



Official Gazette

City of Spokane, Washington

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

Volume 106

JUNE 15, 2016

Issue 24



MAYOR AND CITY COUNCIL

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Minutes

NOTICE**Monday, June 6, 2016**

The minutes for the Monday, June 6, 2016, Spokane City Council Meeting were not available for publication in this issue of the *Official Gazette*. The minutes will be published in the Wednesday, June 29, 2016, issue of the *Official Gazette*.

General Notices

**Notice of City of Spokane Franchise Ordinance
(Proposed Ordinance No. C35401)**

Notice is given that final reading for Ordinance No. C35401 will be held before the City of Spokane City Council on **Monday, July 11, 2016, at 6:00 P.M.**, in the City Council Chambers, Lower Level of City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. This is for an ordinance granting a municipal franchise for the collection of solid waste to Waste Management of Washington, Inc. dba Waste Management of Spokane, for the recent annexation into the City of Spokane of an area known as the Spokane Housing Ventures Annexation Area.

State law requires that Cities that annex land from within a g-permit holder's territory grant a minimum of seven years franchise to the current g-permit holder. The City of Spokane has decided to grant eight years of franchise which has been our established prior practice. This franchise will expire on May 28, 2024 and at such time the g-permit holder will relinquish all accounts to the City of Spokane's Solid Waste Collection Department.

(First hearing on the ordinance was held June 6, 2016; final hearing will be held on July 11, 2016).

Publish June 15, 22, and 29, 2016 and July 6, 2016

**Notice of Spokane Franchise Ordinance
(Proposed Ordinance No. C35403)**

Notice is given that final reading for Ordinance C35403 will be held before the City of Spokane City Council on **Monday, July 11, 2016, at 6:00 P.M.**, in the City Council Chambers, Lower Level of City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. This is for an ordinance relating to a franchise to Mobilitie, a Nevada limited liability company, whose home office is 2220 University Drive, Newport Beach, California, to use the public right of way to provide noncable telecommunications service within its legal authority. Franchise term: 15 years. For more information, contact Rosi McCaskill at (213) 590-6592 or (877) 999-7070; email legal@mobilitie.com.

(First hearing on the ordinance was held June 13, 2016; final hearing will be held on July 11, 2016).

Publish June 15, 22, and 29, 2016 and July 6, 2016

Spokane Police Advisory Committee (PAC)



You're invited to the next PAC Quarterly Public Meeting:

**Thursday, June 16, 2016 at 5:30 pm
Northeast Community Center
4001 N. Cook Street**

Law Enforcement Director Jim McDevitt and/or other members of the Spokane Police Department will be present to deliver updates and to answer community questions.

PAC Serves as a Bridge from the Chief to the Community...

PAC is a collection of community group representatives who serve as an advisory group to the Office of the Chief of Police regarding community needs and concerns, as well as community responses to proposed police programs and priorities. PAC is looking for additional community group leaders to join this committee. If you are interested, please send a request for an application to anapolitano@spokanepolice.org or call (509) 625-4063.

Publish June 8 & 15, 2016

NOTICE

NOTICE

NOTICE

NOTICE IS HEREBY GIVEN that the regular meeting of the SPOKANE CIVIL SERVICE COMMISSION will be conducted at 9:30 a.m., Tuesday, June 21, 2016 in the Council Chambers on the Lower Level, City Hall.

Items on the Agenda are as follows:

- I. Approval of Minutes
- II. Staff Activities
- III. Classification Resolution
- IV. Election of Vice Chair
- V. Other Business

The meeting is open to the public, with the possibility of moving into executive session only with members of the Civil Service Commission and the appropriate staff.

A Commission briefing will be held at 9:15 a.m. June 21, 2016, in the Council Chambers.

Dated at Spokane, Washington, this 6th day of June, 2016.

CRAIG HULT
Chair

GITA GEORGE-HATCHER
Chief Examiner

TO HUMAN RESOURCES STAFF AND ALL EMPLOYEE REPRESENTATIVES:

There will be a pre-Commission/Project Evaluation Committee meeting in the Civil Service Conference Room (4B) at 11:00 a.m. on Monday, June 20, 2016.

AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION: The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. The Spokane City Council Chamber in the lower level of Spokane City Hall, 808 W. Spokane Falls Blvd., is wheelchair accessible and also is equipped with an infrared assistive listening system for persons with hearing loss. Headsets may be checked out (upon presentation of picture I.D.) at the City Cable 5 Production Booth located on the First Floor of the Municipal Building, directly above the Chase Gallery or through the meeting organizer. Individuals requesting reasonable accommodations or further information may call, write, or email Chris Cavanaugh at (509) 625-6383, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or ccavanaugh@spokanecity.org Persons who are deaf or hard of hearing may contact Ms. Cavanaugh at (509) 625-6383 through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.

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. C35392

An ordinance relating to the definition of graffiti vandalism; amending section 10.10.070 of the Spokane Municipal Code.

NOW THEREFORE, the City of Spokane does ordain:

Section 1. That section 10.10.070 of the Spokane Municipal Code is amended to read as follows:

Section 10.10.070 Graffiti Vandalism Prohibited

- A. No person shall commit the offense of graffiti vandalism.
- B. A person is guilty of the offense of graffiti vandalism if the person intentionally defaces public or private property, including any property of the City, by etching, painting, spray painting, covering, gouging, drawing upon or otherwise placing of a mark upon public or private property without authorization of the owner. It is not an offense under this section for a person to engage in expressive conduct on the public right of way using non-permanent, non-toxic means, such as chalk or water-soluble paints, in a manner which does not obstruct or interfere with the public right of way.
- C. A person is guilty of possession of graffiti tools when the person possesses any tool(s), as defined in SMC 10.10.080, other than non-permanent means, such as water-soluble paint or chalk, under circumstances evincing an intent to use the same in order to deface property in violation of this chapter.
- D. Any person violating subsections (A), (B) or (C) of this section shall be guilty of a gross misdemeanor.

**Passed by City Council June 6, 2016
Delivered to Mayor June 13, 2016**

ORDINANCE NO. C35394

AN ORDINANCE relating to nuisance properties; amending SMC sections 10.08A.010, 10.08A.020, 10.08A.030, 10.08A.040, 10.08A.050, 10.02.070, 17C.310.010, and 17F.070.520; adopting a new section 10.08A.045 to chapter 10.08A of the Spokane Municipal Code and repealing SMC sections 10.08.030 and 10.20.020.

Section 1. That SMC section 10.08A.010 is amended to read as follows:

10.08A.010 Nuisance Properties - Purpose

- ~~((A. Chronic nuisance properties present grave health, safety and/ welfare concerns, which the property owners or persons in charge of such properties have failed to take corrective action to abate the nuisance condition. Chronic nuisance properties have a tremendous negative impact upon the quality of life, safety and health of the neighborhoods where they are located. This chapter is enacted to remedy nuisance activities that repeatedly occur or exist at chronic nuisance properties by providing a process for abatement; and this remedy is not an exclusive remedy available under any state or local laws and may be used in conjunction with such other laws.))~~
- ~~((B. Also, chronic nuisance properties are a financial burden to the City by the repeated calls for service to the properties because of the nuisance activities that repeatedly occur or exist on such property, and this chapter is a means to ameliorate those conditions and hold responsible the owners or persons in charge of such property.))~~

The City of Spokane is committed to protecting its citizens from the dangers of properties that are abandoned, where unsafe conditions exist or where crime repeatedly occurs. Such properties are known as "nuisance properties" because of their adverse impact on the quality of life of Spokane's citizens. Additionally, when owners, financial institutions and persons in charge fail to take responsible action to secure and care for these properties, they deteriorate and become "chronic nuisance" properties. Chronic nuisance properties create a substantial financial burden, pose a significant strain on city services, interfere with other's use and enjoyment of their lands, and are a prohibited public nuisance. Persons in charge of such properties have a duty to take all reasonable measures to prevent and abate nuisance activity. It is the purpose of this chapter to hold legally and financially accountable the owners and persons in charge of nuisance and chronic nuisance properties, and to provide for the restoration and abatement of such properties. It is also the purpose of this chapter to provide for the closure of abandoned properties that are not subject to the building official process under Chapter 17F.070 SMC.

Section 2. That SMC section 10.08A.020 is amended to read as follows:

10.08A.020 Definitions

For purposes of this chapter, the following words or phrases shall have the meaning prescribed below:

- A. "Abandoned property", for purposes of defining a chronic nuisance, means a property over which the person in charge no longer asserts control due to death, incarceration, or any other reason, and which is either unsecured or subject to occupation by unauthorized individuals.
- ~~((A))~~B. "Abate" means to repair, replace, remove, destroy, return to productive use, or otherwise remedy a condition which constitutes a violation of this chapter by such means and in such a manner and to such an extent as the applicable City department director or designee determines is necessary in the interest of the general health, safety and welfare of the community.
- C. "Abatement agreement" means a contract between the City and the person in charge of the chronic nuisance property in which such person agrees to promptly take all lawful and reasonable actions, which shall be set forth in the agreement, to abate the nuisance within a specified time and according to specified conditions.
- ~~((B))~~D. "Chronic nuisance property" means:
- ~~((1. a property on which three or more nuisance activities are observed during any sixty-day period))~~
1. a property on which nuisance activity is observed on three or more occasions during any sixty-day period or on which nuisance activity is observed on seven or more occasions during any twelve-month period, or
2. a property where, pursuant to a valid search warrant, evidence of drug-related activity has been identified two or more times, or

3. any abandoned property where nuisance activity exists.

((G))E. "Control" means the ability to regulate, restrain, dominate, counteract or govern property or conduct that occurs on a property.

((D))E. "Drug-related activity" means any unlawful activity at a property which consists of the manufacture, delivery, sale, storage, possession, use, or giving away of any controlled substance as defined in chapter 69.50 RCW, legend drug as defined in chapter 69.41 RCW, or imitation controlled substances as defined in chapter 69.52 RCW. Possession of marijuana that is legal under state law shall not result in enforcement action under this ordinance.

((E))G. "Landlord" means the owner, lessor or sublessor of the dwelling unit or the property of which it is a part, and in addition, means any person designated as a representative of the landlord.

((F))H. "Nuisance activity" means and includes:

1. ~~((a nuisance))~~ Any civil code violation as defined by state law or local ordinance occurring around or near the property, including, but not limited to, the following activities, conditions or behaviors: ((-or))

a. Litter and Rubbish: SMC 10.08.010.

b. Fire Hazard from Vegetation and Debris: SMC 10.08.040.

c. Any dangerous animal violations: SMC 17C.310.

d. Fire Code Violations: SMC 17F.080.

e. Alcohol beverage control violations, as defined in RCW 66.44.

f. General Nuisance

i. any act or omission, as provided in Chapter 7.48 RCW or Chapter 9.66 RCW or which unreasonably:

1. interferes with the comfort, solitude, health or safety of others; or

~~((b. offends common decency; or))~~

2. offends common sensibilities and senses by way of extreme noise, light or odor; or

3. obstructs or renders hazardous for public passage any public way or place; or

4. pollutes or renders less usable any watercourse or water body.

ii. maintaining or permitting upon any land:

1. refrigerator, freezer or other insulated container within which a child could suffocate;

2. a pit, excavation, swimming pool, well or other uncovered hole into which a person could fall;

3. lumber, metal, plastic, paper, cardboard, or other scrap material deposited in such place and manner as to constitute a hazardous attraction to children;

4. unused or junk vehicle or machinery or parts unless enclosed and secured as required by law for wrecking yards or junk yards;

5. an abandoned or vacant building, structure or part thereof not securely closed to entry;

6. toxic, radioactive, caustic, explosive, malodorous or septic substances, such as putrescent animal, fish or fowl parts, animal or vegetable waste matter, excrement and any material likely to attract or breed flies or rats, unless kept in proper receptacles as provided by the health and refuse laws; or

7. structure, collection of wood, cloth, paper, plastic or glass material, vegetation or flammable substances kept in such manner as to create a substantial risk of combustion or spread of fire.

2. ~~((any of the following activities, behaviors or criminal conduct:))~~ Any criminal conduct, including the attempt and/or conspiracy to commit any criminal conduct, as defined by State or local ordinance occurring on, around, near or having a nexus to a property, including but not limited to:

a. Stalking: SMC 10.11.060.

b. Harassment: SMC 10.11.070 through SMC 10.11.072 and SMC 10.11.079.

c. Failure to disperse: SMC 10.10.010.

d. Disorderly conduct: SMC 10.10.020.

- e. Assault: SMC 10.11.010, including domestic violence assault, chapter 10.09 SMC.
- f. Reckless endangerment: SMC 10.11.020.
- g. Prostitution: SMC 10.06.030.
- h. Patronizing a prostitute: SMC 10.06.010.
- i. Disorderly house, as defined by: SMC 10.06.010.
- j. Indecent exposure: SMC 10.06.025.
- k. Lewd conduct: SMC 10.06.020.
- l. Any firearms or dangerous weapons violations listed in: ~~((SMC 10.11.042 through SMC 10.11.050))~~ SMC 10.11.052.
- m. Noise: ~~((SMC 10.08.020))~~ SMC 10.08.D.
- n. Loitering for the purpose of engaging in drug-related activity: SMC 10.15.020.
- o. Drug-related activity.
- p. Gang-related activity, as defined in: RCW 59.118.030.
- q. Any crimes of domestic violence.
- r. Any violation of any protection order authorized under chapter 7.92 RCW, RCW 7.90.090, 9A.46.080, 10.14.080, 10.99.040, 10.99.045, 26.09.050, 26.09.060, 26.10.040, 26.10.115, 26.26.130, 26.50.060, 26.50.070, or 26.26.590.
- s. Warrant arrests, or any instance in which a DOC offender is located at a property while in violation of DOC supervision.
- t. Reckless Driving, Driving Under the Influence, Vehicular Homicide and Assault: RCW 46.61.500 through RCW 46.61.540.
- u. Possession of stolen property: RCW 9A.56; SMC 10.05.064.
- v. Trafficking in stolen property and/or criminal profiteering: RCW 9A.82.
- w. Theft, trafficking, or unlawful possession of commercial metal property: RCW 19.290.
- x. Identity theft: RCW 9.35.020.
- y. Rendering criminal assistance: RCW 9A.76; SMC 10.07.037; SMC 10.07.038; SMC 10.07.039.
- z. Possession of stolen vehicle: RCW 9A.56.068.

- ~~((G))~~I. "Owner" means any person having any interest in the real estate in question as indicated in the records of the office of the Spokane County auditor, or who establishes under this chapter, their ownership interest therein.
- ~~((H))~~J. "Person" means natural person, financial institution, bank, joint venture, partnership, association, club, company, corporation, business trust, organization or the manager, lessee, agent, officer or employee of any of them.
- ~~((I))~~K. "Person associated with a property" means any person who, on the occasion of a nuisance activity, has entered, patronized, visited, or attempted to enter, patronize or visit, or waited to enter, patronize or visit, a property or a person present on property, including without limitation, any officer, director, customer, agent, employee or any independent contractor of a property, or a person in charge of or owner of a property.
- ~~((J))~~L. "Person in charge" of a property means any person in actual or constructive possession or control of a property, including, but not limited to, an owner, occupant, agent or property manager of a property under his control, and any bank or financial institution in actual or constructive possession or which possesses any sort of lien or interest in the property. There may be at any one time multiple persons in charge of a property all of which may be jointly and severally liable under this chapter.
- ~~((K))~~M. "Premises and property" may be used by this chapter interchangeably and means any building, lot, parcel, dwelling, rental unit, real estate or land or portion thereof including property used as residential or commercial property.
- ~~((L))~~N. "Rental unit" means any structure or that part of a structure including, but not limited to, single-family home, room or apartment, which is rented to another and used as a home, residence or sleeping place by one or more persons.

Section 3. That SMC section 10.08A.030 is amended to read as follows:

10.08A.030 General Nuisance - Penalty

~~((A. Any property within the City of Spokane which is a chronic nuisance property is in violation of this chapter and subject to its remedies; and))~~

~~((B. Any person in charge who permits property to be a chronic nuisance property shall be in violation of this chapter and subject to its remedies.))~~

No person in charge may maintain or permit nuisance activity under section 10.08A.020.H(1)(f) of this chapter upon any land or property within the City of Spokane. Any person in charge who maintains or permits nuisance activity under section 10.08A.020.H(1)(f), and fails to respond to the City and/or refuses to permit the City to fully abate the property, commits a misdemeanor.

The procedures set out in SMC 10.08A.040 for chronic nuisance properties do not apply to this section.

Section 4. That SMC section 10.08A.040 is amended to read as follows:

10.08A.040 Chronic Nuisance Property - Procedure

~~((A. When the chief of police, or his designee, receives police documentation confirming the occurrence of three or more nuisance activities within a sixty-day period on the property, the chief of police, or his designee, may review such reports to determine whether they describe the nuisance activities enumerated in SMC 10.08A.020.~~

- ~~1. Upon such a finding, the chief of police, or his designee, shall notify a property owner at the address shown on the county auditor records and shall notify the person in charge of the property in writing that the property is in danger of being declared a chronic nuisance property.))~~

~~((B. The notice shall contain:~~

- ~~1. the street address or a legal description sufficient for identification of the property;~~
- ~~2. a concise description of the nuisance activities that exist, or that have occurred on the property;~~
- ~~3. a demand that the owner or person in charge respond to the chief or his designee within ten days of service of the notice to discuss the nuisance activities and create a plan to abate the chronic nuisance;~~
- ~~4. offer the person in charge an opportunity to abate the nuisance activities giving rise to the violation; and~~
- ~~5. a statement describing that if legal action is sought, the property could be subject to closure, civil penalties and/or costs assessed up to one hundred dollars per day after the notice of the chronic nuisance property is received.))~~

~~((C. Such notice shall be either:~~

- ~~1. personally served, or~~
- ~~2. delivered by first class mail to the person in charge of the property with a copy mailed to the owner at the address indicated by the Spokane County auditor, if different than the person in charge of the property.))~~

~~((D. If the person in charge fails to respond to the notice within the time prescribed, the chief of police, or his designee, shall post such notice at the property and issue the person in charge a class 1 civil infraction.~~

- ~~1. If the person in charge fails to respond to the issued infraction the matter shall be referred to the office of the city attorney for further action.))~~

~~((E. If the person in charge responds as required by the notice and agrees to abate the nuisance activity, the chief of police, or his designee, and the person in charge and/or property owner may work out an agreed-upon course of action which would abate the nuisance activity.~~

- ~~1. If an agreed course of action does not result in the abatement of the nuisance activities or if no agreement concerning abatement is reached, the matter shall be forwarded to the office of the city attorney for enforcement action.))~~

~~((F. It is a defense to an action for chronic nuisance property that the person in charge at all material times could not, in the exercise of reasonable care or diligence, determine that the property had become chronic nuisance property, or could not in spite of the exercise of reasonable care and diligence, control the conduct leading to the~~

~~determination that the property is chronic nuisance property.))~~

A. Chronic Nuisance Notice

1. When documentation confirms a chronic nuisance property, as defined by SMC 10.08A.020, the chief of police, or his designee shall notify the person in charge of the property in writing that the property is in danger of being declared a chronic nuisance property.
2. The notice shall indicate the following:
 - a. the street address or a legal description sufficient for identification of the property;
 - b. a concise description of the nuisance activities that have occurred on the property and whether the property is abandoned;
 - c. a warning that the person in charge of the property may be subject to penalties as set forth in this chapter.
 - d. a demand that the person in charge respond to the chief of police or his designee within ten days of service of the chronic nuisance notice to discuss the nuisance activities and create a plan to abate the nuisance;
 - e. a statement that the person in charge shall have an opportunity to abate the nuisance giving rise to the nuisance; and
 - f. a warning that, if the person in charge does not respond, as required, or if the matter is not voluntarily corrected to the satisfaction of the chief of police, or his designee, the City may file an action to abate the property as a chronic nuisance property pursuant to this chapter and/or take other action against the property or person in charge.
3. Such notice shall be either:
 - a. personally served, or
 - b. delivered by first class mail to the person in charge of the property with a copy mailed to the owner at the address indicated by the Spokane County auditor, if different than the person in charge of the property.

B. Requirement to Respond

A person in charge who receives notice pursuant to this section must, within ten days, contact the officer who issued the notice to establish a plan of action to eliminate the conditions, behaviors or activities which constitute a nuisance at the property.

C. Abatement Agreement/Approved Plan to Abate

1. The person in charge shall enter into an abatement agreement or otherwise produce a plan approved by the chief of police or his designee to abate the nuisance within fifteen days of the issuance of the chronic nuisance notice.
2. The abatement agreement, or approved plan to abate, shall be signed by the person in charge and shall include the following:
 - a. The name and address of the persons in charge of the property;
 - b. The street address or a description sufficient for identification of the property, building, structure, or land upon or within which the nuisance is occurring;
 - c. A description of the nuisance activities and whether the property is abandoned;
 - d. The necessary corrective action to be taken, and a specific date or time by which correction must be completed.

D. Corrective Action

Once the person in charge has entered into an abatement agreement or otherwise produced an approved plan to abate the nuisance, he or she must abide by the approved plan and promptly take corrective action to eliminate the nuisance. Corrective action may include, but is not limited to:

1. Effective tenant screening, leasing and rule enforcement;
2. Implementing physical improvements for crime prevention;
3. Providing security for the property;
4. Evicting persons responsible for the nuisance activity; and
5. Pursuing other remedies available to the owner pursuant to any lease or other agreement.

- E. The City of Spokane shall offer services to persons in charge with known mental or physical disabilities in order to facilitate such persons taking all lawful and reasonable corrective action necessary to abate the nuisance.

All corrective action must conform to state and local laws, including but not limited to RCW 59.18.580, the Victim Protection Limitation on Landlord's Rental Decisions.

Section 5. That there is adopted a new section 10.08A.045 to chapter 10.08A of the Spokane Municipal Code to read as follows:

10.08A.045 Penalties

- A. **Failure to Respond**
It is a class 1 civil infraction for any person in charge to fail to respond to the chief of police or his designee within ten days of service of the chronic nuisance notice.
- B. **Failure to Enter Agreement or Produce an Approved Plan to Abate**
It is a class 1 civil infraction for any person in charge to fail to enter into an abatement agreement or otherwise produce an approved plan to abate the nuisance within fifteen days of the issuance of the chronic nuisance notice.
- C. **Failure to Abate Nuisance**
After the issuance of the chronic nuisance notice, and after the time to enter into an abatement agreement or otherwise produce an approved plan has passed, every subsequent nuisance activity is a class 1 civil infraction.
- D. The penalties and remedies of this chapter are not exclusive and do not affect any other enforcement actions taken by the City under this chapter, or any other section of the municipal code or law or enforcement actions taken by a different jurisdiction.

Section 6. That SMC section 10.08A.050 is amended to read as follows:

10.08A.050 Commencement of Abatement Action – Enforcement

- ~~((A. Once the matter is referred to the city attorney, the city attorney shall immediately review and make a determination to initiate legal action authorized under this chapter or state statute, or may seek alternative forms of abatement of the nuisance activity. The city attorney may initiate legal action on the chronic nuisance property and seek civil penalties and costs in superior court for the abatement of the nuisance.))~~
- ~~((B. In determining whether a property shall be deemed a chronic nuisance property and subject to the court's jurisdiction, the City shall have the initial burden of proof to show by a preponderance of the evidence that the property is a chronic nuisance property. The City may submit official police reports and other affidavits outlining the information that led to arrest(s) and other chronic nuisance activity occurring or existing at the property. The failure to prosecute an individual, or the fact no one has been convicted of a crime, is not a defense to a chronic nuisance action.))~~
- ~~((C. Once a superior court determines the property to be a chronic nuisance under this chapter the court may impose a civil penalty against any or all of the persons in charge of the property and/or the owner of the property, and may order any other relief deemed appropriate. A civil penalty may be assessed for up to one hundred dollars per day for each day the nuisance activity continues to occur following the date of the original notice by the chief of police, or his designee, as described in SMC 10.08A.040. In assessing the civil penalty, the court may consider the following factors, citing to those found applicable:~~
- ~~1. The actions taken by the person in charge and/or owner to mitigate or correct the nuisance activity.~~
 - ~~2. The financial condition of the persons in charge.~~
 - ~~3. The repeated or continuous nature of the nuisance activity.~~
 - ~~4. The statements of the neighbors or those affected by the nuisance activity; and~~
 - ~~5. Any other factor deemed relevant by the court.))~~

~~((D. The superior court which determined the property to be a chronic nuisance property shall also assess costs against the person in charge and/or owner in the amount it costs the City to abate, or attempt to abate, the nuisance activity.))~~

- ~~((E. If the superior court determines the property to be a chronic nuisance property, the superior court shall order the property closed and secured against all unauthorized access, use and occupancy for a period up to one year, and may impose a civil penalty and costs.))~~
- ~~((F. Once a determination has been made by the superior court that the chronic nuisance property shall be subject to closure, the court may authorize the City to physically secure the premises and initiate such closure.~~
- ~~1. Costs for such closure shall be submitted to the court for review.~~
 - ~~2. Any civil penalty and/or costs awarded to the City may be filed with the city treasurer who shall cause the same to be filed as a lien on the property with the county treasurer.~~
 - ~~3. The City shall file a formal lis pendens notice when an action for abatement is filed in the superior court.))~~

~~((G. The superior court shall retain jurisdiction during any period of closure or abatement of the property.))~~

~~((H. Spokane municipal court is to have jurisdiction of all civil infractions issued pursuant to this chapter.))~~

A. The matter may be referred to the city attorney for review and a determination of whether to initiate legal action.

B. In any action filed, the City shall have the burden of showing by a preponderance of the evidence that the property is a chronic nuisance property. Police reports, official city reports, and affidavits may be offered as evidence of chronic nuisance. The failure to prosecute an individual, or the fact no one has been convicted of a crime, is not a defense to a chronic nuisance action.

C. If the superior court determines the property to be a chronic nuisance under this chapter the court may:

 1. impose a warrant of abatement ordering the complainant to take all necessary steps to abate, deter and prevent the resumption of such nuisance; which may include but is not limited to, the immediate:
 - a. vacation of the premises;
 - b. closure and securing of the premises;
 - c. removal of litter, rubbish and junk vehicles from the premises;
 - d. safety inspection by Code Enforcement, Building Official, Fire Marshal, or any other government agency;
 - e. removal of personal property subject to seizure and forfeiture pursuant to RCW 69.50.505. or RCW 10.105.010.
 2. impose the expenses of abating, or attempting to abate, the nuisance on the property and/or the person in charge;
 3. impose a fine, civil penalty or award damages;
 4. order the property into receivership in accordance with RCW 7.60 and thereby recover from the property the reasonable, necessary expenses of abating the nuisance and returning the property to productive use;
 5. order the person in charge to pay relocation assistance to any tenant who must relocate because of the order of abatement, and who the court finds not to have caused or participated in nuisance activities at the property; and
 6. any other further relief deemed appropriate by the court.

D. In assessing the penalties and remedies, the court may consider the following factors:

 1. The actions taken by the person in charge to mitigate or correct the nuisance activity.
 2. The financial condition of the person in charge.
 3. Any known mental or physical disabilities of the person in charge.
 4. The repeated or continuous nature of the nuisance activity.
 5. The statements of the neighbors or those affected by the nuisance activity; and
 6. Any other factor deemed relevant by the court.

E. Any fine, civil penalty and/or expense awarded to the City may be filed with the city treasurer who shall cause the same to be filed as a lien on the property with the county treasurer. Expenses shall be submitted to the court for review and may be collected on execution.

- F. The City shall file a formal lis pendens notice when an action for abatement is filed in the superior court.
- G. The superior court shall retain jurisdiction during any period of closure or abatement of the property.
- H. Spokane municipal court is to have jurisdiction of all civil infractions issued pursuant to this chapter.

Section 7. That SMC section 10.02.070 is amended to read as follows:

10.02.070 Nuisance

- A. A “nuisance” is the unreasonable or unlawful use by a person of his real or personal property, or the unreasonable, indecent or unlawful personal conduct which materially interferes with or jeopardizes the health, safety, prosperity, quiet enjoyment of property or welfare of others, offends common decency or public morality, or obstructs or interferes with the free use of public ways, places or bodies of water.
- B. Nuisance also consists of the specific violations set forth in this title in SMC ((10.08.030)) 10.08A.020.H(1)(f), SMC 10.08.040, SMC 10.24.040 and SMC 12.02.0202.

Section 8. That SMC section 17C.310.010 is amended to read as follows:

17C.310.010 Purpose

- A. **Animal Keeping.**
The purpose of this chapter is to make provisions for and set limits on the keeping of animals within the City limits. This section recognizes the commercial and sport animal keeping activities as well as the desire of citizens to keep pets. The provisions of this section strive to provide the broadest personal discretion in animal keeping. However, since the City is characterized as an intense urban environment with people living in close proximity, this section also emphasizes the significant responsibility of animal owners and keepers to protect the rights and lifestyles of their neighbors. Animal owners and keepers are expected to meet the following requirements as a reflection of their responsibility.
 - 1. **Unrestrained Animals.**
Owners and keepers are to keep all animals contained within a structure or fenced yard or on a leash or other appropriate harness or retraining device capable of safely controlling the animal. As provided in chapter 5.04 of the Spokane County Code, dog may be permitted to run at large. Racing/homing pigeons are allowed to fly unrestrained during periods of exercise, training and racing.
 - 2. **Noisy Animals.**
Owners and keepers are to prevent their animals from making unnecessary or unusual noises to the extent that reasonable persons are annoyed. Chapter 5.04 of the Spokane County Code and 10.08D SMC relate to noisy animals.
 - 3. **Dangerous Dog, Potentially Dangerous Dog and Inherently Dangerous Animals.**
The keeping of dangerous or potentially dangerous dogs shall be regulated pursuant to chapter 10.03 SMC. The keeping of inherently dangerous animals is prohibited in all zones pursuant to SMC 17C.310.150, except as provided in Chapter 5.12 of the Spokane County Code.
 - 4. **Potentially Rabid Animals.**
Chapter 5.04 of the Spokane County Code prohibits the keeping of any dog over age six months that has not been properly inoculated against rabies. Any animal afflicted with rabies or that has been exposed to a rabid animal or suspected rabid animal shall be either destroyed or detained and treated in a manner directed by the health officer, in accordance with state communicable disease regulations (WAC 246-100-197 Rabies – Measures to Prevent Human Disease).
 - 5. **Nuisance Related to Odors.**
Owners and keepers are to maintain their animals in a clean and sanitary condition so as not to create offensive odors or other nuisances to the extent that a reasonable person is annoyed. SMC ((10.08.030)) 10.08A.020.H(1)(f) relates to the creation of a nuisance, including nuisance conditions related to odor.

Section 9. That SMC section 17F.070.520 is amended to read as follows:

17F.070.520 Foreclosure Registration Program

A. Purpose

It is the purpose and intent of this section to establish a Foreclosure Property registration program in order to protect the community from the deterioration, crime, and decline in value in Spokane's neighborhoods caused by properties in various stages of the foreclosure process, and to identify, regulate, limit, and reduce the number of those properties within the City of Spokane. It is the policy and intent of the City to establish a requirement that the lender or other responsible party(ies) of properties that are in the foreclosure process to register those properties with the City as set forth in this section in order to protect the neighborhoods from the negative impacts of absentee ownership and lack of adequate maintenance and security for properties in the foreclosure process.

B. Definitions

As used in this chapter, the following terms have the meanings indicated unless the context clearly indicates otherwise:

1. "Abatement Order" means an appealable order, supported by specific factual findings, issued by the Office of Neighborhood Services and Code Enforcement which directs the Owner of a Foreclosure Property to take certain specific steps, within a specific period of time, to ensure that the relevant property is in compliance with this section.
2. "Enforcement Officer" means the Director of the Office of Neighborhood Services and Code Enforcement or its designee.
3. "Evidence of Foreclosure Status" means any condition that on its own or combined with other conditions present would lead a reasonable person to believe that the property is a Foreclosure Property. Such conditions include, but are not limited to, overgrown and/or dead vegetation; accumulation of newspapers, circulars, flyers and/or mail; past due utility notices and/or disconnected utilities; accumulation of trash, junk, and/or debris; statements by neighbors, passersby, delivery agents, or government employees that the property is in foreclosure; the presence of boards over doors, windows or other openings in violation of applicable building code; and for residential properties, the absence of window coverings such as curtains, blinds, and/or shutters; the absence of furnishings and/or personal items consistent with residential habitation.
4. "Foreclosure" means the legal processes described in Title 61, Revised Code of Washington, in which a mortgagee or other lien holder terminates a property owner's equitable right of redemption to obtain legal and equitable title to the real property pledged as security for a debt or the real property subject to the lien. For purposes of this section, the foreclosure process is not concluded until the property obtained by the mortgagee, lien holder, or their designee, by certificate of title or other means, is sold to a non-related, bona fide purchaser in an arms'-length transaction to satisfy the debt or lien.
5. "Foreclosure Property" means a property that is (1) under a current notice of default and/or notice of trustee's sale; (2) the subject of a pending tax assessor's lien sale; (3) the subject of a foreclosure sale where the title was retained by the beneficiary of a deed of trust involved in the foreclosure; (4) a property title to which has been transferred under a deed in lieu of foreclosure/sale, or (5) subject to a contract forfeiture. Property acquired by Spokane County at a tax foreclosure sale under chapter 84.64 RCW is not "Foreclosure Property" within the meaning of this section. For purposes of this section, a property remains a Foreclosure Property until it is sold at an arms'-length transaction to a non-related bona fide purchaser or until the foreclosure action has been dismissed and any default has been cured.
6. "Lender" means any person who makes, extends, holds, or services a real estate loan agreement and includes, but is not limited to, mortgagees; beneficiaries under deeds of trust; underwriters under deeds of trust; vendors under conditional land sales contracts; trustees and a successor in interest to any mortgagee, beneficiary, vendor or trustee and any other lien holder on the property. The term also includes any mortgagee, beneficiary or trustee that accepts a deed in lieu of foreclosure.
7. "Local Agent" means an individual property manager, property management company, or similar person or entity, located in Spokane County and responsible for, having the authority to make decisions and required expenditures concerning, the maintenance and security of a Foreclosure Property and the abatement of nuisance conditions at the property.
8. "Owner" means any individual or group of natural persons, partnership, association, corporation or other entity having legal or beneficial title in real property including any borrower.
9. "Property" means any unimproved or improved, residential or commercial real property, or portion thereof, situated in the City, and includes the buildings or structures located on the property regardless of condition.
10. "Responsible Party" means any person, partnership, association, corporation, or fiduciary having legal or equitable title to or any interest in any real property, including but not limited to an Owner, borrower, and Lender as defined in this section.

- C. Establishment of a Registry
The Office of Neighborhood Services and Code Enforcement shall establish and maintain a Foreclosure Property Registry to implement the terms of this section.
- D. Registration of Foreclosure Properties.
1. Any Lender which holds or services a mortgage on real property located in the City of Spokane shall inspect the property upon mortgage default.
 2. The Enforcement Officer can also initiate the registration process.
 3. Any Lender or other Responsible Party(ies) of a Foreclosure Property as defined in this section shall register that property with the City of Spokane Office of Neighborhood Services and Code Enforcement within ten (10) days of the property becoming a Foreclosure Property within the meaning of this section and initial inspection or of receiving notice from the City of the requirements of this section, and every 12 months thereafter until the property is no longer a Foreclosure Property within the meaning of this section. A separate registration is required for each property.
 4. The content of the registration shall include:
 - a. Proof of ownership, or financial interest, such as a lien or loan,
 - b. The name, address, phone number, and email address for the Owner, Lender , and Responsible Party and twenty-four hour contact phone number of the Local Agent of the respective entity; and
 - c. Documentation which demonstrates the property is foreclosed, pending foreclosure, or subject to foreclosure, trustee's sale, tax assessor's lien sale or other legal proceedings.
 5. The Lender, Owner, or Responsible Party shall notify the Enforcement Officer within ten (10) days of the date of any change in the information contained in the registration.
 6. Mortgagees who have existing Foreclosure Properties on the effective date of this ordinance have 30 calendar days from the effective date to register the property with City of Spokane Office of Neighborhood Services and Code Enforcement. A separate registration is required for each property.
 7. All property registrations are valid for one year from the date of entry of registration as recorded by Office of Neighborhood Services and Code Enforcement. Subsequent registrations are due every twelve (12) months thereafter for renewal and must certify required registration data is current and correct.
- E. Minimum Property Maintenance Requirements.
While a Foreclosure Property is registered, the Lender or Responsible Party shall be required to:
1. maintain and keep Foreclosure Property free of conditions including, but not limited to:
 - a. weeds, dry brush, dead vegetation, trash, junk, debris, building materials and junk vehicles,
 - b. accumulation of newspapers, circulars, flyers, notices (except those required by federal, state, or local law), and discarded personal items including, but not limited to, furniture, clothing, or large and small appliances, and
 - c. graffiti, tagging, or similar markings by removal or painting over with an exterior grade paint that matches and/or coordinates with the color of the exterior of the structure,
 2. secure ponds, pools and hot tubs and ensure that they do not become a public nuisance,
 3. secure the Foreclosure Property to prevent access by unauthorized persons, including, but not limited to, the following: the closure and locking of windows, doors (walk-through, sliding and garage), gates, and any other opening of such size that it may allow a child or any other person to access the interior of the property and or structure(s). Securing also includes boarding as applicable. Preferred material for boarding shall be painted with an exterior grade paint that matches and/or coordinates with the color of the exterior of the structure, or is of a material that mimics glazed windows and intact doors.
 4. Post the property with no trespassing signs and current emergency contact information for the local agent.
 5. take any other action necessary to prevent giving the appearance that the property is abandoned, and
 6. monitor the Foreclosure Property monthly or more frequently as necessary to prevent the creation of a nuisance.
- F. Monitoring of Foreclosure Property.
1. Upon registration, the City will provide regular monitoring of Foreclosure Properties including, but not limited to, periodic site visitation, which will not exceed the City's rights of access as well as notification to Lender or Responsible Party if the property begins to exhibit characteristics established in RCW 35.80.010. The City's

monitoring of Foreclosure Properties does not relieve the Lender or other Responsible Party from monitoring and maintaining the property as required by this section.

2. At least monthly while a Foreclosure Property is registered, the Lender or Responsible Party shall inspect the Foreclosure Property.

G. Waiver for City to Abatement – Trespass of Unauthorized Individuals.

1. As part of the Foreclosure Property registration, the Owner, Lender, Local Agent, Responsible Party, or other person having the legal authority to do so shall waive any objection to the City to enter onto the property for purposes of abating any condition that would constitute an unfit or substandard building as established in RCW 35.80.010, nuisance condition under SMC 10.08.010 Litter, SMC ~~((10.08.030))~~ 10.08A.020.H91(f) Nuisance, SMC 10.10 Graffiti, 10.16 Junk Vehicle, and to issue a trespass order against any unauthorized individual from the Foreclosure Property.
2. The City shall notify the Owner, Lender, Responsible Party, or Local Agent ten (10) days prior to the City taking abatement action in order to allow the Owner, Lender, Responsible Party, or Local Agent to abate the condition first unless such abatement constitutes an emergency, in which case, the City may abate the emergency immediately.
3. The cost of the abatement of any of the illustrative conditions contained in paragraph E above shall be charged against the Foreclosure Property pursuant to SMC 08.02.067 and shall be lienable pursuant to SMC 17F.070.500 and other applicable sections of the municipal code pursuant to state law.

H. Local Agent

The Lender or Responsible Party shall provide the City with the name, address, telephone number, email address and 24-hour contact information of a Local Agent who has the authority to act to respond to complaints regarding the Foreclosure Property and to remedy any nuisance, substandard or unfit conditions found on the property.

I. Annual Foreclosure Property Registration Fee.

The Lender or Responsible Party shall pay the annual non-refundable Foreclosure Property registration fee as set forth in SMC 08.02.0675.

J. Policies and Procedures

The Office of Neighborhood Services and Code Enforcement shall develop procedures to implement this section which are consistent with and do not conflict with this section, the Spokane Municipal Code, or Washington law.

K. Violation

1. Any person, firm or entity who fails to a Foreclosure Property pursuant to the requirements of this section shall be subject to a class 1 civil infraction. Each day in which a Foreclosure Property which is subject to this section is not registered shall constitute a separate violation.
2. Failure to maintain a Foreclosure Property as required by this section is a criminal misdemeanor violation under SMC 10.08.030 for maintaining a nuisance property in addition to applicable penalties for nuisance conditions in the municipal code or state law.
3. Failure to provide notification of changes in ownership of a Foreclosure Property under this section is a class 1 civil infraction.

L. Removal of properties from the registry

1. A property may only be removed from the Foreclosure Property registry upon the Lender's, Owner's, or Responsible Party's written certification that (1) the mortgage or lien on the property has been satisfied or legally discharged, (2) the property is no longer in mortgage default, or (3) the Foreclosure Property has been sold to a non-related party in a bona-fide, arms' length transaction.
2. A Lender's statement that it no longer desires to pursue foreclosure, has filed a dismissal of lis pendens and/or summary of final judgment and/or certificate of title or otherwise, such as deed in lieu of foreclosure shall not be the basis for removal of a Foreclosure Property from the registry under this section.
3. For purposes of this section, a transfer to another entity which is under common ownership with the Lender, as determined in the sole discretion of the Office of Neighborhood Services and Code Enforcement, is not an arms' length transaction.

M. Transfer of Ownership

1. If the mortgage on a registered Foreclosure Property is transferred, the transferee shall be subject to the requirements of this section and shall, within five (5) days of the transfer of the mortgage, register the property as a new registration in accordance with this section. Any previously unpaid registration fees are the responsibility of the transferee and are due and payable upon the new registration.
2. If the mortgagee sells a Foreclosure Property in an arms'-length transaction to a non-related person or entity, the transferee is subject to the terms of this section and shall register the property as a new registration under this section within five (5) days of the sale. Any previously unpaid registration fees shall be the responsibility of the new owner.

Section 10. That SMC 10.08.030 is repealed.

Section 11. That SMC 10.20.020 is repealed

Passed by City Council June 6, 2016
Delivered to Mayor June 13, 2016

ORDINANCE NO C35395

An ordinance amending Ordinance No. C-35322, passed the City Council November 23, 2015, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2016, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2016, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2016 budget Ordinance No. C-35322, as above entitled, and which passed the City Council November 23, 2015, it is necessary to make changes in the appropriations of the Park and Recreation 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 Park and Recreation Fund, and the budget annexed thereto with reference to the Park and Recreation Fund, the following changes be made:

From: 1400-99999Parks Fund
99999- Unappropriated Reserves \$ 64,000

To: 1400-30210Parks Fund
76150-54203 Surveys/Studies \$ 64,000

Section 4. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to provide funding for the Collins Group to assist the Parks and Recreation Division, City of Spokane, in managing and conducting a Capital Fund Drive Feasibility Study for the Riverfront Park Redevelopment. This was previously approved however the 2015 encumbrance was not rolled forward during the year end process, 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 City Council June 6, 2016
Delivered to Mayor June 13, 2016

ORDINANCE NO C35396

An ordinance amending Ordinance No. C-35322, passed the City Council November 23, 2015, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2016, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2016, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2016 budget Ordinance No. C-35322, as above entitled, and which passed the City Council November 23, 2015, it is necessary to make changes in the appropriations of the Park and Recreation 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 Park and Recreation Fund, and the budget annexed thereto with reference to the Park and Recreation Fund, the following changes be made:

From:	1400-99999	Parks Fund	
	99999-	Unappropriated Reserves	<u>\$ 60,000</u>
To:	1400-30210	Parks Fund	
	76100-54101	Professional Services	<u>\$ 60,000</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 provide funding for professional services provided by My Spokane for the Parks Division not anticipated during the 2016 budget process, 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 City Council June 6, 2016
Delivered to Mayor June 13, 2016

ORDINANCE NO C35397

An ordinance amending Ordinance No. C-35322, passed the City Council November 23, 2015, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2016, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2016, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2016 budget Ordinance No. C-35322, as above entitled, and which passed the City Council November 23, 2015, it is necessary to make changes in the appropriations of the Parks Cumulative Reserve 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 Park and Recreation Fund, and the budget annexed thereto with reference to the Park and Recreation Fund, the following changes be made:

From:	1950-99999	Parks Cumulative Reserve Fund	
	99999-	Designated Reserves	<u>\$ 47,800</u>
To:	1950-54920	Parks Cumulative Reserve Fund	
	94000-56701	Reserve for Capital Outlay	<u>\$ 47,800</u>

Section 4. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to provide funding for Sky Prairie (Impact Fees) Park Capital Improvements not anticipated during the 2016 budget process, 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 City Council June 6, 2016
Delivered to Mayor June 13, 2016

ORDINANCE NO C35398

An ordinance amending Ordinance No. C-35322, passed the City Council November 23, 2015, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2016, making appropriations to the various funds, departments, and programs of the City of Spokane government for the fiscal year ending December 31, 2016, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2016 budget Ordinance No. C-35322, as above entitled, and which passed the City Council November 23, 2015, it is necessary to make changes in the appropriations of the Park and Recreation 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 Park and Recreation Fund, and the budget annexed thereto with reference to the Park and Recreation Fund, the following changes be made:

From:	1400-99999	Parks Fund	
	99999-	Unappropriated Reserves	<u>\$490,000</u>
To:	1400-54100	Parks Fund	
	94000-56301	Other Improvements	<u>\$30,000</u>
	1400-54100	Parks Fund	
	94000-56104	Misc Improvements – Non Bldg	<u>\$60,000</u>
	1400-54500	Parks Fund	
	94000-56314	Landscape/Irrigation	<u>\$50,000</u>
	1400-95610	Parks Fund	
	94000-56501	Construction of Fixed Assets	<u>\$45,000</u>
	1400-54500	Parks Fund	
	94000-56104	Misc Improvements – Non Bldg	<u>\$40,000</u>
	1400-30210	Parks Fund	
	94000-56701	Reserve Capital Outlay	<u>\$200,000</u>
	1400-54300	Parks Fund	
	94000-56401	Machinery/Equipment	<u>\$18,000</u>
	1400-54300	Parks Fund	
	94000-56401	Machinery/Equipment	<u>\$12,000</u>
	4600-55400	Golf Fund	
	94000-56301	Other Improvements	<u>\$35,000</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 provide funding for strategic investment from the Parks Division Excess Fund Balance. As these funds are identified and purposed post the creation/adoption of the 2016 Budget, 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 City Council June 6, 2016

Delivered to Mayor June 13, 2016

Job Opportunities

The City of Spokane is an Equal Employment Opportunity Employer

SENIOR ANALYST SPN 167 - AMENDED OPEN ENTRY

DATE OPEN: Monday, May 30, 2016 **DATE CLOSED:** Sunday, June 19, 2016 at 11:59 p.m.
SALARY: \$67,546.80 annual salary, payable bi-weekly, to a maximum of \$82,998.00

DUTIES:

Performs professional systems analysis work, oversees project management, and is responsible for one or more of the City applications functional areas of HRMS/Financial, Permits, Utility Billing, Legal, Document Imaging, Public Safety (Fire, Police, 911).

MINIMUM QUALIFICATIONS:

Open Entry Requirements: All requirements must be met at the time of application.

- **Education:** Graduation from an accredited four-year college or university with a degree in Computer Science, Business, Accounting or related field with a strong academic background in information management; AND
- **Experience:** Four years of experience in information management as a systems analyst or analyst/programmer; one of which must be as a project leader.
- **Substitutions:** Additional experience in information management may substitute for education on a year-for-year basis, up to two years. Additional education in computer science or related field may substitute for experience on a year-for-year basis, up to two years.

REQUIRED ADDITIONAL DOCUMENTS: Must be received in our office by the closing date, preferably attached to application.

- Copy of unofficial college transcripts, including name of institution, applicant name, courses/credits taken, and GPA.
- DD Form 214 (Member-4) or NGB Form 22, if applicable. (See RCW 41.04.010 as to how Veterans' Preference is applied.)

EXAMINATION DETAILS:

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire. The examination will consist of a Training and Experience (T&E) Evaluation and Supplemental Questionnaire, with weights assigned as follows:

- T&E Evaluation 20%
- Supplemental Questionnaire 80%

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.

T&E EVALUATION DETAILS

The T&E Evaluation is designed to evaluate the relevance, level, recency, progression, and quality of the applicant's education, training and experience.

- The online employment application is the T&E Evaluation and should include all relevant education, training, certifications, and experience.
- The T&E Evaluation is administered using the "Work Experience" and "Education" sections of the online employment application. Failure to complete these sections will result in a lower score.
- A resume may be included with your application, however it will not substitute for any section noted above and will not be used in the rating process.

SUPPLEMENTAL QUESTIONNAIRE DETAILS

The Supplemental Questionnaire is designed to elicit sufficient job-related information and will be used to evaluate the amount and quality of the applicant's previous job-related experience, as well as any other information deemed important to performing the duties of the position.

TIP: It is more efficient to develop your responses in a word processing document and then paste them into the online questionnaire to be submitted. The questions are located online in the tab marked "Supplemental Questions" on the job announcement.

- The Supplemental Questionnaire is the Civil Service examination for this position and must be completed online at the time of application.
- Responses should be consistent with the information on your application and are subject to verification. "See Resume" or "See Application" are not qualifying responses and will not be considered.
- Changes or corrections to your responses cannot be made once your application packet has been submitted. Duplicate applications will be disqualified.
- Failure to complete all of the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each supplemental question.
- Resumes or questionnaires uploaded as attachments to the application will not be accepted in lieu of completing each question online.

TO APPLY:

Applications must be completed online at: <http://my.spokanecity.org/jobs> by 11:59 p.m. on the filing cut-off date. Qualified applicants are encouraged to apply immediately. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: civilservice@spokanecity.org with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 30th day of May 2016.

CRAIG HULT
Chair

GITA GEORGE-HATCHER
Chief Examiner

**SENIOR ANALYST SPN 167 - AMENDED
PROMOTIONAL EXAMINATION**

DATE OPEN: Monday, May 30, 2016 **DATE CLOSED:** Sunday, June 19, 2016 at 11:59 p.m.

SALARY: \$67,546.80 annual salary, payable bi-weekly, to a maximum of \$82,998.00

DUTIES:

Performs professional systems analysis work, oversees project management, and is responsible for one or more of the City applications functional areas of HRMS/Financial, Permits, Utility Billing, Legal, Document Imaging, Public Safety (Fire, Police, 911).

MINIMUM QUALIFICATIONS:

Promotional Requirements (Must be met by closing date.)

- Two years of experience in the classification of Information Analyst (SPN 166), or higher IT-related classification; OR
- Two years of experience in any IT-related classification AND meets the open entry requirements below.

Open Entry Requirements (Must be met at time of application.)

- **Education:** Graduation from an accredited four-year college or university with a degree in Computer Science, Business, Accounting or related field with a strong academic background in information management; AND
- **Experience:** Four years of experience in information management as a systems analyst or analyst/programmer; one of which must be as a project leader.
- **Substitutions:** Additional experience in information management may substitute for education on a year-for-year basis, up to two years. Additional education in computer science or related field may substitute for experience on a year-for-year basis, up to two years.

REQUIRED ADDITIONAL DOCUMENTS: Must be received in our office by the closing date, preferably attached to application.

- Copy of unofficial college transcripts, including name of institution, applicant name, courses/credits taken, and GPA.
- DD Form 214 (Member-4) or NGB Form 22, if applicable. (See RCW 41.04.010 as to how Veterans' Preference is applied.)

EXAMINATION DETAILS:

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for promotion. The examination will consist of a Training and Experience (T&E) Evaluation, Supplemental Questionnaire, and Promotional Evaluation (PAR) with weights assigned as follows:

- T&E Evaluation 20%
- Supplemental Questionnaire 60%
- 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.

T&E EVALUATION DETAILS

The T&E Evaluation is designed to evaluate the relevance, level, recency, progression, and quality of the applicant's education, training and experience.

- The online employment application is the T&E Evaluation and should include all relevant education, training, certifications, and experience.
- The T&E Evaluation is administered using the "Work Experience" and "Education" sections of the online employment application. Failure to complete these sections will result in a lower score.

- A resume may be included with your application, however it will not substitute for any section noted above and will not be used in the rating process.

SUPPLEMENTAL QUESTIONNAIRE DETAILS

The Supplemental Questionnaire is designed to elicit sufficient job-related information and will be used to evaluate the amount and quality of the applicant's previous job-related experience, as well as any other information deemed important to performing the duties of the position.

TIP: It is more efficient to develop your responses in a word processing document and then paste them into the online questionnaire to be submitted. The questions are located online in the tab marked "Supplemental Questions" on the job announcement.

- The Supplemental Questionnaire is the Civil Service examination for this position and must be completed online at the time of application.
- Responses should be consistent with the information on your application and are subject to verification. "See Resume" or "See Application" are not qualifying responses and will not be considered.
- Changes or corrections to your responses cannot be made once your application packet has been submitted. Duplicate applications will be disqualified.
- Failure to complete all of the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each supplemental question.
- Resumes or questionnaires uploaded as attachments to the application will not be accepted in lieu of completing each question online.

PROMOTIONAL EVALUATION DETAILS

Pursuant to Civil Service Rule VI, Section 9, an evaluation of an employee's job performance [in the form of a Performance Appraisal Review (PAR)] shall be a subject in all promotion exams. The PAR should be administered by the employee's supervisor within the past year.

- The employee's most recent PAR is the Promotional Evaluation for this position.
- If the most recent PAR is expired (older than one year), the employee's payroll clerk and supervisor are notified. The supervisor is responsible for submitting an updated PAR to the HR department for approval prior to the closing date.
- If an updated PAR is not received by the closing date, the most recent PAR on file will be used, regardless of date administered.

TO APPLY:

An application is required for promotional applicants. Applications must be completed online at: <http://my.spokanecity.org/jobs> by 11:59 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: civilservice@spokanecity.org with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 30th day of May 2016.

CRAIG HULT
Chair

GITA GEORGE-HATCHER
Chief Examiner

ENVIRONMENTAL AND SUSTAINABILITY MANAGER SPN 658 OPEN ENTRY

DATE OPEN: Monday, June 13, 2016 **DATE CLOSED:** Sunday, June 26, 2016 at 11:59 p.m.
SALARY: \$79,886.88 annual salary, payable bi-weekly, to a maximum of \$98,511.84

DUTIES:

Performs responsible professional and managerial work directing the City's sustainability programs, policies, goals and objectives.

MINIMUM QUALIFICATIONS:

Open Entry Requirements: All requirements must be met at the time of application.

Graduation from an accredited four-year college or university with a degree in sanitary, environmental, or related sciences; AND, a minimum of four years of experience leading the development, implementation, and oversight of sustainability and environmental programs, including four years of supervisory experience.

Unofficial transcripts or diploma must be provided at the time of application.

REQUIRED ADDITIONAL DOCUMENTS: Must be received in our office by the closing date, preferably attached to application.

- Copy of unofficial college transcripts, including name of institution, applicant name, courses/credits taken, and GPA.
- DD Form 214 (Member-4) or NGB Form 22, if applicable. (See RCW 41.04.010 as to how Veterans' Preference is applied.)

EXAMINATION DETAILS:

The examination will consist of a Training and Experience (T&E) Evaluation, weighted at 100% of the final score. Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire by the City of Spokane.

T&E EVALUATION DETAILS

The T&E Evaluation is designed to evaluate the relevance, level, recentness, progression, and quality of the applicant's education and training, and to elicit sufficient job-related information to evaluate the amount and quality of the applicant's previous experience, as well as any other information deemed important to performing the duties of the position.

IMPORTANT: The T&E is the Civil Service examination for this position. It is presented as a Supplemental Questionnaire, which must be completed online at the time of application. The questions may be viewed online in the tab marked "QUESTIONS" on the job announcement.

NOTE:

- Responses should be consistent with the information on your application and are subject to verification. "See Resume" or "See Application" are not qualifying responses and will not be considered.
- Changes or corrections to your responses cannot be made once your application packet has been submitted. Duplicate applications will be disqualified.
- Failure to complete all of the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each supplemental question.
- Resumes or questionnaires uploaded as attachments to the application will not be accepted in lieu of completing each question online.
- It may be more efficient to develop your responses in a word processing document and then paste them into the online questionnaire as you complete your application for submission.

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:

Applications must be completed online at: <http://my.spokanecity.org/jobs> by 11:59 p.m. on the filing cut-off date. Qualified applicants are encouraged to apply immediately. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: civilservice@spokanecity.org with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 13th day of June 2016.

CHERYL BECKETT
Chair

GITA GEORGE-HATCHER
Chief Examiner

**POLICE OFFICER SPN 901
OPEN ENTRY**

DATE OPEN: Monday, June 13, 2016 **DATE CLOSED:** Applications will be accepted until further notice.
SALARY: \$48,587.76 annual salary, payable bi-weekly, to a maximum of \$84,459.60

****Now accepting applications from candidates who have taken and passed the Public Safety Testing, Inc. exam for the City of Spokane. PST score must be less than six months old.**

NOTE: Before applying, please read the [Spokane City Police Department's Hiring Standards](#).

DUTIES:

Performs general duty police work in the enforcement of laws and ordinances.

MINIMUM QUALIFICATIONS:**Open Entry Requirements: All requirements must be met at the time of application.**

- **Education:** Completion of 45 quarter or 30 semester credit hours of course work from an accredited college or university with a minimum GPA of C or 2.0, which includes at least 5 quarter or 3 semester credit hours of college English.
- **Experience:** None

Licenses and Certifications (Must submit proof of valid license and current certification.)

- Possession of a valid driver's license.

Other Requirements

- Candidates must be 20 years of age at the time of application and 21 years of age at the time of appointment.
- Must be within the normal weight range for height.
- Must be a U.S. Citizen.

REQUIRED ADDITIONAL DOCUMENTS: Must be received in our office by the closing date, preferably attached to application.

- Copy of valid driver's license.
- Copy of unofficial college transcripts, including name of institution, applicant name, courses/credits taken, and GPA.
- DD Form 214 (Member-4) or NGB Form 22, if applicable. (See RCW 41.04.010 as to how Veterans' Preference is applied.)

EXAMINATION DETAILS:

Police Officer applicants must pass the Public Safety Testing, Inc., examination to be eligible for hire by the City of Spokane. After you have completed the PST exam, you must apply through the City website for review and placement on the eligible list.

If you have not already taken the PST exam, you may sign up at www.publicsafetytesting.com.

The City of Spokane offers one free test per year for those who apply only to the City of Spokane and take the test on the designated "free testing" date at the Spokane, Wash., location. The "free testing" date for 2016 has already occurred.

NOTE: The standard PST written test cost is \$45, which allows applicants to choose up to 2 agencies to receive their results. Applicants may select more agencies in pairs for an additional fee. Applicants who apply to other agencies than the City of Spokane, or who take the test at a date or location other than the designated free test date in Spokane, are responsible for all costs incurred.

Additional examinations shall be administered as applications are received with results merged into one eligible list according to final ratings, pursuant to the Merit System Rules of the Civil Service Commission: Rule IV, Section 13 – Continuous Examinations.

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:

Applications must be completed online at: <http://my.spokanecity.org/jobs> by 11:59 p.m. on the filing cut-off date. Qualified applicants are encouraged to apply immediately. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: civilservice@spokanecity.org with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 13th day of June 2016.

CRAIG HULT
Chair

GITA GEORGE-HATCHER
Chief Examiner

**FIREFIGHTER SPN 931
OPEN ENTRY**

DATE OPEN: Monday, June 13, 2016 **DATE CLOSED:** Applications will be accepted until further notice.

SALARY: \$39,651.12 annual salary, payable bi-weekly, to a maximum of \$78,362.64

****Now accepting applications from candidates who have taken and passed the Public Safety Testing, Inc. exam for the City of Spokane. PST score must be less than six months old.**

DUTIES:

Performs general duty firefighting work in the preventing, combating, and extinguishing of fires and emergency medical functions.

MINIMUM QUALIFICATIONS:

Open Entry Requirements: All requirements must be met at the time of application.

- **Education and Experience:** High school diploma or equivalent. No previous experience necessary.

NOTE: Applicants must have successfully completed Emergency Medical Technician (EMT) training and be eligible for Washington State EMT certification at the time of interview. **APPLICANTS ARE NOT REQUIRED TO HAVE EMT TRAINING OR POSSESS EMT CERTIFICATION AT THE TIME OF APPLICATION OR EXAMINATION.**

- **Paramedic applicants** – In addition to the above requirements, paramedic applicants must currently possess the National Registry Paramedic credential or Washington State Paramedic license at the time of interview. (See procedural requirements below.)

Licenses and Certifications (Applies to all applicants.)

- Possession of a valid driver's license.

Procedural Requirements: Applicants will specify the certifications for which they are qualified. The Fire Department will specify on their requisitions the certifications required to fill a vacant position and only those on the eligible list meeting such specification shall be certified.

NOTE: Minimum medical and health standards for this classification are established by state laws. All successful candidates who have been offered a position will be required to pass the necessary examinations prior to appointment.

REQUIRED ADDITIONAL DOCUMENTS: Must be received in our office by the closing date, preferably attached to application.

- Copy of valid driver's license.
- Copy of EMT/Paramedic completion/certification, if available.
- DD Form 214 (Member-4) or NGB Form 22, if applicable. (See RCW 41.04.010 as to how Veterans' Preference is applied.)

EXAMINATION DETAILS:

Firefighter applicants must pass the Public Safety Testing, Inc., examination to be eligible for hire by the City of Spokane. After you have completed the PST exam, you must apply through the City website for review and placement on the eligible list.

If you have not already taken the PST exam, you may sign up at www.publicsafetytesting.com.

The City of Spokane offers one free test per year for those who apply only to the City of Spokane and take the test on the designated "free testing" date at the Spokane, Wash., location.

NOTE: The designated "free testing" date has already occurred for 2016. The standard PST written test cost is \$44, which allows applicants to choose up to 2 agencies to receive their results. Applicants may select more agencies at a cost of \$15 for every two additional agencies. Applicants who apply to other agencies than the City of Spokane, or who take the test at a date or location other than the designated free test date in Spokane, are responsible for all costs incurred.

Additional examinations shall be administered as applications are received with results merged into one eligible list according to final ratings, pursuant to the Merit System Rules of the Civil Service Commission: Rule IV, Section 13 – Continuous Examinations.

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:

Applications must be completed online at: <http://my.spokanecity.org/jobs> by 11:59 p.m. on the filing cut-off date. Qualified applicants are encouraged to apply immediately. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: civilservice@spokanecity.org with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 13th day of June 2016.

CRAIG HULT
Chair

GITA GEORGE-HATCHER
Chief Examiner

Notice for Bids

Paving, Sidewalks, Sewer, etc.

CALL FOR BIDS

Main Avenue Restriping and Streetscape Improvements Engineering Services File No. 2015160

This project consists of the construction of approximately 16 cubic yards of excavation, 47 square yards of sidewalk removal and replacement, 110 square yards of traffic island, 31 square yards of topsoil for landscape planters, 1,700 square feet of durable striping, traffic sign installation, provision of traffic control for landscape contractors 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., **June 27, 2016** for the above project located in Spokane, Washington, in accordance with the Contract Documents on file at the Department, Engineering Services. 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.

Cash, cashier's check, 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.

Note regarding new specifications: The City of Spokane is using WSDOT's 2016 Standard Specifications. Bidder's should allow sufficient time to familiarize themselves with the WSDOT 2016 Standard Specifications prior to bidding the project.

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 June 8, 15 & 22, 2016

CALL FOR BIDS**HOWARD STREET SOUTH CHANNEL BRIDGE REPLACEMENT
Engineering Services File No. 2016119**

This project consists of the demolition and replacement of the Howard South Channel Bridge. Work items include clearing and grubbing, bridge demolition, river channel debris removal, construction traffic control, pre-cast pre-stressed slab bridge, asphalt paving, storm drain system, erosion and sediment control, 18-inch water main, topsoil, sod, landscape plantings, 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 11, 2016**, for the above project located in Spokane, Washington, in accordance with the Contract Documents on file at the Department, Engineering Services. 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.

Cash, cashier's check, 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 FIVE (5) 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 Parks and Recreation Department., 808 West Spokane Falls Boulevard, Fifth Floor, Conference Room 5-A at 1:30 p.m. on June 15, 2016.

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.

Time is of the essence due to the length of the construction window and/or the time of year in which the project is being constructed. Please note that various award phase steps have shorter than normal time frames as detailed in section 1-03.3, 1-08.4, and 1-08.5.

Publish June 8, 15 & 22, 2016

Notice for Bids

Supplies, Equipment, Maintenance, etc.

BOARDING/MONITORING OF UNSECURED PROPERTIES City of Spokane Office of Neighborhood Services & Code Enforcement

BID #4271-16

Sealed bids will be opened at 1:15 p.m., **MONDAY, JUNE 27, 2016** in the Council Chambers, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **Boarding/Monitoring of Unsecured Properties** for the City of Spokane Office of Neighborhood Services and Code Enforcement.

Detailed specifications and proposal forms are available from City Purchasing, by contacting Thea Prince at purchasinghelp@spokanecity.org

Submittal Instructions:

Bid proposal forms may be submitted to the Purchasing Department **until 1:00 P.M. on the date of opening**. Proposals must be sent sufficiently ahead of time to be received by the opening date and time. City of Spokane is not responsible for proposals delivered late.

Submit one (1) paper original and one (1) reproducible digital copy (thumb drive or CD) of the Proposal to:

Division of Purchasing
City of Spokane
4th Floor – City Hall
808 W. Spokane Falls Blvd.
Spokane WA 99201

The right is reserved to reject any and all proposals and to waive any informalities in the bidding. Special attention will be directed to the qualifications of the proposer when considering this contract. **Only firm proposals with signatures will be tabulated.**

Envelopes containing proposals are to be marked:

“BOARDING/MONITORING OF UNSECURED PROPERTIES, BID 4271-16, DUE 6/27/16”.

Thea Prince
Purchasing Department

Publish June 15 & 22, 2016
