



# Official Gazette

City of Spokane, Washington

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

Volume 103

DECEMBER 18, 2013

Issue 51



## 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)

## The Official Gazette

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# Minutes

**MINUTES OF SPOKANE CITY COUNCIL****Monday, December 9, 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, McLaughlin, Snyder, and Waldref were present. Council Member Salvatori was absent.

Also present on the dais were Communications and Marketing Director Brian Coddington, Assistant City Attorney Mike Piccolo, and City Clerk Terri Pfister.

**Advance Agenda Review**

Council received an overview from respective staff members on the December 16, 2013, Advance Agenda items.

**Collective Bargaining Agreement with the Police Guild (OPR 2013-0864) and Related Ordinance C35069 Relating to the Office of Police Ombudsman**

Police Chief Frank Straub presented an overview of the Collective Bargaining Agreement with the Police Guild and related Ordinance C35069 relating to the Office of Police Ombudsman, and he responded to Council inquiries. Council President Stuckart requested the Collective

Bargaining Agreement with the Police Guild be moved to the legislative session on next week's (December 16) agenda (under Special Considerations).

**Contract Amendment with Otto Klein and Summit Law Group (OPR 2012-0649)**

Assistant City Attorney Erin Jacobson requested removal of the Contract Amendment to provide additional funds to Otto Klein and Summit Law Group for Special Counsel and arbitration services related to Police Guild Negotiations. She stated the item was filed out of an abundance of caution and probably prematurely and noted there are a lot of moving parts. The item may or may not be back, depending on how things shake out with the Guild. Subsequently, the following action was taken:

**Motion** by Council Member Allen, seconded by Council Member McLaughlin, **to table indefinitely** (the Contract Amendment with Otto Klein and Summit Law Group); **carried unanimously (Council Member Salvatori absent).**

**Contract Award for Design-Build Services for the Nelson Service Center (PRO 2013-0037 / ENG 13633 / BID 3970-13)**

Council Member Fagan requested the Contract Award for Design-Build Services for the Nelson Service Center be moved to the Legislative Agenda on December 16.

**First Reading Ordinance C35069 Relating to the Office of Police Ombudsman**

Council President Stuckart requested that the First Reading of Ordinance C35069 relating to the Office of Police Ombudsman be moved to tonight's (December 9) Legislative Agenda so that the final reading is held next week (December 16). Subsequently, the following actions were taken:

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

**Motion** by Council Member Allen, seconded by Council Member McLaughlin, to move the First Reading of Ordinance C35069 relating to the Office of Police Ombudsman to tonight's (December 9) Legislative Agenda; **carried unanimously (Council Member Salvatori absent).**

**Action to Approve December 16, 2013, Advance Agenda**

Following staff reports and Council inquiry and discussion regarding the December 16, 2013, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.2):

**Motion** by Council Member Allen, seconded by Council Member Fagan, to approve the Advance Agenda for December 16, 2013, (as modified); **carried unanimously (Council Member Salvatori absent).**

**ADMINISTRATIVE SESSION****Current Agenda Review**

Council considered items on the December 9, 2013, Current Agenda.

**CONSENT AGENDA**

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

Agreement with Spokane County to pay partial salary for a Criminal History Specialist and Legal Secretary in the Prosecutor's Office from October 1, 2013, to September 30, 2016—\$66,260. (OPR 2013-0836)

Consultant Agreement with Maul, Foster & Alongi, Inc. (Bellingham, WA) for the University District Integrated Planning Study through December 31, 2014—not to exceed \$200,000. (OPR 2013-0837)

Report of the Mayor of pending claims and payments of previously approved obligations, including those of Parks and Library, through December 2, 2013, total \$5,134,507.47 (Check Nos. 481056-481362; ACH Payment Nos. 12436-12480), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$4,811,042.67. (CPR 2013-0002)

**Executive Session/Council Recess**

The City Council adjourned to an Executive Session at 4:07 p.m. for approximately 22 minutes to discuss pending litigation and labor negotiations. City Attorney Nancy Isserlis and Assistant City Attorneys Erin Jacobson, Mike Piccolo, and Hunt Whaley and Special Counsel Otto Klein were present during the Executive Session. The City Council reconvened at 6:00 p.m. for the Regular Legislative Session, with Council President Stuckart and Council Members Allen, Fagan, McLaughlin, Snyder, and Waldref present. Council Member Salvatori was absent. Assistant City Attorney Mike Piccolo and City Clerk Terri Pfister were also present.

**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**

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

**ANNOUNCEMENTS**

Low Base Bid Award to Ramey Construction, Inc. for Peaceful Valley Youth Center Move (OPR 2013-0838)

Council President Stuckart noted the City Council will not be suspending its rules to consider the contract regarding the Peaceful Valley Youth Center Move (Lower Falls Community Center Renovation Project). He noted that because of some issues that arose, the City Council will not be considering the item this evening.

**First Reading of Ordinance C35069 Relating to the Office of Police Ombudsman**

Council President Stuckart noted the first reading of Ordinance C35069 relating to the Office of Police Ombudsman will be tonight and noted the tentative agreement with the Police Guild and the Final Reading of Ordinance C35069 will be

held next week (December 16) during the 6:00 p.m. Legislative Session. Therefore, he noted that during today's Open Forum, citizens should not be talking about the tentative agreement or the ordinance.

## **MAYORAL PROCLAMATION**

December 10, 2013      *Human Rights Day*

Council President Stuckart read the proclamation and presented it to Lisa Rosier, Human Rights Commission Chair. Ms. Rosier provided an overview of the history for Human Rights Day. She also announced the Human Rights Commission, with the support of the Mayor and the City Council, will present what will be the first of an annual Spokane Human Rights Awards at 8:00 a.m., Thursday (December 12), in the Chase Gallery.

There were no **Appointments**.

There were no **City Administration Reports**.

## **COUNCIL COMMITTEE REPORTS**

### **Public Works Committee**

Council Member Fagan reported on the Public Works Committee meeting held earlier today (December 9). Minutes of the Public Works Committee are filed with the City Clerk's Office and are available for review following approval of the Public Works Committee.

## **OPEN FORUM**

**Mr. Rick Bocook** commented on the criminalization of homelessness.

**Mr. Don Felix** commented on the meeting of the Community Assembly held on December 6 that was advertised as an open forum. He noted there was a vote by the Assembly to approve a new ordinance. Mr. Felix expressed concerns regarding the validity of the vote as there was no time for the ordinance (relating to the Office of Police Ombudsman) to be discussed in the individual neighborhoods that the Community Assembly represents. Council President Stuckart noted there will be a public forum, at which testimony will be taken, on the tentative agreement with the Police Guild and the Ombudsman ordinance this Thursday, December 12, at the West Central Community Center from 6:00 p.m. to 8:00 p.m.

**Ms. Ann Murphy**, President of the League of Women Voters, spoke regarding public participation. She commented on the press release that was sent out advertising three forums (on the proposed Ombudsman ordinance), and stated the Community Assembly Meeting was not a meeting that was conducive to a public forum. She stated she appreciated there will be a meeting on December 12.

**Mr. Tim Connor** noted he was at Friday's meeting as well (of the Community Assembly). He presented comments in defense of Prop 1 (regarding police oversight).

**Ms. Teresa Simon** thanked Center for Justice for what they do for the community. She questioned the engineering of the parking outside of City Hall. In addition, she remarked on matters relating to 633 S. Greene.

**Ms. Mary Lou Johnson** commented on process and stated that one thing that is important about any issue the City Council addresses is that when you have something that is contentious or very important that it deserves a really deliberative process. In addition, she remarked on the Use of Force Commission's and Prop 1's proposals for police accountability and noted she supports both of those recommendations

**Ms. Angela Webster** noted she is heartened to hear that the Mayor and the Council values Human Rights and will be having a Human Rights Day in Spokane. She noted she was at the meeting on Friday (of the Community Assembly) and seconded everything that Don Felix, Ann Murphy, Tim Connor, and Mary Lou Johnson have said. She further noted she would be at the town hall meeting on Thursday.

**Mr. George McGrath** commented on Prop 1.

**LEGISLATIVE AGENDA****EMERGENCY BUDGET ORDINANCE**

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

**Upon Unanimous Roll Call Vote (Council Member Salvatori absent),** the City Council **passed Emergency Budget Ordinance No. C35067** 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:

General Fund

FROM: Fire Protection Services, \$55,000;

TO: Overtime, same amount.

(This action budgets State Mobilization revenue for wild land incident support.)

There were no **Emergency Ordinances**.

**RESOLUTIONS****Resolution 2013-0089 Setting LID No. 2013197 Formation Hearing**

Subsequent to the opportunity for public comment, with no individuals requesting to speak, the following action was taken:

**Upon Unanimous Roll Call Vote (Council Member Salvatori absent),** the City Council **adopted Resolution 2013-0089** setting Local Improvement District No. 2013197 Formation Hearing before the Hearing Examiner for January 7, 2014, at 1:30 p.m. for alley improvements between Glass Avenue and Courtland Avenue from Pittsburg Street to Napa Street.

**Resolution 2013-0090—Joint Resolution of the Spokane Airport, Board of County Commissioners, and City Council**

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

**Upon Unanimous Roll Call Vote (Council Member Salvatori absent),** the City Council **adopted Resolution 2013-0090**—A Joint Resolution of the Spokane Airport Board, the Board of County Commissioners of Spokane County, Washington, and the City Council of the City of Spokane, Washington, authorizing Spokane County to sell, issue and deliver general obligation debt, in the form of limited tax general obligation bonds and/or limited tax general obligation bond anticipation notes, to pay all or part of the cost of the acquisition and construction of certain improvements to the facilities of the Airport; providing that the Airport agreement will remain in full force and effect while any of such general obligation debt is outstanding; authorizing Spokane County to fix the dates, forms, denominations, maturities, interest rates, terms and covenants of such general obligation debt; authorizing the Spokane Airport Board and Spokane County to pledge or otherwise obligate the revenues of the Airport to the payment of such general obligation debt; repealing all previous Joint Resolutions of Spokane County, the City of Spokane and the Spokane Airport Board to the extent inconsistent herewith; and providing for other matters properly relating thereto.

**FINAL READING ORDINANCE****Final Reading Ordinance C35065 Relating to Parking Enforcement**

Upon consideration of Final Reading Ordinance C35065 relating to parking enforcement, Council President Stuckart suggested a motion be made so that the four crossed out holidays (Martin Luther King, Jr.'s Birthday, President's Day, Columbus Day, and Veteran's Day) be uncrossed and left in the ordinance under SMC 16A.61.5910.E. Subsequently, the following action was taken:

**Motion** by Council Member McLaughlin, seconded by Council Member Fagan, to so move (that the four crossed out holidays be uncrossed and left in the ordinance); **carried unanimously (Council Member Salvatori absent).**

Subsequently, public testimony was received on Ordinance C35065, as amended, and Council comment held. The following action was then taken:

**Upon Unanimous Roll Call Vote (Council Member Salvatori absent), the City Council passed Final Reading Ordinance C35065, as amended,** relating to parking enforcement; amending SMC Sections 8.02.083, 16A.61.567, 16A.61.589, 16A.61.5902, 16A.61.5904, 16A.61.5910, 16A.61.5914 and 16A.61.5918; and adopting new Sections 16A.61.790 and 16A.61.5705 to Chapter 16A.61.

#### **FIRST READING ORDINANCE**

**The following Ordinance was read the First Time with further action deferred:**

**ORD C35068** Relating to sitting, lying on sidewalk in a designated zone; amending Spokane Municipal Code Section 10.10.026.

There were no **Special Considerations**.

There were no **Hearings**.

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 6:50 p.m.

# Hearing Notices

## **FORMATION HEARING NOTICE**

**RESOLUTION 2013-0089  
LID NO. 2013197**

**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 Glass Avenue and Courtland Avenue from Pittsburg Street to Napa 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>
1 – 22	9	Hays Park Addition

Situated in the **SW** Quarter of Section **4**, 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 **7th** day of **January, 2014** at **1:30**, 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.

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

Publish: Publish December 11 & 18, 2013

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# 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. C35065

AN ORDINANCE relating to parking enforcement; amending SMC sections 8.02.083, 16A.61.567, 16A.61.589, 16A.61.5902, 16A.61.5904, 16A.61.5910, 16A.61.5914 and 16A.61.5918; and adopting a new sections 16A.61.790 and 16A.61.5705 to chapter 16A.61 of the Spokane Municipal Code.

The City of Spokane does ordain:

Section 1. That SMC section 16A.61.567 is amended to read as follows:

### **16A.61.567 Prohibited Parking Practices.**

- A. No person shall stand or park a vehicle upon any roadway for the purpose of displaying it for sale or for advertising purposes, or for lubricating or repairing the vehicle, except repairs necessitated by emergency.
- B. No person may park a vehicle displaying vehicle registration tabs which have been expired for more than forty-five days upon any public street. Violation may result in immediate impound pursuant to RCW 46.55.240 ((46.55.113(2)(i))).

Section 2. That SMC section 16A.61.589 is amended to read as follows:

### **16A.61.589 Appointment of Registered Disposers**

The City's chief of police ((of the City and the City street director)), director of neighborhood services and code enforcement and the parking services manager, acting through the authority to remove vehicles herein, may remove the vehicles directly, through towing operators appointed either on a rotational or other basis, or through contracts, or by a combination of these methods, pursuant to the regulations they may adopt.

Section 3. That SMC section 16A.61.5902 is amended to read as follows:

### **16A.61.5902 Parking Meter Area Map**

Parking meters, subject to designated time limits, as provided in SMC 16A.61.5910, are authorized in the area shown on the Parking Meter Map (Link). ((within the following areas of the City of Spokane:

~~Beginning at the point of intersection of the east line of Division Street with the north line of Boone Avenue; thence south along the east line of Division Street to the southerly line of the Spokane River; thence easterly along the southerly line of the Spokane River to the north-south half section line of Section 17, Township 25, Range 43; thence south along the north-south half section line of Section 17, Township 25, Range 43 to the northerly line of the Burlington Northern Santa Fe Railroad; thence westerly along the northerly line of the Burlington Northern Santa Fe Railroad to the east line of Division Street; thence south along the east line of Division Street to the south line of Sixth Avenue; thence west along the south line of Sixth Avenue to the west line of Wall Street; thence north along the west line of Wall Street to the south line of Fifth Avenue; thence west along the south line of Fifth Avenue to the west line of Monroe Street; thence north along the west line of Monroe Street to the south line of Third Avenue; thence west along the south line of Third Avenue to the west line of Cedar Street; thence north along the west line of Cedar Street to the south line of First Avenue; thence~~



~~west along the south line of First Avenue to the east line of Walnut Street; thence north along the east line of Walnut Street to the north line of Riverside Avenue; thence easterly along the north line of Riverside Avenue to the east line of Cedar Street; thence north along the east line of Cedar Street and the east line of Cedar Street extended to the north line of Ohio Avenue; thence east along the north line of Ohio Avenue to the west line of Cedar Street; thence north along the west line of Cedar Street to the north line of Broadway; thence east along the north line of Broadway to the west line of Adams Street; thence north along the west line of Adams Street to the north line of Boone Avenue; thence east along the north line of Boone Avenue to the east line of Division Street, which is the point of beginning;~~

~~Also beginning at the intersection of the east line of McClellan Street with the north line of Eighth Avenue; thence east along the north line of Eighth Avenue to the west line of Cowley Street; thence south along the west line of Cowley Street and the extended west line of Cowley Street to the south line of Rockwood Boulevard; thence westerly along the south line of Rockwood Boulevard to its intersection with the south line of Ninth Avenue; thence west along the south line of Ninth Avenue to the extended east line of McClellan Street; thence north along the east line of McClellan Street to the point of beginning;))~~

Also in any City-owned public parking lot within or adjacent to either the congested district or any other area wherein parking meters are otherwise permitted; and

Also those areas in Spokane International Airport and Felts Field designated by the airport board as provided in SMC 12.03.0602.

Section 4. That SMC section 16A.61.5904 is amended to read as follows:

#### **16A.61.5904          Installation of Parking Meters**

The ~~((street director))~~ parking services manager, subject to the approval of the mayor, is hereby authorized and directed to install or place parking meters in parking meter locations designated by the ~~((street director))~~ parking services manager. Parking meters shall be placed near the curb, buildings, or alongside of or next to parking places designated pursuant to SMC 16A.61.5906.

- A. Each single space parking meter shall be installed and set to display an indication of legal parking duration upon deposit therein of a credit card, the proper coin or coins of the United States or Canada, or payment by phone, and upon putting the meter in operation, as indicated by instructions on the meter. At expiration of the parking period purchased by the coin(s), a change in indication shall indicate expiration of parking period, parking beyond the time paid for is an expired meter violation.
- B. Multi-space parking meter – Pay by Space.  
The City may install a multi-space parking meter, where a parking customer must register a paid parking session by either entering into a meter or authorized pay by phone parking account the parking space number shown on the parking space number sign found next to or adjacent to the parking space. The vehicle operator may choose to receive a parking receipt that shall indicate the time of expiration. Failure to pay for a numbered space or parking beyond the time paid for at a numbered space is an expired meter violation.
- C. Multi-space parking meter – Pay and Display.  
The City may install multi-space parking meters, where the vehicle operator purchases a parking coupon that shows the amount of time purchased and the time of expiration. The parking coupon must be affixed and displayed upon purchase as indicated by instructions on the meter or coupon. Failure to purchase a coupon, display it as required or parking beyond the time indicated on the coupon is an expired meter violation.

Section 5. That SMC section 16A.61.5901 is amended to read as follows:

#### **16A.61.5910          Parking Time Limit – Deposit of Coins – Maximum Parking Time – Certain Holidays Excepted – Parking Permit**

- A. The time limit for parking on streets and avenues of the City within the areas designated for the installation of parking meters and where meters are actually installed is:

1. thirty minutes,
2. ~~((one hour,~~
3. ~~ninety minutes,~~
- 4.)) two hours,
3. ~~((5-))~~ ~~((three))~~ four hours, and
4. ~~((6-))~~ ~~((ten hours))~~ all day,

as determined by the street director guided by considerations of administrative convenience and efficiency, traffic flow needs, or any other reasonable basis, in the interest of the public health and safety. A parking meter fee shall be paid by all persons parking a motor vehicle within any metered parking space in the area designated in SMC 16A.61.5902. A sign or legend installed on each meter or parking space number sign indicates the fee and the time for which parking is permitted.

- B. In those parking meter spaces where parking meters are in operation, designed for the deposit of United States or Canadian coins, ~~((or))~~ payment by credit card, or payment by phone, as designated on the parking meter or related signage, the operator of the vehicle shall, upon entering a metered parking space, immediately pay for up to the maximum legal parking time and put the meter in operation.
- C. The fees for parking in a metered space are as provided in SMC 8.02.083. ~~((Only credit))~~ Credit cards, pay-by-phone, or those denominations and combinations of coins may be used which are indicated to be acceptable by the legend affixed to the meter. In any case the time given for the deposit of any coin or credit card payment is subject to the amount of unexpired time available on and indicated by the meter or parking receipt.
- D. If a vehicle shall remain parked in a parking space beyond the legal parking time displayed or recorded by the meter, an indication on the meter will signify expiration of the time purchased on single space meters or the customer receipt shall show when the purchased time will expire. The presence of a vehicle in a stall with its parking meter indicating expiration of legal parking time or beyond the purchased parking time as shown on the receipt and recorded by the pay station shall be an expired meter parking violation of this title and subject the registered owner and/or operator to liability as provided by law.
- E. Except for metered spaces at Spokane International Airport and Felts Field as authorized by SMC 12.03.0600 and SMC 12.03.0602, parking meter space may be used without charge during all hours on:
  1. Sundays,
  2. New Years Day,
  3. Martin Luther King, Jr.'s Birthday,
  4. President's Day – Third Monday in February,
  5. Memorial Day,
  6. Independence Day – July 4th,
  7. Labor Day,
  8. Columbus Day – Second Monday in October,
  9. Veteran's Day – November 11th,
  10. Thanksgiving Day,
  11. Christmas Day, and
  12. Where an above listed holiday falls on a Sunday, the immediately following Monday is observed, as if that were the holiday date, as a day when no meter charges need be paid.

Any metered parking space may, unless otherwise designated by sign or legend on or adjacent thereto, be occupied for the legal time limit without payment of fee between the hours of seven p.m. and eight a.m.

Section 6. That SMC section 16A.61.5914 is amended to read as follows:

**16A.61.5914      Feeding Meter Beyond Maximum Parking Time**

It is unlawful and a violation of this title for any person to deposit or cause to be deposited in a parking meter a coin or credit card for the purpose of increasing or extending the parking time of any vehicle beyond the legal maximum parking time which has been established for the parking space adjacent to which the parking meter is placed, except that pay-by-phone customers may purchase one, fifteen minute time extension beyond the legal maximum parking time by phone. Parking meters provide for different maximum times. With the exception of pay-by-phone customer purchasing a fifteen minute extension, a ((A)) vehicle shall not be continuously parked at a metered space beyond the maximum time capacity of the meter. This is a "feeding meter" violation.

Section 7. That SMC section 16A.61.5918 is amended to read as follows:

**16A.61.5918      Must Use Lawful Coins**

It is unlawful to deposit, or cause to be deposited, in any parking meter any slug, device, or substitute for a coin of the United States or Canada.

Section 8. That there is adopted a new SMC section 16A.61.790 to read as follows:

**16A.61.790      Vehicle Immobilization and Impoundment**

**A. Creation of Scofflaw List.**

As frequently as practicable, parking services shall prepare and update the scofflaw list consisting of vehicles involved in four or such greater number of parking tickets unpaid more than forty five days after their issuance that the parking services manager shall determine is efficient to include on the scofflaw list.

**B. Civil Penalties to Cover Administrative Costs.**

There is imposed upon the owner of every vehicle on the scofflaw list a civil penalty of the amount specified in SMC 8.02.083 to cover costs of administering the scofflaw list. There is also imposed upon the owner of every vehicle on the scofflaw list that is immobilized or impounded hereunder a civil penalty of the amount specified in SMC 8.02.083 to cover the additional administrative costs of immobilization and/or impoundment.

**C. Notice.**

1. Parking services shall give notice by first class mail to the last known registered owner of the vehicle, as disclosed by the vehicle license number and as provided by the Washington state department of licensing or equivalent vehicle licensing agency of the state in which the vehicle is registered for each vehicle on the scofflaw list, stating that the vehicle is on the scofflaw list; and

a. the date and the nature of each ticket overdue and the amount due on each;

b. that a scofflaw list fee in the amount specified in subsection B of this section has been imposed to cover administrative costs;

c. the total amount currently due;

d. a specific deadline for response, no less than ten days after the date of mailing;

e. that the owner shall, by said deadline, respond to the notice. Response shall be by paying the total amount due or by arranging a payment schedule with the Spokane municipal court for payment of the total amount due; and

f. that if the vehicle owner fails to respond within the prescribed time period, the listed vehicle will be subject to immediate immobilization or impoundment pursuant to the procedures in SMC 16A.61.790(D) Immobilization and

SMC 16A.61.790(E) Impoundment, payment of the civil penalties imposed under subsection in SMC 8.02.083 and payment of the costs of immobilization, towing and storage.

2. The notice required by this subsection is sufficient if mailed to the address provided by the Washington state department of licensing; provided, however, that if parking services, after exercising due diligence, to discover any mailing address, then notice is sufficient if it is posted on the vehicle, or personally served on the vehicle owner or driver, or provided by any other means reasonably calculated to provides notice to vehicle owner or driver.
3. If the vehicle owner or an agent of the owner pays the fines and fees, including the amount(s) specified in SMC 8.02.083, and all towing and storage charges, if any, or posts a bond to cover such fines, fees, and charges, or arranges any combination of payment and bond to cover the total due, parking services shall remove the vehicle from the scofflaw list. If any parking ticket not included on the scofflaw list for which the owner is liable becomes overdue before the owner or agent appears to pay or post bond, such subsequent tickets shall also be paid or bond shall be posted therefor before the vehicle is removed from the scofflaw list.
4. The owner of a vehicle that is subject to the procedures of this section and in SMC 16A.61.790(D) Immobilization and SMC 16A.61.790(E) Impoundment, is entitled to a hearing in the Spokane municipal court pursuant to RCW 46.55.120 (2)(b) to contest the validity of the immobilization, impoundment or the amount of towing and storage charges. Any request for a hearing and the resolution thereof shall be as set forth in RCW 46.55.120 (3), which are hereby adopted by reference as now exist or hereafter may be amended.

D. Immobilization.

1. If the owner of a vehicle to whom notice has been sent pursuant to SMC 16A.61.790(C) fails to respond to the notice within the deadline therein specified by paying all fines, fees, towing, storage and administrative charges then due, including but not limited to the amount(s) specified in SMC 8.02.083, or posting a bond to cover such fines, fees and charges such that the vehicle can be removed from the scofflaw list under SMC 16A.61.790(C), then, at the discretion of a limited commissioned or commissioned City officer, the vehicle may be immobilized by installing on the vehicle a device known as a "boot," which clamps and locks on to a wheel of the vehicle and impedes movement of the vehicle.
2. The person installing the boot shall leave under the windshield wiper or otherwise attach to such vehicle a notice advising the owner that:
  - a. the vehicle has been immobilized by the City of Spokane for failure to pay four or more uncontested parking tickets within forty five days of their issuance,
  - b. that release of the boot may be obtained by paying the fines, fees and civil penalties due,
  - c. that unless such payments are made within two business days of the date of the notice, the vehicle will be impounded, and
  - d. that it is unlawful for any person to remove or attempt to remove the boot, to damage the boot, or to move the vehicle with the boot attached.
3. No parking restriction otherwise applicable to the vehicle applies while the vehicle is immobilized by a boot installed under the provisions of this section.
4. Before the vehicle may be released from immobilization, the vehicle owner or an agent of the owner shall:
  - a. pay all fines and fees then due, including but not limited to the amounts specified in SMC 8.02.083; or
  - b. post a bond to cover such fines, fees, and charges, or
  - c. arrange any combination of payment and bond to cover the total due.

Upon such payment, the vehicle shall be removed from the scofflaw list, and a limited commissioned parking services officer shall promptly remove the boot from the vehicle. If any parking ticket not included on the scofflaw list for which the owner is liable becomes overdue before the owner or agent pays, the subsequent tickets shall also be paid before the vehicle may be removed from the scofflaw list or released from immobilization.

E. Impoundment.

1. At the discretion of a limited commissioned or commissioned City officer, the following vehicles may be impounded:
  - a. A vehicle that was involved in eight or more parking tickets that are unpaid forty five or more days after the date of their issuance, where the registered owner of the vehicle was sent a notice pursuant to SMC 16A.61.790(C) and the owner fails to respond to the notice within the deadline therein specified by paying all fines, fees, towing, storage and administrative charges or posting a bond to cover such fines, fees and charges such that the vehicle can be removed from the scofflaw list under SMC 16A.61.790(C); or
  - b. A vehicle that was immobilized pursuant to SMC 16A.61.790(D) and the vehicle's owner failed to pay all fines, fees, and administrative charges or post a bond to cover such fines, fees and charges within two business days of the date the vehicle was immobilized such that the vehicle can be removed from the scofflaw list under SMC 16A.61.790(C); or
  - c. As otherwise authorized by the model traffic code as adopted by reference in SMC 16A.020.010.
2. Limited commissioned City officers, as applicable, shall use the uniform impound authorization and inventory form provided for by administrative rule by the Washington state patrol pursuant to RCW 46.55.075.
3. If a vehicle has been impounded pursuant to SMC 16A.61.790(E), before the vehicle may be released from impound, the vehicle owner or an agent of the owner shall pay all fines and fees then owing, including but not limited to the amounts specified in SMC 8.02.083; and all towing and vehicle storage charges. Upon such payment, the vehicle shall be removed from the scofflaw list. If any parking ticket not included on the scofflaw list for which the owner is liable becomes overdue before the owner or agent pays, such subsequent tickets shall also be paid before the vehicle may be removed from the scofflaw list or released from impoundment.

Section 9. That there is adopted a new SMC section 16A.61.5705 to read as follows:

**16A.61.5705 Residential Area Parking Passes**

- A. Owners of multifamily residential properties located within the adopted parking meter boundary may purchase monthly parking passes for current residents of their property. Property owners shall be responsible for creating a master account with City of Spokane parking services and shall pay for all parking passes associated with their account on a monthly basis. The City will not create individual accounts for residents and will not accept direct payment from residents for parking passes.
- B. Residential parking pass holders are authorized to park at any "all day" meters without payment. Residential parking permit holders parking at any other meter location while failing to pay the meter shall be considered an expired meter violation
- C. Parking with an expired monthly residential parking pass while failing to pay the meter is considered an expired meter violation.

Section 10. That SMC section 8.02.083 is amended to read as follows:

**8.02.083 Fees and Charges**

- A. Commercial Loading Zones.  
The fee for a permit and identifying decal authorizing a commercial vehicle to occupy a loading zone is:
  1. one hundred dollars per year,
  2. fifty dollars for the rest of the year when issued after June 30th,
  3. fifteen dollars for a single occasion permit,
  4. fifteen dollars for a transfer.

B. Special Loading Zones.

A special loading zone is a temporary loading zone created by placement of an authorized parking meter bag. Special loading zones are reserved only for vehicles being used for the purpose for which the parking meter bag has been issued. The rates for parking meter bags, in addition to a twenty-five dollar returnable bag deposit, are:

1. Commercial.

- a. Quarterly: Three hundred fifty dollars per bag.
- b. Monthly: One hundred twenty-five dollars per bag.
- c. Daily: Fifteen dollars per bag.

2. News Media – Annually.

One thousand dollars for the first bag and five hundred dollars for each additional bag.

3. Charitable Nonprofit – Annually.

Sixty dollars per month per bag, with a maximum of two bags.

C. Removal of Parking Meters.

The fee charged a contractor for removal and reinstallation of a parking meter to accommodate construction work is sixty dollars.

D. Parking Meters.

1. The fee for parking in a metered space depends upon the time limit and location. The fees are indicated on the meters. The fees for parking in a metered space are:

- a. Thirty-minute space: Sixty cents per thirty minutes.
- b. ~~((One-hour space: One dollar twenty cents per hour.~~
- c. ~~Ninety-minute space: One dollar twenty cents per hour.~~
- d.)) Two-hour space: One dollar twenty cents per hour.
- c. ~~((e.))~~ Four ~~((Three))~~-hour space: ~~((One dollar twenty))~~ Eighty cents per hour.
- d. ~~((f.))~~ All day ~~((Ten-hour))~~ space: Forty cents per hour.

2. The coin or combinations of coins accepted by the meter will be indicated by a sign or legend for each space. Coins of denominations greater than the fee for the space may be accepted for the convenience of the motorist.

E. Motor Vehicle Violations.

1. The penalties for traffic infractions are provided by schedules adopted by court rule, or as specifically provided in Title 16A SMC or state statute.

2. Unless otherwise provided, the basic penalties for parking infractions are:

- a. two hundred fifty dollars for disabled parking violations (SMC 16A.61.381);
- b. ten dollars for parking at a meter beyond the maximum time provided for that metered space (feeding meter) (SMC 16A.61.5914);
- c. fifteen dollars for expired meter parking (SMC 16A.61.5910);
- d. one hundred dollars for parking at a space reserved with a parking meter bag within the entertainment parking district [Cross reference: SMC 16A.61.5903];
- e. Violation of bag use: Meter bag applicants and users must limit the use of bags to the purpose for which the bag is issued. Violation of proper parking meter bag use shall result in the bag being removed from the



meter, cancellation of the permit, and forfeiture of the bag deposit as provided in SMC 16A.61.5703(H). No meter bags may be issued to an applicant or user who has not paid all fees and fines or is otherwise in violation of conditions of bag use. Additional penalties will be assessed on repeat offenders within the same calendar year as follows:

- i. Second violation: Fifty dollars.
- ii. Third violation: One hundred dollars.
- iii. Fourth and additional violations: Two hundred dollars per violation.

f. thirty dollars for all others.

4. The additional penalty for failure to respond to a notice of traffic violation is twenty-five dollars.

5. There are, in addition, penalty assessments provided by state law.

F. Towing and Impound.

Towing, storage, and related fees and charges by registered disposers are prominently posted on the disposers' premises but are not directly regulated by the City. Some rates may be fixed by contract.

G. Criminal Violations.

The penalties for criminal traffic violations are as provided in the state traffic code.

H. Accident Reports.

The fee for furnishing copies of accident reports required by chapter 46.52 RCW is as fixed from time to time by the mayor as provided in SMC 8.02.011.

I. Junk Vehicle Affidavit.

The fee for furnishing a junk vehicle affidavit (hulk slip) is ten dollars.

J. Motorist Information Signs.

The fees for follow-through signs from the freeway to the motorist service business are:

1. Fifty dollars as the application processing fee.
2. One hundred dollars as the installation fee for each sign installed.
3. Actual cost for purchasing the signs from the Washington department of transportation.
4. Actual cost for maintenance, repairs, and replacement; and
5. Fifteen dollars as an assignment fee to transfer the permit to a new owner or operator.

K. Golf Cart Registration Decal.

The fee for an annual golf cart registration decal is fifty dollars.

L. Scofflaw List Administrative Fee.

The fee for vehicles added to the scofflaw list is twenty five dollars.

M. Immobilization Administrative Fee.

The fee for immobilizing a vehicle is fifty dollars.

N. Residential Parking Passes;

The fee for a residential parking permit is twenty five dollars per month.

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**ORDINANCE NO. C35067**

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 General Fund and the budget annexed thereto with reference to the General Fund, the following changes be made:

FROM:	0440-35140	General Fund-Fire Department	
	99999-34220	Fire Protection Services	<u>\$ 55,000</u>

TO:	0440-35120	General Fund-Fire Department	
	22200-51215	Overtime-Uniform	<u>\$ 55,000</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 State Mobilization revenue from wild land incident support, the need for which could not reasonably have been anticipated at the time of adoption of the 2013 budget, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

# Job Opportunities

The City of Spokane is an Equal Employment Opportunity Employer

## JOB OPPORTUNITY CITY OF SPOKANE

### FIREFIGHTER – Lateral Entry SPN 931

#### OPEN ENTRY EXAMINATION

**DATE OPEN:** Monday, December 16, 2013

**DATE CLOSED:** Applications will be accepted until the close of business on Friday, January 3, 2014. Applicants who have filed a basic application will have until the close of business on Monday, January 6, 2014, to return the Training and Experience Evaluation form.

**SALARY:** \$50,279 annually (\$24.08 during initial training, \$24.48 during balance of the year) to \$76,461 at the end of the probationary period, with additional increases determined by longevity.

**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 Veteran's Preference (Member 4)
- Copy of valid driver's license

**DUTIES:**

Performs general duty firefighting work in the preventing, combating, and extinguishing of fires and emergency medical functions. Responds to fire incidents with a company; lays hose; holds and directs nozzle and water streams; raises and climbs ladders; uses standard firefighting equipment; removes persons from danger; administers emergency medical treatment; performs salvage and cleanup operations. Drives and operates various automotive, mechanical, and auxiliary fire apparatus. Responds to medical emergencies and operates oxygen delivery equipment; uses blood pressure cuff and stethoscope to take patient's vital signs; performs CPR; utilizes various splinting devices and other emergency medical equipment. Work is heavy in nature, often performed under hazardous conditions, and requires above normal attention to prevent injury. Employee has regular contact with the public, works other than a normal work week and is subject to recall during emergencies.

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

All Applicants must have high school diploma or equivalent, and at least three years of full-time paid experience as a professional firefighter; must be currently employed or have been laid off or retired in good standing within the past 12 months; AND, possess valid Firefighter 1 & 2 certifications, Hazmat Operations certification, Wildland Firefighter 2 or equivalent certification, National Registry EMT or Paramedic certification and meet Washington State reciprocity requirements by time of hire. All applicants must possess a valid driver's license and EVIP certification or equivalent.

**EXAMINATION:**

The examination will consist of a Training and Experience Evaluation (T&E) form. Weight is assigned as follows: Training and Experience Evaluation form 100%. Applicants whose scores on the T&E examination place them in the area of selection will be notified when and where to appear for the physical agility test.

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](http://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.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 11th day of December, 2013.

MARY DORAN  
Chair

GLENN KIBBEY  
Chief Examiner

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