



Official Gazette

City of Spokane, Washington

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

Volume 110

JULY 1, 2020

Issue 27



MAYOR AND CITY COUNCIL

MAYOR NADINE WOODWARD

COUNCIL PRESIDENT BREEAN BEGGS

COUNCIL MEMBERS:

KATE BURKE (DISTRICT 1)

MICHAEL CATHCART (DISTRICT 1)

LORI KINNEAR (DISTRICT 2)

CANDACE MUMM (DISTRICT 3)

KAREN STRATTON (DISTRICT 3)

BETSY WILKERSON (DISTRICT 2)

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Minutes

MINUTES OF SPOKANE CITY COUNCIL

Monday, June 22, 2020

BRIEFING SESSION

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:32 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 and 6:00 p.m. Legislative Sessions were held virtually and streamed live online and aired on City Cable 5. 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 July 1, 2020. The public was encouraged to tune in to the meeting live on Channel 5, at <https://my.spokanecity.org/citycable5/live>, or by calling 408-418-9388 and entering an access code when prompted.

Roll Call

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

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

Advance Agenda Review

The City Council received an overview from staff on the June 29, 2020, Advance Agenda items.

Action to Approve June 29, 2020, Advance Agenda

Following staff reports and Council inquiry and discussion regarding the June 29, 2020, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.B):

Motion by Council Member Mumm, seconded by Council Member Stratton, **to approve** the Advance Agenda for Monday, June 29, 2020, **carried unanimously.**

ADMINISTRATIVE SESSION

Current Agenda Review

The City Council considered the June 22, 2020, Current Agenda.

Resolution 2020-0041

Motion by Council Member Mumm, seconded by Council Member Wilkerson, **to substitute** Resolution 2020-0041 (with revised version)—establishing City policy and process for determining how the City should use its allocation of Coronavirus Relief Funds received from the State of Washington; **carried unanimously.**

Final Reading Ordinance C35908 (deferred from June 1, 2020)

Motion by Council Member Wilkerson, seconded by Council Member Kinnear, **to substitute** Final Reading Ordinance C35908 (with revised version)—establishing official City policy relating to homelessness response efforts; enacting a new section 18.05.030 to the Spokane Municipal Code; **carried unanimously.**

Emergency Ordinance C35911

Motion by Council Member Kinnear, seconded by Council Member Mumm, **to substitute** Emergency Ordinance C35911 (with revised version)—providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond in the principal amount of not to exceed \$4,068,984.94; **carried unanimously.**

Resolution 2020-0033

Motion by Council Member Mumm, seconded by Council Member Kinnear, **to substitute** Resolution 2020-0033 (with revised version)—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; **carried unanimously**.

Resolution 2020-0034

Motion by Council Member Mumm, seconded by Council Member Kinnear, **to substitute** Resolution 2020-0034 (with revised version)—providing for the issuance and sale of certain individual Limited Tax General Obligation Refunding Bonds in the aggregate principal amount of not to exceed \$14,291,298.54; **carried unanimously**.

CONSENT AGENDA

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

Contract Amendment/Extension with Professional Account Management, LLC, a subsidiary of Duncan Solutions, Inc. (Milwaukee, WI) for parking citation processing software for Parking Services—\$150,000. (OPR 2013-0504)

Agreement with Permittum, LLC (Pineville, NC) to operate a web-based system to apply and schedule fingerprinting for Concealed Pistol License (CPL) applications and renewals. (OPR 2020-0526)

Intergovernmental Agreement update with Spokane County to satisfy the State of Washington mandate to implement a Commute Trip Reduction Program for all major employers to promote a reduction in miles traveled by commuting employees. (OPR 2020-0527)

Agreement to award Goodwill Industries of the Inland Northwest as the sole funded operator of the Housing and Essential Needs Program from July 1, 2020, through June 30, 2024—\$2,104,564. (OPR 2019-0649)

Authorization to enter into template Community Housing and Human Services loan agreements with nonprofit Proclaim Liberty (Spokane) for affordable housing sitework and Early Childhood Education and Assistance Program facility construction at 1525 and 1527 East Hartson Avenue—\$1,000,000 closed federal grant funds. (East Central) (OPR 2020-0528)

Authorization to enter into template HOME funding agreements with the following nonprofits:

- a. Community Frameworks (Spokane) to construct a 47-unit apartment building serving homeless and low-income renters at 441 - 509 West Sinto Avenue—\$780,000 HOME funds. (Emerson/Garfield) (OPR 2020-0529)
- b. Foundation for the Challenged (Dublin, OH) to construct two two-bedroom houses serving extremely low-income and disabled renters at 2214 and 2216 East Cataldo Avenue—\$230,000 HOME funds. (Chief Gary) (OPR 2020-0530)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through June 12, 2020, total \$7,967,372.35 (Check Nos. 572025 through 572145; ACH Nos. 79003 through 79272), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$7,342,043.66.
- b. Payroll claims of previously approved obligations through June 15, 2020: \$7,455,620.08 (Payroll Check No. 556947 through No. 557027).

City Council Meeting Minutes: May 28, 2020, June 1, 2020, and June 4, 2020.

Council Recess/Executive Session

The City Council adjourned at 4:00 p.m. City Council immediately reconvened into Executive Session to discuss litigation and potential litigation for one hour. City Attorney Mike Ormsby was present for the Executive Session. Assistant City Attorney Elizabeth Schoedel was also present for a portion of the Executive Session. At 5:00 p.m., Council President Beggs announced an extension of the Executive Session for an additional 30 minutes. At 5:30 p.m., Council President Beggs announced an extension of the Executive Session for an additional 15 minutes. The Executive Session adjourned at 5:45 p.m. The City Council reconvened at 6:04 p.m. for the Legislative Session.

LEGISLATIVE SESSION**Roll Call**

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

Policy Advisor Brian McClatchey (also attending via WebEx) and City Clerk Terri Pfister were also present.

BOARDS AND COMMISSIONS APPOINTMENTS**Spokane Regional Clean Air Agency Board (CPR 1981-0040)**

Upon Unanimous Voice Vote (in the affirmative), the City Council **approved** (and thereby confirmed) the appointment of Jim Simon to the Spokane Regional Clean Air Agency Board to fill the remainder of an unexpired term to December 31, 2021.

COUNCIL COMMITTEE REPORT**Public Infrastructure, Environment and Sustainability (PIES) Committee**

Council President Beggs reported on the PIES Committee meeting held earlier today (June 22, 2020). Minutes of the PIES Committee meetings are filed with the City Clerk's Office and are available for review following approval by the PIES Committee.

LEGISLATIVE AGENDA**SPECIAL BUDGET ORDINANCES****Special Budget Ordinance C35913 (Council Sponsor: Council Member Cathcart)**

Subsequent to an opportunity for public testimony, with none provided, and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council **passed Special Budget Ordinance C35913** amending Ordinance No. C35857 passed by the City Council December 16, 2019, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2020, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2020, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

VOYA Defined Contribution Administrative Fund
FROM: Employment Benefit Admin Fees, \$36,000;
TO: VOYA Deferred Contribution Administrative Fund – Advisory Technical Service,
same amount.

(This action allows for the creation of an additional budget department.)

Special Budget Ordinance C35915 (Council Sponsor: Council Member Mumm)

Subsequent to an opportunity for public testimony, with none provided, and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council **passed Special Budget Ordinance C35915** amending Ordinance No. C35857 passed by the City Council December 16, 2019, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2020, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2020, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

Street Fund
FROM: Bridge Maintainer II (Sal Sav), \$25,509;
TO: Signals & Lighting – various accounts, same amount.

(This action allows implementation of classification and pay adjustments in accordance with approved union agreements and City policies.)

EMERGENCY ORDINANCE**Emergency Ordinance C35911 (Deferred from June 15, 2020, Agenda) (Council Sponsor: Council Member Mumm)**

Subsequent to an overview of Emergency Ordinance C35911 and the opportunity for public testimony, with no individuals speaking, the following action was taken:

Upon Unanimous Roll Call Vote, City Council **passed (as substituted) Emergency Ordinance C35911** of the City of Spokane, Washington, providing for the issuance and sale of a Limited Tax General Obligation Refunding Bond in the principal amount of not to exceed \$4,068,984.94 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.)

RESOLUTIONS**Resolution 2020-0040 (Council Sponsor: Council Member Cathcart)**

Subsequent to an overview of Resolution 2020-0040 by Council Member Cathcart, the opportunity for public testimony, with no individuals requesting to speak, and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote, City Council **adopted Resolution 2020-0040** approving the Spokane Employees' Retirement System (SERS) Board's change in the employee and employer contribution rates in accordance with Spokane Municipal Code 4.14.070.

Resolution 2020-0041 (Council Sponsor: Council President Beggs)

Subsequent to an overview of Resolution 2020-0041 by Council President Beggs, the opportunity for public testimony, with no individuals requesting to speak, and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote, City Council **adopted Resolution 2020-0041 (as substituted)** establishing City policy and process for determining how the City should use its allocation of Coronavirus Relief Funds received from the State of Washington.

Resolution 2020-0042 (Council Sponsor: Council President Beggs)

Subsequent to an overview of Resolution 2020-0042 by Council President Beggs, the opportunity for public testimony, with no individuals requesting to testify, and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote in the affirmative, City Council **adopted Resolution 2020-0042** incorporating community requests, which have been identified by Council Members and their constituents and are enumerated in the attached addendum (on file in City Clerk's Office), into the City of Spokane's 2021-2026 Six Year Comprehensive Street Program. (Relates to Resolution 2020-0043 under "Hearings.")

Resolution 2020-0033 (Deferred from June 15, 2020, Agenda) (Council Sponsor: Council Member Mumm)

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

Upon Unanimous Roll Call Vote, City Council **adopted Resolution 2020-0033 (as substituted)** 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 (Deferred from June 15, 2020, Agenda) (Council Sponsor: Council Member Mumm)

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

Upon Unanimous Roll Call Vote, City Council **adopted Resolution 2020-0034 (as substituted)** providing for the issuance and sale of certain individual Limited Tax General Obligation Refunding Bonds in the aggregate principal amount of not to exceed \$14,291,298.54; 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.

FINAL READING ORDINANCES**Final Reading Ordinance C35908 (Deferred from June 1, 2020, Agenda) (Council Sponsor: Council President Beggs)**

Subsequent to Council commentary, the following action was taken:

Motion by Council Member Wilkerson, seconded by Council Member Kinnear, to **defer Ordinance C35908 (as substituted)**—establishing official City policy relating to homelessness response efforts; enacting a new section 18.05.030 to the Spokane Municipal Code—to July 13, 2020; **passed unanimously.**

Final Reading Ordinance C35870 (Deferred from June 15, 2020, Agenda) (Council Sponsor: Council Member Burke)

Subsequent to public testimony (received via the phone) and Council commentary, the following action was taken:

Motion by Council Member Wilkerson, seconded by Council Member Kinnear, **that Council will receive information about the effectiveness of the program** no later than December 2021; **rejected 2-5 (Council Members Cathcart and Wilkerson “aye” and Council President Beggs and Council Members Burke, Kinnear, Mumm, and Stratton “no.”)**

Following additional Council commentary, the following action was taken:

Upon 4-3 Roll Call Vote (Council Members Stratton, Cathcart, and Wilkerson voting “no”), the City Council passed **Final Reading Ordinance C35870 (as substituted on March 16, 2020)** prohibiting the use of so-called “mosquito” devices; amending sections 10.08D.030, 10.08D.050, and 10.08D.140 and enacting a new section 10.08D.145 of the Spokane Municipal Code.

FIRST READING ORDINANCES

The following Ordinance was read for the first time, with further action deferred:

ORD C35914 Relating to the eligibility of City employees to remain in SERS when transitioned to SREC and PFD; amending SMC sections 03.05.020, 03.05.030, 03.05.040, 03.05.070, 03.05.080, and 03.05.090 of the Spokane Municipal Code. (Council Sponsor: Council Member Cathcart)

There were no **Special Considerations.**

HEARINGS**Hearing on Resolution 2020-0043 (Council Sponsor: Council President Beggs)**

Subsequent to a presentation by Kevin Picanco of Integrated Capital Management and Council commentary, the following action was taken:

Motion by Council Member Mumm, seconded by Council Member Kinnear, **to formally add all the recommendations in the resolution (RES 2020-0042)** that the City Council adopted into the Six-Year Street Program; **carried unanimously.**

Following additional Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote, City Council **adopted Resolution 2020-0043** adopting the 2021-2026 Six-Year Comprehensive Street Program (as amended above).

ADJOURNMENT

There being no further business to come before the City Council, the Regular Administrative Session of the Spokane City Council adjourned at 7:24 p.m. following 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*.

ORDINANCE NO. C35870

An ordinance prohibiting the use of so-called “mosquito” devices; amending sections 10.08D.030, 10.08D.050, and 10.08D.140; and enacting a new section 10.08D.145 of the Spokane Municipal Code.

NOW THEREFORE, the City of Spokane does ordain:

Section 1. That section 10.08D.030 of the Spokane Municipal Code is amended to read as follows:

Section 10.08D.030 Definitions

All terminology used in this chapter which is not defined below shall be interpreted in conformance with the most recent definitions used by the American National Standards Institute (ANSI) or its successor body.

- A. “A-weighted sound level” means the sound pressure level in decibels measured using the A-weighted network on a sound level meter as specified by the American National Standards Institute specification for sound level meters as now existing or as hereafter amended or modified. The level so read is designated dBA.
- B. “Ambient sound” means the sound level at a given location that exists as a result of the combined contribution in that location of all sound sources, excluding the contribution of a source or sources under investigation for violation of this chapter and excluding the contribution of extraneous sound sources.
- C. “Amplified” means to increase a sound level by electronic, mechanical or other means.
- D. “Amplification equipment” means any device, whether mechanical, electrical, or other, used to increase the loudness or volume and intensity of sound.
- E. “Background sound level” means the level of all sounds in a given environment, independent of the specific source being measured.
- F. “Commercial noise” means noise emitted from commercial activities including those noises generated by a combination of equipment, facilities, operations, or activities employed in the production, storage, handling, sale, purchase, exchange, or maintenance of a product, commodity, or service and those noise levels generated in the storage or disposal of waste products.
- G. “dBA” means the sound level as measured with a sound level meter using the A-weighted network. This frequency weighting network for the measurement of sound levels shall comply with standards established by the American National Standards Institute specifications for sound level meters S1.4-1983 (R2006) / S.14A-1985 (R2006), or as amended.
- H. “Decibel” (dB) means the practical unit of measurement for sound pressure level; the number of decibels of a measured sound is equal to twenty times the logarithm to the base ten of the ratio of the sound pressure to the pressure of a reference sound (twenty micropascals); abbreviated “dB.”
- I. “EDNA” means environmental designation for noise abatement, which is an area within which maximum permissible noise levels are established by the Washington State department of ecology and this chapter.
- J. “Exterior electrical equipment noise” means noise emitted from electrical equipment located on the exterior of structures in all land use zones including, but not limited to, noise emitted from equipment used for heating and cooling of buildings.
- K. “Law enforcement officer” means a police officer or other officials who have a limited police commission.

- L. “Lmax” means the maximum recorded root mean square (rms) A-weighted sound level for a given time interval or event. Lmax “fast” is defined as a 125-millisecond time-weighted maximum.
- M. “L(n)” means sound level that is exceeded “n” percent of the time. For example a sound that exceeded a certain level eight percent of the time would be designated L08. A level exceeded ninety percent of the time would be designated as L90. The L90 descriptor is used to characterize the ambient condition in environments with extraneous sounds.
- N. “Mosquito device” means an electronic device which emits sound at a frequency of 17 kHz or above.
~~(“Plainly audible” means any sound for which any of the content of that sound, such as, but not limited to, comprehensible musical rhythms, is communicated to a person using his or her unaided hearing faculties. For the purposes of the enforcement of this chapter, the detection of any component of sound, including, but not limited to, the rhythmic bass by a person using his unaided hearing faculties is sufficient to verify plainly audible sound. It is not necessary for the person to determine the title, specific words or artist of music, or the content of any speech.)~~
- O. “Performer” means an artist who engages in any constitutionally-protected expressive activities on a public right-of-way, including but not limited to the following: acting, singing, playing musical instruments, pantomime, juggling, magic, dancing, reading, puppetry, sidewalk art, and reciting.
- P. “Plainly audible” means any sound for which any of the content of that sound, such as, but not limited to, comprehensible musical rhythms, is communicated to a person using his or her unaided hearing faculties. For the purposes of the enforcement of this chapter, the detection of any component of sound, including, but not limited to, the rhythmic bass by a person using his unaided hearing faculties is sufficient to verify plainly audible sound. It is not necessary for the person to determine the title, specific words or artist of music, or the content of any speech.
- Q. “Public disturbance noise” means unreasonable sound a person causes or permits to be caused, either originating from the real or personal property the person possesses or controls, or from the person or his personal property while on public property or the public right-of-way. “Unreasonable sound” is defined in this chapter.
- R. “Public right-of-way” means a public highway, road, street, avenue, alley, driveway, path, sidewalk, roadway, or any other public place or public way.
- S. “Receiving property” means real property, including, but not limited to, buildings, grounds, offices and dwelling units from which sound levels from sound sources outside the property may be measured. Individual offices or dwelling units within a building may constitute a receiving property.
- T. “Sound amplification equipment” means any machine or device for the amplification of the human voice, music or any other noise or sound.
- U. “Sound level” means a weighted sound pressure level measured by the use of a sound level meter using an A-weighted network and reported as decibels, dBA.
- V. “Sound level meter” means any instrument including a microphone, an amplifier, an output meter, and frequency weighting networks for the measurement of noise and sound levels in a specified manner and that complies with standards established by the American National Standards Institute specifications for sound level meters S1.4-1983 (R2006) / S1.4A-1985 (R2006), or as amended.
- W. “Unreasonable sound” means any excessive or unusually loud sound that unreasonably annoys, disturbs, interferes with, injures or endangers the peace, comfort, health, repose or safety of a reasonable person of normal sensitivities, or that causes injury or damage to property or business.

Section 2. That section 10.08D.050 of the Spokane Municipal Code is amended to read as follows:

Section 10.08D.050 Unlawful Sounds – Maximum Permissible Environmental Sound Levels and Prohibited Frequencies

- A. It is unlawful for any person to cause or permit sound, or for any person in possession or control of real or personal property to permit sound to intrude into the real property of another person whenever the sound exceeds the maximum permissible sound levels set forth in this chapter. Noise violations not otherwise identified in this chapter shall be subject to the sound limitations identified in SMC 10.08D.050 through SMC 10.08D.080.

B. It is unlawful for any person to use, deploy, or activate a mosquito device as defined in this chapter which is audible in any public space or right of way in Spokane, or to use, deploy, or activate any device which generates sound at a frequency of 8 kHz to 17 kHz and which is audible in any public space or right of way in Spokane for longer than five (5) minutes in any one-hour period.

Section 3. That section 10.08D.140 of the Spokane Municipal Code is amended to read as follows:

Section 10.08D.140 Violation – Penalty

~~A. A first violation of this chapter (, except as noted in subsection (B), shall be a misdemeanor, the maximum penalty for which shall be ninety days in jail or a fine of one thousand dollars, or both such fine and imprisonment.~~

- ~~1. Upon the first criminal conviction, the court shall impose a minimum mandatory fine of five hundred dollars, of which two hundred fifty dollars shall not be suspended or deferred.~~
- ~~2. Upon a subsequent conviction, the court shall impose a minimum mandatory fine of seven hundred dollars, of which four hundred dollars shall not be suspended or deferred.~~
- ~~3. Mandated minimums shall include statutory costs and assessments.~~

~~B. The first violation of SMC 10.08D.080, SMC 10.08D.090(C) and SMC 10.08D.120 caused by sounds)) shall constitute a class 2 civil infraction. A second violation within a one year period shall be a ((misdemeanor pursuant to SMC 10.08D.140(A))class 1 civil infraction. A third violation within a one-year period shall be a misdemeanor.~~

~~((C:))B. No person shall be cited under this chapter unless the person engaged in the prohibited conduct has been notified by a law or code enforcement officer that the conduct violates this chapter, ((and)) has been given an opportunity to comply, and has refused to comply. If the individual fails to comply, a law or code enforcement officer may ((than))then ((issue a citation))take enforcement action under this section.~~

Section 4. That there is enacted a new section 10.08D.145 of the Spokane Municipal Code to read as follows:

Section 10.08D.145 Violation deemed a nuisance.

Violation of SMC 10.08D.050, 10.08D.070 or 10.08D.090 is a nuisance. Any individual who is harmed by the nuisance may file a civil action for abatement pursuant to chapter 7.48, RCW.

**Passed by City Council June 22, 2020
Delivered to Mayor June 29, 2020**

CITY OF SPOKANE, WASHINGTON

LIMITED TAX GENERAL OBLIGATION REFUNDING BOND, 2020 SERIES J – [RIVERFRONT PARK/IRON BRIDGE]
(TAXABLE)

ORDINANCE NO. C35911

AN ORDINANCE OF THE CITY OF SPOKANE, WASHINGTON, PROVIDING FOR THE ISSUANCE AND SALE OF A LIMITED TAX GENERAL OBLIGATION REFUNDING BOND IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,068,984.94. 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.

ADOPTED June 22, 2020

PREPARED BY:

McALOON LAW, PLLC
Spokane, Washington

CITY OF SPOKANE, WASHINGTON

LIMITED TAX GENERAL OBLIGATION REFUNDING BONDS, 2020 SERIES J [RIVERFRONT PARK/IRON BRIDGE] (TAXABLE)

ORDINANCE NO. C35911

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CITY OF SPOKANE, WASHINGTON

ORDINANCE NO. C35911

AN ORDINANCE OF THE CITY OF SPOKANE, WASHINGTON, PROVIDING FOR THE ISSUANCE AND SALE OF A LIMITED TAX GENERAL OBLIGATION REFUNDING BOND IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,068,984.94 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.

WHEREAS, the City of Spokane, Spokane County, Washington (the "City"), is a first-class charter city duly organized and existing under and by virtue of the laws of the State of Washington and the Charter of the City; and

WHEREAS, the City currently has outstanding \$4,068,984.94 principal amount of its Limited Tax General Obligation and Refunding Bond, Series 2016 (Taxable), issued on September 30, 2016, pursuant to Ordinance No. C35430 (the "2016 Bond") to refund the City's Limited Tax General Obligation Bonds, Series 2005A (Tax-Exempt) issued on August 3, 2005 pursuant to Ordinance No. C33695 for the purpose of funding improvements to the Riverfront Park Gondola Sky Ride and public improvements within the Iron Bridge Increment Area; and

WHEREAS, the 2016 Bond was purchased by the Spokane Investment Pool ("SIP") and is prepayable, in whole or in part, at any time, with payments to apply first to interest and then to principal; and

WHEREAS, the City is authorized and empowered by chapters 35.22, 35.86, 39.36, 39.46, 39.50 and 39.53 RCW to issue, sell and deliver limited tax general obligation bonds for the purpose of providing funds to refund the 2016 Bond; and

WHEREAS, RCW 35.39.030(4) authorizes the City to invest its money in general obligation or utility revenue bonds or warrants of its own or of any other city or town in the state, and Sections 5.8.5 and 5.12.1 of the City's Administrative Policy and Procedure for Investments ("Investment Policy") further authorize the City Treasurer to invest in general obligation bonds or other bonds issued by the City as defined in Section 4.9 of the Investment Policy; and

WHEREAS, in order to achieve savings which can be achieved due to significantly lower interest rates, it is deemed necessary and in the best interest of the City to provide for the refunding of the 2016 Bond and restructuring of the debt service thereon through the issuance of a limited tax general obligation refunding bond (the "Bond") to be purchased by SIP.

NOW THEREFORE, BE IT ORDAINED by the City Council as follows:

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

Annual Debt Service for any fiscal year or calendar year means the sum of the interest and principal due in such year on the Bond. If the interest rate on any such Bond is other than a fixed rate, the rate applicable at the time of the computation shall be used.

Bond means the City of Spokane Limited Tax General Obligation Refunding Bond, 2020 Series J [Riverfront Park/Iron Bridge] (Taxable), issued pursuant to this ordinance in the principal amount of not to exceed \$4,068,984.94.

Bond Owner or Registered Owner means the City of Spokane, as payee, for the benefit of the Spokane Investment Pool.

Bond Registrar means the Treasurer or any successor appointed by the Treasurer.

Bond Year means the twelve (12) month period beginning on the date of issuance of the Bond.

City means the City of Spokane, Spokane County, Washington.

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

Maturity Date means a date not to exceed five (5) years from the date of issuance of the Bond.

Permitted Investments means any investments of City funds permitted under the laws of the State of Washington as amended from time to time.

SIP means the Spokane Investment Pool.

SIP Internal Lending Rate means an interest rate formula for the interfund lending of funds from the Spokane Investment Pool, calculated as of the first day of the month in which the Bond is issued as follows: a rate equivalent to the United States Treasury Rate of like maturity plus 50 basis points (.50%).

Treasurer means the Treasurer of the City, or any successor to the functions of the Treasurer.

2016 Bond means the Limited Tax General Obligation Refunding Bond, Series 2016, issued on September 30, 2016, and authorized by Ordinance No. C35430.

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;

(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 terms of the Bond for the benefit of the City. Therefore, this ordinance shall be in full force and effect immediately upon its passage by the affirmative vote of one or more than a majority of the Council.

Section 3. Authorization and Description of Bond To provide funds to refinance the 2016 Bond and to pay costs of issuing the Bond, the City shall issue a limited tax general obligation refunding bond of the City to the SIP in the principal amount of \$4,068,984.94 for the Bond to document and restructure an interfund loan facility with the SIP.

The Bond shall be dated as of its date of delivery to the SIP, shall be in the amount specified above, shall be fully registered as to principal and interest, shall be numbered in such manner and with any additional identification as the Bond Registrar deems necessary for identification, and shall mature on the Maturity Date.

The Bond shall bear interest at the applicable SIP Internal Lending Rate in effect on the date this ordinance is adopted by the City Council. Interest shall be calculated on the basis of a 360-day year consisting of twelve 30-day months. The Bond shall be amortized to create approximately level debt service based on semi-annual payments of principal and interest, with final payment of principal and all accrued interest on the Maturity Date, which final payment may be a balloon payment.

Section 4. Sale of Bond The City Council hereby approves the SIP's offer to purchase the Bond and refinance an existing interfund loan on the terms set forth in this ordinance and the accompanying draft payment and amortization schedules. The proper City officials are hereby authorized and directed to do everything necessary for the prompt execution and delivery of the Bond to the City of Spokane for the benefit of the Spokane Investment Pool. On or prior to the closing date, the SIP shall provide the City with a final repayment and amortization schedule for the Bond.

Section 5. Application of Bond Proceeds

(a) The proceeds of the Bond shall be expended to pay the costs of refinancing the 2016 Bond and to pay the costs of issuing the Bond as authorized herein.

(b) The net proceeds of the Bond shall be deposited into the Asset Management Fund for the purposes of refunding the 2016 Bond and discharging the obligations of the City relating thereto under Ordinance No. C35430.

Section 6. Pledge of Funds and Credit To pay principal of and interest on the Bond as the same shall become due, the City hereby irrevocably covenants that it will deposit available City funds into the Asset Management Fund in amounts sufficient to pay the principal of and interest on the Bond. The full faith, credit and taxing power of the City are hereby irrevocably pledged for the prompt payment of such principal and interest.

Section 7. Registration and Payments The Treasurer shall act as authenticating agent, paying agent and registrar for the Bond (collectively, the "Bond Registrar"). Both principal of and interest on the Bond shall be payable in lawful money of the United States of America. Payments of principal of and interest on the Bond shall be paid by interfund transfer, check, wire or electronic transfer. Final payment of all principal of and interest on the Bond shall be paid upon presentation and surrender of the Bond to the Bond Registrar. The Bond is not transferable.

Section 8. Prepayment. At the option of the City, or upon demand of the SIP, the Bond may be prepaid, in whole or in part, at any time, with prepayments to apply first to interest and then to principal.

Section 9. Execution and Authentication of Bond The Bond shall be executed on behalf of the City with the manual or facsimile signature of the Mayor and attested with the manual or facsimile signature of the City Clerk. In case any of the officers who shall have signed or attested the Bond shall cease to be such officer before such Bond has been actually issued and delivered, such Bond shall be valid nevertheless and may be issued by the City with the same effect as though the persons who had signed or attested such Bond had not ceased to be such officers.

Only a Bond that bears a Registration Certificate in the form set forth in Section 10 hereof, manually executed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this ordinance. Such Registration Certificate shall be conclusive evidence that the Bond so authenticated have 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 shall have been authenticated or delivered by the Bond 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 as at the actual date of execution of the Bond shall be the proper officers of the City although at the original date of the Bond any such person shall not have been such officer of the City.

Section 10. Form of Bond The Bond shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. R-__ \$[4,068,984.94]

STATE OF WASHINGTON
CITY OF SPOKANE

LIMITED TAX GENERAL OBLIGATION REFUNDING BOND, 2020 SERIES J [RIVERFRONT PARK/IRON BRIDGE]
(TAXABLE)

INTEREST RATE: SIP Internal Lending Rate, as described in the Bond Ordinance

MATURITY DATE: _____

REGISTERED OWNER: CITY OF SPOKANE, WA for the benefit of the SPOKANE INVESTMENT POOL

PRINCIPAL AMOUNT: [_____] AND NO/100 DOLLARS

CITY OF SPOKANE, Spokane County, Washington, a municipal corporation of the State of Washington (the "City"), for value received hereby promises to pay to the Registered Owner identified above, the principal amount of this Bond, in an amount not to exceed the Principal Amount indicated above.

This Bond is issued under authority of Ordinance No. _____, adopted by the City Council on [_____, 2020] (the "Bond Ordinance"), to pay the costs of refunding the City's Limited Tax General Obligation and Refunding Bond, Series 2016 and to the pay the costs of issuance of the Bond. Capitalized terms not otherwise defined in this Bond shall have the meanings given such terms in the Bond Ordinance.

Both principal of and interest on this Bond are payable in lawful money of the United States of America. Upon final payment of all installments of principal and interest thereon, this Bond shall be submitted to the Treasurer of the City (the "Bond Registrar") for cancellation and surrender. Installments of principal of and interest on this Bond shall be paid by interfund transfer or by check or draft mailed on the date such principal and interest is due or by electronic funds transfer made on the date such interest is due to the registered owner or nominee at the address appearing on the Bond Register.

This Bond is not transferable. This Bond is prepayable upon demand by the SIP.

The City reserves the right to prepay principal of this Bond, in whole or in part, at any time, with no prepayment penalty in accordance with the terms of the Bond Ordinance.

To pay installments of principal of and interest on this bond as the same shall become due or on demand by the SIP, the City hereby irrevocably covenants that it will deposit available City funds into the City's Asset Management Fund in amounts sufficient to pay such principal and interest. The full faith, credit and taxing power of the City are hereby irrevocably pledged for the prompt payment of such principal and interest.

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 Registration Certificate hereon shall have been manually signed by the Bond Registrar.

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, as of the _____ day of _____, 20____.

CITY OF SPOKANE, WASHINGTON

CERTIFICATE OF AUTHENTICATION

Date of Authentication: _____.

This bond is the Limited Tax General Obligation Refunding Bond, 2020 Series J [Riverfront Park/Iron Bridge] (Taxable) of the City dated _____, 2020 described in the within-mentioned Bond Ordinance.

TREASURER of the City of Spokane, as Bond Registrar

By _____/s/_____

Section 11. Ongoing Disclosure. The Bond is not subject to Rule 15c2-12 of the Securities and Exchange Commission under the Securities Exchange Act of 1934, and the City makes no undertaking regarding ongoing disclosure with respect to the Bond.

Section 12. Prior Acts All acts taken pursuant to the authority of this ordinance but prior to its effective date are hereby ratified and confirmed.

Section 13. 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 provisions of this ordinance and shall in no way affect the validity of the other provisions of this ordinance or of the Bond.

Section 14. Effective Date This ordinance shall become effective immediately upon its passage, pursuant to the declaration of emergency in Section 2 hereof.

**Passed by City Council June 22, 2020
Delivered to Mayor June 29, 2020**

ORDINANCE NO. C35913

An ordinance amending Ordinance No. C35857, passed by the City Council December 16, 2019, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2020, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2020, declaring a public emergency, and providing it shall take effect immediately upon passage under Section 16(D) of the City Charter as necessary for the immediate support of the public health, safety, and welfare of the citizens of Spokane", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2020 budget Ordinance No. C35857, as above entitled, and which passed the City Council December 16, 2019, it is necessary to make changes in the appropriations of the VOYA Defined Contribution Administrative Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the VOYA Defined Contribution Administrative Fund, the following changes be made:

FROM:	1985-31500	VOYA Defined Contr Admin Fund	
	99999-34197	Employment Benefit Admin Fees	<u>\$36,000</u>
TO:	1985-31500	VOYA Deferred Contr Admin Fund	
	17210-54202	Advisory Technical Service	<u>\$36,000</u>

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to create an additional budget department, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

**Passed by City Council June 22, 2020
Delivered to Mayor June 29, 2020**

ORDINANCE NO. C35915

An ordinance amending Ordinance No. C35857, passed by the City Council December 16, 2019, and entitled, "An ordinance adopting the Annual Budget of the City of Spokane for 2020, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2020, and providing it shall take effect immediately upon passage", and declaring an emergency.

WHEREAS, subsequent to the adoption of the 2020 budget Ordinance No. C35857, as above entitled, and which passed the City Council December 16, 2019, it is necessary to make changes in the appropriations of the Street Fund, which changes could not have been anticipated or known at the time of making such budget ordinance; and

WHEREAS, this ordinance has been on file in the City Clerk's Office for five days; - Now, Therefore,

The City of Spokane does ordain:

Section 1. That in the budget of the Street Fund, and the budget annexed thereto with reference to the Street Fund, the following changes be made:

FROM:	1100-21900	Street Fund	
	42500-05660	Bridge Maintainer II (Sal Sav)	<u>\$25,509</u>
TO:	1100-21300	Street Fund – Signals & Lighting	
	42640-02720	Signal Maintenance Tech	<u>\$21,728</u>
	42640-52110	Social Security	<u>\$1,662</u>
	42640-52210	Retirement	<u>\$2,119</u>

Section 2. It is, therefore, by the City Council declared that an urgency and emergency exists for making the changes set forth herein, such urgency and emergency arising from the need to implement classification and pay adjustments in accordance with approved union agreements and city policies, and because of such need, an urgency and emergency exists for the passage of this ordinance, and also, because the same makes an appropriation, it shall take effect and be in force immediately upon its passage.

Passed by City Council June 22, 2020
Delivered to Mayor June 29, 2020

Policies and Procedures

CITY OF SPOKANE	RULE 4100-20-01
DEPARTMENT WATER AND HYDRO-ELECTRIC	
PUBLIC RULE AND PROCEDURE	LGL 2020-0020
TITLE : WATER HYDRANT USAGE POLICY & FEES	
EFFECTIVE DATE: June 1, 2020	
REVISION EFFECTIVE DATE: N/A	

1.0 GENERAL

- 1.1 The City of Spokane Water and Hydroelectric Department (Water Department) establishes the following public rule and procedure regarding temporary usage of City owned and maintained Fire Hydrants.
- 1.2 The City maintains and operates approximately 7,500 water hydrants within the water service area. Water usage from these hydrants by permitted individuals and companies amounts to approximately 1.5 billion gallons of water each year.
- 1.3 The City, in order to ensure safe reliable drinking water for its customers, must maintain the water quality of the entire system, which includes the fire suppression system.

- 1.4 There have been documented incidents where use of water from a hydrant by a permitted individual resulted in contamination of the water system. Such incidents have the potential to be catastrophic on the system and the City's water system customers.
- 1.5 It is of paramount importance for the City to manage access to its water hydrants to ensure safe reliable water is available for all customers.
- 1.6 Usage of water hydrants by permitted individuals and companies is a privilege and subject to this Public Rule and Procedure.
- 1.7 This Public Rule implements Spokane Municipal Code (SMC) and provisions under 13.04.130, 13.04.190, 13.04.1904, 13.04.1918, and 13.04.2024.

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- 5.0 POLICY
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- 7.0 RESPONSIBILITIES
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2.0 DEPARTMENTS/DIVISIONS AFFECTED

This public rule and policy shall apply to the public use of the City of Spokane's water hydrants.

3.0 REFERENCES

Chapter 13.04 SMC
Chapter 35.92 RCW
Chapter 70.116 RCW
Chapter 246-193 WAC, Part III
42 USC Section 300i-1

4.0 DEFINITIONS

- 4.1 "Director" – Director of the Water and Hydro-electric Department or designee.
- 4.2 "Hydrant Cage" – consists of water meter, backflow device and control valve used by non-City of Spokane personnel
- 4.3 "Hydrant Disk" – Colored plastic "doughnut" used by City of Spokane staff that must be affixed to the hydrant during use of that hydrant.
- 4.4 "Hydrant Gate Valve" – A control valve used to stop or regulate the flow of water by means of a rising barrier or gate.
- 4.5 "Hydrant Permit" – is a permit as issued pursuant to SMC 13.04.130. Such Permits will be allowed in very limited circumstances following written application and written approval by the Director of the Water and hydroelectric Department, or their designee.
- 4.6 "Hydrant Port" – The point of connection for appurtenance. On typical hydrants there are two 2.5" ports and one 5.25 inch port.
- 4.7 "Hydrant Wrench" – Specialized wrench for removing hydrant port caps and to operate the hydrant. The hydrant wrench is the only means acceptable to access and operate a hydrant.

5.0 POLICY

- 5.1 Use of a water hydrant by non-City Water personnel or fire Department personnel without written permission is strictly prohibited.
- 5.2 The conditions and procedures established by this Public Rule and procedure are set to achieve:

- 5.2.1 Protection of the City's Water System from backflow contamination;
 - 5.2.2 Protection and active management of water hydrants such to maintain proper operating conditions for the City's Fire Protection Program;
 - 5.2.3 Accommodation of temporary, construction, or mobile commercial users whose "Condition-of-use" tenders permanent metering installation impractical.
- 5.3 To obtain temporary access to a water hydrant, a person or company must make a written application to the Director of the Water and Hydroelectric Department through Utility Billing.
- 5.4 Any person drawing water from a hydrant or standpipe in the City of Spokane for local area use shall first apply to the Director of Water and Hydroelectric for a permit and shall abide by all rules, regulations, and procedures in connection with the permit that the Public Works Division may adopt.
- 5.5 The City Water and Hydroelectric Department reserves the right to revoke any issued permit. Water use may be suspended during periods subject to freezing temperatures or drought conditions.
- 5.6 All applications for hydrant permits require either a monetary deposit or verified certificate of liability insurance naming the City of Spokane as an additional insured, for any damage to the equipment or surrounding area/environs.

6.0 PROCEDURES

6.1 Conditions for Hydrant Use Permits:

- 6.1.1 The Water Department may authorize temporary water service from the distribution system, via a hydrant use permit, if no other source of water is available.
- 6.1.2 Each month, the Permit Holder must provide to the Water Department a listing of the hydrant or hydrants used during the previous month. Only center stem hydrants may be accessed by the public.
- 6.1.3 The Water Department may deny a request for or revoke a hydrant use permit due to low water supply, low water flow or pressure, or at the discretion of the Water Department Director.
- 6.1.4 The Water Department may deny a request for a hydrant use permit based on a history of unpaid bills due to the Water Department, past performance, or falsification of records by the permit applicant for past hydrant use.
- 6.1.5 Individuals requesting a permit for the use of the Water Department hydrants must complete a hydrant permit application and present photo identification and, if representing a business or organization, provide proof of the business by which they are employed or the organization of which they are a member.

6.2 Requirements for Hydrant Use

- 6.2.1 The permit holder will be responsible for compliance with City and State cross-connection control codes and regulations, as well as for any damages resulting from a backflow event at the permitted site.
- 6.2.2 The permit holder must use a Water Department supplied or approved hose assembly with a valve and a meter (where required by Water Department per Section 6.4 below).
- 6.2.3 The permit holder must use a Water Department supplied Reduced Pressure Backflow Assembly (RPBA) to protect the water supply and public health from potentially harmful water backflow.
- 6.2.4 A valid hydrant use permit, along with the RPBA and meter, must be connected to the hydrant at all times during hydrant use.
- 6.2.5 When a hydrant is not in use, the hydrant shall be closed so that it is no longer charged.
- 6.2.6 The Water Department may inspect without notice the installation and operation of the hydrant.
- 6.2.7 The Water Department may revoke a hydrant use permit if Water Department determines that the installation conditions are unacceptable or a hydrant is being used improperly.

6.3 Fees and Charges for Hydrant Use

- 6.3.1 Permit holder will pay a permit fee, a meter use fee (if applicable), and consumption charges for the water used based on metered use or a daily rate as applicable. See Attachment 8.3.
- 6.3.2 Water Department may assess per day water charges for the entire term of the permit in the event there is evidence of hydrant meter tampering, damage to the hydrant meter or other action that prohibits Water Department from accurately determining the amount of water used.
- 6.3.3 In the event of damaged or lost Water Department-provided equipment, Water Department will assess charges equal to the cost of the damaged or lost equipment, including overhead cost.
- 6.3.4 Water Department will charge the permit holder on a time and material basis for any hydrant repairs necessitated by the improper operation of the hydrant.
- 6.3.5 Water Department will charge monetary penalties, in addition to all other hydrant use charges and fees, when a hydrant use permit is revoked by Water Department, or when a hydrant is being used without a hydrant permit or required hydrant meter and RPBA.

6.4 Required Hydrant Meters

- 6.4.1 Hydrant meters will be required to be used by permit holders.
 - 6.4.1.1 no other acceptable or practical method of measuring or estimating actual water used is practical, and
 - 6.4.1.2 one hydrant at a time only will be used per permit, and
 - 6.4.1.3 forecasted weather will allow a meter to be used without causing damage due to freezing.
- 6.4.2 Hydrant meters may be required under other circumstances at Water Department's discretion.

6.5 Multiple Hydrants

- 6.5.1 Use of multiple hydrants at the same time with a single permit is unlawful. Only one Hydrant can be operated per permit.
- 6.5.2 A permit holder may change location of a permitted hydrant by contacting and obtaining approval from the Director in advance of use.

6.6 Roles and Responsibilities

- 6.6.1 Permit holder is responsible for:
 - Ensuring the required backflow protection is properly installed and operated at all times while connected to the water system, as well as making the equipment available for inspection at any time.
 - Understanding and abiding by this Public Rule and Procedure
 - Using only the designated (center stem) hydrant(s) to draw water.
 - Ensuring safe and proper installation and operation of the hydrant and hose assemblies.
 - Properly disposing of any wastewater or drainage generated from hydrant use.
 - Providing Fire Department unobstructed access to the hydrant at all times.
 - Reporting to Water Department if hydrant is leaking or not operating properly.
 - Returning to Water Department any Water Department-supplied equipment in the same condition as issued.
 - Reimbursing Water Department for any repairs or replacements of the hydrant or other Water Department-provided equipment.
 - Paying deposits, fees and charges as required by Water Department for the hydrant use.
 - Permit holder is responsible for any and all property damage as a result of their use or negligence.

6.6.2 Water Department is responsible for:

- Confirming the appropriate hydrant is being used.
- Issuing and reading meters when required.
- Timely and proper billing to the permit holder for the hydrant use.

6.7 Special Situations

6.7.1 At the discretion of the Water Department Director, Water Department may authorize the use of hydrants by other entities for emergency response and emergency response training under terms and conditions that, while protecting drinking water quality and the water system, may differ from those specified in this policy. Authorization will be provided in writing and will contain the applicable terms and conditions for use. Such authorization may waive charges and fees for use of the hydrants.

6.8 Illegal Taking of water

Only authorized persons, such as, certain City of Spokane personnel for legitimate purpose or persons with hydrant use permits may operate a hydrant. Persons illegally taking water from a hydrant may be fined up to \$1,000 in 2020 per Spokane Municipal Code 13.04.1904, and any equipment will be confiscated by the City of Spokane.

7.0 RESPONSIBILITIES

The Water and Hydroelectric Department shall administer this public rule and procedure.

8.0 APPENDICES

8.1 Sample Permit

Referenced attachments on file in the Office of the City Clerk.

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.

CRIME ANALYST SPN 035 OPEN ENTRY

DATE OPEN: Monday, June 29, 2020

DATE CLOSED: Tuesday, July 14, 2020 at 4:00 p.m.

SALARY: \$45,033.98 annual salary, payable bi-weekly, to a maximum of \$70,332.19

DESCRIPTION:

Spokane Police Department (SPD) is currently seeking a Crime Analyst to join the Crime and Intelligence Analysis Team! SPD Crime Analysis is known for their proactive analysis, forward thinking, and is often chosen as a model by other regional units for their innovation.

SPD is looking for an individual who is innovative, able to think creatively, sometimes out of the box, and be able to fit well in a team environment. Common values include integrity, professionalism, and compassion. A successful team member shows a strong desire for the units, agency, and community to succeed.

Our Crime Analysts are encouraged to further their training whether on-the-job or formally. Various perks include the potential for an alternative work schedule, amazing employee benefits, and a pension plan!

If you find yourself wanting to be part of an exceptional team, then we encourage you to apply today!

DUTIES:

- Researches, compiles, and analyzes information, statistics, and other data from a variety of sources, including the records management system, in order to determine patterns and correlations of criminal activities.
- Uses crime analysis techniques, including mapping and statistical analysis, to evaluate and forecast possible future criminal activities.
- Analyzes and compares operational data including crime trends, hot spots, type and location of incidents, and periods of peak activities in order to assist with the development and implementation of directed patrol programs and task forces.
- Identifies crime patterns and develops profiles of crime suspects.
- Correlates recent parolees, known offenders, gangs, places, and relationships with other known criminals or persons of interest in order to assist with investigations.
- Creates and maintains computer databases, spreadsheets, and graphical displays using appropriate software.
- Assists in the development of and utilizes software queries and other data extraction techniques.
- Prepares and presents verbal, written, and graphical reports, including maps of hot spots and other crime analysis reports to officers and senior staff in the department and to law enforcement officials and others outside the department.
- Operates a personal computer to access and file data and to prepare reports.
- Performs related work as required.

MINIMUM QUALIFICATIONS:

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

Open Entry Requirements:

(Open-entry applicants must meet all requirements when they apply.)

- *Education:* Two years of college education in law enforcement, criminal justice, business, statistics, sociology, information systems, or a closely related field.
- *Experience:* Two years of paid work experience in computerized statistical analysis, research, and trend identification.
- *Substitution:* Experience in crime analysis or commissioned law enforcement may be substituted for the education requirement on a year-for-year basis.

NOTE: In order to receive credit for education or training, you must attach copies of your transcripts, diploma, or relevant certificates to your online application.

EXAMINATION DETAILS:

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

- T&E: 100%

T&E Evaluation Details

The Training and Experience examination with instructions will be emailed out via a link from FastTest (noreply@fasttestweb.com) upon closure of the recruitment on July 14, 2020. You will have one week to complete the examination.

- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- Failure to complete all of the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each examination question.
- Resumes or questionnaires uploaded as attachments will not be accepted in lieu of completing each question online.

"See Resume" or "See above," etc., are not qualifying responses and will not be considered.

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

Upon request, at time of application, the City will provide alternative accessible tests to individuals with disabilities that impair manual, sensory or speaking skills needed to take the test, unless the test is intended to measure those skills.

TO APPLY:

An application is required for promotional applicants. Applications must be completed online at: <http://my.spokanecity.org/jobs> by 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 with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

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

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 24th day of June 2020.

MARK LINDSEY
Chair

AMBER RICHARDS
Chief Examiner

ASSOCIATE ENGINEER SPN 232
OPEN ENTRY

DATE OPEN: Monday, June 29, 2020

DATE CLOSED: Tuesday, July 21, 2020 at 4:00 p.m.

SALARY: \$65,897.28 annual salary, payable bi-weekly, to a maximum of \$91,329.12

DESCRIPTION:

Independently evaluates, selects, and applies standard engineering techniques, procedures, and criteria in the development, investigation, and construction of Public Works projects and systems.

DUTIES:

- May perform planning, design, construction management and/or operations functions of public works projects within their respective department.
- Performs work for various Public Works projects involving conventional types of plans, investigations, surveys, structures, or equipment with relatively few complex features for which there are precedents.
- Prepares specifications and cost estimates for various Public Works and Utilities projects.
- Conducts professional engineering studies relating to present activities and future projects.
- Collects and analyzes data and confers with supervisors regarding the feasibility of design.
- Prepares reports and makes recommendations relating to the conduct of engineering activities or to the acceptance of contracts and bids received for proposed projects.
- May be required to work in the field on particularly complex construction projects or during emergencies.
- Operates an automobile, drafting equipment, personal computer, reprographic equipment, and calculator.
- Researches new methods, products and materials related to public works projects.
- Evaluates and reviews the appropriateness of implementing new methods, products and materials in City projects. Makes recommendations to other departments.
- Performs related work as required.

HYDRAULIC AND HYDROLOGIC ANALYSIS (designated positions)

- Performs analysis of combined and separated sewer systems, and water systems.
- Develop and calibrates the analysis procedures for both hydrologic/hydraulic investigation to determine sizing of conveyance pipes, tanks, and combined sewer overflow facilities.
- Develops and documents water and wastewater flow projections to assess future facility needs.

MINIMUM QUALIFICATIONS:**Open Entry Requirements:**

(Open entry applicants must meet all requirements when they apply.)

- *Education:* Graduation from an accredited four-year college or university, with a degree in Civil Engineering or possession of a recognized Engineer in Training Certificate.
- *Experience:* Four years of Civil Engineering experience.
- *Substitutions:* A master's degree in Engineering may substitute, for one year of experience.
- *Certifications:* Possession of a valid driver's license or equivalent mobility.

Note: Open-Entry applicants will also qualify by providing proof of approval by the Washington Department of Licensing to take the Principles and Practice of Engineering (PE) exam in a Civil Engineering discipline.

Note: In order to receive credit for education or training, you must attach copies of your transcripts, diploma, or relevant certificates to your online application.

EXAMINATION DETAILS:

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire. The examination will consist of a training and experience evaluation (T&E) with scoring weight assigned as follows:

- T&E: 100%

TRAINING AND EXPERIENCE EVALUATION DETAILS:

The Training and Experience examination with instructions will be emailed out via a link from FastTest (noreply@fasttestweb.com), upon closure of the recruitment on July 21, 2020. You will have one week to complete the examination.

- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- Failure to complete all of the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each examination question.
- Resumes or questionnaires uploaded as attachments will not be accepted in lieu of completing each question online.
- "See Resume" or "See above," etc., are not qualifying responses and will not be considered.

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

Upon request, at time of application, the City will provide alternative accessible tests to individuals with disabilities that impair manual, sensory or speaking skills needed to take the test, unless the test is intended to measure those skills.

TO APPLY:

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Notice for Bids

Supplies, Equipment, Maintenance, etc.

PLAN ADMINISTRATION AND RECORD KEEPING SERVICES

City of Spokane Retirement Department

RFP #5309-20

Description: The City of Spokane is soliciting electronic Proposals for **PLAN ADMINISTRATION AND RECORD KEEPING SERVICES**

Sealed Proposals will be unsealed and acknowledged at the 1:15 p.m. public bid opening via WebEx meeting on **MONDAY, JULY 27, 2020** for PLAN ADMINISTRATION AND RECORD KEEPING SERVICES for the City of Spokane Retirement 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, July 27, 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: July 1 & 8, 2020

