



# Official Gazette

## City of Spokane, Washington

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

Volume 110

**APRIL 22, 2020**

Issue 17



### MAYOR AND CITY COUNCIL

MAYOR NADINE WOODWARD

COUNCIL PRESIDENT BREEAN BEGGS

COUNCIL MEMBERS:

KATE BURKE (DISTRICT 1)

MICHAEL CATHCART (DISTRICT 1)

LORI KINNEAR (DISTRICT 2)

CANDACE MUMM (DISTRICT 3)

KAREN STRATTON (DISTRICT 3)

BETSY WILKERSON (DISTRICT 2)

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# Minutes

**MINUTES OF SPOKANE CITY COUNCIL****Monday, April 13, 2020****BRIEFING SESSION**

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:34 p.m. in the Council Chambers in the Lower Level of the Municipal Building, 808 West Spokane Falls Boulevard, Spokane, Washington.

The regularly scheduled Spokane City Council 3:30 p.m. Briefing/Administrative Sessions were held virtually and streamed live online and aired on City Cable 5. The 6:00 p.m. Legislative Session was canceled. Legislative Agenda items were considered during the 3:30 p.m. Briefing/Administrative Sessions. Pursuant to Governor Jay Inslee's Proclamation 20-28, dated March 24, 2020, all public meetings subject to the Open Public Meetings Act, Chapter 42.30 RCW, are to be held remotely and the in-person attendance requirement in RCW 42.30.030 has been suspended until at least through May 4, 2020. The public was encouraged to tune in to the meeting live on Channel 5, at <https://my.spokanecity.org/citycable5/live>, or by calling 408-418-9388 and entering an access code when prompted.

**Roll Call**

On roll call, Council President Beggs and Council Members Burke, Cathcart, Kinnear, Stratton, and Wilkerson were present. Council Members Burke, Cathcart, Kinnear, Stratton, and Wilkerson participated via WebEx. Council Member Mumm joined the meeting via WebEx at 3:35 p.m., following roll call.

City Administrator Wes Crago and City Clerk Terri Pfister were also present on the dais. City Council Policy Advisor Brian McClatchey attended the meeting via WebEx.

**Advance Agenda Review**

The City Council received an overview from staff on the April 20, 2020, Advance Agenda items.

Consultant Agreement with KPFF Consulting Engineers, Inc. (OPR 2020-0391/ BID 2017105)

**Motion** by Council Member Mumm, seconded by Council Member Stratton, **to defer** the Consultant Agreement with KPFF Consulting Engineers, Inc. for the Construction Administration of the Post Street Bridge Project to April 27, 2020; **carried unanimously.**

**Action to Approve April 20, 2020, Advance Agenda**

Following staff reports and Council inquiry and discussion regarding the April 20, 2020, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.B):

**Motion** by Council Member Mumm, seconded by Council Member Stratton, **to approve** the Advance Agenda for Monday, April 20, 2020 (as amended); **carried unanimously.**

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

The City Council considered the April 13, 2020, Current Agenda.

Low Bid for Sprague Avenue Rebuild 2B (OPR 2020-0355 / ENG 2019133)

**Motion** by Council Member Mumm, seconded by Council Member Stratton, **to withdraw** the Low Bid for Sprague Avenue Rebuild 2B; **carried unanimously.**

Low Bid of Garco Construction, Inc. (OPR 2020-0372 / Bid 2017105)

**Motion** by Council Member Stratton, seconded by Council Member Burke, **to defer** the Low Bid of Garco Construction, Inc. for Post Street Pedestrian and Utility Bridge Replacement for one week, to April 20, 2020; **carried unanimously.**

## CONSENT AGENDA

**Upon Unanimous Voice Vote (in the affirmative), the City Council approved Staff Recommendations for the following items:**

Restated Interlocal Agreement for Animal Control Services with Spokane County for services in the City of Spokane from January 1, 2019, through December 31, 2025—\$670,451 for 2020, plus one-time payment of \$89,431 for prior deficient payments from January 1, 2014, through December 31, 2019. Total Amount: \$759,882. (OPR 2020-0066)

Amendment to Subrecipient Agreement with Goodwill Industries (Spokane) for the Housing and Essential Needs Program to increase funds and extend the project term to June 30, 2020—\$526,141. (OPR 2019-0649)

Consultant Agreement with GHD, Inc. (Lynwood, WA) for development of a 20-year Capital Facilities Plan Multi-Objective Decision Analysis for Water, Sewer, and Stormwater from April 1, 2020, through December 31, 2020—\$74,000. (OPR 2020-0373 / ENG 2017091)

Recommendation to list the following buildings on the Spokane Register of Historic Places:

- a. Edwidge Apartments, 1227 West Riverside Avenue. (OPR 2020-0374)
- b. Wells Chevrolet Showroom Building, 1229 West First Avenue. (OPR 2020-0375)
- c. Myrtle Apartments, 1214 West Sprague Avenue. (OPR 2020-0376)

Contract Renewals with:

- a. Oracle America, Inc. (Dallas, TX) for license support to include Update Subscription Services and Right to Use Oracle licenses from April 21, 2020 through April 20, 2021—\$199,483.50 (incl. tax). (OPR 2019-0314)
- b. Carahsoft Technology Corp. (Reston, Virginia) for the Salesforce Customer Relationship Management licenses in support of MySpokane's 311 Incapsulate Customer Relationship Management system from May 1, 2020 through April 30, 2021—\$114,025.68 (incl. tax). (OPR 2019-0293 / RFP 4481-18)

Contract Amendment/Extension with Comgroup, Inc. (Kirkland, WA) to provide the City with Engineering Services for designing and installing a diverse fiber path from the Public Safety Building to the Combined Communications Building—\$8,276.40 (incl. tax). (OPR 2018-0649 / RFP 195-18)

Contract with Helmsman Management Services, LLC (Boston, MA) for licensing and implementation services for the replacement of the City's Workers Compensation System from April 1, 2020, through March 31, 2023—\$73,363.20 (incl. tax). (OPR 2020-0377 / RFP 5090-19)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through April 3, 2020, total \$18,617,438.33 (Check Nos. 570169 through 570538; ACH Payment Nos. 76651 through 77066), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$17,513,847.51. *\*(Clerical Note: Due to a clerical error, the April 13, 2020 agenda, reflected the incorrect dollar amount for the total dollar amount for warrants excluding Parks and Library through April 3, 2020.)*
- b. Payroll claims of previously approved obligations through April 4, 2020: \$7,060,089.52 (Check Nos. 556553 through 556628).

City Council Meeting Minutes: March 23, 2020, March 26, 2020, March 30, 2020, and April 2, 2020.

## LEGISLATIVE AGENDA

There were no **Special Budget Ordinances**.

### Suspension of Council Rules

**Motion** by Council Member Cathcart, seconded by Council Member Burke, **to suspend** the Council Rules; **carried unanimously**.

### EMERGENCY ORDINANCES

#### **Emergency Ordinance C35905 (Council Sponsor: Council President Beggs)**

Subsequent to an overview of Emergency Ordinance C35905 by Council President Beggs, the following action was taken:

**Motion** by Council Member Burke, seconded by Council Member Cathcart, **to add** Emergency Ordinance C35905; **carried unanimously**.

Following Council commentary and a full reading of Ordinance C35905 by the City Clerk, the following action was taken:

**Upon Unanimous Voice Vote (in the affirmative)**, the City Council **passed Emergency Ordinance 35905** of the City of Spokane, Washington, in response to the COVID-19 pandemic temporarily postponing expiration of development applications and approved land use actions and construction permits and temporarily tolling procedural deadlines; and declaring an emergency.

## RESOLUTIONS

### **\*Resolution 2020-0022 (Council Sponsor: Council President Beggs)**

Subsequent to an overview of Resolution 2020-0022 by City Attorney Mike Ormsby, the following action was taken:

**Upon Unanimous Voice Vote (in the affirmative)**, the City Council **adopted Resolution 2020-0022** approving the Settlement Agreement and General Release of All Claims of Linda and Ron Dolar for \$200,000 settled through mediation.

\*(Clerical Note: It was discovered that due to a clerical error, Resolution 2020-0022 was initially assigned Resolution 2020-0020 and appeared as this number on the April 13, 2020, Agenda. Resolution 2020-0020 has already been assigned and utilized for another resolution that passed City Council on March 23, 2020. Upon discovery of the error the Dolar resolution was renumbered to Resolution 2020-0022.)

### **Resolution 2020-0021 (Council Sponsor: Council Member Kinnear)**

Subsequent to an overview of Resolution 2020-0021 by Council Member Kinnear and Council President Beggs, the following action was taken:

**Motion** by Council Member Wilkerson, and seconded by Council Member Burke, **to add** Resolution 2020-0021; **carried unanimously**.

**Upon Unanimous Voice Vote (in the affirmative)**, the City Council **adopted Resolution 2020-0021** establishing a two-year pilot project instituting a year-long 20 mph speed limit around parks and park properties (as identified in the addendum on file in the City Clerk's Office).

### **Request to Add Proposed Resolution Regarding Residential Construction (Council Sponsor: Council Member Cathcart)**

Subsequent to Council discussion, the following action was taken:

**Motion** by Council Member Cathcart, seconded by Council Member Burke, **to add** a resolution regarding residential construction to the Legislative Agenda; **rejected 3-4 (Council Members Cathcart, Stratton, and Wilkerson "aye" and Council President Beggs and Council Members Burke, Kinnear, and Mumm voting, "no")**.

## FINAL READING ORDINANCE

### **Final Reading Ordinance C35870 (Deferred from March 16, 2020, Agenda) (Council Sponsor: Council Member Burke)**

**Motion** by Council Member Burke, seconded by Council Members Mumm and Cathcart, **to defer** Final Reading of Ordinance C35870—prohibiting the use of devices which emit high-frequency sound designed to be audible only to children and young adults, often called "mosquitos"; amending sections 10.08D.030, 10.08D.050, and 10.08D.140 of the Spokane Municipal Code—to May 18, 2020, Agenda **carried unanimously**.

There were no **First Reading Ordinances**.

There were no **Special Considerations**.

There were no **Hearings**.

## COUNCIL ACTION TO MOVE LEGISLATIVE AGENDA TO 3:30 P.M.

**Motion** by Council Member Mumm, seconded by Council Member Kinnear, **to move** the 6:00 p.m. Legislative Agenda to 3:30 p.m. through May 4, 2020, or when the Governor's order ends, whichever happens later; **carried unanimously**.

**CLOSING COMMENTS**

Council President Beggs stated he has been talking with Communications Director Brian Coddington and Mr. Coddington is, on a weekly basis, trying to have a media event with various elected leaders and city council people from across the region. Council President Beggs further stated that he will be requesting Mr. Coddington to send an email to Council Members regarding the event and asked that Council Members respond back to Mr. Coddington if they are interested in the weekly media event which is held at the Fire Training Center.

Council discussion was held on possibly holding a Facebook live session of City Council so that citizens can testify on open forum type of topics or upcoming legislative topics. The other idea was to have a give and take commentary between council members and the general public at a set time, with maybe three council members at a time. Council President Beggs also commented on Thursday's upcoming study session and provided other remarks.

**ADJOURNMENT**

There being no further business to come before the City Council, the Regular Legislative Session of the Spokane City Council adjourned at 4:40 p.m.

**LETTER OF REPRIMAND ISSUED BY SPOKANE ETHICS COMMISSION**

Pursuant to SMC 1.04A.040(B)(5), a written Letter of Reprimand issued on March 18, 2020, by the Spokane Ethics Commission to Council Member Stratton has been filed with the City Clerk and is being made a part of these City Council minutes. The Letter of Reprimand appears as an attachment to these minutes – see attachment.

**ETHICS COMMISSION/CITY OF SPOKANE**

March 18, 2020

Council Member Karen Stratton  
Office of the City Council  
7<sup>th</sup> Floor Municipal Building  
W. 808 Spokane Falls Blvd.  
Spokane, WA 99201

Re: Written Reprimand

Dear Council Member Stratton,

This letter shall serve as the official written reprimand from the Ethics Commission pursuant to SMC 1.04A.040 B. 5. resulting from the Commission's decision at its January 22, 2020, hearing on the complaint that you violated the City Code of Ethics. The nature of the violation is that you knowingly used your position as a City Council member and, using official council letterhead, authored a letter addressed to the Pasco City Council, upon the request of a local business advocating for legislative action to permit retail activity in Pasco that would provide potential business opportunities for that business. Your action was taken without City Council authorization and did not serve a City function or purpose. Such action violates SMC 1.04A.030 K 1 and 4 by using your position as a City Council member and by using City resources to secure special privileges, benefit, gain or profit for another person and by inducing or coercing another person to take action that will provide another person with something of value directly or indirectly.

Your response to the complaint was that 1) your letter to the Pasco City Council addressed a matter of general public interest and broad application, 2) any benefit applied equally to anyone seeking retail marijuana business activities in Pasco, 3) there was no business relationship between your personal business and the business requesting the letter, 4) any benefit to the business would be removed and 5) your letter was similar to other efforts by the City to recruit business and employers.

The current version of the Code of Ethics was recodified by the City Council in 2014 and recently amended in 2019. The Code of Ethics has consistently maintained that such action constituted a violation. SMC 1.04A.030 K protects the City from misuse of city positions, offices and resources for the benefit of other parties when there is no City purpose being served, no City sanctioned activity and no city involvement in the matter. City offices, positions and resources shall only be used for City-related purposes and functions when authorized by law or in the course of the employee or officer's official duties.

A written reprimand is appropriate because your actions violated the Code of Ethics by using your position and City resources to bring potential financial benefit to the business that request your assistance without any authorization by the City Council, benefit to the City, or involvement or impact to the City. However, there was no intent on your part to violate the Code of Ethics. Therefore, a written reprimand is appropriate.

In the future, the Commission recommends that when you have concerns with compliance with the Code of Ethics, as you did in this situation, that you contact the Ethics Commission for an advisory opinion pursuant to SMC 1.04A.170 or contact the Commission's legal advisor pursuant to SMC 1.04A.110. D. 1.g.

This written reprimand shall be filed with the City Clerk and placed in the City Council minutes.

  
Sarah O'Hare – Ethics Commission Chairperson

  
Date

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### STUDY SESSION MEETING MINUTES SPOKANE CITY COUNCIL Thursday, April 9, 2020

A regularly scheduled Study Session of the Spokane City Council was held on the above date at 11:04 a.m. in the City Council Briefing Center, Lower Level – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. The meeting was held virtually and streamed live online and aired on City Cable 5. The public was encouraged to tune in to the meeting live on Channel 5, at <https://my.spokanecity.org/citycable5/live>, or by calling 408-418-9388 and entering an access code when prompted. Council President Pro Tem Mumm and Council Members Burke, Cathcart, Kinnear, and Wilkerson were present remotely. Council President Beggs and Council Member Stratton were absent. The purpose of the meeting was to hold discussion on the following topic:

- COVID-19 Related Financial Update

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

The meeting adjourned at 11:47 a.m.

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**STANDING COMMITTEE MINUTES**  
**City of Spokane**  
**Finance & Administration Committee**  
**02/24/20 - FINAL**

**Attendance**

Council Member Candace Mumm, Council Member Lori Kinnear, Council President Breean Beggs, Council Member Karen Stratton, Council Member Kate Burke, Council Member Becky Wilkerson, Council Member Michael Cathcart, Bryan McClatchey, David Payne, Tom Bartridge, Dusty Fredrickson, Kandace Watkins, George Dahl, Sally Stopher, Hannahlee Allers, Kris Becker, Michelle Hughes, Mike Ormsby, Kyle Overbust, Eric Finch, Tija Danzig, Barbara Patrick, Tim Sigler, Giacobbe Byrd, Shae Blackwell, Kyle Overbust, Laura Williams

Meeting started at 10:30 a.m.

**Approval of Minutes:**

Meeting Minutes for January were approved.

**Agenda Items:****1. NE Zone Project Contract Community Center – Cindy Pfortmiller**

Cindy Pfortmiller briefed the Committee regarding this item. Please see attached briefing paper.

**2. SRECS Interlocal**

Mike Ormsby, City Attorney, briefed the Committee regarding this item. The Council should expect to see this come before them in the month to six weeks.

**3. Draft Language for Multiple Positions – Tom Bartridge**

Tom Bartridge, Human Resources, briefed the Committee regarding this item. Please see attached resolution.

**4. Surplus Property Sale – Dave Steele**

Dave Steele, Asset Management, briefed the Committee regarding this item. Please see attached briefing paper.

**5. MOU with Frontier Behavioral Health for Mental Health Unit – Kevin King**

Major Kevin King from the Police department was supposed to brief this item at Committee but was out due to illness. This item was moved to the Public Safety Meeting the following week.

**Consent Items:**

Consent Items were moved forward without any questions.

**Adjournment**

The meeting was adjourned at 11:15 a.m.

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**STANDING COMMITTEE MINUTES**  
**City of Spokane**  
**Public Infrastructure, Environment, and Sustainability**  
**February 24, 2020**

**Committee members present**

Council President Breean Beggs, Committee Chair  
Council Member Michael Cathcart, Vice Committee Chair  
Council Member Kate Burke  
Council Member Lori Kinnear  
Council Member Candace Mumm  
Council Member Karen Stratton  
Council Member Betsy Wilkerson

**Staff present**

Hannahlee Allers, Chris Averyt, Kris Becker, Tirrell Black, Shae Blackwell, Dustin Bender, Eldon Brown, Dan Buller, Giacobbe Byrd, Chirs Cafaro, Kirstin Davis, Marlene Feist, Eric Finch, Raylene Gennett, Nick Hammad, Clint Harris, Garrett Jones, Dan Kegley, Rod Mann, Brian McClatchey, Louis Meuler, Katherine Miller, Colin Naake, Mike Ormsby,

Kyle Overbust, David Paine, Kevin Picanco, Erik Poulsen, Elizabeth Schoedel, Mark Serbousek, Riley Smith, Sally Stopher, Paul Warfield, Kandace Watkins

Council President Beggs called the meeting to order at 1:15 p.m.

#### Review and approval of minutes

Council President Beggs asked for a motion to approve the minutes of the January 27, 2020 meeting.

- Action taken
- Council Member Wilkerson moved to approve the minutes of the January 27, 2020 meeting as presented; the motion was seconded by Council Member Burke.

#### Discussion items

##### A. Council Requests

1. Boards and Commissions Interviews  
The Committee interviewed three candidates for the Arts Commission.
2. Consent items for discussion
3. Legislative Update (if needed)
4. Vaulted Sidewalk Policy – This item was not discussed.

##### B. Staff Requests

1. Update on Downtown and North Bank construction  
Marlene Feist gave a brief update on the construction planned this year around downtown. She reviewed the pedestrian route changes and communication. Discussion was had on the timeline for the suspension bridge closures. Staff answered questions about the terms of the contracts and the waterline project in conjunction with the Post Street Bridge project.
2. Washington Commerce grant award for Housing Action Plan  
Terrill Black discussed the grant that focuses on the supply of housing across all levels, transportation connections and minimize displacement of low income residents. She discussed the public participation and implementation strategies and the actions required. Spokane Valley is also receiving a grant and planners will collaborate where there is cross over.

#### Strategic Plan Session

##### A. Priority Strategy 1. Rapidly accelerating street pavement maintenance projects

- No report this meeting.

##### B. Priority Strategy 2. Repurposing public property to stimulate private investment

- West Plains Public Development Authority  
Todd Coleman discussed the West Plans Public Development Authority current focus, including developing a regional stormwater facility and are proceeding with a study and as development occurs, exploring planning phases, and funding. He also discussed development of a wetlands mitigation bank, locating, meeting with agencies for the long-term process. Todd gave an overview of the work to make improvements to the transportation system connecting airway heights and city of Spokane working with a consultant of the design of 6<sup>th</sup> and 12<sup>th</sup> avenue. Todd discussed the marketing brand and new website as well as focus on continued education of local workforce.

##### C. Priority Strategy 3. Sustainable city

- Update on Parks water conservation projects  
Garret Jones gave a brief overview of the coordination work with the Water Department and introduced Nick Hammad. Nick discussed the goals of the five projects including a reduction of 30% in water use. He gave an overview of the Indian Canyon automated sprinkler system, Esmeralda golf course completed automated sprinkler system and underground piping for future stormwater. He discussed Manito Park low meadow, Friendship park splash pad sensor upgrades, Manito Japanese Garden Pond construction this fall with 85% water savings. Discussion was had on park system planting and turf reduction by evaluating the type and standardizing the sprinkler systems.

Consent items

1. Post St. Bridge replacement (Engineering Services)
2. Two-year value blanket contract with Cascade Engineering (Solid Waste Collection)
3. Value blanket for automotive filters (Fleet Services)
4. Utility concrete repair services contract (Wastewater)
5. Utility construction agreement UTB 1388 (Development Services Center)

Executive session

Council President Beggs announced a 15 minute executive session to discuss labor negotiations at 2:27 p.m. It was extended for ten minutes by announcement and the executive session ended at 2:55 p.m. at which time Council President Beggs announced the end of executive session and adjourned the regular meeting.

Adjournment

The meeting adjourned at 2:55 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. C35905**

AN ORDINANCE OF THE CITY OF SPOKANE, WASHINGTON, IN RESPONSE TO THE COVID-19 PANDEMIC TEMPORARILY POSTPONING EXPIRATION OF DEVELOPMENT APPLICATIONS AND APPROVED LAND USE ACTIONS AND CONSTRUCTION PERMITS AND TEMPORARILY TOLLING PROCEDURAL DEADLINES; AND DECLARING AN EMERGENCY.

WHEREAS, the World Health Organization has determined that a pandemic exists due to the global spread of a highly contagious virus commonly known as COVID-19; and

WHEREAS, a state of emergency has been declared by the federal, state, county, and municipal governments in response to the pandemic; and

WHEREAS, on March 23, 2020, Governor Jay Inslee issued Emergency Proclamation 20-25 ("Stay Home - Stay Healthy") and Emergency Proclamation 20-28 (prohibiting in-person meetings at physical locations through April 23, 2020) requiring all people in Washington State to immediately cease leaving their home or place of residence except to conduct or participate in essential activities and/or for employment in essential business services (collectively, the "Governor's Emergency Proclamations"); and

WHEREAS, on March 25, 2020, Governor Inslee provided official guidance stating that construction activities are not considered essential under Proclamation 20-25, except in limited circumstances; and

WHEREAS, the pandemic and the emergency declarations and proclamations are causing delays for an indeterminate period of time in the construction, inspection, and review of development projects with an active application or permit with the City of Spokane and will cause delays with any project or permit applications filed during the state of emergency; and

WHEREAS, a number of land use and permit review statutes and municipal code provisions include deadlines and public meeting requirements that are not achievable in the current emergency; and the purpose of this ordinance is to recognize the infeasibility/impossibility of meeting certain process requirements and time limitations on development permit applications while complying with Governor's Emergency Proclamations.

WHEREAS, the City Council wishes to encourage a continuation of construction activity delayed by the emergency restrictions and by the economic impacts of the pandemic through postponement of the deadlines and expiration dates for applications and permits; and

WHEREAS, the City Council further recognizes the necessity for staff telecommuting, for City compliance with the Governor's restrictions on non-essential activities, and for prioritizing work to address the emergency conditions; and

WHEREAS, this public health and economic crisis creates a time-sensitive emergency requiring the use of an interim zoning ordinance extending development application processing and permit expiration time periods; and

WHEREAS, this interim ordinance is intended to be temporary until public health and economic conditions improve and the provisions of this Ordinance are procedural in nature, in that they only modify the amount of time an application or an issued permit remains viable. Accordingly, this Ordinance is exempt from the requirements of a threshold determination under the State Environmental Policy Act pursuant to WAC 197-11-800(19) and does not require transmittal to the Washington State Department of Commerce for comment; and

WHEREAS, the City Council finds that it is in the public interest to adopt this interim Ordinance and that such Ordinance is necessary for the immediate protection of the public health, safety, property, or peace.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SPOKANE DOES ORDAIN AS FOLLOWS:

**Section 1. Findings of Fact.** The Recitals set forth above are adopted as the Findings of Fact required pursuant to RCW 36.70A.390.

**Section 2. Extensions of Development Applications and Permits.**

- A. This section relates to all development project applications and permits under Title 17 of the Spokane Municipal Code.
- B. A permit or development approval (for example, a preliminary subdivision plat or preliminary PUD) that is currently valid or was valid as of January 1, 2020, shall not lapse, terminate, or otherwise expire prior to December 31, 2020, and the expiration date of the permit or development approval or time period for meeting a deadline or for performance of a condition of the permit or development approval shall be either the time currently provided by code or December 31, 2020, whichever date is later, unless the specific time period is required by state law and cannot be waived.
- C. Any application that is currently actively processing or that is determined to be complete between January 1, 2020, and December 31, 2020, will not be lapsed, cancelled, or expired prior to December 31, 2020, and time period for meeting a deadline or for performance of a condition of the application (including deadlines for obtaining permits that are ready for issuance) shall be either the time currently provided by code or December 31, 2020, whichever date is later, unless the specific time period is required by state law and cannot be waived.
- D. Application processing timelines relating to project permit applications processed under Title 17 SMC that are impossible or infeasible to meet while complying with the Governor's emergency proclamations are suspended and will be tolled while the Governor's emergency proclamations are in effect.

**Section 3. State Law.** The Council recognizes that in addition to the City's local ordinances and regulations there are associated state statutory deadlines and timelines in Chapters 36.70A, 36.70B, 43.21C, 58.17, and 90.58 RCW, among others, which the Council does not have the authority to waive or extend. If the Governor issues an emergency proclamation or other order providing relief from state statutory deadlines and other requirements for development projects, the Council authorizes the Development Services Director, Planning Director, Public Works & Utilities Director, and/or Fire Marshal, as applicable, to implement or adopt any available measures or relief from those statutory deadlines and requirements provided such interpretations are temporary and consistent with the intent and purpose of this Ordinance.

**Section 4. Director Interpretations.** Council further authorizes the Development Services Director, the Planning Director, the Public Works & Utilities Director, and/or the Fire Marshal, as applicable, to issue temporary procedural interpretations to address deadlines, notices (where the technical requirements of SMC 17G.060.110 and .120 cannot be satisfied due to closure of public buildings, etc.), or other requirements related to development activities that were not specifically addressed in this Ordinance, provided such interpretations are temporary and consistent with the intent and purpose of this Ordinance.

**Section 5. Public Hearing.** Pursuant to RCW 36.70A.390, a public hearing on the interim official controls established by this Ordinance shall be held within sixty (60) days of the adoption of this Ordinance to hear and consider public comment.

**Section 6. Declaration of Emergency and Effective Date.** This Ordinance, passed by at least a majority plus one of the whole membership of the City Council as a public emergency ordinance necessary for the immediate preservation of the public peace, health, property, or safety and for the immediate support of City government and its existing public institutions, shall be effective immediately upon its adoption as provided in Section 19 of the City Charter.

**Section 7. Expiration.** The City Council adopts this interim regulation under the authority of RCW 36.70A.390. Therefore, the interim controls adopted herein shall be in effect for a period of six (6) months from the effective date of

this Ordinance and shall automatically expire after a period of six months, unless extended as provided by statute or otherwise superseded by action of Council, whichever occurs first.

**Section 8. Severability.** If any section, sentence, clause, or phrase of this ordinance should be held to be invalid by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

**Section 9. Corrections.** The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers, and any references thereto.

**Section 10. Use of Alternative Means to Conduct Meetings and Hearings Not Precluded.** The Ordinance is not intended to preclude acceptance, processing, and action on development permit applications. Nor is it intended to preclude using alternative means to conduct meetings or hearings, e.g. telephone conference or web conference, when feasible and when can be conducted in a manner that is consistent the Governor's Emergency Proclamations and with the spirit and intent of a particular meeting or hearing that is required under Title 17 SMC, as determined by the division or department director charged with making the decision.

**Passed by City Council April 13, 2020  
Delivered to Mayor April 20, 2020**

# 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.**

## **WATER OPERATIONS SUPERVISOR SPN 665 OPEN ENTRY**

**DATE OPEN: Monday, April 20, 2020**

**DATE CLOSED: Tuesday, May 5, 2020 at 4:00 p.m.**

**SALARY: \$79,886.88 annual salary, payable bi-weekly, to a maximum of \$110,893.68**

### **DESCRIPTION:**

Performs responsible administrative work in planning and directing the installation and operation of hydroelectric plant and water pumping station machinery and equipment, and Federal Energy Regulatory Commission (FERC) compliance.

### **DUTIES:**

- Plans and manages work in the operation, maintenance, construction, inspection, and dam safety of the municipal water system equipment and hydroelectric plant infrastructure, in consultation with the Superintendent.
- Advises and assists the Superintendent in interpretation and evaluation of operating records and other administrative and supervisory functions.
- Locates and purchases parts for equipment repair. Specifies and purchases large equipment, writes technical specifications, contracts for custom projects, and performs contract management and construction management.
- Designated as the Upriver Dam Hydroelectric Project EAP Coordinator responsible for maintaining and implementing the plant's emergency action plan required by FERC including periodic testing, detailed reports, annual training curriculum, extensive table top exercises, and all other FERC related EAP requirements and correspondence. Facilitates and provides representation to local emergency action and management agencies. May supervise employees in the process of these duties.
- Responsible for the Training Plan, which includes site specific training on safety and regulatory compliance, communication regarding dam safety and regulatory compliance, recognition of potential dam safety deficiencies, and audits and assessments as outlined in the Owners Dam Safety Program (ODSP).
- Participates directly in all FERC related inspections, analyses, and reports to assist in maintaining the City's license to own and operate a hydroelectric plant.
- Assists in the design and review of plans, and advises the Engineering Section on technical matters; studies plans and drawings, and develops cost estimates for new pumps, motors and hydroelectric improvements and repairs.
- Maintains records and prepares reports as required; performs audits and assessments as needed.
- Maintains liaison and coordinates work with private utilities companies, contractors, and other departments; coordinates inspection activities of outside contracting work.

- Directs the review and revision of operations and maintenance procedures, including development of appropriate checklists and training documentation.
- Performs related work as required.

**MINIMUM QUALIFICATIONS:**

*Combinations of education and experience that are equivalent to the following minimum qualifications are acceptable.*

**Open Requirements:**

- Education: Bachelor's degree from an accredited four-year college or university in electromechanical engineering, civil engineering, energy engineering, construction administration or a related field.
- Experience: Three years of experience in management or supervision for a hydroelectric facility.
- Licenses and Certifications: A valid driver's license or evidence of equivalent mobility is required.

NOTE: Washington State Certification as a Water Distribution Manager 2 is required within one year of appointment.

**EXAMINATION DETAILS:**

Applicants must meet the minimum qualifications and pass the Civil Service examination for this position to be eligible for promotion. The examination will consist of a training and experience evaluation (T&E).

**T&E EVALUATION DETAILS**

The T&E examination consists of a Supplemental Questionnaire. The questions may be viewed 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 4:00p.m. on the closing date.

- Responses to your T&E questions should be consistent with the information given in your application details, and 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. Duplicate applications will be disqualified.
- **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.

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. Qualified applicants are encouraged to apply immediately.

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

Please contact our office at 509-625-6160 immediately if you have any difficulties submitting your application.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 15th day of April 2020.

MARK LINDSEY  
Chair

AMBER RICHARDS  
Chief Examiner

# Notice for Bids

## Paving, Sidewalks, Sewer, etc.

### Hamilton Street Corridor Intersection Improvements, Desmet Avenue to North Foothills Drive Engineering Services File No. 2010056

This project consists of the construction of approximately six traffic control signals, 5800 linear feet of directional boring, fiber optic cable and splicing, 7 catch basins, 5170 square yards of HMA pavement repair 3 inches thick, 9080 square yards of HMA pavement 2 inches thick, 1700 linear feet of curb or curb and gutter, 1400 square yards of sidewalk, 1700 linear feet of reinforced concrete curb, and 380 square yards of traffic island, signing, pavement markings, sundry utility adjustments, and other related miscellaneous items.

The City of Spokane will receive bids until 1:00 p.m. April 27, 2020 for the above project located in Spokane, Washington, in accordance with the Contract Documents on file at the Department, Engineering Services. Hand delivered bids shall be delivered to the security desk on the first floor, City Hall, 808 W Spokane Falls Blvd, Spokane WA 99201-3316. The bids will be publicly opened and read at 1:15 p.m. in the Tribal Conference Room, first floor City Hall.

**Copies of the Contract Documents are available at [www.cityofspokaneplans.com](http://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](http://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.

**Note regarding new specifications:** The City of Spokane is using WSDOT's 2020 Standard Specifications. Bidders should allow sufficient time to familiarize themselves with the WSDOT 2020 Standard Specifications prior to bidding the project.

**\*\*\*\*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 April 8, 15, and 22, 2020

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### 2020 Residential Grind & Overlay Project Engineering Services File No. 2020044

This project consists of the construction of approximately, **25,000** square yards of 2-inch thick HMA pavement, **2,200** square yards of pavement repair, **15,500** square yards of grinding, and **900** square yards of sidewalk, sundry utility adjustments, and other related miscellaneous items.

The City of Spokane will receive bids until 1:00 p.m. May 11, 2020 for the above project located in Spokane, Washington, in accordance with the Contract Documents on file at the Department, Engineering Services. Hand delivered bids shall be delivered to the security desk on the first floor, City Hall, 808 W Spokane Falls Blvd, Spokane WA 99201-3316. The bids will be publicly opened and read at 1:15 on the first floor of City Hall. While it is permissible to stay for the bid opening, in order to comply with "Stay Home, Stay Safe" order as much as possible, we request that you do not do so. Instead, please utilize one of the following options to participate in the bid opening. To watch, log in to <https://spokanecity.webex.com/join/bpatrick>. To listen by phone, call (408) 418-9388 then enter the access code 960 742 374 followed by #. When prompted for an attendee ID number, enter #.

**Copies of the Contract Documents are available at [www.cityofspokaneplans.com](http://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: <https://my.spokanecity.org/business/bid-and-design/current-projects/>.

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 2020 Standard Specifications. Bidders should allow sufficient time to familiarize themselves with the WSDOT 2020 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 April 22, 29 and May 6, 2020

# Notice for Bids

## Supplies, Equipment, Maintenance, etc.

### LANDFILL SITE IMPROVEMENT SERVICES

City of Spokane Solid Waste Disposal Department

RFQu # 5224-20

**Description:** The City of Spokane is soliciting electronic Qualification Proposals for Landfill Site Improvement Services

**A Pre-Proposal Conference is scheduled to be held on Thursday, April 30, 2020 at 1:30 p.m., local time, via WebEx Meeting. The WebEx link is:**

<https://spokanecity.webex.com/spokanecity/j.php?MTID=fff9474415b7f95f62a125062104a4d74>. The access code is: **967 779 336** and the password is: **PNmmsYJi366**. All prospective Proposers should attend; however, attendance is not mandatory.

Sealed Proposals will be acknowledged at the 1:15 p.m. public bid opening via WebEx meeting on **MONDAY, MAY 11, 2020** for LANDFILL SITE IMPROVEMENT SERVICES for the City of Spokane Solid Waste Disposal Department. **The WebEx Meeting link is:**

<https://spokanecity.webex.com/spokanecity/j.php?MTID=m058d8967449e56d8908731b4900246d3>. The access code is: **965 272 875** and the password is: **7j8sPf7Mwbf**.

The Request for Qualifications document is available for download through the City of Spokane's online procurement system <https://spokane.procureware.com>. Registration is required to view and download this solicitation. Solicitation documents will not be mailed, e-mailed, or provided in person.

It is the responsibility of Proposers to check the City of Spokane's online procurement system identified above for Addenda or other additional information that may be posted regarding this Request for Qualifications.

Questions from potential Proposers will be accepted through the "Clarifications" tab under the associated project number in the online procurement system.

All Qualification Proposal documents shall be submitted electronically through the City of Spokane's online procurement system **no later than 1:00 p.m. on Monday, May 11, 2020**. Hard copy and/or late submittals will not be accepted. 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 submitted late.

The right is reserved to reject any and all Proposals and to waive any informalities.

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

Publish: April 22 & 29, 2020

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**NEPTUNE WATER METERS, REGISTERS, & PARTS  
– ANNUAL VALUE BLANKET  
Water & Hydroelectric Services**

**ITB #5278-20**

**Description:** The City of Spokane is seeking electronic bids for Neptune Water Meters, Registers, & Parts on an annual value blanket order to be used by the Water & Hydroelectric Services department.

**Bid Opening:** Sealed electronic bids will be accepted until **Monday, April 27, 2020 at 1:00pm**. Bids will be publicly opened at 1:15pm via WebEx meeting (meeting link: <https://spokanecity.webex.com/spokanecity/j.php?MTID=m058d8967449e56d8908731b4900246d3>. Access code: 965 272 875 Password: 7j8sPf7Mwbf). Please note City Hall is currently closed due to the covid-19 outbreak. All bid responses must be submitted electronically through the City of Spokane's bidding portal at <https://spokane.procureware.com> before the aforementioned deadline. Hard copy and/or late bids will not be accepted.

To view this solicitation and submit a bid response, you must be a registered supplier on the City's bidding portal at <https://spokane.procureware.com>. Solicitation documents will not be mailed, e-mailed, or provided in person. Once registered, you will also be added to the solicitation's distribution list for changes and/or modifications via email notification.

Interested parties are asked to post questions on our bidding portal under the 'Clarifications' tab under the applicable project number.

The right is reserved to reject any and all submissions 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 submissions completed and submitted electronically will be tabulated.**

Samantha Johnson  
Purchasing Department

Publish: April 15 & 22, 2020

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