



# Official Gazette

## City of Spokane, Washington

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

Volume 110

**JUNE 10, 2020**

Issue 24



### 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

**SPECIAL MEETING MINUTES  
SPOKANE CITY COUNCIL  
Thursday, June 4, 2020**

A Special Meeting of the Spokane City Council was held virtually via WebEx teleconferencing on the above date at 11:03 a.m. in the City Council Chambers, Lower Level – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. The purpose of the Special Meeting was for City Council to hold a special legislative session to consider Resolution 2020-0038 and hold its regularly scheduled Study Session.

The public was able to listen to the meeting by calling 1-408-418-9388 and entering an access code when prompted, viewing the meeting live at Channel 5, or at [my.spokanecity.org/citycable5/live](http://my.spokanecity.org/citycable5/live).

During the Special Legislative Session, due to the suspension of the in-person attendance requirement, no public testimony was taken. However, there was an opportunity for written public comment to be submitted via email to [CityCouncil2@SpokaneCity.org](mailto:CityCouncil2@SpokaneCity.org). The Study Session portion of the meeting was conducted in a study session format. Discussion was limited to appropriate officials, presenters and staff.

**STUDY SESSION AGENDA**

The City Council held an interview with a potential candidate for appointment to the Bicycle Advisory Board.

This portion of the Study Session ended at 11:10 a.m. and the City Council then convened into its Special Legislative Session.

**SPECIAL LEGISLATIVE SESSION / LEGISLATIVE AGENDA****Roll Call**

On roll call, Council President Beggs and Council Members Cathcart, Kinnear, Mumm, Stratton, and Wilkerson were present. (Council President Beggs was in attendance in the Council Chambers and also participated in the meeting via WebEx. Cathcart, Kinnear, Mumm, Stratton, and Wilkerson attended the meeting via WebEx only.) Council Member Burke was absent.

**Presentation of the Mayor's Executive Orders for Declaration of Emergency and Curfew Order (EO 2020-0008 and EO 2020-0009) for City Council Ratification and Confirmation, Modification or Rejection, via Resolution (RES 2020-0038)**

City Council Policy Advisor Brian McClatchey provided an overview of Resolution 2020-0038. Subsequent to Council discussion, the following action was taken:

**Motion** by Council Member Cathcart, seconded by Council Member Stratton, **to defer** Resolution 2020-0038 to Monday (June 8) so City Council has more time to read and go through it; **carried unanimously (Council Member Burke absent).**

The Special Legislative Session portion of the meeting adjourned at 11:16 a.m. The City Council immediately reconvened into the remaining Study Session portion of the meeting.

**STUDY SESSION AGENDA (continued)**

The City Council held discussion on the following topics:

- Finance – SIP Loan Discussion
- Finance – CHHS Operations and Neighborhood Services Operations Presentations

**Adjournment**

The study session portion of the special meeting adjourned at 12:47 p.m.

**MINUTES OF SPOKANE CITY COUNCIL****Monday, June 1, 2020****BRIEFING SESSION**

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:31 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 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.

The 6:00 p.m. Legislative Session was not held. Legislative Agenda items were considered during the 3:30 p.m. Briefing/Administrative Sessions (see action below under "Extension of Governor's Proclamation"). Pursuant to Governor Jay Inslee's Fourth Updated Proclamation 20-28.4, dated May 29, 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 June 17, 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.

**EXTENSION OF GOVERNOR'S PROCLAMATION**

Council President Beggs noted the extension of the Governor's order and changes to the Open Public Meetings Act until June 17, which means participation from the public is restricted. He requested a motion to advance the City Council's legislative agendas for the next three meetings – today's meeting, June 8, and June 15 – to the 3:30 p.m. Briefing Session. The following action was taken:

**Motion** by Council Member Kinnear, seconded by Council Member Wilkerson, **to so move (to advance** the City Council's legislative agendas for the next three meetings—today's meeting, June 8, and June 15 – to the 3:30 p.m. Briefing Session); **carried unanimously.**

**Roll Call**

On roll call, Council President Beggs and Council Members Burke, Cathcart, Kinnear, Mumm, Stratton, and Wilkerson were present. (Council President Beggs was in attendance in the Council Chambers and also participated in the meeting via WebEx. Burke, Cathcart, Kinnear, Mumm, Stratton, and Wilkerson attended the meeting via WebEx.)

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

**Advance Agenda Review**

The City Council received an overview from staff on the June 8, 2020, Advance Agenda items.

**Action to Approve June 8, 2020, Advance Agenda**

Following staff reports and Council inquiry and discussion regarding the June 8, 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 Wilkerson, **to approve** the Advance Agenda for Monday, June 8, 2020, **carried unanimously.**

**ADMINISTRATIVE SESSION****PROCLAMATIONS**

June 2-6, 2020 *Wear Orange Days*

Council Member Kinnear read the proclamation and presented it to a representative of the event. The proclamation urges all citizens to raise awareness about gun violence in honor of the lives of victims and survivors by pledging to wear orange as a sense of the value of life.

**CURRENT AGENDA REVIEW**

The City Council received an overview from staff on the June 1, 2020, Current Agenda.

Grant Agreement to Community Minded Enterprises (OPR 2020-0490)

Council Member Cathcart requested to take the Grant Agreement to Community Enterprises separately under the Legislative Agenda.

Low Bid Award of LaRiviere for Kempe to Woodridge Transmission Main (OPR 2020-0419)

Council Member Mumm requested to take the Low Bid Award of LaRiviere separately.

### CONSENT AGENDA

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

Purchase from Tymco, Inc. of Tymco Air Street Sweeper for the Street Department using HGAC Contract SW04-20—\$332,650.51 (incl. tax). (OPR 2020-0484)

Value Blanket Amendment with Wingfoot (Spokane, WA) to purchase miscellaneous tires—increase of \$105,000. (OPR 2019-0401)

Value Blanket Increase with Hotsy of Spokane (Spokane, WA) to maintain the pressure washing equipment at Fleet Services—an annual increase \$25,000. Total annual expenditure: \$95,000. (OPR 2019-1138)

Value Blanket Renewal with Hitachi Zosen (Norcross, GA) for the purchase of feeder and grate parts for the Waste To Energy Facility from July 1, 2020, through June 30, 2021—\$250,000. (OPR 2016-0816 / RFB 4292-16)

Contract with Applied Industrial Technologies (Spokane, WA) for the as-needed purchase and installation of the Grizzly Conveyor Feed Belt at the Waste To Energy Facility from June 1, 2020, through May 31, 2022—\$120,000 annually (excl. taxes). (OPR 2020-0485 / PW ITB 5267-20)

Low Bid Award of Inland Asphalt Company (Spokane, WA) for the 2020 Residential Grind and Overlay —\$1,166,000. An administrative reserve of \$116,600, which is 10% of the contract price, will be set aside. (Various Neighborhoods) (OPR 2020-0486 / ENG 2020044)

Contract with H2E, Inc. (Liberty Lake, WA) for Electrical Engineering services to upgrade the Hoffman Well electrical distribution system—\$64,679. (OPR 2020-0487 / ENG 2018104)

Contract Renewal with Inland Environmental Resources, Inc. (Pasco, WA) to supply Magnesium Hydroxide to Riverside Park Water Reclamation Facility for effluent pH adjustment—\$511,500 (plus applicable tax) estimated annual cost. (OPR 2016-0587 / BID 4255-16)

Contract with Dundee Concrete & Landscaping, LLC (Spokane, WA) to remove and replace the old media for the Bio Filter at the Riverside Park Water Reclamation Facility—\$89,200 (plus applicable tax). (OPR 2020-0488 / PW ITB 5291-20)

Contract Renewal No. 1 with Environment Control of Spokane (Spokane, WA) to perform public works janitorial work at various facilities from June 1, 2020, through May 31, 2021—\$50,880.

Public Assistance Grant Agreement to allow reimbursement of allowable COVID-related response expenses from the Federal Emergency Management Agency passed through the Washington Military Department. (OPR 2020-0489)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through May 8, 2020, total \$10,934,788.90 (Check Nos. 571129-571367; ACH Payment Nos. 77928-78234), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$10,240,039.96.
- b. Claims and payments of previously approved obligations, including those of Parks and Library, through May 22, 2020, total \$12,438,140.12 (Check Nos. 571368-571734; ACH Payment Nos. 78235-78653), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$11,136,058.62.
- c. Payroll claims of previously approved obligations through May 16, 2020: \$6,948,438.44 (Payroll Check Nos. 556784-556856).

City Council Meeting Minutes: May 11, 2020, May 14, 2020, May 18, 2020, and May 21, 2020.

**Low Bid Award of LaRiviere, Inc. for Kempe to Woodridge Transmission Main (OPR 2020-0419) (Deferred from May 18, 2020, Agenda)**

Subsequent to Council discussion and commentary by City Administrator Crago, the following action was taken:

**Motion** by Council Member Mumm, seconded by Council Member Stratton, **to table indefinitely** the Low Bid Award of LaRiviere, Inc. (Rathdrum, ID) for Kempe to Woodridge Transmission Main and that will provide time to work on an alternative and come up with something that protects the water system as a whole and ensures that this is done correctly and make sure that everyone's needs are addressed; **carried upon 6-1 Roll Call Vote (Council Member Cathcart "no")**.

**COUNCIL COMMITTEE REPORTS****Public Safety & Community Health Committee**

Council Member Kinnear reported on the Public Safety & Community Health Committee meeting held earlier today (June 1, 2020). Minutes of the Public Safety & Community Health Committee meetings are filed with the City Clerk's Office and are available for review following approval by the Public Safety & Community Health Committee.

**LEGISLATIVE AGENDA**

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

There were no **Special Budget Ordinances**.

**SPECIAL CONSIDERATIONS****Grant Agreement to Community Minded Enterprises (OPR 2020-0490)**

Subsequent to an overview of the matter by City Council Policy Advisor Brian McClatchey and Council discussion, the following action was taken:

**Upon 6-1 Roll Call Vote (with Council Member Cathcart voting "no")**, the City Council **approved** the Grant Agreement to enable Community Minded Enterprises to continue to provide vital community programming which the City believes is in the public interest—\$160,000 for 2020.

**EMERGENCY ORDINANCES and RESOLUTIONS****Emergency Ordinance C35910 (Council Sponsor: Council Member Mumm)**

Subsequent to an overview of Emergency Ordinance C35910 by Chief Financial Officer Tonya Wallace and Council commentary, the following action was taken:

**Upon Unanimous Roll Call Vote**, the City Council **passed Emergency Ordinance C35910** of the City of Spokane, Washington, providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond of the City in the principal amount of not to exceed \$22,000,000, for the purpose of refunding certain outstanding bonds of the City; providing for the redemption of the outstanding bonds to be refunded; providing for the annual levy of taxes to pay the principal of and interest on the bond; and declaring an emergency.

**Emergency Ordinance C35911 and Related Resolution 2020-0033 and Resolution 2020-0034 (Council Sponsor: Council Member Mumm)**

Subsequent to an overview of the matters by Chief Financial Officer Tonya Wallace and Council inquiry and commentary and response by staff, the following action was taken:

**Motion** by Council Member Mumm, seconded by Council Member Cathcart, **to defer** the following to June 15 and place (the matters) on the earliest available study session or committee meeting for further discussion and understanding; **carried unanimously**:

- Emergency Ordinance C35911 of the City of Spokane providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond in the principal amount of not to exceed \$4,068,985 to provide funds to refund the City's outstanding Limited Tax General Obligation and Refunding Bond, Series 2016; fixing the date, form, maturity, interest rate, terms and covenants of the bond; authorizing the sale and delivery of the bond to the City, declaring an emergency, and providing for other matters properly relating thereto (relates to an interfund loan from the Spokane Investment Pool to the Asset Management Fund).
- Resolution 2020-0033 of the City of Spokane, Washington, providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond in the aggregate principal amount of not to

exceed \$2,927,080; establishing an interfund loan facility from the Spokane Investment Pool to refinance an existing interfund loan; fixing the date, form, maturity, interest rate, terms and covenants of the bond; authorizing the sale and delivery of the bond to the City, and providing for other matters properly relating thereto.

- Resolution 2020-0034 of the City of Spokane, Washington, providing for the issuance and sale of certain individual Limited Tax General Obligation Refunding Bonds in the aggregate principal amount of not to exceed \$33,321,338.39; establishing interfund loan facilities from the Spokane Investment Pool to refinance existing interfund loans; fixing the dates, forms, maturities, interest rates, terms and covenants of the bonds; authorizing the sale and delivery of the bonds to the City, and providing for other matters properly relating thereto.

#### **Resolution 2020-0035**

Upon consideration of Resolution 2020-0035, City Administrator Wes Crago, along with City Council, acknowledged Water & Hydroelectric Services Department Director Dan Kegley's 29 years of service and congratulated him on his retirement. Mr. Crago noted this will be Mr. Kegley's final briefing with the City Council. Subsequent to an overview of Resolution 2020-0035 by Mr. Kegley and Council and staff commentary, the following action was taken:

**Upon Unanimous Roll Call**, the City Council **adopted Resolution 2020-0035** regarding the City of Spokane Water and Hydro-Electric Department Public Rule and Policy—Water Hydrant Usage Policy & Fees.

#### **FINAL READING ORDINANCE**

##### **Final Reading Ordinance C35908 (Council Sponsor: Council President Beggs)**

Subsequent to commentary by Council President Beggs on Final Reading Ordinance C35908—establishing official City policy relating to homelessness response efforts; enacting a new section 18.05.030 to the Spokane Municipal Code—the following actions were taken:

**Motion** by Council Member Burke, seconded by Council Member Wilkerson, **to substitute** with new version; **carried unanimously**.

**Motion** by Council Member Burke, seconded by Council Member Stratton, **to defer** Final Reading Ordinance C35908 to June 22, 2020; **carried unanimously**.

#### **RESOLUTIONS (continued)**

##### **Resolution 2020-0037**

The City Council considered the addition of Resolution 2020-0037 to the agenda and the following actions were taken:

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

**Motion** by Council Member Burke, seconded by Council Member Kinnear, **to add** Resolution 2020-0037 to today's agenda; **carried unanimously**.

Subsequent to a full reading of Resolution 2020-0037 by the City Clerk and Council commentary, the following action was taken:

**Upon Unanimous Roll Call Vote**, the City Council **adopted Resolution 2020-0037** affirming solidarity with communities of color across the country demanding police reform following the death of George Floyd.

There were no **First Reading Ordinances**.

#### **SPECIAL CONSIDERATIONS**

For Special Considerations, see section of minutes above.

There were no **Hearings**.

#### **ADJOURNMENT / EXECUTIVE SESSION**

The City Council adjourned at 5:04 p.m. No Executive Session was held.

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**SPECIAL MEETING MINUTES  
SPOKANE CITY COUNCIL  
Thursday, May 28, 2020**

A Special Meeting of the Spokane City Council was held virtually via WebEx teleconferencing on the above date at 11:03 a.m. in the City Council Chambers, Lower Level – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. The purpose of the Special Meeting was for City Council to hold a special legislative session to consider Contract Amendment/Extension with American Medical Response Ambulance Service, Inc. and Resolution 2020-0036 and hold its regularly scheduled Study Session.

The public was able to listen to the meeting by calling 1-408-418-9388 and entering an access code when prompted, viewing the meeting live at Channel 5, or at [my.spokanecity.org/citycable5/live](http://my.spokanecity.org/citycable5/live).

During the Special Legislative Session, due to the suspension of the in-person attendance requirement, no public testimony was taken. However, there was an opportunity for written public comment to be submitted via email to [CityCouncil2@SpokaneCity.org](mailto:CityCouncil2@SpokaneCity.org). The Study Session portion of the meeting was conducted in a study session format. Discussion was limited to appropriate officials, presenters and staff.

**STUDY SESSION AGENDA**

The City Council held virtual interviews with potential candidates for appointment to the Planning Commission.

This portion of the Study Session ended at 11:27 a.m. and the City Council then convened into its Special Legislative Session.

**SPECIAL LEGISLATIVE SESSION / LEGISLATIVE AGENDA**

**Roll Call**

On roll call, Council President Beggs and Council Members Burke, Cathcart, Kinnear, Mumm, Stratton, and Wilkerson were present. (Council President Beggs was in attendance in the Council Chambers and also participated in the meeting via WebEx. Burke, Cathcart, Kinnear, Mumm, Stratton, and Wilkerson attended the meeting via WebEx only.)

**Contract Amendment/Extension with American Medical Response Ambulance Service, Inc. (OPR 2015-0314)**

Subsequent to Council and staff commentary, the following actions were taken:

**Motion** by Council Member Wilkerson, seconded by Council Member Stratton, **to amend** the term of the contract that was presented to City Council previously from five years to one year; **carried unanimously.**

**Upon 6-1 Roll Call Vote (Council Member Cathcart “no”),** the City Council **approved** the Contract Amendment/Extension with American Medical Response Ambulance Service, Inc. (Spokane, WA) for one year (from June 1, 2020, through May 31, 2021)—\$329,112 for 2020.

**Resolution 2020-0036**

Subsequent to a full reading of Resolution 2020-0036 by Acting City Clerk Laurie Farnsworth and Council and staff commentary, the following action was taken:

**Upon Unanimous Roll Call Vote,** the City Council **adopted Resolution 2020-0036** ratifying the Mayor’s executive order regarding the City’s restaurant and retail recovery plan.

The Special Legislative Session portion of the meeting adjourned at 12:03 p.m. The City Council immediately reconvened into the remaining Study Session portion of the meeting.

**STUDY SESSION AGENDA (continued)**

The City Council held discussion on the following topic:

- Presentation and Q&A with GSI

**Adjournment**

The study session portion of the special meeting adjourned at 12:44 p.m.

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**Public Safety & Community Health Committee**  
**Meeting Minutes – May 4, 2020**

**Call to Order:** 1:17 PM

**Attendance:**

**PSCHC Members Present:** PSCHC Chair CM Kinnear; CP Beggs; CM Stratton; CM Cathcart; CM Wilkerson; CM Mumm; CM Burke

**Staff/Others Present:** City Administrator Wes Crago, Chief Meidl, Chief Schaeffer, SPD Assistant Chief Lundgren, Hannahlee Allers, Ariane Schmidt, Dan Sigler, Kirsten Gable, Jennifer Hammond

**Approval of March 2, 2020 minutes:** Motion to approve by CM Wilkerson; M/S by CM Mumm. The committee approved the minutes from the March 30, 2020 PSCHC meeting unanimously.

**CONSENT AGENDA ITEMS**

**Monthly Reports:**

1. OPO Monthly Update – March 2020
2. Sit & Lie Enforcement Update (SPD)
3. Photo Red Update (SPD)
4. May Strategic Initiatives Report (SPD)

**Consent Agenda Portion:**

1. COVID-19 JAG Grant Application (SPD)
2. Continuum of Care FY2019 Program Awards (CHHS)
3. Janitorial Contract with Environmental Control of Spokane (SFD)
4. Microsoft Select Plus Agreement with SHI International, Corp. (IT)
5. Agreement with Veolia for Special Waste Destruction Services at the WTE (Public Works)

**STRATEGIC PLANNING SESSION**

**Strategic Priority: Integrated 911/Dispatch**

NONE

**Strategic Priority: Integrated Response**

Mental Health Crisis Stabilization Center Update – Ariane Schmidt (20 minutes)

Ariane Schmidt presented with Dan Sigler and Kirsten Gable from Pioneer Human Services. Ms. Schmidt began the presentation by providing a status update for the design process, permitting process, programmatic process, funding, and public engagement for the Mental Health Crisis Stabilization Center. Ms. Schmidt noted that the center will be located between W Boone and W Gardner Ave. She walked through the initial site plan. Ms. Schmidt noted that she has been working very closely with the County Sheriff's office and SPD. This is a critical partnership because this center only works if these groups are on board. Ms. Schmidt said that the floor plan is meant to compliment the functional flow of the stabilization process. Mr. Sigler provided more detail on the intake process, and the necessary steps to address mental stabilization and detox needs. Mr. Sigler noted that the design and coloring complies with County facility standards but also is meant not to feel sterile or clinical. Mr. Sigler walked Council through design renderings. Ms. Schmidt then reviewed the estimated construction timeline and reported that they are on schedule. Even with COVID-19 they have been able to stay on schedule. Ms. Schmidt said that many of the design development documents are available upon request. Ms. Schmidt said that they will be submitting their permit documents to the City of Spokane in early June. Ms. Schmidt then presented on the capital budget (revenues and expenditures) for the project. There are currently approximately a \$2.2M gap in funding out of a \$9M budget. Ms. Schmidt said that they planning on asking the City of Spokane to be an MOU partner, ideally with the County and the Spokane Valley, to cover construction costs not funded by State and Trueblood capital grants. The MOU is not yet drafted but will include a formula for cost-sharing calculation. The MOU will not include long-term site maintenance costs. This will be a part of the ILA. CM Wilkerson asked how many beds are in the diversion unit. Ms. Schmidt said they will present those numbers in just a couple slides. Ms. Schmidt then transitioned into a presentation on the ILA for operating costs. CP Beggs asked whether the Municipality Fee included the County. Ms. Schmidt confirmed that it does. CM Kinnear asked if they would save money by utilizing progressive design build. Ms. Schmidt said they looked at it last year, but the County was not interested in utilizing this method. Dan Sigler pointed out that there will be 16 formerly Diversion Holdover beds, 16 MHCS beds, and 14 WM beds. CP Beggs asked if the methodology of this breakout is to allow for Medicaid reimbursement. Mr. Sigler confirmed this. CM Mumm asked if they would design this any differently after knowing what we do from COVID-19. Mr. Sigler said that is an interesting question, but said he thought they could still set up a quarantine section in a COVID-19 scenario.



**Strategic Priority: Criminal Justice Reform**

NONE

**Strategic Priority: City-Wide Clean & Safe**

NONE

**DISCUSSION ITEMS****Staff Requests:****Administrative Report on COVID-19 – City Administrator Wes Crago (10 minutes)**

Wes Crago began by saying that, in general, the tempo is slowing to a “maintenance mode” at the Emergency Operations Center (EOC). Mr. Crago said that everyone at the EOC has been working hard as a region to put forward a re-opening plan that would allow the region to move separately from the west side of the state. Mr. Crago said the EOC is working on right sizing its COVID-19 efforts. He said that the City is working on a “new normal” for operations – this will include masks, temperature checks, and social distancing techniques. Mr. Crago said things are relatively stable at the moment and are looking better going forward. CM Kinnear asked how you can create social distancing at City Hall when departments are so close to each other. Mr. Crago noted that they will move people where possible and where not, perhaps Plexiglas or the requirements for masks.

**CHHS Update – Tim Sigler & Tija Danzig (10 minutes)**

Tim Sigler started by talking about the Business Resiliency Program. There is \$280,000 available in loans through this program. Mr. Sigler briefed Council on his team’s work on a potential rental assistance program. They are currently surveying the community to better understand the specific needs of residents. CM Wilkerson asked how this potential rental assistance program will dovetail with the Department of Commerce rental assistance program. Mr. Sigler said that hopefully they would be able to fill the gaps of that program. Mr. Sigler segued into a report on healthy shelter space. The EOC team has a site selection committee looking to identify a space. There are discussions about an RFP for hoteling the most COVID-19 vulnerable individuals. Tija Danzig reported on the weekend’s shelter capacity report. There was availability across the board, even for families, with a total of just about 50 beds available.

**Ambulance Service Contract Renewal – Chief Schaeffer (10 minutes)**

Chief Schaeffer and Mike Lopez presented on this 5 year agreement for the AMR ambulance service contract renewal. Chief Schaeffer said that the current Pandemic health care crisis requires the City to consider interim modifications to the contract in order to mitigate impacts of the COVID-19 outbreak on normal operations. These impacts include:

1. Significant increase in the number of, and time spent for, performing crew, equipment and vehicle decontamination;
2. Increased surge of patients. The outbreak quickly overwhelmed EMS and hospital emergency departments in the Puget Sound area; and
3. Increased absenteeism of the AMR workforce as a result of exposure and required isolation.

These options are built into the contract renewal. CP Beggs asked if there is a rate increase in the contract renewal and what if anything are they proposing above that increase. Mr. Lopez said the rate increase has around 2% a year. And overall, since the contract was granted there has been about a 6% increase in Spokane. Mr. Lopez said that from \$767 to \$975 is the difference between what was initially being discussed and what is being considered now. CP Beggs asked what the risk to the City is if we decide to sign the agreement that was previously negotiated. Mr. Lopez said that he would expect pushback. Chief Schaeffer said that the situation with AMR is rather dire, and SFDs concern is if they don’t allow them to capture more revenue on fewer trips, we may lose them as a response partner. CM Cathcart asked what the timeline for a decision is. Mr. Lopez said that the current contract is up in early June.

**Council Requests:****SBO for Fire Communication Specialist Hire Ahead – CP Beggs (5 minutes)**

CP Beggs said that it is a really good idea to hire ahead and noted that there are a couple fire districts that would like to hire our services and that it might be a good idea to talk to those districts ahead of time to see if they would like to partner in this process.

**Fire and Police Overtime Discussion – CM Mumm (10 minutes)**

CM Mumm asked Fire and Police to give an update on their overtime expenditures. Chief Schaeffer said that all of SFDs overtime overages have been related to the pandemic. He noted that they don’t really have a choice when it comes to employee safety and the responsiveness of the system, especially during a pandemic. He noted that they will be doing everything they can to seek reimbursement for these costs. CM Kinnear said that she hopes that cutting staff is not on the table. Jennifer Hammond presented on SPD overtime with Power BI slides and explained that some of the overtime expenses will be reimbursed. In particular, there were a lot of Arena special events at the beginning of 2020 that will be reimbursed. In addition, call outs for major crimes increased at the beginning of the year. However, overtime did decrease in April when things began to be shut down. CM Mumm asked how bringing on additional staff would affect overtime. Chief Meidl said that those positions might not impact overtime but would increase customer satisfaction with

the better services they would be able to provide. CM Mumm asked if SPD is still tracking special events with major crimes call outs. Ms. Hammond said no, but some major marches are categorized as special events. CM Cathcart asked how quickly SPD is filling the vacant levy positions. Chief Meidl said they are working on filling those 8 in the fall academy. As far as its impact on crime, Chief Meidl said that higher visibility will likely be a deterrent, but it will also help to prevent burnout and increase customer service. CP Beggs asked about having levy positions hired while having general fund positions vacant and how SPD will account for that in their accounting. Chief Meidl said they haven't tackled that yet because they won't be online as officers until around November.

**Funding a VISTA Volunteer Position for Community Court – CP Beggs (10 minutes)**

CP Beggs said that a VISTA volunteer would be a full time-position who will provide wrap-around services to community court attendees at a low cost to the City (essentially a program fee and a laptop). CP Beggs said that there are potentially funds available in the public levy funds. The program wouldn't start until August.

**Resolutions Pertaining to COVID-19 – CP Beggs (10 minutes)**

CP Beggs provided a preview on upcoming COVID-19 legislation. CP Beggs said that some topics could potentially include homeless services, CARES Act funding priorities, and other topics.

**State Legislative Update:**

NONE

**ADMINISTRATION REQUESTS:**

NONE

**Action Items:**

NONE

**Executive Session:**

NONE

**Adjournment:** CM Kinnear adjourned the meeting at 2:34 PM. The next PSCHC meeting will be held Monday, June 1, 2020.

**Attachments/Briefing Papers:** COVID-19 Grant Application Briefing Paper, Continuum of Care FY2019 Program Awards Briefing Paper, Janitorial Contract with Environmental Control of Spokane Briefing Paper, Microsoft Select Plus Agreement with SHI International, Corp. Briefing Paper, Agreement with Veolia for Special Waste Destruction Services at the WTE Briefing Paper, Mental Health Crisis Stabilization Center Briefing Paper, Ambulance Service Contract Renewal Briefing Paper, SBO for Fire Communication Specialist Hire Ahead Briefing Paper.

Referenced attachments on file in the City Clerk's Office.

# General Notices

## AGENDA REGULAR MEETING OF THE CIVIL SERVICE COMMISSION

9:30 AM JUNE 16, 2020  
CITY HALL – COUNCIL CHAMBERS  
808 W. SPOKANE FALLS BLVD., SPOKANE, WA 99201

**1. CALL TO ORDER/ROLL CALL**

**2. APPROVAL OF MINUTES**

***Action Required***

- a. February 18, 2020 Minutes

**3. PUBLIC COMMENT**

**4. CHIEF EXAMINER'S REPORT**

**5. NEW BUSINESS**

***Action Required***

- a. Resolution 2020-03 Classification Actions  
b. Indefinite Leave of Absence Request – R. Gennett

**6. UNFINISHED BUSINESS****Action Required**

- a. 2019 Annual Report

**7. ADJOURN**

**Notes:** The meeting is open to the public, with the possibility of the Commission adjourning into executive session.

# 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*.**

CITY OF SPOKANE, WASHINGTON

LIMITED TAX GENERAL OBLIGATION REFUNDING BOND, 2020

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ORDINANCE NO. C35910

AN ORDINANCE OF THE CITY OF SPOKANE, WASHINGTON, PROVIDING FOR THE ISSUANCE AND SALE OF N LIMITED TAX GENERAL OBLIGATION REFUNDING BOND OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$22,000,000, FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BONDS OF THE CITY; PROVIDING FOR THE REDEMPTION OF THE OUTSTANDING BONDS TO BE REFUNDED; PROVIDING FOR THE ANNUAL LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON THE BOND; AND DECLARING AN EMERGENCY.

Passed: June 1, 2020

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Prepared by:

McALOON LAW, PLLC  
Spokane, Washington

CITY OF SPOKANE, WASHINGTON  
ORDINANCE NO. C35910  
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### ORDINANCE NO. C35910

AN ORDINANCE OF THE CITY OF SPOKANE, WASHINGTON, PROVIDING FOR THE ISSUANCE AND SALE OF A LIMITED TAX GENERAL OBLIGATION REFUNDING BOND OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$22,000,000, FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING BONDS OF THE CITY; PROVIDING FOR THE REDEMPTION OF THE OUTSTANDING BONDS TO BE REFUNDED; PROVIDING FOR THE ANNUAL LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON THE BOND; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Spokane, Washington (the "City") now has outstanding its "Unlimited Tax General Obligation Bonds, (Taxable Build America Bonds – Direct Payment), Series 2010B" issued on December 28, 2010, pursuant to Ordinance No. C34676, passed by City Council on December 13, 2010 (the "2010 Bond Ordinance"), in the aggregate principal amount of \$31,840,000 (the "2010B Bonds"), which remain outstanding as follows:

Maturity Years	Principal Amounts	Interest	CUSIP
2020	<b>\$ 2,680,000</b>	4.563%	849067R21
2021	<b>2,760,000</b>	4.713	849067R39
2025	<b>2,845,000</b>	5.663	849067R47
2026	<b>2,950,000</b>	5.713	849067R62
2030*	<b>12,990,000</b>	6.131	849067R54

\*Term Bonds.

; and

WHEREAS, the 2010B Bonds are subject to redemption prior to their stated maturity dates at any time on or after December 1, 2020, as a whole or in part, maturities to be chosen by the City, at a price of par plus interest accrued thereon to the date fixed for redemption; and

WHEREAS, the City is authorized pursuant to chapters 35.22, 35.86, 39.36, 39.46 and 39.50 and 39.53 RCW to issue, sell and deliver its limited tax general obligation refunding bonds for the purpose of providing funds to refund and defease its outstanding bonds prior to their stated maturity in accordance with the terms of the bonds and their authorizing ordinances; and

WHEREAS, it is deemed necessary and in the best interest of the City to modify its debt service to achieve cost savings by refunding the 2010B Bonds through the issuance of its Limited Tax General Obligation Refunding Bond, 2020 (the "Bond"); and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPOKANE, WASHINGTON as follows:

Section 1. Definitions As used in this ordinance, the following words shall have the following meanings:

**Acquired Obligations** means the Government Obligations acquired by the City under the terms of this ordinance to effect the defeasance and refunding of the Refunded Bonds.

**Bank** means [Bank Name, City, State], as purchaser of the Bond.

**Beneficial Owner** means any person that has or shares the power, directly or indirectly, to make investment decisions concerning ownership of the Bond (including persons holding the Bond through nominees, depositories or other intermediaries).

**Bond** means the City of Spokane, Washington, Limited Tax General Obligation Refunding Bond, 2020, issued pursuant to this ordinance.

**Bond Counsel** means McAloon Law, PLLC or another firm of attorneys of nationally recognized standing pertaining to the tax-exempt nature of interest on bonds issued by states and their political subdivisions, duly admitted to the practice of law before the highest court of any state of the United States of America.

**Bond Fund** means the City of Spokane Limited Tax General Obligation Bonds Debt Service Fund previously created and maintained pursuant to Section 10 of this ordinance.

**Bond Register** means the books or records maintained by the Registrar containing the name and mailing address of the owner of the Bond or the nominee of such owner.

**Bond Year** means each one-year period that ends on the date selected by the City. The first and last Bond Years may be shorter periods. If no day is selected by the City before the earlier of the final maturity date of the Bond or the date that is five years after the date of issuance of the Bond, Bond Years end on each anniversary of the date of issue and on the final maturity date of the Bond.

**Call Date** means the date on which the Refunded Bonds will be prepaid, as selected by the City.

**Chief Financial Officer** means the duly qualified, appointed and acting Chief Financial Officer of the City or any other officer who succeeds to the duties now delegated to that office.

**City** means the City of Spokane, a municipal corporation and first class charter city duly organized and existing under the laws of the State of Washington and the Charter of the City.

**Code** means the Internal Revenue Code of 1986, as amended, and shall include all applicable regulations and rulings relating thereto.

**Council** means the City Council as the general legislative authority of the City, as the same shall be duly and regularly constituted from time to time.

**Designated Representative** means the Chief Financial Officer or the Director of Management and Budget.

**Government Obligations** means those obligations now or hereafter defined as such in chapter 39.53 RCW.

**Interest Rate** means a fixed rate of \_\_\_\_\_%, calculated on a 30/360 day basis.

**Issue Date** means, with respect to the Bond, the date of initial issuance and delivery of the Bond to the Bank in exchange for the purchase price of the Bond.

**Maturity Date** means December 1, 2026.

**Net Proceeds**, when used with reference with the Bond, means the principal amount of the Bond, plus accrued interest and original issue premium, if any, and less original issue discount, if any.

**Offer to Purchase** means Bank's letter and offer to purchase the Bond, dated \_\_\_\_\_, 2020, a copy of which is attached hereto as Exhibit "A" and by this reference incorporated herein.

**Private Person** means any natural person in a trade or business or any trust, estate, partnership, association, company or corporation.

**Private Person Use** means the use of property in a trade or business by a Private Person if such use is other than as a member of the general public. Private Person Use includes ownership of the property by the Private Person as well as other arrangements that transfer to the Private Person the actual or beneficial use of the property (such as a lease, management or incentive payment contract or other special arrangement) in such a manner as to set the Private

Person apart from the general public. Use of property as a member of the general public includes attendance by the Private Person at municipal meetings or business rental of property to the Private Person on a day-to-day basis if the rental paid by such Private Person is the same as the rental paid by any Private Person who desires to rent the property. Use of property by nonprofit community groups or community recreational groups is not treated as Private Person Use if such use is incidental to the governmental uses of property, the property is made available for such use by all such community groups on an equal basis and such community groups are charged only a *de minimis* fee to cover custodial expenses.

**Refunded Bonds** means the 2010B Bonds maturing on and after December 1, 2021.

**Registered Owner** means the person named as the registered owner of a Bond in the Bond Register.

**Registrar** means the fiscal agency of the State of Washington or such other registrar as may be designated by the City for the purposes of registering and authenticating the Bond, maintaining the Bond Register, effecting transfer of ownership of the Bond, and paying the principal of, premium, if any, and interest on the Bond.

**Treasurer** means the Treasurer of the City or the person succeeding to the functions currently performed by the Treasurer.

**2010 Bond Ordinance** means Ordinance No. C34676, passed by City Council on December 13, 2010.

**2010B Bonds** means the City's Unlimited Tax General Obligation Bonds (Taxable Build America Bonds – Direct Payment), Series 2010B, issued December 28, 2010, and authorized by the 2010 Bond Ordinance.

**Rules of Interpretation.** In this ordinance, unless the context otherwise requires:

(a) The terms “hereby,” “hereof,” “hereto,” “herein,” “hereunder” and any similar terms, as used in this ordinance, refer to this ordinance as a whole and not to any particular article, section, subdivision or clause hereof, and the term “hereafter” shall mean after, and the term “heretofore” shall mean before, the date of this ordinance;

(b) Words of the masculine gender shall mean and include correlative words of the feminine and neuter genders, and words importing the singular number shall mean and include the plural number and vice versa;

(c) Words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts, corporations and other legal entities, including public bodies, as well as natural persons;

(d) Any headings preceding the text of the several articles and sections of this ordinance, and any table of contents or marginal notes appended to copies hereof, shall be solely for convenience of reference and shall not constitute a part of this ordinance, nor shall they affect its meaning, construction or effect; and

(e) All references herein to “articles,” “sections” and other subdivisions or clauses are to the corresponding articles, sections, subdivisions or clauses hereof.

**Section 2. Emergency** The Council declares that an emergency exists in order that there be no delay in issuing the Bond, ensuring the favorable credit terms proposed by the Bank for the benefit of the City. Therefore, this ordinance shall be in full force and effect immediately upon its passage by the Council.

**Section 3. Authorization of Bond and Bond Details** For purposes of refunding the Refunded Bonds and thereby effecting a substantial savings to the City, and paying the costs of issuance of the Bond, the City shall issue its Limited Tax General Obligation Refunding Bond, 2020 in the aggregate principal amount of not to exceed \$22,000,000 (the “Bond”).

The Bond shall be a general obligation of the City, shall be designated as the “City of Spokane, Washington, Limited Tax General Obligation Refunding Bond, 2020,” shall be fully registered as to both principal and interest, shall be issued in the principal amount of not to exceed \$22,000,000, shall be numbered separately in the manner and with any additional designation as the Registrar deems necessary for purposes of identification, shall be dated its date of delivery, shall bear interest at the fixed rate of \_\_\_\_% per annum, and shall mature December 1, 2026. The Bond shall bear interest from its Issue Date or from its most recent interest payment date to which interest has been paid. Interest shall be payable semi-annually, commencing on June 1, 2021 and principal payable annually, commencing on December 1, 2021. The Bond shall not be transferrable except as set forth in the Offer to Purchase. The interest rate payable on the Bond may change if an Event of Default, as defined in the Offer to Purchase, occurs. The Bond will be held by the Bank in physical form, will not be rated and will not be assigned a CUSIP number.



Section 4. Registration and Payments; Transfer

(a) *Appointment of Registrar.* The City hereby requests that the Treasurer specify and adopt the system of registration and transfer for the Bond approved by the Washington State Finance Committee from time to time through the appointment of a state fiscal agency. The Registrar is authorized, on behalf of the City, to authenticate and deliver the Bond in accordance with the provisions of the Bond and this ordinance and to carry out all of the Registrar's powers and duties under this ordinance.

(b) *Bond Register.* The Bond shall be in registered form as to both principal and interest.

(c) *Registered Ownership.* The City and the Registrar, each in its discretion, may deem and treat the Registered Owner of the Bond as the absolute owner thereof for all purposes, and neither the City nor the Registrar shall be affected by any notice to the contrary. Payment of the Bond shall be made only as described in this section and Section 3 hereof. All such payments made as described in this section and Section 3 shall be valid and shall satisfy and discharge the liability of the City upon such Bond to the extent of the amount or amounts so paid.

(d) *Place and Medium of Payment.* Principal of and interest on the Bond shall be payable in lawful money of the United States of America. Installments of principal of and interest on the Bond shall be paid by check, wire, or electronic transfer on the date; *provided, however,* the final installment of principal on the Bond shall be payable only upon presentation and surrender of the Bond by the Registered Owner at the principal office of the Registrar.

Interest on the Bond shall be calculated on the basis of a year of 360 days and twelve 30-day months. Principal of the Bond shall be payable according to the amortization schedule attached to the Bond effective December 1, 2021 and annually on each December 1 thereafter until the Maturity Date.

Section 5. Form of Bond. The Bond shall be in substantially the following form:

## UNITED STATES OF AMERICA

NO. R-1

[\$22,000,000]

STATE OF WASHINGTON  
CITY OF SPOKANE  
LIMITED TAX GENERAL OBLIGATION REFUNDING BOND, 2020

INTEREST RATE: \_\_\_\_\_% [or the Default Rate upon an Event of Default, or the taxable equivalent rate upon an event of taxability, as set forth in the Offer to Purchase]

MATURITY DATE: December 1, 2026

REGISTERED OWNER: [BANK NAME]

PRINCIPAL AMOUNT: \_\_\_\_\_ AND NO/100 DOLLARS

THE CITY OF SPOKANE, a municipal corporation organized and existing under and by virtue of the laws of the State of Washington (the "City"), hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner identified above, or registered assigns, on the Maturity Date identified above, the Principal Amount indicated above and to pay interest thereon from [\_\_\_\_], 2020, or the most recent date to which interest has been paid or duly provided for until payment of this bond at the Interest Rate set forth above, payable on June 1, 2021, and semiannually thereafter on the first days of each succeeding June and December; provided, however, that if an Event of Default (as set forth in the Offer to Purchase) shall occur this bond shall be subject to a default rate as set forth in the Offer to Purchase. Provider further, that if an event of taxability (as set forth in the Offer to Purchase) shall occur this bond shall be subject to a taxable equivalent as set forth in the Offer to Purchase. Principal of this bond shall be payable according to the amortization schedule attached hereto effective December 1, 2021 and annually on each December 1 thereafter until the Maturity Date. Both principal of and interest on this bond are payable in lawful money of the United States of America. Initially, the City has specified and adopted the registration system for the bond specified by the State Finance Committee, and the fiscal agency of the State will act as registrar, paying agent and authenticating agent (the "Registrar").

This bond is issued under and in accordance with the provisions of the Constitution and applicable statutes of the State of Washington, the City Charter, and Ordinance No. C35910 duly passed by the City Council on [\_\_\_\_], 2020 (the "Bond Ordinance"). Capitalized terms used in this bond have the meanings given such terms in the Bond Ordinance.

This bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Ordinance until the Certificate of Authentication hereon shall have been manually signed by or on behalf of the Registrar or its duly designated agent.

This bond is authorized in the principal amount of \$22,000,000, and is issued pursuant to the Bond Ordinance for the purposes of refunding the Refunded Bonds and paying costs of issuance.

This bond [is not subject to redemption prior to the Maturity Date and] shall not be transferred, except as permitted under the Bond Ordinance and in the Offer to Purchase.

The City hereby irrevocably covenants and agrees with the owner of this bond that it will include in its annual budget and levy taxes annually, within and as a part of the tax levy permitted to the City without a vote of the electorate, upon all the property subject to taxation in amounts sufficient, together with other money legally available therefor, to pay the principal of and interest on this bond as the same shall become due. The full faith, credit and resources of the City are hereby irrevocably pledged for the annual levy and collection of such taxes and the prompt payment of such principal and interest. The pledge of tax levies may be discharged prior to the Maturity Date by making provision for the payment thereof on the terms and conditions set forth in the Bond Ordinance.

This bond is not a "private activity bond," as such term is defined in the Internal Revenue Code of 1986, as amended (the "Code"). This bond has not been designated by the City as a "qualified tax-exempt obligation" under Section 265(b) of the Code for banks, thrift institutions and other financial institutions. The interest on this bond is not excludable from federal income taxation.

It is hereby certified that all acts, conditions and things required by the Constitution and statutes of the State of Washington to exist, to have happened, been done and performed precedent to and in the issuance of this bond have happened, been done and performed and that the issuance of this bond does not violate any constitutional, statutory or other limitation upon the amount of bonded indebtedness that the City may incur.

IN WITNESS WHEREOF, the City of Spokane, Washington, has caused this bond to be signed with the facsimile or manual signature of the Mayor, to be attested by the facsimile or manual signature of the City Clerk, and the corporate seal of the City to be reproduced hereon, all as of this [ ] day of [ ] 2020.

CITY OF SPOKANE, WASHINGTON

By       /s/ manual or facsimile       Mayor

ATTEST:

      /s/ manual or facsimile        
City Clerk

[SEAL]

The Registrar's Certificate of Authentication on the Bond shall be in substantially the following form:

#### CERTIFICATE OF AUTHENTICATION

This bond is described in the within-mentioned Bond Ordinance and the Limited Tax General Obligation Refunding Bond, 2020 of the City of Spokane, Washington, dated [ ], 2020.

WASHINGTON STATE FISCAL AGENCY, as Registrar

By \_\_\_\_\_  
Authorized Signer

Section 6. Execution of Bond. The Bond shall be executed on behalf of the City with the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the City Clerk, and the seal of the City shall be impressed or a facsimile thereof imprinted or otherwise reproduced on the Bond.

Only such Bond as shall bear thereon a Certificate of Authentication in the form hereinbefore recited, manually executed by the Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this ordinance. Such Certificate of Authentication shall be conclusive evidence that the Bond so authenticated has been duly executed, authenticated and delivered hereunder and are entitled to the benefits of this ordinance.

In case either of the officers who shall have executed the Bond shall cease to be an officer or officers of the City before the Bond so signed shall have been authenticated or delivered by the Registrar, or issued by the City, such Bond may nevertheless be authenticated, delivered and issued and upon such authentication, delivery and issuance, shall be as binding upon the City as though those who signed the same had continued to be such officers of the City. The Bond may also be signed and attested on behalf of the City by such persons who are at the actual date of delivery of such Bond the proper officers of the City although at the original date of such Bond any such person shall not have been such officer of the City.

#### Section 7. Designation of Refunded Bonds; Refunding Plan

(a) *Designation of Refunded Bonds.* The following maturities of the 2010B Bonds are designated as the Refunded Bonds:

Maturity Years (December 1)	Principal Amounts	Interest Rates	CUSIP Numbers
2021	<b>\$ 2,760,000</b>	4.713%	849067R39
2025	<b>2,845,000</b>	5.663	849067R47
2026	<b>2,950,000</b>	5.713	849067R62
2030*	<b>12,990,000</b>	6.131	849067R54

\*Term Bonds.

(b) *Application of Bond Proceeds.* The net proceeds of the Bond (exclusive of amounts allocated to pay costs of issuance), together with other available funds of the City in the amount (if any), shall be held by the City and used to pay the costs of or reimbursing the City for the costs of redeeming the Refunded Bonds.

(c) *Defeasance of Refunded Bonds.* In order to effect the defeasance of the Refunded Bonds, the net proceeds of the Bond shall be deposited in the [2010B debt service fund name] and may be utilized to purchase the Acquired Obligations, if any, necessary to maintain such a beginning cash balance sufficient to defease the Refunded Bonds and to discharge the obligations of the City relating thereto under the 2010 Bond Ordinance authorizing their issuance, by providing for the payment of the interest on the Refunded Bonds to the date fixed for redemption and the redemption price (the principal amount) on the date fixed for redemption of the Refunded Bonds. When the final transfer has been made for the payment of such redemption price and interest on the Refunded Bonds, any balance then remaining in the [2010B debt service fund name] shall be transferred to the account designated by the City and used for the purposes specified by the Designated Representative.

(d) *Acquired Obligations.* The Acquired Obligations, if any, shall be payable in such amounts and at such times that, together with any necessary beginning cash balance, will be sufficient to provide for the payment of:

(1) the interest on the Refunded Bonds as such becomes due on and before the date fixed for redemption or maturity of the Refunded Bonds; and

(2) the price of redemption of the Refunded Bonds on the date fixed for redemption of the Refunded Bonds or the maturity value of the Refunded Bonds that are defeased to maturity.

#### Section 8. Conditional Call For Redemption of Refunded Bonds

(a) *Call For Redemption of the Refunded Bonds.* The City hereby sets aside sufficient funds from proceeds of the Bond and out of the purchase of Acquired Obligations, if any, to make the payments described in Section 7 of this ordinance.

The City hereby states its intent to call the Refunded Bonds for redemption on the Call Date, in accordance with terms of the 2010 Bond Ordinance authorizing the redemption and retirement of the Refunded Bonds prior to their fixed maturities.

Section 9. Tax Covenants. The City covenants that it will not take or permit to be taken on its behalf any action that would adversely affect the exemption from federal income taxation of the interest on the Bond and will take or require to be taken such acts as may reasonably be within its ability and as may from time to time be required under applicable law to continue the exemption from federal income taxation of the interest on the Bond.

(a) *Arbitrage Covenant.* Without limiting the generality of the foregoing, the City covenants that it will not take any action or fail to take any action with respect to the proceeds of sale of the Bond or any other funds of the City which may be deemed to be proceeds of the Bond pursuant to Section 148 of the Code and the regulations promulgated thereunder which, if such use had been reasonably expected on the dates of delivery of the Bond to the Bank, would have caused the Bond to be treated as an “arbitrage bond” within the meaning of such term as used in Section 148 of the Code.

The City represents that it has not been notified of any listing or proposed listing by the Internal Revenue Service to the effect that it is an issuer whose arbitrage certifications may not be relied upon. The City will comply with the requirements of Section 148 of the Code and the applicable regulations thereunder throughout the term of the Bond.

(b) *Private Person Use Limitation for Bonds.* The City covenants that for as long as the Bond is an outstanding governmental bond or a tax advantaged bond, it will not permit:

(1) More than 10% of the Net Proceeds of the Bond to be allocated to any Private Person Use; and

(2) More than 10% of the principal or interest payments on the Bond in a Bond Year to be directly or indirectly: (A) secured by any interest in property used or to be used for any Private Person Use or secured by payments in respect of property used or to be used for any Private Person Use, or (B) derived from payments (whether or not made to the City) in respect of property, or borrowed money, used or to be used for any Private Person Use.

The City further covenants that, if:

(3) More than 5% of the Net Proceeds of the Bond are allocable to any Private Person Use; and

(4) More than 5% of the principal or interest payments on the Bond in a Bond Year are (under the terms of this ordinance or any underlying arrangement) directly or indirectly:

(A) secured by any interest in property used or to be used for any Private Person Use or secured by payments in respect of property used or to be used for any Private Person Use, or

(B) derived from payments (whether or not made to the City) in respect of property, or borrowed money, used or to be used for any Private Person Use, then, (i) any Private Person Use of the project described in subsection (3) hereof or Private Person Use payments described in subsection (4) hereof that is in excess of the 5% limitations described in such subsections (3) or (4) will be for a Private Person Use that is related to the state or local governmental use of the projects financed or refinanced with the proceeds of the Bonds (including the Refunded Bonds), and (ii) any Private Person Use will not exceed the amount of Net Proceeds of the Bond allocable to the state or local governmental use portion of the project(s) to which the Private Person Use of such portion of the projects financed or refinanced with the proceeds of the Bond (including the Refunded Bonds) relate. The City further covenants that it will comply with any limitations on the use of the projects financed or refinanced with the proceeds of the Bond by other than state and local governmental users that are necessary, in the opinion of its bond counsel, to preserve the tax exemption of the interest on the Bond. The covenants of this section are specified solely to assure the continued exemption from regular income taxation of the interest on the Bond.

(c) *Modification of Tax Covenants.* The covenants of this section are specified solely to assure the continued exemption from regular income taxation of the interest on the Bond. To that end, the provisions of this section may be modified or eliminated without any requirement for formal amendment thereof upon receipt of an opinion of the City's bond counsel that such modification or elimination will not adversely affect the tax exemption of interest on the Bond.

(d) *No Designation under Section 265(b) of the Code.* The Bond is not a “qualified tax-exempt obligation” under Section 265(b)(3) of the Code for banks, thrift institutions and other financial institutions.

Section 10. Bond Fund and Provision for Tax Levy Payments The Treasurer currently maintains a fund to be used for the payment of debt service on all limited tax general obligation bonds, designated as the “General Obligation Debt Service Fund” (the “Bond Fund”). The taxes hereafter levied for the purpose of paying principal of and interest on the Bond and other funds to be used to pay the Bond shall be deposited in the Bond Fund no later than the date such funds are required for the payment of principal of and interest on the Bond. Money in the Bond Fund not needed to pay the interest or principal next coming due may temporarily be deposited in such institutions or invested in such obligations as may be lawful for the investment of City funds.

The City hereby irrevocably covenants and agrees for as long as any of the Bond is outstanding and unpaid that each year it will include in its budget and levy an *ad valorem* tax upon all the property within the City subject to taxation in an amount that will be sufficient, together with all other revenues and money of the City legally available for such purposes, to pay the principal of and interest on the Bond as the same shall become due. All of such taxes so collected and any other money to be used for such purposes shall be paid into the Bond Fund.

The City hereby irrevocably pledges that the annual tax provided for herein to be levied for the payment of such principal and interest shall be within and as a part of the tax levy permitted to cities without a vote of the people pursuant to the Constitution of the State of Washington, and that a sufficient portion of each annual levy to be levied and collected by the City prior to the full payment of the principal of and interest on the Bond will be and is hereby irrevocably set aside, pledged and appropriated for the payment of the principal of and interest on the Bond. The full faith, credit and resources of the City are hereby irrevocably pledged for the annual levy and collection of such taxes and for the prompt payment of such principal and interest.

Section 11. Defeasance The City, in order to effect the payment, retirement or redemption of the Bond, shall set aside in the Bond Fund or in another special account, moneys in amounts which, together with the known earned income therefrom, are sufficient to redeem or pay and retire the Bond in accordance with its terms and to pay when due the interest and redemption premium, if any, thereon, and such moneys are irrevocably set aside and pledged for such purpose, then no further payments need be made into the Bond Fund for the payment of the principal of and interest on the Bond. The owner of the Bond so provided for shall cease to be entitled to any lien, benefit or security of this ordinance except the right to receive payment of principal, premium, if any, and interest from such special account, and the Bond shall be deemed to be not outstanding under this ordinance.

The City shall give written notice of defeasance to the owner of the Bond.

Section 12. Sale of Bond The Bond shall be sold to the Bank under the terms of the Offer to Purchase. The Council finds that the Offer to Purchase that has been distributed to the Council is reasonable and that it is in the best interest of the City that the Bond shall be sold upon the conditions set forth in the therein. The City accepts the Offer to Purchase and authorizes and directs the Designated Representative and other proper officials of the City to do everything necessary for the prompt execution and delivery of the Bond to the Bank and for the proper application and use of the proceeds of sale thereof.

Section 13. Lost, Stolen or Destroyed Bond In the event the Bond shall be lost, stolen or destroyed, the Registrar may execute and deliver a new Bond of like date, number and tenor to the Registered Owner thereof upon the Registered Owner's paying the expenses and charges of the City and the Registrar in connection therewith and upon his/her filing with the Designated Representative and the Registrar evidence satisfactory to the Designated Representative and the Registrar, respectively, that the Bond was actually lost, stolen or destroyed and of his/her ownership thereof, and upon furnishing the City and the Registrar with indemnity satisfactory to the Designated Representative and the Registrar, respectively.

Section 14. Severability If any provision in this ordinance is declared by any court of competent jurisdiction to be contrary to law, then such provision shall be null and void and shall be deemed separable from the remaining provision of this ordinance and shall in no way affect the validity of the other provisions of this ordinance or of the Bond.

Section 15. Effective Date The Council hereby finds and determines that the issuance and sale of the Bond at this time will benefit the City by allowing the City to take advantage of current interest rates for tax-exempt bonds. In making such finding and determination, the Council has given consideration to the interest that will be payable on the Bond through the maturity of the Bond and the costs of issuance of the Bond. In order to take advantage of current interest rates, it is essential to accept the Offer to Purchase the Bond as quickly as possible. Based upon said facts, an emergency and urgency is declared and found to exist as necessary for the immediate support of City government and its existing public institutions. Based upon said emergency and urgency, this ordinance shall become effective immediately upon its passage.

Attachments on file in the City Clerk's Office.

**Passed by City Council June 1, 2020**

**Delivered to Mayor June 8, 2020**

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# Executive Orders

RECEIVED

MAY 20 2020

CITY OF SPOKANE  
EXECUTIVE ORDER

CITY CLERK'S OFFICE

EO 2020-0006  
LGL 2020-0008

**TITLE: EXECUTIVE ORDER FOR WRITTEN FINDING OF EMERGENCY TO ENTER  
INTO NECESSARY AGREEMENTS WITH THE SPOKANE PUBLIC FACILITIES  
DISTRICT AND SPOKANE COUNTY FOR TEMPORARY SHELTER SPACE**

**EFFECTIVE DATE: May 15, 2020**

**REVISION DATE IF APPLICABLE:**

Factual Background Information to Finding of Emergency to Support Execution of  
Homeless Shelter Agreement with Spokane County and Emergency Use  
Agreement with Spokane Public Facilities District:

WHEREAS, Washington Governor Jay Inslee issued a proclamation declaring a  
State of Emergency ("Proclamation") for the entire State of Washington ("State")  
on February 28, 2020. Spokane Mayor Nadine Woodward issued an Executive  
Declaration of Civil Emergency or Disaster ("Declaration") in the City of Spokane  
("City") on March 16, 2020, which Declaration was ratified and amended by the  
Spokane City Council ("Council") by Resolution No. 2020-20 on March 23, 2020.

WHEREAS, an important focus of the actions taken by State and City Authorities  
was to emphasize the public safety and health requirements of the response to  
the COVID-19 crisis. A very important part of this response has been the  
separation and social distancing of individuals. In order to provide for the  
appropriate distancing in Homeless Shelters operated by the City, additional  
shelter space had to be identified and put into operation.

WHEREAS, the City, Spokane County ("County") and other agencies, most  
notably the Spokane Regional Health District ("SRHD") have set up an  
Emergency Operations Center ("EOC") to coordinate the regional approach to the  
COVID crisis. It was recognized by the EOC that the emergency contract  
capabilities needed for this project and other efforts directed at serving the  
homeless population in a safe environment that complies with public health  
standards were best provided by the City. (Exhibit 'A').

WHEREAS, in order to satisfy the social distancing requirements in place to  
protect against the transfer of the COVID virus, it was necessary for the City to  
acquire additional facilities for its contractors and service providers to safely serve  
individuals experiencing homelessness. The City entered into a Memorandum of  
Understanding with the Spokane Public Library ("SPL") to use portions of its  
Downtown Library ("Library") to create safe shelter conditions for guests who had  
been housed in the VOA Hope House and the Cannon shelter.



WHEREAS, SPL, based on the approval by the voters of a bond proposition received on November of 2018, is planning on constructing and installing significant improvements to the Library and had previously executed a construction contract which provides for construction of that facility to begin on May 18, 2020.

WHEREAS, up to 110 individuals have been sheltered each day in the Library and an additional 40 individuals have been housed at the Cannon site, so a replacement facility has been deemed to be necessary to meet the directive of the EOC to provide safe sheltering options for individuals experiencing homelessness. City staff, acting in conjunction with its regional partners, explored and studied several facilities without finding any that provided either a short or long term solution.

WHEREAS, during this process, it was identified that given the nature of the two distinct populations that are being housed at the Library that two separate locations were the best solution.

WHEREAS, the Board of County Commissioners of Spokane County ("County") and the Board of the Directors of the Public Facilities District ("PFD") have approved the use of portions of their facilities to meet the need for temporary housing for these individuals that is safe and meets the requirements of the health and safety standards under which these facilities should be operated.

WHEREAS, the move out of the Library of the guests who have been staying there, as well as all of the material and equipment being used by the City and its contractors, needed to occur on or before May 18, 2020 in order to have the Library available for contractor to commence work on May 18, 2020 and both the County and the PFD wished to have signed agreements in place before any move in at their facilities began.

WHEREAS, on the morning of May 15, the parties were still working to complete all of the details for the two agreements. It was not expected that there would be final sign-off by those involved in drafting and reviewing these documents until mid to late afternoon of May 15.

WHEREAS, the Governor's Proclamation grants entities like the City the authority under RCW 38.52.070 to execute contracts without the time consuming procedures and formalities prescribed by law.

WHEREAS, Section 7.06.180 of the Spokane Municipal Code provides that if an emergency requires procurement prior to City Council action, the Mayor may

declare an emergency and award necessary contracts or agreements to address the emergency situation.

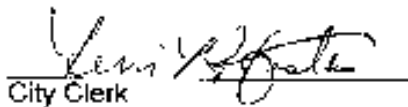
NOW, THEREFORE, Nadine Woodward, Mayor, do hereby order and direct:

- 1) An emergency situation exists and that the public safety and health of the community necessitates the execution of:
  - a) Emergency Use Agreement between City of Spokane and Spokane Public Facilities District; and
  - b) Home Shelter Lease Agreement between City of Spokane and Spokane County.
- 2) The finding of this emergency situation and the necessity for the execution of these agreements is based upon the facts set forth herein and the records and files of the City.

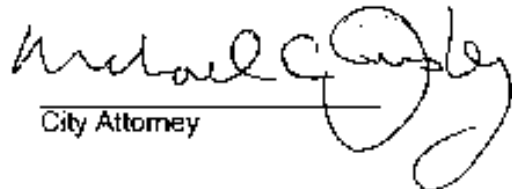
Dated this 20<sup>th</sup> day of May, 2020.

  
Mayor Nadine Woodward

Attest:

  
City Clerk

Approved as to form:

  
City Attorney

Date of Publication: \_\_\_\_\_

Effective Date: 5/15/2020



FO 2020-0007

LEA 2020-0008

**CITY OF SPOKANE  
SPOKANE COUNTY, WASHINGTON**

RECEIVED

**OFFICE OF THE MAYOR**

MAY 28 2020

**EXECUTIVE ORDER RE: CITY'S  
RESTAURANT AND RETAIL RECOVERY  
PLAN**

CITY CLERK'S OFFICE

**WHEREAS**, on March 13, 2020, President Trump issued a Proclamation Declaring a National Emergency concerning COVID-19; and

**WHEREAS**, on February 29, 2020, Governor Inslee issued Proclamation Number 20-05 declaring a State of Emergency exists in all counties in the state of Washington as a result of the Coronavirus Disease 2019 (COVID-19) outbreak in the United States and confirmed person-to-person spread of COVID-19 in Washington State; and

**WHEREAS**, Between February 29, 2020, and the date hereof, Governor Inslee issued several proclamations (20-06 through 20-52, 20-25, 20-25.1, and 20-25.2 (Stay Home – Stay Healthy) placing numerous restrictions on individuals and businesses in response to the state-wide threat of the spread of COVID-19 virus; and

**WHEREAS** on March 16, 2020, City of Spokane Mayor Nadine Woodward issued an Executive Declaration of Civil Emergency or Disaster in the city of Spokane (pursuant to SMC 2.04.030, and City Council adopted Resolution Number 2020-0019 ratifying and amending the Mayor's declaration of a civil emergency or disaster in response to a county-wide threat from COVID-19 until lifted; and

**WHEREAS**, on May 4, 2020, Governor Inslee amended and extended the Stay Home, Stay Healthy order through May 31, 2020; and

**WHEREAS**, on May 4, 2020, Governor Inslee issued Safe Start Washington – A Phased Approach to Recovery and the decrease of certain restrictions imposed pursuant to previous proclamation; and

**WHEREAS**, on May 4, 2020, Governor Inslee issued Proclamation 20-25.3 Adjusting and Extending Stay Home, Stay Healthy to May 31, 2020 allowing restaurants and taverns to resume on premise consumption of food and beverages, during Phase 2 of the Safe Start Washington Plan, so long as they adopt social distancing measures consistent with the Washington Safe Start re-opening plan, Phase two requirements; and

**WHEREAS**, Section 5 of Phase 2 Restaurant/Tavern Reopening COVID-19 Requirements issued by the Governor's office on May 11, 2020 further provides that outdoor restaurant seating is permissible with appropriate social distancing; and

**WHEREAS**, outdoor activities, including outdoor restaurant seating, have been determined to be safer and less likely to lead to the spread of COVID-19 than indoor restaurant seating; and

**WHEREAS**, pursuant to the authority set forth in Chapter 2.04 of the Spokane Municipal Code and Chapter 38.52 RCW, and City of Spokane Ordinance C35905 (emergency ordinance extending development permits and authorizing department directors to issue temporary procedural interpretations), the procedures and formalities otherwise required by the City by law or ordinance necessary to for the protection of life and property and to ensure the health, safety, and welfare of the community may be waived; and

**WHEREAS**, it is necessary and appropriate to exercise the emergency powers authorized by Chapter 2.04 SMC during the state of local emergency to facilitate and encourage outdoor seating areas to make restaurants safer to operate and to promote needed economic and business recovery in the City; and

**NOW THEREFORE**, by virtue of the authority vested in me as Mayor of the City of Spokane by Chapter 2.04 of the Spokane Municipal Code, and the Charter of the City of Spokane, and the Laws of the State of Washington, I hereby issue this Executive Order declaring:

**Section 1. Purpose.** The purpose of this Executive Order is set forth in the recital ("WHEREAS") clauses above and said recital clauses are hereby adopted, incorporated herein by reference and made a part of this Order.

**Section 2. Governor's Executive Orders.** The Executive Proclamations issued by Governor Inslee addressing the state-wide COVID-19 state of emergency are incorporated herein by reference and made part of this Order.

**Section 3. Adoption of the City's Restaurant and Retail Recovery Plan.** In an effort to support the Governor's proclamation and to promote business operation and economic recovery while maintaining focus on core safety principles, the City of Spokane's Restaurant and Retail Recovery Plan, attached hereto and made part hereof ("Plan Guide"), and all terms, conditions and requirements set forth therein, are hereby adopted, incorporated herein by reference and made a part of this Order.

**Section 4. Conditions for Temporary Permission to Utilize City Rights-of-Way.** Subject to the terms hereof and only to the extent described in the Plan Guide, this Emergency Order suspends certain City Code requirements as set forth below and grants temporary permission to utilize private parking areas with a permit for restaurant or retail use, which parking areas are otherwise restricted for use for required off street parking spaces only and waives the permit fees for sidewalk cafes and eateries. Any person who, as described in the Plan Guide, utilizes the City rights-of-way and private parking areas for restaurant and retail use as authorized under this Executive Order shall comply with all terms, conditions and requirements of this Executive Order and the Plan Guide.

**Section 5. Phase 2 Plan Guide Requirements.** The Plan Guide sets forth the terms, conditions and requirements for utilization of the City rights-of-way and private parking areas for restaurant and retail use during Phase 2, with a permit, as authorized under this Executive Order, which requirements include but are not limited to the following:

1. Indoor capacity limited to 50% of building occupancy in Phase 2 and 75% in Phase 3.
2. All indoor and outdoor seating must be spaced at least six feet apart, except to the extent that appropriate partitioning is in place.
3. It is strongly encouraged to test your workforce for COVID-19.
4. It is strongly encouraged to use disposable paper menus for single use or provide a visible menu board.
5. Provide easily accessible sanitizer for patrons and employees.
6. It is strongly encouraged to implement contactless ordering and payment processes.
7. All restaurants are encouraged to use a reservation process to prevent capacity issues. Restaurants using sidewalk cafés, streateries and or temporary street closures are strongly encouraged to use a reservation process to prevent patrons from congregating while waiting for table service or take-out orders.
8. All individuals should wear a face covering anytime they are not seated at the table (while being seated or leaving, or while going to the restroom).
9. Limit contact with dining guests by reducing the number of visits wait staff make to each table.
10. Any waiting areas, e.g. for take-out orders, must also adhere to the six foot spacing distance. All businesses with waiting areas are encouraged to mark off the six-foot spacing.

This Executive Order and the requirements herein apply only to restaurant and retail establishments utilizing City rights-of-way and private parking areas for restaurant and retail use with a permit as authorized herein.

**Section 6. Plan Guide Requirements for Future Phases.** The Plan Guide sets forth the terms, conditions and requirements for utilization of the City rights-of-way and private parking areas for restaurant and retail use during Phase 3, with a permit, as authorized under this Executive Order, which requirements include the requirements set forth above for Phase 2, modified as follows:

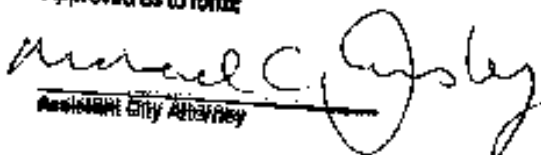
- For Phase 3, guest occupancy must be 75% of maximum building occupancy or lower as determined by the fire code. Outdoor seating is permitted but must also be at 75% capacity;
- All indoor and outdoor seating shall be spaced at least 8 feet apart measured from back of chair to back of chair; and
- Outdoor seating does not count toward the building occupancy limit, including use of any on street or private off-street parking areas for restaurant and retail use.

**Section 11. Ratification.** This Executive Order shall be submitted to the City Council for ratification pursuant to SMC 02.04.060.

DATED this 27 day of May, 2020

  
\_\_\_\_\_  
Mayor Nadine Woodward

Approved as to form:

  
\_\_\_\_\_  
Assistant City Attorney

Attest:

  
\_\_\_\_\_  
Spokane City Clerk





RECEIVED

JUN 02 2020

CITY CLERK'S OFFICE

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CITY OF SPOKANE  
EXECUTIVE ORDER

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EO 2020-0068  
LGL 2020-0068**TITLE: EXECUTIVE ORDER FOR DECLARATION OF EMERGENCY AND CURFEW ORDER****EFFECTIVE DATE:** May 31, 2020**REVISION DATE IF APPLICABLE:** \_\_\_\_\_

WHEREAS, there was a prayer service and march scheduled for and which was commenced on or about 1:00 pm on Sunday, May 31, 2020;

WHEREAS, the activity included a peaceful march to the City/County Public Safety Building on the Spokane County Campus;

WHEREAS, late in the afternoon of May 31, 2020, a small group of individuals became very unruly and started throw projectiles at law enforcement officers; broke windows in a number of downtown Spokane businesses; drew graffiti on buildings and structures; damaged Police vehicles and failure to follow clear and lawful orders of law enforcement officers to cease this unlawful activity and to disband and depart the area;

WHEREAS; the Mayor believes that the circumstances described above constitute a civil emergency or imminent threat which either causes or threatens to result in the injury or death of an individual or the destruction of or damage to property such that extraordinary measures to protect the public peace, safety and welfare of the community needs to be taken;

WHEREAS, pursuant to SMC 02.04.030, the Mayor has the authority to declare an emergency and implement a curfew if in her opinion such a step is necessary to protect the community and its citizens;

WHEREAS, the Mayor has consulted with law enforcement and other public and emergency officials prior to making this determination and ordering a curfew;

NOW, THEREFORE, BE IT ORDERED AS FOLLOWS:

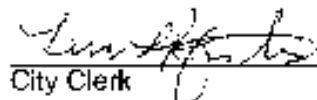
- 1) There is hereby declared a State of Emergency in the City of Spokane as of 8:45 pm on Sunday, May 31<sup>st</sup>;
- 2) Effective at 8:45 pm on this date, a curfew in the area described below will go into effect, and shall be in effect until 5:00 am on Monday, June 1, 2020;
- 3) The boundaries of the area covered by the curfew will be Boone Avenue on the North; Fifth Avenue on the South, Division Street on the East and Ash Street on the West.

- 4) Exceptions to the application of the curfew will be individuals who are: a) traveling to and from their places of employment in this area; b) acting as First Responders and others who are responding to medical or public safety issues that are emergencies; or c) individuals traveling to and from religious services.

Dated this 5 day of May, 2020.

  
Mayor Nadine Woodward

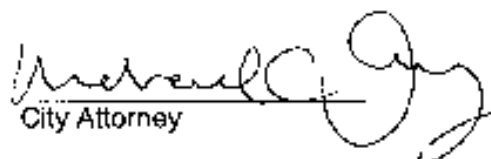
Attest:

  
City Clerk

Date of Publication:

Effective Date: 5/31/2020

Approved as to form:

  
City Attorney



RECEIVED

JUN - 2 2020

CITY OF SPOKANE  
EXECUTIVE ORDER

CITY CLERK'S OFFICE

EO 2020-0009  
LGL 2020-0008**TITLE: EXECUTIVE ORDER FOR DECLARATION OF EMERGENCY AND CURFEW ORDER****EFFECTIVE DATE:** June 1, 2020**REVISION DATE IF APPLICABLE:**

WHEREAS, there was a prayer service and march scheduled for and which was commenced on or about 1:00 p.m. on Sunday, May 31, 2020, which ultimately went to the City/County Public Safety Building on the Spokane County Campus;

WHEREAS, late in the afternoon of May 31, 2020, a small group of individuals became very unruly and started throwing projectiles at law enforcement officers; broke windows in a number of downtown Spokane businesses; engaged in looting of a local business, drew graffiti on buildings and structures; damaged Police vehicles and failed to follow clear and lawful orders of law enforcement officers to cease this unlawful activity and to disband and depart the area;

WHEREAS; the Mayor believed that the circumstances described above constituted a civil emergency or imminent threat which either causes or threatens to result in the injury or death of an individual or the destruction of or damage to property such that extraordinary measures to protect the public peace, safety and welfare of the community needed to be taken and after consultation with law enforcement and other public and emergency officials, declared an emergency and put into effect a curfew in a defined area which is roughly the Central Business District of Downtown Spokane, from approximately 8:45 p.m. on Sunday evening (May 31st) until 5:00 am on Monday morning (June 1st);

WHEREAS, throughout the day on Monday, June 1, 2020 there has been considerable communication on various forms of social media inviting individuals to come to Downtown Spokane on the evening of Monday, June 1, to engage in activities similar to the destructive ones of Sunday evening;

WHEREAS, as of approximately 7:30 p.m. on Monday evening, June 1, 2020, there are reports of a large group of individuals (ranging between 80 and 120) in Downtown Spokane who were wielding bats and shields and later became aggressive toward motorists and others. In addition, a number of fights occurred by and between members of this group and they also failed to follow clear and lawful orders of law enforcement officers to cease this unlawful activity and disband and depart the area. This activity, when combined with the messages and information communicated on social media, was very concerning. In the opinion of the undersigned Mayor, this combined activity constitutes a civil emergency or imminent threat which either causes or threatens to result in the injury or death of individual/s or the destruction of or damage to property such that extraordinary measures to protect the public peace, safety, and welfare of the community needs to be taken;

WHEREAS, the Mayor has again consulted with police and other public safety and emergency officials who concur the establishment of a curfew is necessary;

WHEREAS, pursuant to SMC 02.04.030 and SMC 2.04.040, the Mayor has the authority to declare an emergency and implement a curfew if in her opinion such a step is necessary to protect the community and its citizens;

NOW, THEREFORE, BE IT ORDERED AS FOLLOWS:

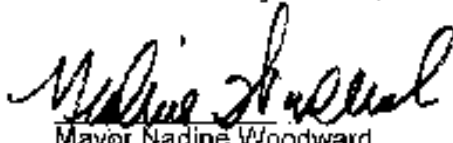
1 There is hereby declared a State of Emergency in the City of Spokane as of 8:15 p.m. on Monday, June 1, 2020;

2 Effective at 8:15 p.m. on this date, a curfew in the area described below will go into effect, and shall be in effect until 5:00 a.m. on Tuesday, June 2, 2020;


3 The boundaries of the area covered by the curfew will be Boone Avenue on the North; Fifth Avenue on the South, Division Street on the East and Ash Street on the West; and

4 Exceptions to the application of the curfew will be individuals who are: a) traveling to and from their places of employment in this area; b) acting as First Responders and others who are responding to medical or public safety issues that are emergencies; or c) individuals traveling to and from religious services.

Dated this 1<sup>st</sup> day of June, 2020.

  
Mayor Nadine Woodward

Attest:

  
City Clerk

Date of Publication: \_\_\_\_\_

Effective Date: 6/1/2020

Approved as to form:

  
City Attorney



# 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.**

## **WASTEWATER SUPERVISOR SPN 543 PROMOTIONAL**

**DATE OPEN:** Monday, June 8, 2020

**DATE CLOSED:** Tuesday, June 23, 2020 at 4:00 p.m.

**SALARY:** \$67,546.80 annual salary, payable bi-weekly, to a maximum of \$93,417.12

### **DESCRIPTION:**

Performs responsible supervisory work directing a number of maintenance and construction crews in the Sewer Maintenance Division of the Wastewater Management Department.

### **DUTIES:**

- Prepares daily work schedules. Assigns, directs, and inspects the work of a number of specialized crews engaged in the maintenance, cleaning, and repair of main, trunk, storm and wastewater lines, catch basins, drywells, manholes, septic tanks, and cesspools. Assists the supervisor with the preparation of the annual production schedule.
- Plans, organizes, and occasionally exercises direct supervision over the work of a special crew engaged in the construction and repair of wastewater and storm lines. Directs the laying of new pipe to bypass or repair broken lines, or to make service connections. Determines the grade and size of pipe required, and directs some wastewater construction work.
- Plans and organizes a closed circuit television pipe inspection program, coordinating projects with inspectors, developers and the field office.
- Trains subordinates in safety procedures and the use and operation of equipment incidental to the work. Keeps work and time records.
- Assists in the maintenance of the wastewater system, storm system, and GIS maps.
- Addresses citizen complaints and concerns; authorizes needed repairs and contracted expenses within established guidelines.
- Estimates needs and orders supplies and equipment; places and evaluates calls for bids for goods and services within established guidelines and contracted maximum amounts.
- Participates in pre-construction conferences with other City departments and outside parties.
- Operates a personal computer and modern application software to write reports and correspondence and to utilize the department's maintenance management system.
- Performs related work as required.

### **MINIMUM QUALIFICATIONS:**

#### **Promotional Requirements**

(Current City of Spokane employees may meet the promotional requirements. All promotional requirements must be met at the date of the examination.)

- *Experience:* At least one year of experience with City of Spokane, in the classification of Wastewater Inspector (SPN: 210) or two years of experience in the classification of Wastewater Specialist (SPN: 541).
- *Certifications:* Applicants must possess a valid driver's license.

### **EXAMINATION DETAILS:**

Candidates must meet the minimum qualifications and pass the examination for this position, to be eligible for hire. The examination will consist of a written test and a performance evaluation, with scoring weight assigned as follows:

- Written examination: 80%
- Performance evaluation: 20%

Upon request, at time of application, City of Spokane 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.

**WRITTEN TEST DETAILS:**

The written test date and location is to be determined, due to events surrounding the COVID-19 pandemic. The approximate duration of the test is 1 hour and 30 minutes. The written test may include such subjects as:

- Plumbing and Pipefitting
- Safety and Occupational Hazards
- Organizational Awareness
- Supervision

**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] 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.

**We encourage you to apply immediately. Online applications must be completed and submitted before 4:00 p.m. on the closing date.**

**TO APPLY:**

**An application is required for promotional applicants.** Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 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

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 3rd day of June 2020.

MARK LINDSEY  
Chair

AMBER RICHARDS  
Chief Examiner

# Notice for Bids

## Paving, Sidewalks, Sewer, etc.

**NSC – Regal, Cleveland, Grace, Greene, Jackson, Ralph Water &  
Sewer Replacements and Casings  
Engineering Services File No. 2017156 & 2019120**

This project consists of the construction of approximately 385 feet of 48" and 54" steel casings installed by boring and open cut, 4,200 feet of 30" ductile iron water pipe, 1,530 feet of 36" ductile iron water pipe, 280 feet of 8" ductile iron water pipe, 815 feet of 12" pvc sanitary sewer pipe, 156 linear feet of storm sewer, 3 drainage structures, bio-infiltration swales, 1,900 linear feet of sidewalk, 4,200 square yards of 3-inch thick HMA pavement 800 square yards of 4-inch thick HMA pavement, 2,200 square yards of 5-inch thick HMA pavement, 3,000 square yards of 8-inch thick HMA pavement, sundry utility adjustments, and other related miscellaneous items.

The City of Spokane will receive bids until 1:00 p.m. **June 15, 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. City Hall is closed in order to comply with "Stay Home, Stay Safe" order. Please utilize the following option to watch or listen to the bid opening by video or phone. Follow this link to the City of Spokane's website <https://my.spokanecity.org/business/bid-and-design/>



[current-projects/](#) and look to the right for the heading “BID OPENINGS – CITY OF SPOKANE” and follow the link and instructions shown.

**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: May 27, June 3 and 10, 2020

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**2020 Arterial Chip Seal  
Engineering Services File No. 2020086**

This project consists of the construction of approximately **47,000** square yards of chip seal, including associated crack sealing, pavement repair, and other related miscellaneous items.

The City of Spokane will receive bids until 1:00 p.m. June 29, 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>. Alternatively, it may be simpler to listen by phone which can be done as follows: call (408) 418-9388 then enter the access code 965 272 875 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.

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

Publish: June 10, 17 and 24, 2020

# Notice for Bids

## Supplies, Equipment, Maintenance, etc.

### MALT BEVERAGE MARKETING SPONSORSHIP

City of Spokane Parks and Recreation Division

RFP #5294-20

**Description:** The City of Spokane is soliciting electronic Proposals for MALT BEVERAGE MARKETING SPONSORSHIP.

Sealed Proposals will be acknowledged at the 1:15 p.m. public bid opening via WebEx meeting on **MONDAY, JUNE 15, 2020** for MALT BEVERAGE MARKETING SPONSORSHIP for the City of Spokane Parks and Recreation 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 Proposals document is available for download through the City of Spokane's online procurement system <https://spokane.procurement.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 Proposals.

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

All Proposal documents shall be submitted electronically through the City of Spokane's online procurement system **no later than 1:00 p.m. on Monday, June 15, 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: June 10, 2020

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**SPOKANE PUBLIC LIBRARY**  
Request for Bid #2020-06-001

**SHADLE BRANCH LIBRARY EXPANSION**

Spokane Public Library is requesting bids for the General Contractor/Construction Manager for the SHADLE BRANCH LIBRARY for the following Subcontractor Bid Package:

**BP#15 – WRAP-UP PACKAGE**  
**(Due Thursday, June 18th, 2020 at 11:00:00 am.)**

This is a GCCM project. Garco Construction, Inc. is the GCCM on this project and intends to bid on this package.

The scope of work will be outlined in the Contract Documents. Bids are to be submitted on the Bid Proposal form provided in Contract Specifications. A Bid Bond is required for any bid \$300,000 or above.

**Contract Documents for bid packages noted above will be available to review ONLINE no later than 6/3/2020 at the following locations:**

Abadan Reprographics  
Spokane Regional Plan Center

Bidders can obtain drawings from Abadan Reprographics; contact Desi at 509-747-2964.

**Bids must be received by Spokane Public Library, Finance Department, at the office of Hill International, Inc., Lincoln Plaza, 818 West Riverside Ave., Suite 400, Spokane, WA 99201, no later than the date and time listed above, at which time bids will be opened and read.** Bids received after the time specified above will not be considered. **The Bid number and submittal date must appear on the outside of all bids submitted.** Any firm failing to submit its proposal in accordance with the procedures set forth in the Instructions to Bidders may be considered non responsive.

Individuals with disabilities who may need special accommodations to participate in the public bid opening meeting should contact Patrick McCord, Hill International, Inc., (509) 570-0938, no later than three days before the scheduled date of the meeting so that arrangements for the modifications can be made.

Questions should be addressed to Patrick McCord, Hill International, Inc., Lincoln Plaza, 818 West Riverside Ave., Suite 400, Spokane, WA 99201, (509) 570-0938, via written correspondence or via e-mail ([patrickmccord@hillintl.com](mailto:patrickmccord@hillintl.com)).

Spokane Public Library encourages the participation of Minority-Owned and Women-Owned Business Enterprises in this Request for Bid.

BY ORDER OF THE BOARD OF TRUSTEES  
SPOKANE PUBLIC LIBRARY

Penny C Brown CPA, Finance Director

Publish: June 10 & 17, 2020

