C35005

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

WHEREAS, subsequent to the adoption of the 2013 budget Ordinance No. C-34947, as above entitled, and which passed the City Council December 10, 2012, it is necessary to make changes in the appropriations of the Code Enforcement Fund and Building Fund, changes which 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 Building Fund and the budget annexed thereto with reference to the Building Fund, the following changes be made:

FROM:	4700-99999 99999-	Building Fund Unappropriated Reserves	<u>\$ 150,000</u>
TO:	4700-41300 24100-59920	Building Fund Interfund Code Enforcement	<u>\$ 150,000</u>

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

FROM:	1200-58100 99999-34919	Code Enforcement Fund Interfund Other General Gov’t	<u>\$ 150,000</u>
TO:	1200-58100 38148-54201	Code Enforcement Fund Contractual Services	<u>\$ 150,000</u>

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 complete the demolition of properties ordered by the building official 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 July 8, 2013.

(Delivered to the Mayor on the 9th day of July 2013.)

ORDINANCE NO. C35006

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

WHEREAS, subsequent to the adoption of the 2013 budget Ordinance No. C-34947, as above entitled, and which passed the City Council December 10, 2012, it is necessary to make changes in the appropriations of the Human Services Grants Fund, changes which 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 Human Services Grants Fund and the budget annexed thereto with reference to the Human Services Grants Fund, the following changes be made:

FROM:	1540-53513 99999-33442	Human Services Grants Fund Department of Commerce	<u>\$ 262,668</u>
TO:	1540-53513 51200-54201	Human Services Grants Fund Contractual Services	<u>\$ 262,668</u>

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to budget additional grant funds from Department of Commerce, 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 July 8, 2013.

(Delivered to the Mayor on the 9th day of July 2013.)

ORDINANCE NO. C35007

An ordinance approving and confirming the assessments and assessment roll for **Local Improvement District No. 2011082 for Street Improvements of 15th Avenue from Chestnut Street to Inland Empire Way; 14th Avenue from Chestnut Street to Inland Empire Way**, and levying and assessing the amounts thereof, according to benefits, against the several lots, tracts and parcels of land and other property as shown on said roll; providing for the collection of said assessments and the issuance of local improvement installment notes or bonds to pay the cost and expense of said improvement; fixing the date of issue of said installment notes or bonds; and providing for delinquency penalties.

THE CITY OF SPOKANE DOES ORDAIN:

Section 1. That the assessments and assessment roll of **Local Improvement District No. 2011082** as the same now stands, be and the same hereby are, in all things approved and confirmed.

Section 2. That each of the lots, tracts and parcels of land and other property shown upon said roll is hereby declared to be specially benefited by said improvement in at least the amount charged against the same, and that the assessment appearing against each lot, tract or parcel of land and other property is in proportion to the several assessments appearing upon said roll. There is hereby levied and assessed against each such lot, tract and parcel of land, and other property described in said roll, the amount finally charged against the same thereon.

Section 3. That the City Clerk is hereby directed to certify and transmit said assessment roll to the City Treasurer for collection pursuant to state law and the ordinances of the City of Spokane.

Section 4. That said assessments shall become due and payable on **September 15, 2013** and thereafter shall bear interest at an effective rate of three-fourths of one percent in excess of the rate at which installment notes or bonds may be sold as authorized in the next following section of this ordinance. All or any portion of any assessment may be paid without penalty or interest at any time before said date. Any portion of any assessment not paid as aforesaid shall be paid to the City Treasurer in **ten** equal annual installments, the first of which shall be due, payable and delinquent on **September 15, 2014** and on the same day in each year thereafter, together with interest thereon. All delinquent installments, consisting of principal and interest, shall bear interest at the aforesaid rate to the date of payment of foreclosure sale and, in addition, the total of the foregoing shall be subject to a penalty, the rate and calculation of which shall be as by general ordinance prescribed.

Section 5. That the 15th day of October, 2013 is hereby fixed as the date of issue of the installment notes or bonds required to be issued on account of said improvement; provided, a later date may be fixed by resolution of the City Council. No installment notes or bonds shall be issued in excess of the cost and expense of said improvement, or before the expiration of fifty (50) days from and after the date of the first publication of notice by the City Treasurer that said roll is in his/her hands for collection.

Section 6. The City Council hereby declares its official intent under Treasury Regulation Section 1.150-2 on behalf of the City to issue bonds to finance that portion of the improvements ordered by Section 1 of Ordinance No. C34746, that are to be paid from assessments. The Council reasonably expects that, (a) the City will reimburse expenditures for the improvements with proceeds of such bonds, and (b) the maximum principal amount of such bonds will be \$98,256.50.

Section 7. This ordinance shall take effect and be in force from and after its passage.

PASSED by the City Council on July 8, 2013.

(Delivered to the Mayor on the 9th day of July 2013.)

Job Opportunities

The City of Spokane is an Equal Employment Opportunity Employer

ASSISTANT PLANNER SPN 257 OPEN & PROMOTIONAL EXAMINATION

DATE OPEN: Monday, July 15, 2013
DATE CLOSED: Applications will be accepted until the close of business on Friday, July 26, 2013. Applicants who have filed a basic application will have until the close of business on Monday, July 29, 2013 to return the Training and Experience Evaluation form.
SALARY: \$57,461 annual salary, payable bi-weekly, to a maximum of \$70,574
OFFICE HOURS: 8:00 a.m. to 5:00 p.m. – Monday through Friday, except holidays

APPLICATION PACKETS: Submit the following documents to Civil Service when applying:

- ✓ Completed Civil Service Application
- ✓ Copy of DD 214, for Veterans Preference (Member 4)
- ✓ Copy of required college transcripts
- ✓ Copy of valid driver's license

DUTIES:

Performs professional work in the area of urban planning, design, development and programming, community development, zoning and subdivision administration. Prepares specific portions of the Comprehensive Plan, detailed neighborhood plans, annexation plans, and specific sub-area plans. Participates in the technical compilation and analysis of planning data related to the development of a general plan for the City or the annexation of land. Participates in the preparation of new regulations pertaining to zoning and other land use controls.

OPEN REQUIREMENTS: (All requirements must be met at the time of application.)

Graduation from a four-year college or university with a degree in city, urban, regional or environmental planning or design from a degree program which is accredited by the Planning Accreditation Board; OR, graduation from an accredited four year college or university with a degree in a major field of study related to urban planning, urban design, or community development and at least one year's employment in either a public or private workplace with the duties of a City Planner. Applicants must possess a valid driver's license.

PROMOTIONAL REQUIREMENTS: (All requirements must be met by date of examination.)

Completion of one year of experience in the classification of City Planning Specialist I (SPN 225), and graduation from a four-year college or university with a degree in city, urban, regional or environmental planning or design from a degree program which is accredited by the Planning Accreditation Board. Applicants must possess a valid driver's license. Application is required for promotional applicants.

EXAMINATION:

The examination will consist of a Training and Experience Evaluation form, and for promotional applicants, a promotional evaluation. Weights are assigned as follows: for open applicants, Training and Experience Evaluation form 100%; for promotional applicants, Training and Experience Evaluation form 80% and promotional evaluation 20%.

Upon request, at time of application, the City will provide alternative accessible tests to individuals with disabilities that impair manual, sensory or speaking skills needed to take the test, unless the test is intended to measure those skills.

TO APPLY:

To apply online or download and print an application, go to www.spokanecity.org. To request an application packet be mailed to you, call the Civil Service office at (509) 625-6160. If mailing your application, submit to Civil Service Commission, 808 W. Spokane Falls Blvd., Spokane, WA 99201-3315, post marked no later than the closing date stated above.

Current City employees who apply promotionally may send an e-mail to: civilservice@spokanecity.org, no later than 5:00 p.m. on the closing date, requesting your name be added to the Promotional Examination list. **Please include:** 1) your full name, 2) present classification, 3) department and phone number, 4) driver's license number and expiration date, if required; OR go to the Civil Service office on the 4th floor of City Hall during office hours to sign up on the Promotional Examination list.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 8th day of July 2013.

MARY DORAN
Chair

GLENN KIBBEY
Chief Examiner

AMENDMENT
CERTIFIED ELEVATOR INSPECTOR SPN 309
(Announcement of 4/24/2012)

The above titled announcement is hereby amended to read:

CLOSING DATE: Applications will be accepted until the close of business on Friday, July 26, 2013.

Notice for Bids

Paving, Sidewalks, Sewer, etc.

CALL FOR BIDS
REBID

**LIBERTY AVENUE FROM OAK STREET TO ASH PLACE AND
ASH PLACE FROM DALTON AVENUE TO LIBERTY AVENUE**

Engineering Services File No. 2012066

NOTE: THIS PROJECT HAS A TWO WEEK BID PERIOD

This project consists of the construction of approximately 790-cubic yards of excavation and embankment, 55-linear feet of stormwater infiltration trench, 2-drainage structures, 195-linear feet of 8-inch sanitary sewer, 240-linear feet of sanitary side sewers, 292-linear feet of trench excavation for 6-inch water main (materials and installation by City Forces), 233-linear feet of trench excavation for water taps (materials and installation by City Forces), 590-square yards of 4-inch thick concrete sidewalk, 152-square yards of 6-inch thick concrete driveways, 1,270-linear feet of concrete curb and gutter, 2,475-square yards of 3-inch thick hot-mix asphalt (HMA) pavement, sundry utility adjustments, and other related miscellaneous items.

Existing plans signed by the Engineer on June 10, 2013 will still be in effect, but storm and water revisions to these design plans will be included in Appendix 'A'. Appendix 'A' revisions will govern for the rebid of this project.

The City of Spokane Purchasing Department, Fourth floor, City Hall, 808 West Spokane Falls Boulevard, Spokane WA 99201-3316, will receive sealed bids **until 1:00 p.m., July 22, 2013** for the above project located in Spokane, Washington, in accordance with the Contract Documents on file in the office of the Director, Engineering Services Department. The bids will be publicly opened and read at 1:15 p.m. in the City Council Chambers.

Copies of the Contract Documents are available at www.cityofspokaneplans.com. The Planholders list is also available at this website. Additional project information including the Engineer's estimated cost range for the project, bid results (after bid opening), as well as information about other City projects are available by following the appropriate links at the following website: www.spokaneengineering.org/bid-information.

The City of Spokane, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulation, Department of Transportation, subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises as defined at 49 CFR Part 26 will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin, or sex in consideration for an award.

Bids shall be submitted on the forms provided in accordance with the provisions of the Specifications. Irregular bid proposals will be rejected in accordance with the specifications.

A certified check or surety bond in the sum of five percent (5%) of the Total Project Bid must accompany the copy of the bid filed with the City Clerk. Successful bidder shall execute the Contract within TEN (10) calendar days after receiving the Contract. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated herein, the bid proposal deposit shall be forfeited to the City of Spokane.

The City of Spokane will normally award this Contract or reject bids within FORTY-FIVE (45) calendar days after the time set for the bid opening. If the lowest responsible Bidder and the City of Spokane agree, this deadline may be extended. If they cannot agree on an extension by the 45-calendar day deadline, the City of Spokane reserves the right to Award the Contract to the next lowest responsible Bidder or reject all Bids.

The City has a new policy regarding addenda. Refer to the Notice to Prospective Bidders Regarding Bid Phase Questions.

In accordance with SMC 7.06.500 and RCW 39.04.350(1), the low bidder shall complete the Supplemental Bidder Responsibility Criteria form located in Appendix C. Failure to promptly submit the form including supporting documentation if required may delay award of the Contract.

Note regarding new specifications: The City of Spokane is using WSDOT's 2012 Standard Specifications. Bidders should allow sufficient time to familiarize themselves with the WSDOT 2012 specifications prior to bidding the project.

Publish: July 10 and 17, 2013

CALL FOR BIDS

FISKE STREET FROM 19TH AVENUE TO 17TH AVENUE

Engineering Services File No. 2012079

This project consists of the construction of approximately 870 cubic yards of excavation and embankment, 108 linear feet of storm sewer, 8 drainage structures, 366 square yards of sidewalk, 2002 square yards of 3-inch thick HMA pavement, sundry utility adjustments, and other related miscellaneous items.

The City of Spokane Purchasing Department, Fourth floor, City Hall, 808 West Spokane Falls Boulevard, Spokane WA 99201-3316, will receive sealed bids **until 1:00 p.m., July 29, 2013** for the above project located in Spokane, Washington, in accordance with the Contract Documents on file in the office of the Director, Engineering Services Department. The bids will be publicly opened and read at 1:15 p.m. in the City Council Chambers.

Copies of the Contract Documents are available at www.cityofspokaneplans.com. The Planholders list is also available at this website. Additional project information including the Engineer's estimated cost range for the project, bid results (after bid opening), as well as information about other City projects are available by following the appropriate links at the following website: www.spokaneengineering.org/bid-information.

The City of Spokane, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulation, Department of Transportation, subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises as defined at 49 CFR Part 26 will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin, or sex in consideration for an award.

Bids shall be submitted on the forms provided in accordance with the provisions of the Specifications. Irregular bid proposals will be rejected in accordance with the specifications.

A certified check or surety bond in the sum of five percent (5%) of the Total Project Bid must accompany the copy of the bid filed with the City Clerk. Successful bidder shall execute the Contract within TEN (10) calendar days after receiving the Contract. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated herein, the bid proposal deposit shall be forfeited to the City of Spokane.

The City of Spokane will normally award this Contract or reject bids within FORTY FIVE (45) calendar days after the time set for the bid opening. If the lowest responsible Bidder and the City of Spokane agree, this deadline may be extended. If they cannot agree on an extension by the 45-calendar day deadline, the City of Spokane reserves the right to Award the Contract to the next lowest responsible Bidder or reject all Bids.

The City has a new policy regarding addenda. Refer to the Notice to Prospective Bidders Regarding Bid Phase Questions.

In accordance with SMC 7.06.500 and RCW 39.04.350(1), the low bidder shall complete the Supplemental Bidder Responsibility Criteria form located in Appendix C. Failure to promptly submit the form including supporting documentation if required may delay award of the Contract.

Note regarding new specifications: The City of Spokane is using WSDOT's 2012 Standard Specifications. Bidders should allow sufficient time to familiarize themselves with the WSDOT 2012 specifications prior to bidding the project.

Publish: July 10, 17 and 24, 2013

CALL FOR BIDS

GREENE STREET BRIDGE LOAD RATING REPAIR

Engineering Services File No. 2012112

This project consists of the installation of fiber reinforced polymer to the deck and floor beams of the bridge to improve the bridge's load rating. Additionally approximately 435 linear feet of dual utility conduit will be hung from the bridge's bottom along with other related miscellaneous items.

The City of Spokane Purchasing Department, Fourth floor, City Hall, 808 West Spokane Falls Boulevard, Spokane WA 99201-3316, will receive sealed bids **until 1:00 p.m., July 29, 2013** for the above project located in Spokane, Washington, in accordance with the Contract Documents on file in the office of the Director, Engineering Services Department. The bids will be publicly opened and read at 1:15 p.m. in the City Council Chambers.

Copies of the Contract Documents are available at www.cityofspokaneplans.com. The Planholders list is also available at this website. Additional project information including the Engineer's estimated cost range for the project, bid results (after bid opening), as well as information about other City projects are available by following the appropriate links at the following website: www.spokaneengineering.org/bid-information.

The City of Spokane, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulation, Department of Transportation, subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises as defined at 49 CFR Part 26 will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin, or sex in consideration for an award.

Bids shall be submitted on the forms provided in accordance with the provisions of the Specifications. Irregular bid proposals will be rejected in accordance with the specifications.

A certified check or surety bond in the sum of five percent (5%) of the Total Project Bid must accompany the copy of the bid filed with the City Clerk. Successful bidder shall execute the Contract within TEN (10) calendar days after receiving the Contract. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated herein, the bid proposal deposit shall be forfeited to the City of Spokane.

The City of Spokane will normally award this Contract or reject bids within FORTY FIVE (45) calendar days after the time set for the bid opening. If the lowest responsible Bidder and the City of Spokane agree, this deadline may be extended. If they cannot agree on an extension by the 45-calendar day deadline, the City of Spokane reserves the right to Award the Contract to the next lowest responsible Bidder or reject all Bids.

A prebid conference will be held at the office of the Engineering Services Department, 808 W. Spokane Falls Boulevard at 1:30 p.m. on July 18, 2013.

The City has a new policy regarding addenda. Refer to the Notice to Prospective Bidders Regarding Bid Phase Questions.

Note regarding new specifications: The City of Spokane is using WSDOT's 2012 Standard Specifications. Bidders should allow sufficient time to familiarize themselves with the WSDOT 2012 specifications prior to bidding the project.

Publish: July 10, 17 and 24, 2013

CALL FOR BIDS

2012 TRAFFIC CALMING PROJECTS

Engineering Services File No. 2013043/2013044/2013045

This project consists of the construction of approximately 1500 square yards of concrete sidewalk, curb ramps, bike lane and crosswalk striping, and other related miscellaneous items.

The City of Spokane Purchasing Department, Fourth floor, City Hall, 808 West Spokane Falls Boulevard, Spokane WA 99201-3316, will receive sealed bids **until 1:00 p.m., July 22, 2013** for the above project located in Spokane, Washington, in accordance with the Contract Documents on file in the office of the Director, Engineering Services Department. The bids will be publicly opened and read at 1:15 p.m. in the City Council Chambers.

Copies of the Contract Documents are available at www.cityofspokaneplans.com. The Planholders list is also available at this website. Additional project information including the Engineer's estimated cost range for the project, bid results (after bid opening), as well as information about other City projects are available by following the appropriate links at the following website: www.spokaneengineering.org/bid-information.

The City of Spokane, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulation, Department of Transportation, subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises as defined at 49 CFR Part 26 will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin, or sex in consideration for an award.

Bids shall be submitted on the forms provided in accordance with the provisions of the Specifications. Irregular bid proposals will be rejected in accordance with the specifications.

A certified check or surety bond in the sum of five percent (5%) of the Total Project Bid must accompany the copy of the bid filed with the City Clerk. Successful bidder shall execute the Contract within TEN (10) calendar days after receiving the Contract. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated herein, the bid proposal deposit shall be forfeited to the City of Spokane.

The City of Spokane will normally award this Contract or reject bids within FORTY FIVE (45) calendar days after the time set for the bid opening. If the lowest responsible Bidder and the City of Spokane agree, this deadline may be extended. If they cannot agree on an extension by the 45-calendar day deadline, the City of Spokane reserves the right to Award the Contract to the next lowest responsible Bidder or reject all Bids.

In accordance with SMC 7.06.500 and RCW 39.04.350(1), the low bidder shall complete the Supplemental Bidder Responsibility Criteria form located in Appendix C. Failure to promptly submit the form including supporting documentation if required may delay award of the Contract.

Publish: July 3, 10 and 17, 2013
