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City of Spokane, Washington

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

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MAYOR AND CITY COUNCIL

MAYOR DAVID A. CONDON

COUNCIL PRESIDENT BEN STUCKART

COUNCIL MEMBERS:

BREEAN BEGGS (DISTRICT 2)

MIKE FAGAN (DISTRICT 1)

LORI KINNEAR (DISTRICT 2)

CANDACE MUMM (DISTRICT 3)

KAREN STRATTON (DISTRICT 3)

AMBER WALDREF (DISTRICT 1)

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Minutes

MINUTES OF SPOKANE CITY COUNCIL

Monday, August 28, 2017

BRIEFING SESSION

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

Roll Call

On roll call, Council President Stuckart and Council Members Fagan, Kinnear, Mumm, and Stratton were present. Council Member Beggs entered the meeting at 3:31 p.m. and Council Member Waldref entered the meeting at 3:32 p.m.

Finance and Administration Division Director Tim Dunivant, City Council's Policy Advisor Brian McClatchey, and City Clerk Terri Pfister were also present on the dais.

Announcement

Council President Stuckart announced there would be no City Council meeting next week due the Labor Day holiday.

Advance Agenda Review

The regularly scheduled City Council meeting on Tuesday, September 5, 2017 is cancelled; therefore, there was no advance agenda to review.

ADMINISTRATIVE SESSION

Current Agenda Review

The City Council reviewed the August 28, 2017, Current Agenda for any changes.

Operations Contract Amendment with Northeast Community Center (OPR 2017-0018)

Motion by Council Member Fagan, seconded by Council Member Kinnear, **to suspend** the Council Rules; **carried 6-0 (Council Member Waldref absent).**

Motion by Council Member Fagan, seconded by Council Member Kinnear, **to add** the Operations Contract Amendment with Northeast Community Center (to today's August 28 Consent Agenda); **carried 6-0 (Council Member Waldref absent).**

CONSENT AGENDA

Upon motion by Council Member Fagan, seconded by Council Member Kinnear, the City Council approved Staff Recommendations for the following:

Purchase by Fleet Services of two John Deere Loaders with plows from Rowand Machinery (Spokane, WA) for the Street Department—\$399,422.13 (incl. tax). (OPR 2017-0592)

Value Blanket Order for Vending Machine Inventory Management Services with Fastenal Company (Winona, MN)—\$75,000 (incl. tax) per year. (OPR 2017-0593; BID 4265-16)

Value Blanket Renewal for debris recycling and purchase of recycled materials with Action Materials (Cheney, WA) for the Water and Wastewater Maintenance Departments on an as-needed basis—\$125,000 (incl. tax). (OPR 2016-0688; BID 4264-16)

Add the current WA DES authorized Microsoft reseller En Pointe to the current Value Blanket—\$24,280.78 of the remaining \$48,561.55 to be allocated. (OPR 2016-0792)

Contract Renewals for the Riverside Park Water Reclamation Facility with:

Olin Corporation / DBA Olin Chlor Alkali Products (Tracy, CA) to supply Sodium Hypochlorite from August 1, 2017 through July 31, 2018—\$239,044.21 (incl. tax). (OPR 2016-0735; BID 3956-13)

- a. Two Rivers Terminal, LLC (Pasco, WA) to purchase Sodium Bisulfite from August 15, 2017 through August 14, 2018—\$183,872 (incl. tax). (OPR 2016-0736)
- b. Authorization for Willis of Seattle, the City's insurance broker, to purchase insurance policies for the City of Spokane—\$1,768,000 (which is a 2.2% increase). The coverage period is September 1, 2017, through August 31, 2018. (OPR 2017-0594)

Report of the Mayor of pending claims and payments of previously approved obligations, including those of Parks and Library, through August 18, 2017, total \$8,457,312.68 (Check Nos. 540226-540444; ACH Payment Nos. 41023-41292), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$7,372,499.37. (CPR 2017-0002)

City Council Meeting Minutes: June 29, 2017, August 14, 2017 and August 17, 2017. (CPR 2017-0013)

Operations Contract Amendment with Northeast Community Center—\$50,000. Total Contract Amount: \$175,904.50. (OPR 2017-0018)

Council Recess/Executive Session

The City Council adjourned at 3:35 p.m. The City Council immediately reconvened into an Executive Session to discuss labor negotiations for 15 minutes. Special Counsel Beth Kennar was present during the Executive Session. The City Council reconvened again at 6:00 p.m. for the Regular Legislative Session.

LEGISLATIVE SESSION

Pledge of Allegiance

The Pledge of Allegiance was led by Council President Stuckart.

Roll Call

Council President Stuckart and Council Members Beggs, Fagan, Kinnear, Mumm, and Stratton were present. Council Member Waldref arrived at 6:11 p.m. Council President Stuckart noted that Council Member Waldref will be late to the meeting as she is speaking at a City-related event.

City Council's Policy Advisor Brian McClatchey and City Clerk Terri Pfister were also present.

There were no **Boards and Commissions Appointments**.

PROCLAMATIONS

September 2017 *Childhood Cancer Awareness Month*

Council Member Beggs read the proclamation and presented it to Sarah Brown. The proclamation encourages citizens to consider wearing a gold ribbon to honor childhood cancer patients, survivors, their families, and caregivers and those that have lost their lives to this devastating disease.

There were no **Administrative Reports**.

COUNCIL COMMITTEE REPORTS

Planning, Community and Economic Development Committee

Council Member Mumm reported on the Planning, Community and Economic Development Committee meeting held earlier today (August 28, 2017). Minutes of the Planning, Community and Economic Development Committee meeting

are filed with the City Clerk's Office and are available for review following approval by the Planning, Community and Economic Development Committee.

Public Works Committee

Council Member Mumm in the absence of Council Member Waldref reported on the Public Works Committee meeting held earlier today (August 28, 2017). Minutes of the Public Works Committee meeting are filed with the City Clerk's Office and are available for review following approval by the Public Works Committee.

OPEN FORUM

Alan McDowell stated a few weeks ago he attended a trial of an individual who was taking on L&I because he didn't file properly with respect to an injury. He then presented his idea of an injury report.

Jeff Muxlow remarked on pie chart theories and requested a meeting with the Mayor to discuss the theories.

Dona Lands remarked regarding her daughter, police blocking her on twitter, public service, taxpayer money, politicians, and government.

Laura Renz with Northwest Service Dog Alliance remarked that Pig Out in the Park is coming up and it is a no pets event. She indicated she hopes the event is monitored by somebody who keep pets out and indicated (in the past) that when individuals with service dogs that are trained to mitigate disabilities visit the event they have been attacked by pets.

Kayleigh Kyhl, accompanied by her service dog, indicated she attends Mica High School and suggested there be education in schools to get awareness out there pertaining service dogs.

Carol Ellis commented on public private partnerships, the Lower Falls, and the Bosch Lot. She indicated she went to the Pow Wow yesterday and spoke with several members of the Spokane Tribe and only one knew about the plan to put in a 90-story building at the Bosch lot and to vacate Summit Bridge. She also expressed concerns about businesses not being informed of the plan for the Bosch Lot and feels the sign posted at the Bosch Lot is inadequate as it only speaks about the transfer of restrictions and not the vacation of the land or the proposed building.

Council President Stuckart stated there is no agreement for a public private partnership on the Bosch Lot. He indicated all the City is doing right now is transferring the RCO restrictions on the land and there is public comment on that now. Council President Stuckart also stated the decision would be made by the Council if the City were to vacate and close Bridge Street and any agreement would need to come before City Council and there would be a very public discussion. He also indicated that Council Members meet once every six months with Tribal Council and indicated he would make sure they are brought up to speed on the status of the land (Bosch Lot).

Josh Jackman commented on the Bosch Lot and the possibility of climbing gym, which he indicated he initially suggested to the Park Board starting in approximately January 2013; and indicated he was of the impression that the proposal was a closed chapter and he was encouraged to move on. He stated it is important to him to figure out what happened and to get some transparency, and it seems everything has picked up again with respect to a climbing gym for Riverfront Park. He indicated he would be back in September and wants the process as it pertains to this project to be as clear as possible.

LEGISLATIVE AGENDA

There were no **Special Budget Ordinances**.

There were no **Emergency Ordinances**.

RESOLUTIONS

Resolution 2017-0076

Subsequent to an overview of Resolution 2017-0076 by Council Member Beggs, public testimony, and Council commentary, the following action was taken:

Upon 6-1 Voice Vote (Council Member Fagan voting "no"), the City Council **adopted Resolution 2017-0076** requesting that the state legislature pass the agreed-upon capital budget separate from the needed effort to address the *Hirst* decision.

Resolution 2017-0077

Council President Stuckart introduced Jim Frank of Greenstone Corporation who presented an overview of the Main Avenue Visioning Study (Resolution 2017-0077). There was an opportunity for public testimony, with no individuals requesting to speak. Council commentary was held, after which the following action was taken:

“Upon Unanimous Voice Vote (in the affirmative), the City Council **adopted Resolution 2017-0077** accepting the Main Avenue Visioning Study as a component of future downtown Spokane Planning efforts.

Resolution 2017-0078 (OPR 2017-0595)

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

Upon Unanimous Voice Vote (in the affirmative), the City Council **adopted Resolution 2017-0078** declaring Boerger Rotary Lobe Pumps and Macerating Technology a sole source provider and authorizing the purchase of replacement pumps and parts from Goble Sampson & Associates for \$117, 818.12 including shipping without public bidding.

FINAL READING ORDINANCES**Final Reading Ordinance C35525**

Subsequent to an overview of Ordinance C35525 by Council Member Waldref; the opportunity for public testimony, with no individuals requesting to speak; and Council commentary, the following action was taken:

Upon Unanimous Voice Vote (in the affirmative), the City Council **passed Final Reading Ordinance C35525;** relating to water, wastewater, stormwater and solid waste rates and the creation of Senior or Disabled Person Residential Customer Credit for utility services for low income senior and disabled property owners rate section in the Spokane Municipal Code, adopting a new chapter 13.11 to title 13 of the Spokane Municipal Code; and setting and effective date.

Final Reading Ordinance C35537 (As amended on August 21, 2017)

Subsequent to an overview of Ordinance C35537 by Council Member Stratton, public testimony from one individual, and Council commentary, the following action was taken:

Upon 6-1 Voice Vote (Council Member Fagan voting “no”), the City Council **passed Final Reading Ordinance C35537 (as amended on August 21, 2017)** relating to human rights; amending sections 18.01.030, 18.01.050, and 18.03.020; and enacting a new section 18.03.025 of the Spokane Municipal Code.

FIRST READING ORDINANCE

For Council action on First Reading Ordinance C35539, see section of minutes under “Hearings.”

There were no **Special Considerations**.

HEARINGS**Hearing on Vacation of Elm Street from the North Line of 5th Avenue to the South Line of the Railroad Right-of-way (as requested by Avista) and Related First Reading Ordinance C35539**

The Spokane City Council held a hearing on the above-described vacation. Subsequent to an opportunity for public testimony, with no individuals requesting to speak, the following action was taken:

Upon Unanimous Voice Vote (in the affirmative), the City Council **approved, subject to conditions** (in the Street Vacation Report dated July 25, 2017), the vacation of Elm Street from the North line of 5th Avenue to the South line of the railroad right-of-way, as requested by Avista.

In conjunction with the hearing, Ordinance C35539—vacating Elm Street from the North line of 5th Avenue to the South line of the railroad right-of-way—was read for the first time, with further action deferred.

SECOND OPEN FORUM

Cherrie Barnett commented on the initiative process and wants to see the process even handed for those on the conservative side as well as the liberal side, and feels citizens should be heard on the sanctuary city.

Eileen Martin expressed concerns regarding the Bosch Lot and the proposed climbing wall.

Carol Bryan indicated she is speaking as a resident of the Peaceful Valley Neighborhood. She indicated she loves the concept and development of a pedestrian and urban parkway on Main Street from the University District. She indicated she would like to see this extended all the way down to Peaceful Valley.

CLOSING REMARKS

Council President Stuckart noted there will be no City Council meeting next week due to the Labor Day holiday.

ADJOURNMENT

There being no further business to come before the City Council, the Regular Legislative Session of the Spokane City Council adjourned at 7:26 p.m.

Note: The following is a republication of the August 21, 2017, City Council Meeting Minutes. The previous version of the August 21, 2017, minutes published in the August 30, 2017, Official Gazette (Volume 107, Issue 35) incorrectly reflected that Finance and Administration Division Director Tim Dunivant was present during the City Council's 3:30 p.m. Briefing Session. The minutes below correctly reflect that City Administrator Theresa Sanders was present during the City Council's 3:30 p.m. Briefing Session (not Mr. Dunivant).

MINUTES OF SPOKANE CITY COUNCIL

Monday, August 21, 2017

BRIEFING SESSION

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

Roll Call

On roll call, Council President Stuckart and Council Members Beggs, Fagan, Kinnear, Mumm, Stratton, and Waldref were present.

City Administrator Theresa Sanders, City Council's Policy Advisor Brian McClatchey, and City Clerk Terri Pfister were also present on the dais.

Advance Agenda Review

The City Council received an overview from staff on the August 28, 2017, Advance Agenda items.

Ordinance C35537

Council Member Karen Stratton provided an overview of Ordinance C35537—relating to human rights—and presented a proposed amendment to the ordinance. The following action was taken:

Motion by Council Member Stratton, seconded by Council Member Mumm, **to amend** SMC 18.01.050.B.8 by replacing the inserted text which states "determination whether a preponderance of the evidence supports" with "a determination" and replace "the filing of" with "as to the filing of." **Motion carried 6-1 (Council Member Fagan voting "no").**

(SMC 18.01.050.B.8, as amended, reads: "Complaints that are not resolved through mediation shall be submitted to the City Prosecutor for a determination as to the filing of a civil infraction pursuant to chapter 1.05 SMC.")

Action to Approve August 28, 2017, Advance Agenda

Following staff reports and Council inquiry and discussion regarding the August 28, 2017, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.2):

Motion by Council Member Waldref, seconded by Council Member Stratton, **to approve** the Advance Agenda for Monday, August 28, 2017; **carried unanimously.**

ADMINISTRATIVE SESSION**Current Agenda Review**

The City Council reviewed the August 21, 2017, Current Agenda for any changes.

Resolution 2017-0076

Resolution 2017-0076 appeared on the City Council's August 21 Current Agenda with a request for suspension of the Council Rules. Council President noted that Resolution 2017-0076 will be placed on the August 28, 2017, Agenda in the normal course (therefore no suspension of the Council Rules will be needed).

Suspension of Rules

Motion by Council Member Mumm, seconded by Council Member Stratton, **to suspend** the Council Rules (in order to add below items to the August 21 Current Agenda); **carried unanimously**.

Contract with AM Landshaper, Inc. (OPR 2017-0591)

Motion by Council Member Fagan, seconded by Council Member Waldref, **to add** Consent Agenda Item No. 7 (Contract with AM Landshaper, Inc. for installation of basalt rock and other work approved by WSDOT and Urban Forestry along five blocks along I-90 to increase public safety) to today's (August 21) Consent Agenda; **carried unanimously**.

First Reading Ordinance C35537

Motion by Council Member Waldref, seconded by Council Member Beggs, **to add** First Reading Ordinance C35537—relating to human rights—to today's (August 21) Legislative Agenda; **carried 6-1 (Council Member Fagan “no”)**.

CONSENT AGENDA

Upon motion by Council Member Waldref, seconded by Council Member Mumm, the City Council approved Staff Recommendations for the following:

Utility Design and Engineering Agreement with the Washington State Department of Transportation to create engineering designs to prepare for relocating City water and sewer utilities as needed, in preparation of construction of the US 395 / North Spokane Corridor between Francis Ave. and the Spokane River. Execution of Utility Construction Agreement UTB 1226 will reimburse the City for the cost of designing water and sewer facilities being relocated as outlined in the agreement and the attached map—\$1,383,050 Revenue. (PRO 2017-0028; ENG 2017059; ENG 2017060)

Contract with Hatch Associates Consultants (Seattle, WA) for Spillway Rehabilitation Project at Upriver Dam, Phase IIIE - Left Abutment & Fuse Plug Inspection & Assessment and Phase IIIF - Trunnion Friction Testing—\$97,500. (OPR 2016-0063)

Contract with Johnson Controls (Spokane, WA) to replace the HVAC units at the Police Evidence Facility—\$92,670.40 (incl. tax). (OPR 2017-0572)

Contract with All Surface Roofing (Spokane, WA) to re-roof the Alki Property Evidence Facility—\$253,675.90 (incl. tax). (OPR 2017-0573)

Interagency Agreement between the State of Washington, Department of Ecology, and the City, for environmental sampling and analysis at the former Beck's Radiator Property—\$27,335 Revenue. (OPR 2017-0574)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through August 11, 2017, total \$8,171,835.16 (Check Nos. 54005-540220; ACH Payment Nos. 40757-41022), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$7,382,427.53. (CPR 2017-0002)
- b. Payroll claims of previously approved obligations through August 12, 2017: \$6,636,384.61 (Payroll Check Nos. 545931-546139). (CPR 2017-0003)

Contract with AM Landshaper, Inc., (Spokane, WA) for installation of basalt rock and other work approved by WSDOT and Urban Forestry along five blocks along I-90 to increase public safety—\$146,287.04.

Council Recess/Executive Session

The City Council adjourned at 3:53 p.m. No Executive Session was held. The City Council reconvened again at 6:00 p.m. for the Regular Legislative Session.

LEGISLATIVE SESSION**Pledge of Allegiance**

The Pledge of Allegiance was led by Council President Stuckart.

Roll Call

Council President Stuckart and Council Members Beggs, Fagan, Kinnear, Mumm, Stratton, and Waldref were present.

City Council's Policy Advisor Brian McClatchey and City Clerk Terri Pfister were also present.

ANNOUNCEMENT – GATHERING AT THE FALLS POW WOW

Council President Stuckart provided a reminder that this weekend will be the Gathering at the Falls Pow Wow in Riverfront Park on August 25, 26, and 27. He encouraged everyone to attend the event.

There were no **Proclamations**.

CITY ADMINISTRATIVE REPORT**Community, Housing and Human Services Report**

Council President Stuckart introduced Paul Trautman of Community, Housing and Human Services (CHHS) who provided a presentation on what the City is doing with various properties the City owns. Mr. Stuckart noted he is very impressed with the work the City is doing and thought it would be good for the public to see what is going on with some houses in the community that have been under public control. Mr. Trautman noted that something that happens on a daily basis through CHHS's (Single Family Rehab) program is assistance to low income homeowners. He noted the City currently has 23 properties in an initiative to create primarily affordable homeownership opportunities in Spokane. He advised the City has had the Single Family Rehab Program since 1977, and there have been a tremendous number of homes that the City has assisted. He noted that over time, things can happen to homeowners – they can pass away or lose their home to a first mortgage; there are many different ways that from time to time the property comes back into the City's ownership. He stated the City ended up with an accumulation of these properties and sat down with HUD and created a plan to turn them into low income housing. He stated there has been a lot of planning and a lot of upfront work and staff is now in the delivery phase which is an exciting point where staff is meeting with homeowners and selling properties. Mr. Trautman commented on how these 23 properties are affecting our neighborhoods for the better and creating homeownership opportunities and improving neighborhoods; and he displayed pictures of some of the properties.

COUNCIL COMMITTEE REPORTS**Finance and Technology Committee**

Council President Stuckart reported on the Finance and Technology Committee meeting held earlier today (August 21, 2017). Minutes of the Finance and Technology Committee are available for review following approval by the Finance and Technology Committee.

Public Safety

Council President Kinnear reported on the Public Safety Committee meeting held earlier today (August 21, 2017). Minutes of the Public Safety Committee are available for review following approval by the Public Safety Committee.

OPEN FORUM

John Lemus requested the City Council to take on a new one hundred day project. He stated the City needs to do a whole lot more work on promoting the employment of people with developmental disabilities and felt this would be a good next one hundred day project for the City Council to take on. He also provided updates from the Human Rights Commission and noted the Commission is working on its 2018 Work Plan.

Andrew Caudell commented on the Uber and Lyft Contracts and objected to the passing of this year's contracts. He stated he understands that Council Member Fagan and Stratton are working on a regulatory framework for the next

year's contracts, and he stated he stresses the need for the drivers for Uber and Lyft to have to get a full for hire permit because they are unlicensed contractors. Further, he strongly suggested the need for fingerprint background checks and the need for a pre-hire drug testing.

(Council President called for a recess at 6:22 p.m. as an individual speaking from the audience was out of order. The meeting was called back to order at 6:23 p.m.)

Council President Stuckart stated that the framework the City operates under is that business licenses are granted by the State of Washington and the State of Washington does not register Lyft and Uber as for-hire vehicles; and that is why the City has signed individual MOUs (with Lyft and Uber) instead of a regulatory framework.

Bill Boomer noted he is with the taxi industry. He stated that San Francisco has just required all Uber drivers to have a UBI number. He noted that is a federal regulation that the City does not have control over. He also stated he sent pictures of an Uber sign, stating it was a loading zone, which he indicated is a total violation of their contract. He stated they are working on Division inside orange cones and expressed other concerns pertaining to Uber and Lyft. He indicated he is happy the City has a committee working to fix the contract.

Jeff Bruno remarked on the tax industry. He stated City Cab has done everything to be above board and to do things beyond what is right. He stated City Cab has fought over and over again to make the industry better for the citizens of Spokane. He asked for enforcement of the laws on the books.

Dagger Singh expressed concerns regarding an Uber driver. He inquired about fairness; that Uber drivers are doing same job as taxi drivers picking up and dropping off customers.

Rick Bocook remarked on the feeding behind City Hall for the homeless, which has been going on for eight weeks now. He stated homeless people are being criminalized by the sit and lie (ordinance). He also stated House of Charity punishes them for panhandling. If they get caught panhandling, they can't stay there. He requested the City Council get rid of these laws.

LEGISLATIVE AGENDA

There were no **Special Budget Ordinances**.

There were no **Emergency Ordinances**.

RESOLUTIONS

Resolution 2017-0074

Subsequent to public testimony and Council commentary, the following action was taken:

Upon Unanimous Voice Vote (in the affirmative), the City Council **adopted Resolution 2017-0074** approving the 2017 Action Plan Component of the 2015-2020 Consolidated Plan for Title 1 CDBG, HOME, and ESG grant funds.

Resolution 2017-0075 and Resolution 2017-0071 (RES 2017-0071 was deferred from August 14, 2017, Agenda)

Council Member Waldref provided an overview of Resolution 2017-0075 (updating the regular meeting times for the City Council Committees and Study Sessions and approving amendments to the City Council standing committee administrative procedures) and Resolution 2017-0071 (amending the City council rules of procedure to amend the Council's standing committees). She indicated the resolutions are an attempt to reframe the Council's standing committees to be more in alignment with the four major goal areas of the City's strategic plan, which are: Public Safety and Community Health, Urban Development, Finance and Administration, and Public Infrastructure, Environment and Sustainability. She noted through a lot of discussion, there was a recommendation to have chairs and vice chairs for each committee, so there would be two point people from the Council working with Administration to create those committee agendas and move some of those strategic initiatives forward. Council Member Waldref proposed a change in the name of the Planning, Placemaking, and Urban Development Committee. Subsequently, the following action was taken:

Motion by Council Member Waldref, seconded by Council Member Mumm, that instead of the (name) Planning, Placemaking, and Urban Development, the committee simply be called the Urban Development Committee and to change the name in both Resolution 2017-0075 and Resolution 2017-0071; **carried unanimously**.

Council Member Waldref also proposed that the Resolutions be effective a certain date. The following action was then taken:

Motion by Council Member Waldref, seconded by Council Member Mumm, that these new committee regular meeting times become effective October 1, 2017 (and thereby amending Resolution 2017-0075 and Resolution 2017-0071 by including an effective date of October 1, 2017); **carried unanimously**.

In response to an inquiry by Council Member Kinnear, Council Member Waldref stated that Administration is having their planning retreat September 7 and Administration will be identifying who they want to assign to work with the City Council on the different committees. Council Member Waldref further stated the month of September will be creating those work teams or those teams that will start creating agendas, and she noted that will take some time in September just to do that; and then the new committee meetings will start in October.

There was an opportunity for public testimony, with no individuals requesting to speak. The following action was taken:

Upon Unanimous Voice Vote (in the affirmative), the City Council **adopted Resolution 2017-0075**, as amended, updating the regular meeting times for the City Council Committees and Study Session and approving amendments to the City Council standing committee administrative procedures **and Resolution 2017-0071**, as amended, amending the City Council rules of procedure to amend the Council's standing committees.

BOARDS, COMMISSIONS, and COMMITTEE APPOINTMENTS

Updated Appointments of City Council Members to Committees

Council President Stuckart called for a motion to appoint the *slate of City Council Members to committees (as presented in the City Council's agenda packet material). Subsequently, the following action was taken:

Motion by Council Member Mumm, seconded by Council Member Kinnear, **to appoint** the slate of Council Members (effective October 1, 2017); **carried unanimously**.

(See Attachment 1 to these minutes, which reflect the updated appointments of Council Members to committees.)
[Clerical Note: The updated appointments list, as filed with the City Clerk's Office, referenced the "Planning" committee. The City Clerk corrected/adjusted the name "Planning" (Committee) to "Urban Development" (Committee) so that the name of the committee is consistent with the City Council's action above under Resolutions 2017-0075 and 2017-0071.]

FINAL READING ORDINANCES

For Council action on Final Reading Ordinance C35524, see section of minutes under "Hearings."

For Council action on Final Reading Ordinance C35535, see section of minutes under "Hearings."

For Council action on Final Reading Ordinance C35536, see section of minutes under "Hearings."

FIRST READING ORDINANCES

The following ordinance was read for the First Time with further action deferred:

ORD C35537

(as amended) Relating to human rights; amending sections 18.01.030, 18.01.050, and 18.03.020; and enacting a new section 18.03.025 of the Spokane Municipal Code.

There were no **Special Considerations**.

HEARINGS

Hearing Expressing the Intention of the City Council to Designate Residential Targeted Areas and Related Final Reading Ordinance C35524

The City Council held a hearing expressing the intention of the City Council to designate residential targeted areas and amend SMC 8.15.030 and considered related Final Reading Ordinance C35524 relating to multiple-family housing property tax exemption. Teri Stripes of the Planning and Development Services Department provided an overview on the matters. Subsequent to public testimony and Council commentary, the following action was taken:

Upon Unanimous Voice Vote (in the affirmative), the City Council **passed Final Reading Ordinance C35524** relating to multiple-family housing property tax exemption; amending sections SMC 8.02.0695, 8.15.020, 8.15.030, 8.15.040, 8.15.050, 8.15.060, 8.15.080, 8.15.090, 8.15.100, 8.15.110, and 8.15.120; and repealing SMC section 8.15.130 of the Spokane Municipal Code.

Final Reading Ordinance C35535

The City Council held a hearing on Final Reading Ordinance C35535. Council President Stuckart provided background information for the ordinance and Nathan Gwinn then provided an overview of the ordinance and responded to Council inquiries. Subsequent to public testimony and Council commentary, the following action was taken:

Upon Unanimous Voice Vote (in the affirmative), the City Council **Passed Final Reading Ordinance C35535** relating to expansion of the area shown in Spokane Municipal Code Map 17C.370-M1, into additional areas in residential zones, where existing neighborhood commercial structures may restore a discontinued or other approved commercial use; and amending SMC sections 17C.370.010, 17C.370.020, and 17C.370.030.

Final Reading Ordinance C35536

The City Council held a hearing on Final Reading Ordinance C35536. Council Member Mumm presented introductory remarks regarding the ordinance and then Tirrell Black of the Planning and Development Services Department provided an overview of the ordinance. Public testimony was received and Council commentary held. Subsequently, the following action was taken:

Upon motion by Council Member Mumm, seconded by Council Member Waldref, the City Council **passed upon unanimous voice vote Final Reading Ordinance C35536** adopting a threshold docketing process for deciding when comprehensive plan amendment proposals will be added to the City's annual comprehensive plan amendment work program or alternatively to an ongoing work program or periodic update; amending sections 17G.020.010, 17G.020.020, 17G.020.030, 17G.020.040, 17G.020.050, 17G.020.060, 17G.020.070, 17G.025.010 and 8.02.010; adopting new sections 17G.020.25 and 17G.020.26 to Chapter 17G.020 of the Spokane Municipal Code.

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

ADJOURNMENT

There being no further business to come before the City Council, the Regular Legislative Session of the Spokane City Council adjourned at 7:38 p.m.

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. C35525

AN ORDINANCE relating to water, wastewater, stormwater and solid waste rates and the creation of Senior or Disabled Person Residential Customer Credit for utility services for low income senior and disabled property owners rate section in the Spokane Municipal Code, adopting a new chapter 13.11 to title 13 of the Spokane Municipal Code; and setting an effective date.

WHEREAS, chapters 35.92 and 35.67 RCW authorize cities to “provide assistance to aid low-income persons in connection with services” provided municipal utilities; and

WHEREAS, Article 8, Section 7 of the Washington State Constitution permits “support of the poor and infirm”; and

WHEREAS, sixteen and eight tenths percent (16.8%) of households in the City of Spokane reported an income below the poverty line at the time of the 2010 Census and the City Council has recognized that any increase of utility rates has a profound impact on low-income customers; and

WHEREAS, the intent of the City of Spokane is to offer a monthly credit on the total City of Spokane utility bill for those residential customers who qualify as a senior or disabled property owner under state law and who have been approved for property tax exempt status by Spokane County; and

WHEREAS, currently rates for water, wastewater, stormwater and solid waste are spread throughout title 13 of the Spokane Municipal Code; and

WHEREAS, creating a new chapter within the Spokane Municipal Code dedicated to the senior or disabled person residential customer credit is more transparent and accessible to the citizen and ratepayer; --Now, Therefore,

The City of Spokane does ordain:

Section 1. That there is adopted a new chapter of the Spokane Municipal Code to read as follows:

Chapter 13.11 Senior or Disabled Residential Customer

Section 2. That there is adopted a new section 13.11.010 to chapter 13.11 of the Spokane Municipal Code to read as follows:

13.11.010 General

Reserved.

Section 3. That there is adopted a new section 13.11.020 to chapter 13.11 of the Spokane Municipal Code to read as follows:

13.11.020 Qualifications

An applicant must qualify as an individual with an active property tax exemption (submitted and approved in accordance with RCW 84.36.379-389) on file at the Spokane County Assessor's office for that residence.

- A. Qualifying property owners may request his/her primary residence receive a credit under the Senior or Disabled Person Residential Credit by submitting a written request to the City of Spokane, using the form prescribed and supplied by the City. If a property owner is unable to make his/her own request, it may be made by a duly authorized agent, guardian or other person charged with the care of the person or property of such person.
- B. The effective date for the credit shall be the month following the submission and acceptance of an accurate, complete, and signed request, regardless of date having received the property tax exemption on file with Spokane County. Any charges, along with any associated late penalties and interest that may have accrued for the residence prior to the effective date for the credit will still be due, as previously billed, and subject to collection in accordance with this chapter.
- C. If a qualifying customer moves to a new primary residence, he or she must submit a new request for a credit in accordance with subsection B of this section.
- D. In the event of death of a qualifying property owner, a surviving spouse may continue to receive the credit for their primary residence if:
 1. The surviving spouse has an approved request for property tax exemption at the Spokane County Assessor's office for an active property tax exemption; and
 2. If a request is not received from the surviving spouse within ninety (90) days, the residence will be billed the regular utility fees applicable to that type of residence.
- E. A qualifying property owner must maintain an active property tax exemption on file at the Spokane County Assessor's office for his/her primary residence to continue to qualify for the credit for his/her residence.
- F. The property owner is responsible for reporting any change (e.g., change of residence, change from "active" tax exemption status, death of qualifying spouse, etc.) that may affect his/her qualifying for the credit. If the property

owner fails to report any such change, the City shall have the right to pursue the billing and collection of any additional fees (the credit provided multiplied by the applicable number of months) that may be due to the City.

Section 4. That there is adopted a new section 13.11.030 to chapter 13.11 of the Spokane Municipal Code to read as follows:

SMC 13.11.030 Senior or Disabled Residential Customer Credit

The senior or disabled residential customer credit shall be ten dollars (\$10.00) per month and apportioned as follows to the owner occupied residential account:

- One-third toward any monthly water charges,
- One-third toward any monthly wastewater charges, and
- One-third toward any monthly solid waste collection charges.

An account, which does not receive all three utility services, shall only receive partial credit as listed in the SMC 13.11.040 Application section.

Section 5. That there is adopted a new section 13.11.040 to chapter 13.11 of the Spokane Municipal Code to read as follows:

SMC 13.11.040 Application

The City provides water, wastewater, stormwater, and solid waste services to its citizens and customers. Not all utility service accounts within the City's service areas receive all services. For example, there are some accounts, which are served water only. Therefore, the application of the senior or disabled residential customer credit is on a proportionate basis with 1/3 of the credit being applied for water services; 1/3 of the credit being applied for wastewater services and 1/3 of the credit being applied for solid waste collection services. For those accounts, which only have one service, the credit would be 1/3 of the total designated amount.

Section 6. Effective Date. This ordinance shall take effect and be in force on January 1, 2018.

**Passed by City Council August 28, 2017
Delivered to Mayor August 31, 2017**

ORDINANCE NO. C35537

An ordinance relating to human rights; amending sections 18.01.030, 18.01.050, and 18.03.020; and enacting a new section 18.03.025 of the Spokane Municipal Code.

WHEREAS, the City Council recently enacted Title 18 of the Spokane Municipal Code, consolidating human rights protections; and

WHEREAS, one of these is a prohibition on discrimination in housing due to source of income, the enforcement of which was delayed until September 1, 2017; and

WHEREAS, Council members have met numerous times with stakeholders and the City administration concerning the investigation and enforcement provisions for source of income discrimination since passage of Title 18; and

WHEREAS, through those discussions, it is apparent that amendments to Title 18 were required for more effective, efficient, and clear enforcement and investigation; and

WHEREAS, it is also now clear that additional time is required for greater outreach and education for both tenants and landlords concerning the prohibition on source of income discrimination.

NOW THEREFORE, the City of Spokane does ordain:

Section 1. That section 18.01.030 of the Spokane Municipal Code is amended to read as follows:

Section 18.01.030 Definitions

A. "Commission" means the Spokane Human Rights Commission.

- B. "Data management protocols" means the procedures governing how data collected by surveillance equipment will be retained, stored, indexed and accessed. Information comprising data management protocols includes, at a minimum, the information required in SMC 18.04.020.
- C. "Disability" means the presence of a sensory, mental, or physical impairment that, whether temporary or permanent, common or uncommon, mitigated or unmitigated, a limitation or not on the ability to work generally or work at a particular job, or a limitation or not on the ability to engage in any other activity within the scope of this Title 18:
1. is medically cognizable or diagnosable; or
 2. exists as a record or history; or
 3. is perceived to exist whether or not it exists in fact.
 4. For the purposes of reasonable accommodation in employment, an impairment must be known or shown through an interactive process to exist in fact and:
 - a. The impairment must have a substantially limiting effect upon the individual's ability to perform his or her job, the individual's ability to apply or be considered for a job, or the individual's access to equal benefits, privileges, or terms or conditions or employment; or
 - b. The employee must have put the employer on notice of the existence of an impairment, and medical documentation must establish a reasonable likelihood that engaging in job functions without an accommodation would aggravate the impairment to the extent that it would create a substantially limiting effect.
 5. For purposes of this definition, a limitation is not substantial if it has only a trivial effect.
 6. For purposes of housing, a "reasonable accommodation" is an adjustment to a rule, policy, practice, or service that may be necessary for a person with a disability to have an equal opportunity to use and enjoy a dwelling, including public and common use spaces, where there is an identifiable relationship or nexus between the requested accommodation and the person's disability.
- D. "Discrimination" means different or unequal treatment because of race, religion, creed, color, sex, national origin, marital status, familial status, domestic violence victim status, age, sexual orientation, gender identity, honorably discharged veteran or military status, refugee status, disability, the use of a guide dog or service animal, or the use or eligibility for the use of housing choice or other subsidy program or alternative source of income. "Discriminate" means to treat differently or unequally because of race, religion, creed, color, sex, national origin, marital status, familial status, domestic violence victim status, age, sexual orientation, gender identity, honorably discharged veteran or military status, refugee status, the presence of any sensory, mental or physical disability as defined by the Americans with Disabilities Act and/or the Washington State Law Against Discrimination, or the use or eligibility for the use of housing choice or other subsidy program or alternative source of income. For purposes of this definition, it is discriminatory to fail to offer reasonable accommodation in housing or employment to an otherwise qualified applicant or employee with a disability, absent a showing that the accommodation would impose an undue hardship.
- E. "Dog guide" means a dog that is specifically trained for the purpose of guiding persons who are blind or a dog trained for the purpose of assisting persons with disabilities.
- F. "Domestic Violence Victim Status" means a family or household member, as defined in RCW 10.99.020 (3), who has been subjected to domestic violence as defined in RCW 10.99.020 (5) or who is a victim of sexual assault as defined in RCW 70.125.030.
- G. "Employee" means an individual who works for wages, salary or commission, or a combination thereof, in the service of an employer, but does not include a person employed by a parent, grandparent, brother, sister, spouse or child. The term includes an individual who is seeking or applying for employment. This definition does not include independent contractors.
- H. "Employer" means any person acting in the interest of an employer, directly or indirectly, who employs employees within the City, or who solicits individuals within the City to apply for employment within the City, including the City of Spokane and all its boards, commissions and authorities.

- I. "Entities under common ownership" means two or more legal entities, such as corporations, limited liability companies, partnerships, and the like which are: owned by the same person(s); in which the same person(s) serve as officers and/or directors; or the majority of one of which is owned by one or more of the others. For example, if a single person owns controlling interests in several limited liability companies, all of those limited liability companies are entities under common ownership.
- J. "Family with children status" means one or more individuals who have not attained the age of eighteen years being domiciled with a parent or another person having legal custody of such individual or individuals, or with the designee of such parent or other person having such legal custody, with the written permission of such parent or other person. Families with children status also applies to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen years.
- K. "Federally-recognized tribe" means an entity listed on the Department of the Interior's list under the Federally Recognized Indian Tribe List Act of 1994, which the Secretary currently acknowledges as an Indian tribe and with which the United States maintains a government-to-government relationship.
- L. "Gender Identity" means having or being perceived as having a gender identity, self-image, appearance, behavior, or expression, whether or not that gender identity, self-image, appearance, behavior, or expression is different from that traditionally associated with the sex assigned to that person at birth.
- M. "Housing choice or other subsidy program(~~(-or alternative source of income))~~" means, without limitation: (i) any short or long term federal, state or local government, private nonprofit, or other assistance program in which a tenant's rent is paid either partially by the program (through a direct arrangement between the program and the owner or lessor of the real property), and partially by the tenant or completely by the program; or (ii) HUD-Veteran Affairs Supportive Housing (VASH) vouchers, Housing and Essential Needs (HEN) funds, and short-term rental assistance provided by Rapid Rehousing subsidies(~~(- and (iii) lawful, verifiable income derived from sources other than wages, salaries, or other compensation for employment, including, without limitation, funds received from Social Security benefits, supplemental security income, unemployment benefits, other retirement programs, child support, the Aged, Blind or Disabled Cash Assistance Program, Refugee Cash Assistance, and any federal, state, local government, private, or nonprofit administered benefit program, financial aid for college students, and per capita payments or distributions received from a federally-recognized tribe)~~)).
- N. "Impairment" includes, without limitation, any:
1. physiological disorder, or condition, cosmetic disfigurement, or anatomical loss affecting one or more of the following body systems: Neurological, musculoskeletal, special sense organs, respiratory, including speech organs, cardiovascular, reproductive, digestive, genitor-urinary, hemic and lymphatic, skin and endocrine; or
 2. mental, developmental, traumatic, or psychological disorder, including but not limited to cognitive limitation, organic brain syndrome, emotional or mental illness, and specific learning disabilities.
- O. "Income" means lawful, verifiable income derived from all sources, including without limitation wages, salaries or other compensation for employment; Social Security benefits; supplemental security income; unemployment benefits; retirement programs; child support; payments from the Aged, Blind or Disabled Cash Assistance Program; Refugee Cash Assistance; any federal, state, local government, private, or nonprofit-administered benefit program, including without limitation payments from any housing choice or other subsidy program as defined in this chapter; financial aid for college students; and per capita payments or distributions received from a federally-recognized tribe.
- ~~((O-))~~P. "Labor organization" means an organization which is constituted for the purpose, in whole or in part, of collective bargaining or for dealing with an employer concerning grievances, terms or conditions of employment, or for other mutual aid or protection in connection with an employer.
- ~~((P-))~~Q. "Marital status" means the status of being married, single, separated, divorced or widowed.
- ~~((Q-))~~R. "National origin" includes ancestry.
- ~~((R-))~~S. "Operational protocols" means the procedures governing how and when surveillance equipment may be used and by whom and includes, at a minimum, the information required in SMC 18.04.010.
- ~~((S-))~~T. "Person" includes:
1. A natural individual, partnership, association, organization, corporation, cooperative, legal representative, trustee and receiver, and any group of persons acting in concert;

2. an owner, lessee, proprietor, manager, agent or employee, of a person, whether consisting of one or more natural persons;
3. entities under common ownership; and
4. any political or civil subdivisions of the City and any agency or instrumentality of the City or of any political or civil subdivision thereof.

This definition does not include the federal government or any federally-recognized tribe.

~~((T.))~~U. "Place of public resort, accommodation, assemblage or amusement" includes, but is not limited to, any place, licensed or unlicensed, kept for gain, hire or reward, or where charges are made for admission, service, occupancy, or use of any property or facilities, whether conducted for the entertainment, housing, or lodging of transient guests, or for the benefit, use, or accommodation of those seeking health, recreation, or rest, or for the burial or other disposition of human remains, or for the sale of goods, merchandise, services, or personal property, or for the rendering of personal services, or for public conveyance or transportation on land, water or in the air, including the stations and terminals thereof and the garaging of vehicles, or where food or beverages of any kind are sold for consumption on the premises, or where public amusement, entertainment, sports, or recreation of any kind is offered with or without charge, or where medical service or care is made available, or where the public gathers, congregates, or assembles for amusement, recreation, or public purposes, or public halls, public elevators, and public washrooms of buildings and structures occupied by two or more tenants, or by the owner and one or more tenants, or any public library or educational institution, or schools of special instruction, or nursery schools, or day care centers or children's camps, provided that nothing contained in this definition shall be construed to include or apply to any institute, bona fide club, or place of accommodation, which is by its nature distinctly private, including fraternal organizations, though where public use is permitted that use shall be covered by this section; nor shall anything contained in this definition apply to any educational facility, columbarium, crematory, mausoleum, or cemetery operated or maintained by a bona fide religious or sectarian institution.

~~((U.))~~V. "Profiling" means actions of the Spokane Police Department, its members, or officers commissioned by the Spokane Police Department to rely on actual or perceived race, religion, national origin, color, creed, age, citizenship status, immigration status, refugee status, gender, sexual orientation, gender identity, disability, socio-economic status, housing status, or membership in any protected class under federal, state or local law as the determinative factor in initiating law enforcement action against an individual, rather than an individual's behavior or other information or circumstances that links a person or persons to suspected unlawful activity.

~~((V.))~~W. "Refugee status" means the status of a person who, under the provisions of 8 USC 1101(a)(42), is outside a country of that person's nationality or, in the case of a person having no nationality, is outside any country in which that person last habitually resided, and who is unable or unwilling to return to, and is unable or unwilling to avail himself or herself of the protection of, that country because of persecution or a well-founded fear of persecution on account of race, religion, nationality, membership in a particular social group, or political opinion.

~~((W.))~~X. "Service animal" means an animal that is trained for the purposes of assisting or accommodating a person with a disability.

~~((X.))~~Y. "Sex" means gender.

~~((Y.))~~Z. "Sexual orientation" means heterosexuality, homosexuality, bisexuality and gender expression or identity. As used in this definition, "gender expression or identity" means having or being perceived as having a gender identity, self-image, appearance, behavior, or expression, whether or not that gender identity, self-image, appearance, behavior, or expression is different from that traditionally associated with the sex assigned to that person at birth.

~~((Z.))~~AA. "Surveillance equipment" means equipment capable of capturing or recording data, including images, videos, photographs or audio operated by or at the direction of a City department that may deliberately or inadvertently capture activities of individuals on public or private property, regardless of whether "masking" or other technology might be used to obscure or prevent the equipment from capturing certain views. "Surveillance equipment" includes drones or unmanned aircraft and any attached equipment used to collect data. "Surveillance equipment" does not include the following equipment which are in use by the City of Spokane as of March 1, 2017:

1. handheld or body-worn devices (e.g., "bodycams") used by law enforcement;
2. cameras installed in or on a police vehicle (e.g., "dashcams");

3. cameras installed in or on any City-owned vehicle, including without limitation fire trucks, emergency vehicles, utility vehicles and street maintenance vehicles, which are intended to ensure the safe operation of the vehicle;
4. cameras installed along a public right-of-way to record traffic patterns and/or traffic violations;
5. cameras intended to record activity inside or at the entrances to City buildings for security purposes; or
6. cameras installed to monitor and protect the physical integrity of City infrastructure, including without limitation fire stations and utility service facilities.

Section 2. That section 18.01.050 of the Spokane Municipal Code is amended to read as follows:

Section 18.01.050 Administration

A. Initiation.

An individual claiming to be aggrieved by a practice prohibited by SMC 18.01.040, chapter 18.02 SMC, or chapter 18.03, SMC may, within the time limit of SMC 18.01.070, file a complaint with the commission on forms made available for the purpose by ~~((the))~~commission staff~~((of the commission))~~.

B. Complaint.

A complaint filed by a person claiming to be aggrieved by a practice prohibited by SMC 18.01.040, chapter 18.02 SMC, or chapter 18.03 SMC, shall be immediately forwarded by the commission for ((is reviewed)) review by the City or an agency or organization with which the City maintains a contractual relationship for the purpose of reviewing such complaints (referred to in this section as the "reviewing agency"), to determine whether the allegations stated on the face of the complaint, if true, would be a prohibited practice as stated in SMC 18.01.040, chapter 18.02, SMC or chapter 18.03, SMC. Complaints shall be processed as follows:

1. The reviewing agency shall review the factual allegations of the complaint, interview the complainant, and take a statement from the complainant.
2. The reviewing agency then interviews the person accused of discrimination and documents that interview in a writing.
3. The reviewing agency shall also, if applicable, interview all participants and witnesses having relevant information regarding the allegation of discrimination, and document those interviews in writing.
4. If, as the result of the interviews described in subsections 1-3 of this paragraph B, the reviewing agency determines that the complaint states a violation of this chapter, the reviewing agency shall communicate that determination in writing to the complainant and the city attorney's office, with a copy to the commission.

~~((1-))~~5. If the reviewing agency determines that the ~~((Complaints that do))~~complaint does not state ~~((violations))~~a violation of SMC 18.01.040, chapter 18.02 SMC, or chapter 18.03 SMC shall be dismissed immediately.

~~((2-))~~6. Complaints that claim a violation of state or federal law shall be referred to the appropriate state or federal agency.

~~((3-))~~7. Complaints that claim a violation of a prohibited practice established only in this Title 18 shall be referred to a Washington State Dispute Resolution Center established under chapter 7.75, RCW, or by a mediator agreed upon by all parties, within thirty days of the filing of the complaint. Mediation sessions are not open to the public. If the mediation resolves the complaint, the mediator will notify the City of the resolution and the complaint file will be closed.

~~((4-))~~8. Complaints that are not resolved through mediation shall be ~~((evaluated by a third party entity to determine if there is a factual basis for the complaint. If such a factual basis exists, the complaint shall be))~~ submitted to the City Prosecutor for ~~((possible))~~a determination ~~((prosecution))~~ as to the filing of a civil infraction pursuant to chapter 1.05 SMC. ~~((If a third party review finds no factual basis for the complaint, the complaint shall be dismissed.))~~

C. Administrative appeal.

Any person whose complaint has been dismissed pursuant to SMC 18.01.050 B~~((4))~~(5) may appeal the dismissal to the hearing examiner, who shall review the complaint and the decision to dismiss the complaint under an abuse of discretion standard of review. The hearing examiner may affirm the dismissal, reverse the dismissal, or remand the complaint to be processed as set forth in SMC 18.01.050(B).

- D. Judicial review.
Any person who is aggrieved by the decision of the hearing examiner on administrative appeal under this section may institute an action for judicial review in the Superior Court pursuant to RCW 49.60.330.
- E. The commission and its staff shall prioritize its resources to focus on resolving complaints which are not within the jurisdiction of government or non-profit agencies other than the commission.
- F. The City shall not take any enforcement action based on discrimination due to the use of "housing choice or other subsidy program or alternative source of income" as defined in this Title 18 before September 1, 2017. The City Council shall name an ad hoc stakeholder group to make recommendations to the City Council for amendments to Chapter 18.03, SMC, concerning the use of housing choice or other subsidy programs or alternative sources of income.

Section 3. That section 18.03.020 of the Spokane Municipal Code is amended to read as follows:

Section 18.03.020 Exemptions from Housing Discrimination

- ((A-)) The provisions of this chapter do not apply to the owner of a single-family house rented or leased by the owner if: (i) the owner does not own or have an interest in the proceeds of the rental or lease of more than one single-family house at one time; and (ii) the owner also occupies the single-family house rented or leased.
- ((B. — Nothing in this Title 18 prohibits the denial of housing on the basis of reasonable, non-discriminatory factors, including, without limitation, rental history.))

Section 4. That there is enacted a new section 18.03.025 of the Spokane Municipal Code to read as follows:

Section 18.03.025 Rental Housing Business Practices Unaffected

- A. Nothing in this Title 18 prohibits the use of reasonable, non-discriminatory factors in housing decisions, including, without limitation, criminal background or rental history.
- B. Nothing in this chapter mandates that leases shall be of any particular duration.
- C. Nothing in this chapter prohibits the use of income screening for rental applicants, provided that all sources of income defined in this Title 18 are included.

Passed by City Council August 28, 2017

Delivered to Mayor August 31, 2017

Job Opportunities

We are an equal opportunity employer and value diversity within our organization. We do not discriminate on the basis of race, religion, color, national origin, gender identity, sexual orientation, age, marital status, familial status, genetic information, veteran/military status, or disability status.

RECREATION SUPERVISOR SPN 683 PROMOTIONAL

DATE OPEN: Monday, September 4, 2017 **DATE CLOSED:** Sunday, September 10, 2017 at 11:59 p.m.
SALARY: \$52,972.56 annual salary, payable bi-weekly, to a maximum of \$64,915.92

DESCRIPTION:

Performs responsible supervisory and operational support work in planning, organizing, and administering recreation department programs and services.

DUTIES:

Performs duties and responsibilities commensurate with assigned recreation program and functional area within the recreation department which may include, but is not limited to, any combination of the following tasks:

Plans, organizes and implements recreation programs, writes grants, and does fundraising as assigned and reviewed by the recreation department director.

Acts as coordinator and staff liaison to citizens, groups, or other outside sources for activities in one or more of the following recreational areas:

- senior citizen, child care and/or youth activities programs;
- sports and/or outdoor programs, tours, and special events;
- general recreation programs for special populations, such as the developmentally disabled and physically disabled;
- community center activities, such as arts & craft programs, art gallery programs, and special interest classes; or
- aquatic programs, including operation of aquatic centers and splash pads.

Supervises all or a portion of any specialty recreation program, such as aquatics, or directs recreation center activities, including, but not limited to: budget preparation, recommendation of capital improvements, and coordination of facility scheduling, operation and maintenance.

Operates a passenger van to transport program participants to various locations.

Performs related work as required.

MINIMUM QUALIFICATIONS:

Promotional Requirements: (Must be met by date of examination.)

Graduation from an accredited college or university with a bachelor's degree in recreation management or major coursework in a closely related field; AND two years of experience in the classification of Recreation Assistant (SPN 671). Additional experience in the classification of Recreation Assistant may be substituted for the education requirement on a year-for-year basis up to two years.

Applicants must possess valid driver's license. Depending on the area assigned, may be required to obtain a Class "C" Commercial Driver's License (CDL), within six months of appointment, to operate a vehicle of more than 15 passengers.

NOTE: Employees assigned to the specialty area of aquatics must obtain the following certifications during the probationary period: Aquatics Facility Operator or Certified Pool Operator, and American Red Cross Lifeguard, First Aid, CPR/AED, Bloodborne Pathogens, and Water Safety Instructor or equivalent.

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. – if applicable.

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 evaluation (T&E) in the form of a Supplemental Questionnaire with scoring weight assigned as follows:

- 80% Training and Experience Evaluation
- 20% Performance Evaluation

T&E EVALUATION DETAILS

The T&E examination consists of a Supplemental Questionnaire. The questions may be viewed and completed online under the tab marked "**QUESTIONS**" on the job announcement page. The T&E must be submitted online at the time of application. All applicants must complete and submit a City of Spokane employment application online by 11:59 p.m. on the closing date.

- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- 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.
- "See Resume" or "See above," etc., 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.
- **TIP:** It may be more efficient to develop your responses in a word processing document and then paste them into the online questionnaire to be submitted.

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.

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:

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 August 2017.

CRAIG HULT

GITA GEORGE-HATCHER
Chair Chief Examiner

Notice for Bids

Supplies, Equipment, Maintenance, etc.

REQUEST FOR PROPOSALS**HRGC/HRMS ANALYSIS OF ENVIRONMENTAL SAMPLES
City of Spokane Riverside Park Water Reclamation Facility****RFP #4372-17**

Sealed Proposals will be acknowledged at the 1:15 p.m. public bid opening on **MONDAY, SEPTEMBER 11, 2017**, in the City of Spokane City Hall Civil Service Department Testing Room, Fourth Floor, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **HRGC/HRMS ANALYSIS OF ENVIRONMENTAL SAMPLES** for the City of Spokane Riverside Park Water Reclamation Facility.

The Request for Proposals document is available by contacting Connie Wahl, City of Spokane Purchasing, 4th Floor, City Hall, 808 West Spokane Falls Blvd, Spokane, WA 99201 at purchasinghelp@spokanecity.org.

Proposal documents should be submitted to City of Spokane Purchasing **no later than 1:00 p.m. on Monday, September 11, 2017**. Proposals must be sent sufficiently ahead of time to be received by the required date and time. The City of Spokane is not responsible for Proposals delivered late. **Only firm Proposals with signatures will be evaluated.**

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

**City of Spokane - Purchasing
4th Floor – City Hall
808 W. Spokane Falls Blvd.
Spokane, Washington 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/Proposal when considering this contract.

All response packages are to be clearly marked with:

“RFP #4372-17, HRGC/HRMS ANALYSIS OF ENVIRONMENTAL SAMPLES, DUE 9/11/2017”

Connie Wahl, C.P.M., CPPB
City of Spokane Purchasing

Publish: August 30 & September 6, 2017

REQUEST FOR PROPOSALS

EMPLOYEE ASSISTANCE PROGRAM Human Resources Department

RFP #4377-17

Sealed Proposals will be acknowledged at the 1:15 p.m. public bid opening on **MONDAY, SEPTEMBER 25, 2017**, in the Council Chambers, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **EMPLOYEE ASSISTANCE PROGRAM** for the Human Resources Department.

The Request for Proposals document is available by contacting Connie Wahl, City of Spokane Purchasing, 4th Floor, City Hall, 808 West Spokane Falls Blvd, Spokane WA 99201 at purchasinghelp@spokanecity.org.

Proposal documents should be submitted to City of Spokane Purchasing **no later than 1:00 p.m. on Monday, September 25, 2017**. Proposals must be sent sufficiently ahead of time to be received by the required date and time. The City of Spokane is not responsible for Proposals delivered late. **Only firm Proposals with signatures will be evaluated.**

Submit one (1) paper original, three (3) paper copies, and one (1) reproducible digital copy (cd or thumb drive) of the Proposal to:

**City of Spokane - Purchasing
4th Floor – City Hall
808 W. Spokane Falls Blvd.
Spokane, Washington 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.

All response packages are to be clearly marked with:

“RFP #4377-17, EMPLOYEE ASSISTANCE PROGRAM, DUE 9/25/17”.

Connie Wahl, C.P.M., CPPB
City of Spokane Purchasing

Publish: September 6 & 13, 2017

AUTO BODY REPAIRS Fleet Services Department

RFP #4394-17

Sealed proposals will be acknowledged at 1:15 p.m., **MONDAY, SEPTEMBER 25, 2017** in the Civil Service Testing Room, 4th Floor – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **AUTO BODY REPAIRS** for the City of Spokane Fleet Services Department.

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

Submittal Instructions:

Proposals 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 two (2) copies, one (1) Original Paper copy and one (1) reproducible digital copy (CD or Thumb Drive) 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:
AUTO BODY REPAIR, RFP #4394-17, DUE 9/25/17”.

Thea Prince
Purchasing Department

Publish: September 6 & 13, 2017

**TRAILER MOUNTED MEDIUM VOLTAGE STANDBY GENERATORS
Water Department**

BID #4396-17

Sealed bids will be opened at 1:15 p.m., **MONDAY, SEPTEMBER 18, 2017** in the Civil Service Testing Room, 4th Floor – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **TRAILER MOUNTED MEDIUM VOLTAGE STANDBY GENERATORS** for the City of Spokane Water Department.

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 two (2) copies, one (1) Original Paper copy and one (1) reproducible digital copy (CD or Thumb Drive) 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:
TRAILER MOUNTED MEDIUM VOLTAGE STANDBY GENERATORS, BID #4396-17, DUE 9/18/17”.

Thea Prince
Purchasing Department

Publish: September 6 & 13, 2017

**TERMINAL TRACTOR (OFF-ROAD)
Fleet Services Department**

BID #4397-17

Sealed bids will be opened at 1:15 p.m., **MONDAY, SEPTEMBER 11, 2017** in the Civil Service Testing Room, 4th Floor – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **TERMINAL TRACTOR (OFF-ROAD)** for the City of Spokane Fleet Services Department.

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 two (2) copies, one (1) Original Paper copy and one (1) reproducible digital copy (CD or Thumb Drive) 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:

TERMINAL TRACTOR (OFF-ROAD), BID #4397-17, DUE 9/11/17”.

Thea Prince
Purchasing Department

Publish: August 30 & September 6, 2017
