



Official Gazette

City of Spokane, Washington

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

Volume 110

SEPTEMBER 30, 2020

Issue 40



MAYOR AND CITY COUNCIL

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COUNCIL PRESIDENT BREEAN BEGGS

COUNCIL MEMBERS:

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MICHAEL CATHCART (DISTRICT 1)

LORI KINNEAR (DISTRICT 2)

CANDACE MUMM (DISTRICT 3)

KAREN STRATTON (DISTRICT 3)

BETSY WILKERSON (DISTRICT 2)

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Statement of Ownership

STATEMENT OF OWNERSHIP**MANAGEMENT AND CIRCULATION**

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I certify that the statements made by me above are true and complete.

September 25, 2020 TERRI L. PFISTER, Editor

Publish: September 30, 2020

Minutes

MINUTES OF SPOKANE CITY COUNCIL

Monday, September 21, 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 Sessions and the 6:00 p.m. Legislative Session were held virtually and streamed live online and aired on City Cable 5. Pursuant to Governor Jay Inslee's Ninth Updated Proclamation 20-28.9, dated August 31, 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 October 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 was 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.)

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

Advance Agenda Review

The City Council received an overview from staff on the September 28, 2020, Advance Agenda items.

Action to Approve September 28, 2020, Advance Agenda

Following staff reports and Council inquiry and discussion regarding the September 28, 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 Kinnear, **to approve** the Advance Agenda for Monday, September 28, 2020; **carried unanimously**.

ADMINISTRATIVE SESSION

Current Agenda Review

The City Council considered the September 21, 2020, Current Agenda.

Council Suspension of the Rules

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

Contract Amendment with the Washington State Department of Commerce (OPR 2020-0549) (Relates to Special Budget Ordinance C35948)

Motion by Council Member Stratton, seconded by Council Member Wilkerson and Kinnear **to add** Consent Agenda Item No. 13—Contract Amendment with the Washington State Department of Commerce to receive additional CARES Act revenue for reimbursement of eligible expenditures related to the COVID response—to the agenda; **carried unanimously**.

Special Budget Ordinance C35948 (Relates to OPR 2020-0549)

Motion by Council Member Stratton, seconded by Council Member Wilkerson, **to add** Special Budget Ordinance C35948 budgeting for additional City CARES Act funding received from the State Department of Commerce; **carried unanimously**.

Final Reading Ordinances C35939 and C39540

Motion by Council Member Mumm, seconded by Council Member Wilkerson, **to add** Ordinance C35939 (amending Ordinance C32481 passed by City Council on August 30, 1999, that amended Ordinance C29198 passed by City Council September 6, 1988, pertaining to the vacation of Carlisle Avenue to the agenda) and Final Reading Ordinance C35940 (amending Ordinance No. C34470, which created the Spokane University District Revitalization Area to the agenda) to the Legislative Agenda; **carried unanimously**.

Motion by Council Member Kinnear, seconded by Council Member Wilkerson, **to substitute** Final Reading Ordinance C359540—amending Ordinance No. C34470, which created the Spokane University District Revitalization Area—(and thereby replace the previously filed version); **carried unanimously**.

Final Reading Ordinance C35924

Motion by Council Member Kinnear, seconded by Council Members Cathcart and Stratton, **to defer** Final Reading Ordinance C35924—granting Yellowstone Pipe Line Company, a corporation, Chartered in the State of Delaware, the nonexclusive right, privilege, authority and franchise to construct, operate, maintain, remove, replace, and repair existing pipeline facilities, together with equipment and appurtenances thereto, for the transportation of petroleum products and byproducts in the public right-of-way within and through the City of Spokane, Spokane County, WA—for three weeks (to October 12, 2020); **carried unanimously**.

CONSENT AGENDA

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

Value Blanket Renewal No. 1 of 4 with Core & Main (Spokane) for gate valves for the Water & Hydroelectric Services Department—not to exceed \$200,000 (incl. tax). (No change in cost from the original 2019 RFQ) (OPR 2019-0684 / RFQ 5151-19)

Contract Extension No. 3 of 3 with Property Registration Champions, LLC (Melbourne, FL) for Foreclosure Property Registry Program from October 1, 2020, through September 30, 2021—\$150,000 revenue. (OPR 2016-0705)

Contract with Jacobs Engineering Group (Spokane) for landfill site improvement engineering services from September 28, 2020, through December 31, 2021—\$616,115 (incl. tax). An administrative reserve of \$61,611.50, which is 10% of the price, will be set aside. (OPR 2020-0698 / RFQ 5224-20)

Contract Extension with Assetworks (Wayne, PA) for annual maintenance and support of the City's Fleet Asset Management System (M5) from October 1, 2020, through September 30, 2021—\$90,885.61 (incl. tax). (OPR 2016-0794)

Contract Renewal No. 2 of 2 with Intellectyx, Inc. (Denver, CO) for professional services for the implementation, integration, training, conversion, project management, and related services for Master Data Management—\$279,399.96 (incl. tax). (OPR 2019-0424 / RFP 4504-18)

Contract Amendment for outside counsel services with Etter, McMahon, Van Wert & Oreskovich, P.C. (Spokane, WA) in the legal matter John Durgan v. City of Spokane—increase of \$75,000. Total contract amount: \$560,000. (OPR 2017-0546)

Acceptance of The Assistance to Firefighters Grant from the Department of Homeland Security for COVID-19 personal protective equipment and related supplies to prevent, prepare for, and respond to coronavirus from August 31, 2020 through August 30, 2021—\$497,963.22 revenue. (This is a reimbursement grant with a 10% matching requirement) (Relates to Special Budget Ordinance C35941) (OPR 2020-0700)

Subrecipient Contract between Spokane County Sheriff's Office (fiscal agent) for the Mental Health Field Response Team grant from July 1, 2020, through June 30, 2021—\$178,423 revenue. (Relates to Special Budget Ordinance C35942) (Relates to Consent Agenda Item No. 9) (OPR 2020-0701)

Interlocal Agreement with Spokane County for the management of the Frontier Behavior Health contract related to the (WASPC) Grant and Subrecipient contract for the year 2020-2021. (Relates to Special Budget Ordinance C35942) (Relates to Consent Agenda Item No. 8) (OPR 2020-0702)

Contract Amendment with LSB Consulting Engineers, PLLC. (Spokane) for an increase of budget for LSB non-federal on-call agreement—\$400,000. (OPR 2019-0511 / ENG 2020098)

Report of the Mayor of pending claims and payments of previously approved obligations, including those of Parks and Library, through September 11, 2020, total \$7,105,363.44 (Check Nos. 574322 – 574529; ACH Nos. 82059 - 82260), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$6,684,167.71.

City Council Meeting Minutes: August 31, 2020.

Contract Amendment with the Washington State Department of Commerce to receive additional CARES Act revenue for reimbursement of eligible expenditures related to the COVID response—\$3,330,000. Total Revenue: \$9,990,000. (OPR 2020-0549) (Relates to Special Budget Ordinance C35948)

Contract Amendment with Stewart A. Estes and the Law Firm of Keating Bucklin & McCormack, Inc., P.S. (Taken Separately) (OPR 2020-0313)

Upon 6-0 Voice Vote (in the affirmative) (Council Member Kinnear abstaining), the City Council **approved** Contract Amendment for outside counsel services with Stewart A. Estes and the law firm of Keating Bucklin & McCormack Inc., P.S. (Seattle, WA) regarding the matter of Beveridge, et. al. v. City of Spokane, et. al.—increase of \$25,000. Total contract amount: \$75,000.

Council Recess/Executive Session

The City Council adjourned at 3:51 p.m. No Executive Session was held. The City Council reconvened at 6:00 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 was 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.)

City Council Policy Advisor Brian McClatchey (via WebEx), and City Clerk Terri Pfister (in Chambers) were also present virtually.

There was no **City Administration Report**.

There were no **Mayoral Proclamations**.

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

There were no **Council Committee Reports**.

Open Forum was not held.

LEGISLATIVE AGENDA

SPECIAL BUDGET ORDINANCES

Special Budget Ordinance C35941 (Council Sponsor: Council Member Kinnear)

Subsequent to an opportunity for public testimony, with no individuals signed up to speak, and the opportunity for Council commentary, with none provide, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council passed Special Budget Ordinance C35941 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:

Fire/EMS Fund

FROM: Department of Homeland Security, \$497,963;

TO: Personal Protective Equipment, same amount.

(This action allows acceptance of a new Assistance to Firefighters Grant from the Department of Homeland Security for COVID-19 personal protective equipment and related supplies to prevent, prepare for, and respond to coronavirus) (Relates to OPR 2020-0700 under the 3:30 p.m. Consent Agenda)

Special Budget Ordinance C35942 (Council Sponsor: Council Member Kinnear)

Subsequent to a brief overview by Council President Beggs and an opportunity for public testimony, with no individuals signed up to speak, and the opportunity for Council commentary, with none provided, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council passed Special Budget Ordinance C35942 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:

Public Safety & Judicial Grant Fund
FROM: Mental Health Unit, \$178,423;
TO: Various accounts, same amount.

(This action allows awarded grant funds to be used towards a Regional Mental Health Unit program.)
(Relates to OPR 2020-0701 and OPR 2020-0702 under 3:30 p.m. Consent Agenda)

Special Budget Ordinance C35943 (Council Sponsor: Council President Beggs)

Subsequent to a brief overview by Council President Beggs and an opportunity for public testimony, with no individuals signed up to speak, and the opportunity for Council commentary, with none provided, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council passed Special Budget Ordinance C35943 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:

Human Services Grants Fund
FROM: Indirect from Department of Treasury, \$668,475;
TO: Various accounts, same amount.

[This action provides funding to prevent evictions by paying past due and future rent for young adult-headed households (targeting limited resources to those with the greatest needs while working to distribute funds equitably.)]

Special Budget Ordinance C35948 (Council Sponsor: Council President Beggs)

Subsequent to a brief overview by Council President Beggs and an opportunity for public testimony, with no individuals signed up to speak, and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council passed Special Budget Ordinance C35948 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:

General Fund
FROM: Non-Departmental-Department of Commerce \$3,330,000;
TO: Contractual Services, same amount.

(This action allows budgeting for additional City CARES Act funding received from the state Department of Commerce.) (Relates to OPR 2020-0549 under the 3:30 p.m. Consent Agenda)

EMERGENCY ORDINANCES**Ordinance C35944 (Council Sponsor: Council President Beggs)**

Subsequent to a brief overview by Council President Beggs and an opportunity for public testimony, with no individuals signed up to speak, and the opportunity for Council commentary, with none provided, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council passed Ordinance C35944 relating to program participation criteria for the U-Help utility bill payment assistance program and partnership for response to the COVID-19 pandemic; amending section 13.09.100 of the Spokane Municipal Code; and declaring an emergency.

RESOLUTIONS**Resolution 2020-0066 (Council Sponsor: Council President Beggs) (Deferred from September 14, 2020, Agenda)**

Subsequent to an opportunity for public testimony, with no individuals signed up to speak, and the opportunity for Council commentary, with none provided, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council **adopted Resolution 2020-0066** declaring Clean Energy (Newport Beach, CA) a sole source provider for repairs and maintenance of the City of Spokane CNG Refueling Station to be used on an "as needed" basis for an annual estimated expenditure of \$250,000 including tax.

Resolution 2020-0067 (Council Sponsor: Council President Beggs)

Subsequent to an overview by Council President Beggs; an opportunity for public testimony, with no individuals signed up to speak; and Council discussion, the following actions were taken:

Motion by Council Member Cathcart, seconded by Council Member Burke, **to strike** the fourth bullet (qualified immunity) of the first section on Civil Rights (in the Federal Agenda); **rejected 1-6 (Council Member Cathcart "aye" and Council President Beggs and Council Members Burke, Kinnear, Mumm, Stratton, and Wilkerson "no")**.

Upon 6-1 Roll Call Vote (Council Member Cathcart "no"), the City Council **adopted Resolution 2020-0067** adopting the City of Spokane's 2021 Federal Legislative Agenda.

FINAL READING ORDINANCES

For Council action on Final Reading Ordinance C35924, see section of minutes under 3:30 p.m. Administrative Session.

Final Reading Ordinance C35939 (Council Sponsor: Council President Beggs)

Subsequent to an overview of Final Reading Ordinance C35939 by Eldon Brown, Principal Engineer of Planning and Development Services; the opportunity for public testimony, with no individuals signed up to speak; and the opportunity for Council commentary, with none provided, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council, **passed Ordinance C35939** amending Ordinance C32481 passed by City Council on August 30, 1999, that amended Ordinance C29198 passed by City Council September 6, 1988, pertaining to the vacation of Carlisle Avenue.

Final Reading Ordinance C35940 (Council Sponsor: Council President Beggs)

Subsequent to an overview of Final Reading Ordinance C35940 by Lars Gilberts, University District CEO and Chair of the University District Public Development Authority Board of Directors, commentary by Council President Beggs, and public testimony from one individual, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council **passed Ordinance C35940** (as substituted during the 3:30 p.m. Administrative Session) amending Ordinance No. C-34470, which created the Spokane University District Revitalization Area.

FIRST READING ORDINANCES

For Council Action on First Reading Ordinance C35945, see section of minutes under "Hearings."

For Council Action on First Reading Ordinance C35946, see section of minutes under "Hearings."

There were no **Special Considerations**.

HEARINGS**Hearing on Vacation of the North Half of Rosewood Avenue and Related First Reading Ordinance C35945**

The City Council held hearing on the above-described matter. Eldon Brown, Principal Engineer of Planning and Development Services, provided an overview of the matter. Subsequent to an opportunity for public testimony, with no individuals signed up to speak, and Council inquiry, with response by Mr. Brown, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council **approved, subject to conditions** (in the Street Vacation Report dated July 27, 2020), the vacation of the north half of Rosewood Avenue just east of Helena, as requested by Jon and Nicol Whipple.

In conjunction with the hearing, First Reading Ordinance C35945—vacating the north half of Rosewood Avenue between the east line of Helena Street and 25 feet east of the west line of Lot 17, Block 27 of the plat of Gunn's Addition to Spokane in Section 28, T26N, R43E, W.M., Spokane, Washington from owners having an interest in real estate abutting the above right-of-way—was read for the first time, with further action deferred.

Hearing on Vacation of Grant Street between 5th and I-90 and Related First Reading Ordinance C35946

The City Council held hearing on the above-described matter. Eldon Brown, Principal Engineer of Planning and Development Services, provided an overview of the matter. Subsequent to the opportunity for public testimony, with no individuals signed up to speak, and an opportunity for Council inquiry and commentary, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council **approved, subject to conditions** (in the Street Vacation Report dated July 21, 2020), the vacation of Grant Street between 5th and I-90, as requested by Daren Doneen.

In conjunction with the hearing, First Reading Ordinance C35946—vacating Grant Street from the north line of 5th Avenue to the south right-of-way line of I-90—was read for the first time, with further action deferred.

Second Open Forum was not held.

ADJOURNMENT

There being no further business to come before the City Council, the Regular Legislative Session of the Spokane City Council adjourned at 6:39 p.m.

**STUDY SESSION MEETING MINUTES
SPOKANE CITY COUNCIL
Thursday, September 10, 2020**

A regularly scheduled Study Session of the Spokane City Council was held virtually on the above date at 11:02 a.m. in the City Council Chambers, Lower Level – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. Council President Beggs and Council Members Burke, Cathcart, Mumm, and Wilkerson were present via Webex. Council Members Kinnear and Stratton were absent. The public was encouraged to tune in to the meeting live on Channel 5, at <https://my.spokanecity.org/citycable5/live>, or by calling in.

Pursuant to Governor Jay Inslee's Ninth Updated Proclamation 20-28.9, on September 2, 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 October 1, 2020.

The purpose of the meeting was to hold discussion on the following topics:

- Know Your City Council Panel
- Council Administrative Updates on 2021 Budget Process
- September 14, 2020, Legislative Meeting Procedures

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

Council Member Wilkerson left at 12:17 p.m.

The meeting adjourned at 12:18 p.m.

**STUDY SESSION MEETING MINUTES
SPOKANE CITY COUNCIL
Thursday, September 17, 2020**

A regularly scheduled Study Session of the Spokane City Council was held virtually on the above date at 11:01 a.m. in the City Council Chambers, Lower Level – City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. Council President Beggs and Council Members Burke, Cathcart, Stratton, and Wilkerson were present via Webex. Council Members Kinnear and Mumm were arrived at 11:03 and 11:02, respectively. The public was encouraged to tune in to the meeting live on Channel 5, at <https://my.spokanecity.org/citycable5/live>, or by calling in.

Pursuant to Governor Jay Inslee's Ninth Updated Proclamation 20-28.9, on September 2, 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 October 1, 2020.

The purpose of the meeting was to hold discussion on the following topics:

- Rate Setting: Water/Wastewater Projections

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

The meeting adjourned at 12:34 p.m.

Ordinances

These ordinances are published in this issue of the *Official Gazette* pursuant to passage by the Spokane City Council. It should be noted that these ordinances may be subject to veto by the Mayor. If an ordinance is vetoed by the Mayor, the Mayoral veto will be published in a subsequent issue of the *Official Gazette*.

NOTICE OF REPUBLICATION ORDINANCE C35938

Ordinance C35938 was previously published in the September 23, 2020, issue (Volume 110, Issue 39) of the Official Gazette; however, the incorrect version was published. The correct version of the ordinance is being republished below.

An ordinance relating to amendments to the For Hire Transportation sections of SMC chapter 04.04.02 and chapter 10.34A, amending sections 04.04.020, 10.34A.020, 10.34A.080, 10.34A.140, 10.34A.170 and 10.34A.220 of the Spokane Municipal Code.

WHEREAS, If it is necessary to amend and strengthen the existing For-Hire Transportation sections of the Spokane Municipal Code, to ensure that it keeps-evolving best practices;

WHEREAS, the City of Spokane declares that there is an emergency to have all for-hire operators and TNC drivers and vehicles licensed in October of this year under the proposed amendments of this ordinance and that immediate action by emergency ordinance is warranted.

NOW, THEREFORE, the City of Spokane does ordain:

Section 1. That section 04.04.030 of the Spokane Municipal Code is amended to read as follows:

Chapter 04.04 Special Administrative Procedures – Licensing

Section 04.04.020 Activities Requiring Registrations and Licenses

- A. A person, including principals and agents, needs a current and valid license issued under this chapter to begin or to continue, directly or indirectly, any activity provided for in Division II of Title 10 SMC, whether as a commercial business or for nonprofit or charitable purposes.
- B. Persons pursuing ordinary vocations and businesses on private property by private means need a class I license and registration, for such activities as:
 1. peddling merchandise, and
 2. solicitation of money or things of value.
- C. Persons conducting activities which have a potential to cause social or economic evil, or useful occupations which may under certain circumstances become a public or private nuisance offensive or dangerous to health, safety, morals, or good order, need a class II license for such activities as:
 1. maintaining places and devices of amusement, including teen clubs, cabarets, and entertainment facilities;
 2. keeping of animals;

3. building relocation;
 4. certain contracting;
 5. commercial use and sale of fireworks;
 6. private or special police;
 7. dealing in used goods;
 8. operating for-hire vehicles. ~~((The for-hire license shall be issued by the City of Spokane taxes and licenses division to coincide with issuance of the business registration through the Washington State business license service. The for-hire license will have the same renewal date as the business regulation.))~~
- D. Persons claiming a private right in or making extraordinary use of public property need a class III license for such activities as:
1. moving buildings;
 2. operating cable television;
 3. certain contracting;
 4. collecting garbage or commercial recyclables (SMC 13.02.0204);
 5. distributing natural gas;
 6. maintaining mechanical newspaper vendors;
 7. parades, special events, and demonstrations;
 8. operating telephone and telegraph equipment;
 9. operating sidewalk cafes; and
 10. doing commercial tree work.

Section 2. That section 10.34A.020 of the Spokane Municipal Code is amended to read as follows:

Section 10.34A.020 Definitions

- A. "Active" means a for-hire vehicle which is in use, connected to, or shown as either active on a transportation network company's digital network or application, or publicly shown to be in use or available for use by or for a taxi operator.
- B. "Affiliated" means a commercial, contractual, or employment relationship between a for-hire driver and a for-hire operator for the provision of for-hire transportation services, or an independent contractor relationship between a transportation network company driver and a transportation network company for the provision of transportation network company services.
- C. "Compensation" means remuneration or anything of economic value that is provided, promised, or donated primarily in exchange for for-hire transportation services rendered.
- D. "Complaint" means an allegation, made by any person and received by the license officer, a law enforcement officer, or a for-hire operator that this chapter may have been violated, but does not include a digital network rating or comments made in connection therewith.
- E. "Controlled substances" has the same meaning as stated in RCW 69.50.101(e).
- F. "Digital network" means any online-enabled technology application service, web site, or system, offered or used by a for-hire operator, that enables the prearrangement of passenger rides for compensation.
- G. "Electric vehicle" means a vehicle which is powered at least partially by battery power and recharged from the electric grid.

- H. "For-hire driver" means a natural person who drives a for-hire vehicle in affiliation with a for-hire operator for compensation on the streets of the city of Spokane.
- I. "For-hire operator" means an entities or individual, such as taxi operators, taxi associations, and transportation network companies, which affiliate with for-hire drivers to provide for-hire transportation services.
- J. Medical cars and medical transports are defined as vehicles used interchangeably to mean any vehicle used for the transportation or delivery of medical items including without limitation blood, x-rays, prescriptions and supplies and not used for transportation of passengers.
- K. "For-hire vehicle" means a vehicle used for the transportation of passengers for compensation upon the streets of the City of Spokane; provided, this definition does not include:
1. buses operating under a City franchise;
 2. hearses and vehicles used exclusively for carrying pallbearers;
 3. ambulances and other emergency medical transport vehicles regulated by chapter 10.47 SMC;
 4. medical cars or medical transports as defined in this chapter;
 5. vehicles operating on regularly scheduled routes to points outside the City;
 6. vehicles used to provide courtesy transportation at no charge to and from parking lots, hotels, rental offices, and airports;
 7. ride-sharing vehicles under chapter 46.74 RCW;
 8. vehicles used by nonprofit transportation providers for elderly or handicapped persons and their attendants under chapter 81.66 RCW;
 9. vehicles used by auto transportation companies licensed under chapter 81.68 RCW;
 10. vehicles used by charter party carriers of passengers and excursion service carriers licensed under chapter 81.70 RCW; or
 11. limousine carriers licensed under chapter 46.72A RCW.
- L. "Individual driver records" means records collected or maintained by a for-hire operator concerning an affiliated driver to ensure compliance with this chapter.
- M. "Individual trip records," "trip reports," and "trip sheets" are used interchangeably to mean a record, for each ride, provided by each for-hire driver of:
1. The ride date, time, origin and destination ZIP codes, and distance;
 2. Whether the trip was declined by the driver or canceled by the passenger.
- N. "Licensee" means an individual or entity holding a license required by this chapter.
- O. "License officer" means the City's chief financial officer or designee, who is the designated license officer for purposes of chapter 04.04, SMC.
- P. "Prearranged" means a ride in a for-hire vehicle that is scheduled and confirmed prior to passenger pick-up, whether by phone, radio, computer, or digital network.
- Q. "Ride miles" means the total number of miles driven in a calendar year by all drivers affiliated with a transportation network company and originating within the Spokane city limits.
- R. "Surge pricing" and "demand pricing" are used interchangeably to mean a premium rate charged for for-hire transportation services during periods of high demand.
- S. "Taxicab," "cab," and "taxi" are used interchangeably to mean a for-hire vehicle held out to the public as providing transportation for passengers and/or articles for compensation and:
1. where the route traveled or destination is controlled by the customer;

2. that carries signs or indicia of a “taxi,” “taxicab,” or “cab” and is equipped as described in SMC 10.34A.090;
 3. where the fare is based on an amount recorded and indicated on a taximeter or by a special contract rate; and
 4. where the vehicle is dispatched by radio or cell phone, or the ride is obtained by the use of a street hail.
- S. “Taxi Association” means a person or entity that represents, owns, or operates multiple taxicabs under common branding in the city of Spokane.
- T. “Transportation network company” or “TNC” means an individual or entity that operates in the city of Spokane either on its own behalf or through affiliated for-hire drivers, and exclusively uses a digital network to connect passengers with transportation network company drivers to prearrange rides for compensation.
- U. “Transportation network company driver” or “TNC driver” means a for-hire driver who:
1. Is dispatched via a transportation network company’s digital network; and
 2. Offers or provides a prearranged ride to passengers or articles through a digital network controlled by a transportation network company for compensation.
- V. “Transportation network company services” means services provided by a transportation network company driver while logged in to a transportation network company’s digital network or providing a prearranged ride. The term does not include local public passenger transportation service as described in RCW 35.58.250 or services provided either directly or under contract with a political subdivision or other entity exempt from federal income tax under 26 U.S.C. 115 of the Internal Revenue Code of 1986, as amended.
- W. “Taximeter” means a device by which the charge for the hire of a taxicab is mechanically measured or calculated based upon a combination of mileage traveled and time elapsed.
- X. “Waiting time” means all times when a taxicab is:
1. standing at the direction of a person who has engaged it; and
 2. not in motion or traveling at such a slow speed that the time rate exceeds the mileage rate.
- Y. “Work shift” means the amount of time a for-hire driver is on duty to operate a for-hire vehicle. A single work shift shall not exceed twelve (12) consecutive driving hours and work shifts shall be separated by a minimum break of six (6) hours. Where the for-hire driver is an independent contractor affiliated with a TNC, the driver shall not provide transportation network company services for more than twelve (12) consecutive hours. After twelve (12) consecutive hours, any such driver shall not provide transportation network services for a minimum of six (6) consecutive hours.

Section 3. That section 10.34A.080 of the Spokane Municipal Code is amended to read as follows:

Section 10.34A.080 For-Hire Driver Licenses

- A. Application for a for-hire driver license shall be made to the license officer with payment of the required fee as stated in SMC 08.02.0210. In addition to the requirements of SMC 4.04.030, an applicant for a for-hire driver license must attest, under penalty of perjury, to the following:
1. Applicant’s name, date of birth, and address;
 2. whether the applicant was previously licensed as a for-hire driver and, if so, the jurisdiction and dates of licensure and the license number, as well as the current status of such license;
 3. that the applicant is a licensed driver, at least twenty (20) years old, and with at least twelve (12) months’ driving history;
 4. that the applicant has not been convicted of more than three (3) moving violations within the previous three (3) years and has no pending charge for failure to appear;
 5. that the applicant has passed a background check as required by SMC 10.34A.050;
 6. that the applicant either (i) complies with the requirements of Spokane Municipal Code chapter 8.01, as applicable, or (ii) identifies a licensed for-hire operator by whom the applicant is employed;

7. the make, model, year, license plate number, and vehicle identification number, of each vehicle the applicant will use for for-hire transportation services; and
 8. ~~((for TNC driver applicants,))~~ that the applicant is, or is in the process of becoming, affiliated with one or more TNCs or Taxi Associations.
- B. Applications must also provide two (2) recent color photographs to be incorporated into the applicant's license.
- ~~((C. Taxi driver applicants must also provide a copy of their for-hire endorsement issued by the Washington State Department of Licensing.))~~
- D. The license officer may deny a for-hire driver license or renewal of such license to any person who does not comply with each provision of SMC 10.34A.080(A). When determining whether to deny a for-hire driver license, the license officer may consider the following factors:
1. the nature and severity of any offense(s) for which the applicant has been convicted;
 2. the amount of time elapsed since the conviction(s), if any;
 3. the number and type of passenger complaints, if any, within the twelve (12) months preceding the application for a license renewal and the type and character of the complaints; and
 4. any information related to the individual's rehabilitation or other mitigating factors post-conviction, if applicable.
- E. If the license officer denies a for-hire driver license application or renewal application, the license officer must immediately inform the applicant and the for-hire operator with whom the applicant is, or is to be, affiliated of the denial decision, pursuant to SMC 04.04.050, and shall provide the applicant an opportunity to request a hearing to respond to the notice and introduce any evidence to refute or mitigate the denial. If the applicant requests a hearing pursuant to SMC 04.04, the applicant may (for renewal applications) continue to provide for-hire transportation services pending a final decision by the license officer. Appeals of licensing decisions under this chapter are conducted pursuant to SMC 04.04.100.
- F. Records of driver compliance are retained by the For-Hire Operator the driver is affiliated with.

Section 4. That section 10.34A.090 of the Spokane Municipal Code is amended to read as follows:

Section 10.34A.090 Vehicle Requirements – Taxis

- A. Each taxi operator shall provide annual certification to the license officer, for each affiliated vehicle, of:
1. The name and address of the owner of the vehicle;
 2. The make, model, year of manufacture, color, motor or vehicle identification number, and state motor vehicle license number of the vehicle;
 3. An insurance binder for the vehicle, naming the City as an additional insured, providing coverage for the term of the license applied for, in the minimum amounts of:
 - a. One hundred thousand dollars (\$100,000) for any recovery for death or personal injury by one person;
 - b. Three hundred thousand dollars (\$300,000) for aggregate personal injuries or deaths in any one occurrence; and
 - c. Twenty-five thousand dollars (\$25,000) for damage to property.

The insurance liability limits herein shall be subject to automatic increase if the minimum coverage required by state law is increased for state for-hire vehicle permits, pursuant to chapter 46.72 RCW. Such policy shall provide minimum thirty (30) days' written notice to the City of the cancellation of the policy or change in the liability limits;

~~((4. A certificate of a satisfactory emissions test conducted by the department of ecology;))~~

4. Compliance with the vehicle inspection requirements of SMC 10.34A.060; and
5. Current and valid taxi meter registration.

- B. Each taxi must certify to the licensing officer that its associated vehicles have the following equipment and identification:
1. The for-hire vehicle number in non-removable figures at least two (2) inches high and of a color which contrasts with the vehicle color on both rear quarter panels and on the right side of the rear trunk. The vehicle number shall also be placed on the inside of the passenger compartment so as to be clearly visible to the passenger;
 2. The name of the for-hire operator licensee with which the vehicle is affiliated printed in letters at least two and one-half (2 ½) inches high on both sides;
 3. The current year license decal on the left side of the rear window, or if a license plate is used, installed on the left side of the rear trunk;
 4. The schedule of rates of fare conspicuously on the exterior of the vehicle and on a notice typewritten upon a contrasting background in at least twenty-four-point type posted in the passenger compartment. Where more than one rate is charged, both the interior and exterior notices must clearly specify when and/or under what conditions the respective rates will apply and must be clearly visible at all times;
 5. A contact telephone number;
 6. A taxi meter mounted so as to be clearly readable by passengers which is sealed and accompanied by proof of registration in accordance with this chapter and regulations adopted by the Washington state department of agriculture;
 7. proper and serviceable seat belts for every passenger;
 8. Identical logo or trade name identification for all vehicles associated with the same taxi operator, though the vehicles need not be the same color; and
 9. a top light that clearly indicates when the taxi is in service, with an on/off switch that can be controlled by the driver.
 10. Tax vehicle applicants must also provide a copy of their for-hire endorsement issued by the Washington state department of licensing for each vehicle.

Section 5. That section 10.34A.140 of the Spokane Municipal Code is amended to read as follows:

Section 10.34A.140 License Issuance; Expiration; Non-Transferability; Disclosure and Display

- A. Upon issuance of a for-hire driver license, the license officer shall incorporate one of the applicant's photographs into the license, along with licensee's name and assigns a number to the license. The other photograph is kept on file by the licensing officer.
- B. All for-hire operator and for hire vehicles licenses required by this chapter shall expire from the date of issuance each year on October 31st. Licensing fees for the current year may be prorated beginning with the first day of the month after the application is complete and all required documents submitted to the licensing officer.
- C. For hire drivers licenses required by this chapter shall expire one year from date of issuance.
- D. For-hire licenses issued under this chapter are not transferable.
- ~~((D-))~~ Every holder of a for-hire driver license issued under this chapter shall display such license in a conspicuous place such as (for drivers) inside the vehicle and clearly visible from the passenger compartment at all times. For TNCs, the TNC's digital network and/or web site must display the name and photograph of the TNC driver and the license plate number of the TNC vehicle to the potential passenger before the passenger enters the vehicle.
- ~~((E-))~~ All for-hire drivers must, at all times in which the driver is providing for-hire transportation services or (in the case of TNCs) active on the TNC's system, display in a manner that is visible to the passengers, a copy of the for-hire driver license.

Section 6. That section 10.34A.170 of the Spokane Municipal Code is amended to read as:

Section 10.34A.170 Audits

- A. To ensure compliance with this chapter, the licensing officer may, no more than two (2) times per calendar year, conduct audits to inspect records concerning up to twenty-five (25) drivers randomly selected by the licensing officer who are affiliated with, associated with, or employed by the for-hire operator and who have ~~((--provided rides originating within))~~ licensed with the city of Spokane ~~((--within the last ninety (90) days))~~ in the last calendar year.

- B. To comply with this section, within twenty (20) calendar days of receiving a written request from the licensing officer to review records required to be kept by this chapter, the for-hire operator receiving the request must transmit the requested records to the licensing officer via a secure delivery method, which may, at the for-hire operator's discretion, include the use of electronically encrypted delivery or a secure commercial delivery service.
- C. Notwithstanding the restrictions of SMC 10.34A.170(A), the City (whether through the licensing officer or law enforcement) may require a for-hire operator to produce records directly related to an active investigation or a specific complaint or allegation of a violation of this chapter, pursuant to applicable law.
- D. Noncompliance with this section is sufficient cause for the licensing officer to suspend the operator's license until the operator comes into compliance.
- E. With the exception of reports of crimes against or by drivers, all records furnished by a for-hire operator to the licensing officer for audit purposes shall exclude information that would personally identify specific passengers.

Section 7. That section 10.34A.220 of the Spokane Municipal Code is amended to read as follows:

Chapter 10.34A For-Hire Transportation

Section 10.34A.220 Violations

- A. A violation of this chapter is a Class 1 civil infraction. A fourth or subsequent violation of SMC 10.34A.220(C)(12) is a misdemeanor.
- B. It is a violation of this chapter for any for-hire operator to:
 - 1. fail to keep records, trip sheets, vehicle maintenance records, dispatch records, accident reports for each affiliated for-hire vehicle as required by this chapter;
 - 2. fail to require any affiliated for-hire driver to provide proof of licensure as required by this chapter prior to providing for-hire transportation services in affiliation with the for-hire operator;
 - 3. fail to maintain the operational policies required by this chapter;
 - 4. fail to require affiliated for-hire drivers to limit work shifts to no more than twelve (12) consecutive driving hours with a break of at least six (6) hours between shifts. Where the for-hire driver is an independent contractor affiliated with a TNC, the driver shall not provide transportation network company services for more than twelve (12) consecutive hours. After twelve (12) consecutive hours, any such driver shall not provide transportation network services for a minimum of six (6) consecutive hours.
 - 5. fail to maintain contact information provided in the application process the telephone number, web page, and email address as required by SMC 10.34A.090 and 10.34A.100; or
 - 6. engage in any unfair or deceptive acts or practices or any manipulative or coordinated practices designed to evade the licensing officer or law enforcement.
- C. It is a violation of this chapter for any for-hire driver to:
 - 1. commit more than three (3) traffic infractions in any twelve-month period;
 - 2. commit reckless driving, hit and run, or driving or being in physical control of a vehicle while under the influence of alcohol or controlled substances;
 - 3. allow a person to alight from a vehicle while it is in motion or discharge a passenger at any place other than the curb or pavement edge;
 - 4. knowingly allow a passenger to consume alcohol or controlled substances while in the vehicle;
 - 5. transport a passenger to a destination by a route that is not the safest and most direct, unless the passenger specifically authorizes such alternate or indirect route;
 - 6. pick up any additional passengers without the express consent of the original passenger;
 - 7. violate the non-discrimination provisions of this chapter;
 - 8. engage in any unfair or deceptive acts or practices or any manipulative or coordinated practices designed to evade the licensing officer or law enforcement;

9. fail to report any accident involving a for-hire vehicle while in service as a for-hire vehicle to the police and the licensing officer;
 10. fail to provide licensing documentation on request by a police officer or the licensing officer;
 11. use tobacco products inside a for-hire vehicle or to allow a passenger to use tobacco products inside a for-hire vehicle;
 12. drive a for-hire vehicle without a for-hire driver license;
 13. consume alcohol within six (6) hours prior to driving a for-hire vehicle, or while driving a for-hire vehicle, or to be under the influence of alcohol or any prescription medication that would impair the driver, or to use or be under the influence of any illegal substance/drugs;
 14. Where the for-hire driver is an independent contractor affiliated with a TNC, the driver shall not provide transportation network company services for more than twelve (12) consecutive hours. After twelve (12) consecutive hours, any such driver shall not provide transportation network services for a minimum of six (6) consecutive hours; or
 15. fail to display the for-hire driver license in a manner that is visible to the passenger.
- D. In addition to the violations stated in SMC 10.34A.220(C), it is a violation of this chapter for a taxi driver to:
1. activate a taximeter when the vehicle is not engaged or fail to activate the taximeter at the beginning of each trip, unless the trip is made under contract; or
 2. activate equipment indicating the vehicle is engaged when it is not, or fail to activate such equipment when the vehicle is engaged.
- E. In addition to the violations stated in SMC 10.34A.220(C), it is a violation of this chapter for any TNC driver to:
1. seek or accept street hails; or
 2. engage in any unfair or deceptive acts or practices or any manipulative or coordinated practices designed to evade the licensing officer or law enforcement;

Passed by City Council September 14, 2020

Delivered to Mayor September 18, 2020

ORDINANCE NO. C35939

An ordinance amending Ordinance C32481 passed by City Council on August 30, 1999, that amended Ordinance C29198 passed by City Council September 6, 1988, pertaining to the vacation of Carlisle Avenue.

The City of Spokane does ordain:

That Ordinance C32481 is hereby amended to read as follows:

An ordinance to vacate Carlisle Avenue, from the east line of Ruby Street to the west line of Lidgerwood Street; Mayfair Street from the north line of Carlisle Avenue to the south line of Jackson Avenue, and from the north line of Jackson Avenue to the south line of North Foothills Drive; Pearl Street from the north line of Carlisle Avenue to the south line of Jackson Avenue and from the north line of Jackson Avenue to the south line of North Foothills Drive, and from the north line of North Foothills Drive to the south line of Cleveland Avenue; Lidgerwood Street, from the north line of the right of way of the Spokane Falls and Northern Railroad to the south line of Jackson Avenue, and from the north line of Jackson Avenue to the south line of North Foothills Drive, and from the north line of North Foothills Drive to the south line of Cleveland Avenue; Addison Street from the north line of Jackson Avenue to the south line of Buckeye Avenue and from the north line of Buckeye Avenue to the south line of North Foothills Drive and from the north line of North Foothills Drive to the south line of Cleveland Avenue; Wiscomb Street from the north line of Jackson Avenue to the south line of Buckeye Avenue and from the north line of Buckeye Avenue to the south line of North Foothills Drive and from the north line of North Foothills Drive to the south line of Cleveland Avenue; Whereas, a petition was duly filed for the vacation of certain streets and alleys described in the title of this ordinance, on the 10th day of November A.D. 1902; and

Whereas, it appears to the City Council that notice of the filing of said petition, and that the same would come up for hearing before the City Council on the 2nd day of December A.D. 1902, was duly posted on each of said street on the 12th day of November A.D. 1902, in the manner required by law, and no person appearing to object to the vacation of said streets, as prayed for in said petition, therefore,

The City of Spokane does ordain as follows:

An ordinance to vacate Carlisle Avenue, from the east line of Ruby Street to the west line of Lidgerwood Street; Mayfair Street from the north line of Carlisle Avenue to the south line of Jackson Avenue, and from the north line of Jackson Avenue to the south line of North Foothills Drive; Pearl Street from the north line of Carlisle Avenue to the south line of Jackson Avenue and from the north line of Jackson Avenue to the south line of North Foothills Drive, and from the north line of North Foothills Drive to the south line of Cleveland Avenue; Lidgerwood Street, from the north line of the right of way of the Spokane Falls and Northern Railroad to the south line of Jackson Avenue, and from the north line of Jackson Avenue to the south line of North Foothills Drive, and from the north line of North Foothills Drive to the south line of Cleveland Avenue; Addison Street from the north line of Jackson Avenue to the south line of Buckeye Avenue and from the north line of Buckeye Avenue to the south line of North Foothills Drive and from the north line of North Foothills Drive to the south line of Cleveland Avenue; Wiscomb Street from the north line of Jackson Avenue to the south line of Buckeye Avenue and from the north line of Buckeye Avenue to the south line of North Foothills Drive and from the north line of North Foothills Drive to the south line of Cleveland Avenue be and the same are hereby vacated; provided, that the petitioners file a good and sufficient bond, to be approved by the Mayor, in the sum of Twenty-Five Hundred Dollars, (\$2,500.00) to indemnify and save the City of Spokane harmless from any and all damages, judgements, decrees, costs, and expenses which it may suffer or which may be recovered against the said City, on account of said vacation of the above named streets. And provided further, that the City of Spokane reserves an easement for public and private utility facilities over the entire width of said vacated streets and alleys, except for Mayfair Street from the north line of Jackson Avenue to ten feet south of the south line of North Foothills drive; Pearl Street from the north line of Jackson Avenue to the south line of North Foothills Drive; Lidgerwood Street from the north line of Jackson Avenue to south line of North Foothills Drive; and Addison Street from north line of Jackson Street to the south line of North Foothills Drive; and the easterly 37.5 feet of vacated Pearl Street, adjoining Lots 11 through 15, Block 33, J.M. Morgan's Addition to Denver and except for Wiscomb Street from the south line of Cleveland Avenue to the north line of North Foothills Drive.

And it is further provided that all water mains and water pipes laid in said streets and avenues, and vacated portions thereof, shall be and remain the property of the City of Spokane. Notwithstanding the foregoing to the contrary, said water mains and water pipes shall not apply to Wiscomb Street from the south line of Cleveland Avenue to the north line of North Foothills Drive

Passed by City Council September 21, 2020
Delivered to Mayor September 25, 2020

ORDINANCE NO. C39540

An ordinance of the City of Spokane amending Ordinance No. C34470, which created the Spokane University District Revitalization Area.

WHEREAS, the City Council adopted Ordinance No. C34470 on August 17, 2009, creating the Spokane University District Revitalization Area ("UDRA") pursuant to Chapter 270, Laws of 2009; and

WHEREAS, the City previously created the University District Public Development Authority ("UDPDA") in part to assist the City in implementing the Spokane UDRA; and

WHEREAS, the City and Spokane County recently entered into an interlocal agreement regarding the reformation of the UDPDA (OPR 2019-0927/Ordinance No. C35828); and

WHEREAS, the City Council adopted Ordinance C-35880 on December 30, 2019, which amended ordinance C-34470; and

WHEREAS, the amendments set forth in this ordinance which amend amending Ord. No. C-34470 intend to promote the implementation of the Spokane UDRA in conjunction with the reformation of the UDPDA and to provide certainty and clarity regarding the amount of revenue provided to the UDPDA in pursuit of the objectives of the UDRA.

NOW, THEREFORE, THE CITY OF SPOKANE DOES ORDAIN:

Section 1. That Section 6 of Ordinance No. C34470, as amended by Ordinance C35880, is amended to read as follows:

Section 6. Duration and Amount of Local Revitalization Financing. The City estimates that the Local Property Tax Allocation Revenues with respect to the Revitalization Area will be used for Local Revitalization Financing commencing on January 1, 2011, and ending on December 31, 2035 (provided, that any delinquent taxes collected after such date that were due on or before December 31, 2035, shall be distributed to the City to the extent the tax revenue so collected is attributed to "property tax allocation revenue value" (as defined in Section 102(13) of the Act) with respect to Revitalization Area). The City estimates that Revenues from Local Public Sources ((in an amount up to \$650,000 each year)) will be used commencing on the earliest date such Revenues from Local Public Sources become available to the

City and ending on no later than December 31, 2035. Beginning January 1, 2020, the City shall pay fifty percent (50%) of the incremental regular local sales and use tax received from properties or businesses located within the Geographic Boundaries of the UDRA to the UDPDA on a quarterly basis, and retain the remaining 50%.

During the period from January 1, 2036 to December 31, 2039, the City shall continue to pay the UDPDA an amount equal to the rate paid in previous years: fifty percent (50%) of the incremental regular local sales and use taxes and seventy-five percent (75%) of incremental property tax received from properties or business located within the Geographic Boundaries of the UDRA.

**Passed by City Council September 21, 2020
Delivered to Mayor September 25, 2020**

ORDINANCE NO. C35941

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 Fire/EMS 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 Fire/EMS Fund, and the budget annexed thereto with reference to the Fire/EMS Fund, the following changes be made:

REVENUE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS	1970-93541-99999-33197	Dept of Homeland Security	\$497,693

EXPENSE:

FUND:	FUND NAME:	BUDGET CODE:	DESCRIPTION:	AMOUNT:
1970	Fire/EMS	1970-93541-22200-53205	PPE	\$497,693

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 acceptance of a new Assistance to Firefighters Grant (AFG) from the Department of Homeland Security for COVID-19 personal protective equipment (PPE) and related supplies to prevent, prepare for, and respond to coronavirus, 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 September 21, 2020
Delivered to Mayor September 25, 2020**

ORDINANCE NO. C35942

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 Public Safety & Judicial Grant 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 Public Safety & Judicial Grant Fund, and the budget annexed thereto with reference to the Public Safety & Judicial Grant Fund, the following changes be made:

FROM:	1620-91782 21250-33411	Judicial Grant Fund – Mental Health Unit Criminal Justice Grant	<u>\$178,423</u>
TO:	1620-91782 21250-09150	Judicial Grant Fund – Mental Health Unit Police Sergeant	111,962
	1620-91782 1250-51295	Judicial Grant Fund – Mental Health Unit Education Pay	2,200
	1620-91782 21250-51400	Judicial Grant Fund – Mental Health Unit Specialty Pay	2,840
	1620-91782 21250-52110	Judicial Grant Fund – Mental Health Unit FICA	8,417
	1620-91782 21250-52230	Judicial Grant Fund – Mental Health Unit Retirement	6,450
	1620-91782 21250-51640	Judicial Grant Fund – Mental Health Unit Deferred Compensation	6,851
	1620-91782 21250-52310	Judicial Grant Fund – Mental Health Unit Medical Insurance	21,426
	1620-91782 21250-52330	Judicial Grant Fund – Mental Health Unit Life Insurance	195
	1620-91782 21250-52320	Judicial Grant Fund – Mental Health Unit Dental Insurance	1,677
	1620-91782 21250-52340	Judicial Grant Fund – Mental Health Unit Long-term Disability	793
	1620-91782 21250-52400	Judicial Grant Fund – Mental Health Unit Industrial Insurance	172
	1620-91782 21250-52600	Judicial Grant Fund – Mental Health Unit Paid Family Medical Leave	440
	1620-91782 21400-54401 (Allocated to travel related codes)	Judicial Grant Fund – Mental Health Unit Airfare	15,000
			<u>\$178,423</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 budget awarded grant funds to be used towards a Regional Mental Health Unit program 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 September 21, 2020
Delivered to Mayor September 25, 2020

ORDINANCE NO. C35944

An ordinance relating to program participation criteria for the U-Help utility bill payment assistance program and partnership for response to the COVID-19 pandemic; amending section 13.09.100 of the Spokane Municipal Code; and declaring an emergency.

WHEREAS, on March 16, 2020, Mayor Nadine Woodward issued a Declaration of Civil Emergency or Disaster due to the COVID-19 pandemic. This declaration was ratified as amended by the Spokane City Council on March 16, 2020; and

WHEREAS, on February 29, 2020, Governor Jay Inslee issued a proclamation declaring a State of Emergency in all counties of the state of Washington in response to new cases of COVID-19 and has subsequently amended his proclamations which now restrict various activities for non-essential activities and persons; and

WHEREAS, the Washington State Constitution Article 8, Section 7 permits the use of public resources for the “support of the poor or infirm”; and

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

WHEREAS, the City of Spokane operates a water system and a sewerage and solid waste disposal system pursuant to state law and its charter; and

WHEREAS, nearly seventeen percent of Spokane households reported an income below the poverty line at the time of the 2010 Census, and the City recognizes that any utility rate increase has a profound impact on these low-income customers; and

WHEREAS, as the work to slow the spread of COVID-19 continues, the City’s households and businesses are facing financial hardships, and widespread temporary and permanent closures of businesses and schools; and

WHEREAS, the City of Spokane operates a U-Help utility assistance program pursuant to chapter 13.09 of the Spokane Municipal Code to provide financial assistance to qualified low-income customers who face utility shut off; and

WHEREAS, the U-Help Program establishes eligibility qualifications such as specific income requirements, receipt of a final notice of utility account delinquency, and a limit of one U-Help assistance per 12-month period; and

WHEREAS, the City of Spokane wishes to make some changes to the program to allow more customers to get assistance to mitigate the economic effects of the COVID-19 pandemic, such as by allowing assistance before a customer has received a final notice of account delinquency, and by allowing multiple opportunities for customers to get help if they need it; and

WHEREAS, the City of Spokane and Spokane Neighborhood Action Programs (“SNAP”) have a new partnership designed to increase direct financial support for those who need it most, by leveraging existing financial programs to assist eligible low-income customers: Project Share for energy bills and U-Help for the City utility bills.

NOW, THEREFORE, THE CITY OF SPOKANE ORDAINS:

Section 1. Section 13.09.100 of the Spokane Municipal Code is amended to read as follows:

Section 13.09.100 Temporary Suspension of Some Qualification Criteria during COVID-19 Pandemic Response.

From the effective date of this section until ~~((September 30, 2020))~~ March 31, 2021, applicants shall not be required to satisfy the criteria listed in SMC 13.09.030(C) or (D)~~((;))~~ in order to allow for greater flexibility in awarding assistance during the COVID-19 pandemic.

Section 2. Emergency Ordinance. That an urgency and emergency condition exists in the City of Spokane which poses a danger to the health, welfare and safety of the people of Spokane and which necessitates that this ordinance be, under Section 19 (a) of the City Charter, effective immediately upon passage by the affirmative vote of one more than a majority of the City Council.

Passed by City Council September 21, 2020
Delivered to Mayor September 25, 2020

ORDINANCE NO. C35948

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 General 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 General Fund, and the budget annexed thereto with reference to the General Fund, the following changes be made:

FROM:	0020-93529 99999-33311	Non-Departmental Dept of Commerce	<u>\$3,330,000</u>
TO:	0020-88500 19990-54201	General Fund Contractual Services	<u>\$3,330,000</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 budget for additional City CARES Act funding received from the state Department of Commerce 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 September 21, 2020

Delivered to Mayor September 25, 2020

Job Opportunities

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

SUPPORTED EMPLOYMENT CAREERS SPN 1000 OPEN ENTRY

DATE OPEN: Monday, September 28, 2020 **DATE CLOSED:** Sunday, November 1, 2020 at 11:59 p.m.
SALARY: \$26,496.72 annual salary, payable bi-weekly, to a maximum of \$76,274.64

DESCRIPTION:

The Supported Employment Program is a special hiring authority that allows for a waiver of the competitive examination process for eligible individuals with disabilities to obtain full-time employment in a classified job.

DUTIES:

These categories are broad definitions, not specific job listings. The City will screen the applications of all those who have indicated an interest when a job opening occurs. Applicants must meet the requirements of the specific vacancy to be considered for employment.

- **Officials and Administrators:** Employees in these jobs set broad policies for agency operations. These jobs are responsible for policies to be followed, and people hired for these positions may direct the operations of a department or section. These jobs typically require extensive experience and education at the entry level. Typical titles include superintendent, administrator, or manager.
- **Professionals:** Employees in these jobs have specialized knowledge that is usually gained through higher education or significant time in a career field. Examples of jobs include engineers, city planners, accountants, and business analysts.
- **Technicians:** Employees in these jobs have basic technical knowledge and skill that can be gained through specialized education (such as a vocational school) or on-the-job training. Examples of jobs include drafters, surveyors, and maintenance technicians.
- **Support and Clerical:** Employees in these jobs assist internal and external customers. They may record and retrieve records, money, or data crucial to the work of the agency. Examples of jobs include clerks, secretaries, customer support specialists, and cashiers.
- **Paraprofessionals:** Employees in these jobs bridge the gap between support work and technicians. Some training or prior experience is usually required. Examples of jobs include legal assistant, pension specialist, or recreation aide.
- **Skilled Craftspersons:** Employees in these jobs perform skilled manual work that requires full understanding of the processes. Often these jobs start at an apprentice level with on-the-job training. Eventually, the work calls for higher levels of skill and independence. Examples of jobs include plumbers, electricians, carpenters, and painters.

- **Service and Maintenance:** Employees in these jobs typically do laboring work that does not require specialized skills. Examples of jobs include custodians, laborers, refuse collectors, and mail couriers.

A list of job classifications currently eligible under this Supported Employment Program can be found on the Certification of Job Readiness Form. If you wish to see a detailed description of a job you can search for it here: <https://www.governmentjobs.com/careers/spokanecity/classspecs>

MINIMUM QUALIFICATIONS:

In order to qualify for this program, applicants must submit the following:

1. Proof of Eligibility Letter
2. Certification of Job Readiness

Both documents must be issued from a licensed medical professional, a licensed vocational rehabilitation specialist, or any agency that issues or provides disability benefits.

EXAMINATION DETAILS:

Submit your application for Supported Employment Opportunities through the City's website. You may also request a hard copy application if needed.

Civil Service will screen your application to ensure you are eligible and have provided the required documents. You will then be placed in a candidate pool until a vacancy opens in an eligible classification. For each vacancy, you will be screened against the minimum qualifications for the position. If you meet the requirements, we will place your name on the Supported Employment Eligibility list. Human Resources will work with the hiring managers to screen, interview, and select the best candidate to fill the vacant position. Salary varies by classification in accordance with established City pay plans.

TO APPLY:

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

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

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 September 2020.

MARK LINDSEY
Chair

KELSEY PEARSON
Interim Chief Examiner

Notice for Bids

Supplies, Equipment, Maintenance, etc.

COMPRESSED GASSES
City of Spokane Departments
#ITB 5325-20

INVITATION TO BID NOTICE

Description: The City of Spokane is soliciting electronic bids for an annual supply of Compressed Gasses

Bid Opening: Sealed electronic bids will be received until **Monday, October 12, 2020 at 1:00 pm**. Sealed Bids will be opened at the 1:15 p.m. public bid opening via WebEx meeting on MONDAY, OCTOBER 12, 2020 for Compressed Gasses for City of Spokane Departments. 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. Join by phone at 1-408-418-9388.

Bid responses are only to be submitted **electronically** through the City of Spokane's bidding portal: <https://spokane.procurement.com>, on or before the aforementioned date and time. Hard copy and/or late bids shall not be accepted.

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

Potential bidders are asked to post their questions on our bidding portal under the tab labeled "Clarifications" under the relative project number.

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

Thea Prince
Purchasing Department

Publish: September 23 & 30, 2020

STRUCTURAL FIREFIGHTING PERSONAL PROTECTION EQUIPMENT (PPE)

City of Spokane Fire Department

RFP #5332-20

Description: The City of Spokane is soliciting electronic Proposals for STRUCTURAL FIREFIGHTING PERSONAL PROTECTION EQUIPMENT (PPE)

Sealed Proposals will be unsealed and acknowledged at the 1:15 p.m. public bid opening via WebEx meeting on **MONDAY, OCTOBER 26, 2020**, for **STRUCTURAL FIREFIGHTING PERSONAL PROTECTION EQUIPMENT** for the City of Spokane **FIRE 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**. Join by phone at 1-408-418-9388.

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

It is the responsibility of Proposers to check the City of Spokane's online procurement system identified above for Addenda or other additional information that may be posted regarding this Request for 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, October 26, 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.

Thea A Prince
City of Spokane Purchasing

Publish: September 23 & 30, 2020

JAPANESE GARDEN POND RENOVATION

City of Spokane Parks Department

PW ITB #5333-20

Description: The City of Spokane is soliciting electronic bids for the JAPANESE GARDEN POND RENOVATION

Optional Pre-Bid Conference: Thursday, October 1, 2020 4:00 pm at the Japanese Garden located at 2011 S Bernard Street, Spokane WA 99203. Meet at the garden entrance at Shoshone Place & Bernard.

Electronic Bids will be opened at the 1:15 p.m. public bid opening via WebEx meeting on **MONDAY, OCTOBER 12, 2020**, for **JAPANESE GARDENE POND RENOVATION** for the City of Spokane Parks 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**. Join by phone at 1-408-418-9388.

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

It is the responsibility of Bidders 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 Bidders will be accepted through the "Clarifications" tab under the associated project number in the online procurement system.

All bid documents shall be submitted electronically through the City of Spokane's online procurement system **no later than 1:00 p.m. on Monday, October 12, 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 Bids and to waive any informalities.

Thea Prince
City of Spokane Purchasing

Publish: September 23 & 30, 2020