



Official Gazette

City of Spokane, Washington

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

Volume 110

OCTOBER 28, 2020

Issue 44



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

NOTICE**MEETING MINUTES OF SPOKANE CITY COUNCIL****Monday, October 19, 2020**

The minutes for the Monday, October 19, 2020, Spokane City Council Meeting were not available for publication in this issue of the *Official Gazette*. The minutes will be published in the Wednesday, November 4, 2020, issue of the *Official Gazette*.

STANDING COMMITTEE MINUTES**City of Spokane****Finance & Administration Committee****09/21/2020****Attendance**

Council Member Candace Mumm, Council Member Lori Kinnear, Council President Breean Beggs, Council Member Betsy Wilkerson, Council Member Michael Cathcart, Council Member Karen Stratton, Council Member Kate Burke, Tonya Wallace, Paul Ingiosi, Sally Stopher, Mike Sloon, Shauna Harshman, Hannahlee Allers, Tim Sigler, Mike Ormsby, Brian McClatchey, Tim Dunivant, David Steele, Amber Richards, Kandace Watkins, Kyle Twohig, Mark Carlos, and Amie Blain.

Meeting started at 1:17 p.m.

This meeting was conducted through Webex.

Approval of Minutes

Meeting Minutes for August were approved unanimously.

Agenda Items

III. Consent Items approved without discussion:

A. N/A

IV. Discussion Items**a) Reserve SMC Change_Sept 2020 – Tonya Wallace**

Tonya discussed restricted versus unrestricted fund balance policies. When handling multiple reserves, it is important to determine the highest priority. Tonya recommended emergencies should be the highest priority. Tonya also discussed the handling of Contingency Reserves, Operating Reserves, Operating Revenues, and Operating Expenditures. She discussed the issue of replenishing reserve accounts, explaining that marginal increases should be included in the long-term financial plan. CM Kinnear asked if the City's bond rating would be affected by using reserves. Tonya advised it is affected, and she explained that most governments are expected to be using reserves. Tonya also advised that it is important to manage replenishment. CM Mumm advised past policies have helped us through this COVID situation to avoid furloughs and layoffs that other cities are experiencing. Please see the agenda packet for submitted documents to the committee.

b) General Fund Reserve Balances_Sept 2020 – Tonya Wallace

Tonya advised Revenue Stabilization Reserves and Contingency Reserves have restrictions on usage. Tonya offered to provide these balance updates monthly for the Council. CM Mumm requested the addition of CAFO guidance in the monthly reports. CP Beggs requested the addition of the percentages for each of the funds be included in the monthly reports. Please see the agenda packet for submitted documents to the committee.

c) Financing for Engineering Services Relocation – Tonya Wallace

Tonya is requesting a 5-year SIP loan to cover construction projects. CM Mumm asked if there are long-term plans for this site. Tonya advised there are no long-term plans. Dave Steele advised this site cannot be used as surplus. Tonya explained that the benefit of using the old Fleet Services building was due to having multiple services under one shell. Please see the agenda packet for submitted documents to the committee.

d) New Lease with Frontier Behavioral Health – Dave Steele

Dave advised the City placed a large amount of grant money in the past into the intermodal facility. The goal is to build enough of a revenue stream to offset the general fund as much as possible. This lease is for approximately half of the third floor to Frontier Behavioral Health. This will be a steady revenue stream. CM Stratton mentioned she is concerned about safety and security, and she asked about discussions regarding these issues. Dave explained Frontier Behavioral Health is familiar with the area, and security is currently on-site during the day. Frontier Behavioral Health does not have concerns about security, and the space is accessible only by elevator. Dave mentioned they are eager to begin using the space. CP Beggs asked for clarification on the use of the space. Dave explained it will be used as office space, and the only customer service would be related to paperwork. CM Stratton explained unsafe activities occur outside of that building at night. CM Kinnear mentioned moving forward with cleaning up the corner for Lutheran Community Services to use. Dave advised the Police Precinct will continue to use the first floor for now, and he is considering how to utilize that space going forward. CM Wilkerson echoed CM Stratton's concern about security, and that security services are needed in that area. CP Beggs requested information regarding what would be required to clear the corner. Dave explained it is important to clear and landscape areas that create hiding spots. CM Mumm and Dave discussed the clearing could take place this year and the planting could take place next year. CM Kinnear advised additional maintenance is required in addition to the clearing. Please see the agenda packet for submitted documents to the committee.

e) CARES Amendment and SBO – Sally Stopher

Sally advised of the additional funds and time extension provided by the CARES grant. Please see the agenda packet for submitted documents to the committee.

f) SBO for City COVID-19 Response – Paul Ingiosi

Paul advised this is the City's portion of the CARES grant. The revenue is from CARES or FEMA, and expenses are going to the departmental reserve line. Please see the agenda packet for submitted documents to the committee.

g) Contract Amendment for Special Counsel Contract – Mike Ormsby

Mike advised that the TDS agreement is complete, and the Comcast agreement is almost complete. He is requesting the Council to consider this contract amendment. CM Mumm asked for clarification regarding revenue from this contract, and Mike confirmed this will provide revenue for 10 years. Please see the agenda packet for submitted documents to the committee.

V. Standing Topic Items**1. 21st Century Workforce – Amber Richards**

Amber Richards, Director of Human Resources, briefed the Committee regarding this item. Amber provided updates regarding diversity, equity, inclusion, and the 21st Century Workforce. She is consolidating previous reports and creating a plan. She is working with Alex to create an Internal Champions Network and an onboarding process for the City. The goal is to provide support and resources for new employees. Amber mentioned considering a required quarterly training for employees and additional trainings for established employees. The goal is to have these in place by the beginning of 2021. Amber mentioned they are researching internship programs consisting of three tiers. This includes mentoring services, job shadowing, and an internal career program with a short-term work period. Amber also mentioned a management-level internship opportunity program. She advised that Matt Lowmaster and the safety team are working to expand the City's safety program. CM Cathcart asked for clarification on the Internal Champions Network program and the advertising scope for the Planner position currently available. Amber advised that the Internal Champions Network program tends to be a volunteer group within other organizations and usually represents various groups of people. Examples of groups would be a Veteran's group or a "Green Team" that would seek opportunities to promote greener options. She advised recruiting for the Planner position is occurring broadly in that it is on multiple websites and social media sites. CM Cathcart recommended seeking a highly qualified individual for this position. CM Mumm advised posting the position on the AWC website. CM Stratton advised that a Wellness employee position should be full-time and not a project position. She also advised this would be a great position in which to employ a person of color. Amber confirmed the Planner position is on the AWC website, and that the Wellness position is going to be a full-time position. CM Stratton recommended opening the opportunity to others instead of focusing on re-hiring previous employees. CM Mumm stated that she supports the idea of Wellness programs for supporting employees. CM Wilkerson advised she supports this idea as well. She also advised that many high-school students are not familiar with government work, and we have an aging workforce at the City. She also advised DEI should begin on the 7th floor. CM Kinnear advised she agrees with CM Wilkerson, and she suggested training for the City Council. She mentioned they would like to be included and interact with staff. Amber stated that her approach is that HR supports all of the City, and she is working to implement that approach.

2. Intra-fund Transfer Report and General Fund Update– Paul Ingiosi

Paul Ingiosi, Director of Management & Budget, briefed the Committee regarding this item. Please see the agenda packet for submitted documents to the committee.

3. Monthly General Fund Report – Paul Ingiosi

Paul Ingiosi, Director of Management & Budget, briefed the Committee regarding this item. Please see the agenda packet for submitted documents to the committee.

4. Financial Update – Paul Ingiosi

Paul Ingiosi, Director of Management & Budget, briefed the Committee regarding this item. Please see the agenda packet for submitted documents to the committee.

5. Budget Update – Paul Ingiosi

Paul Ingiosi, Director of Management & Budget, briefed the Committee regarding this item. Please see the agenda packet for submitted documents to the committee.

6. 2021 City Council Budget Items – Tim Dunivant

- CM Burke is requesting \$5,000 for a new City flag. Discussion occurred regarding selling the rights of the flag.
- CM Kinnear is requesting supplemental funding for Parks. She would like to support the free swimming program and maintain equity amongst neighborhoods. The amount is approximately \$300,000. CM Burke advised she is supportive, but she would like additional discussion regarding Park's processes and the Council's limited involvement. Tim Dunivant advised that money can be set aside in the General Fund until a decision is made. Also, additional amounts above the requested 8% can be completed by a simple allocation if desired, without Park Board approval. CP Beggs requested an update regarding laying off employees and filling other vacant positions. CM Stratton advised she is concerned with laying off regular full-time employees and replacing with project part-time employees. CM Cathcart agreed except in regards to the Public Safety employees. CP Beggs presented the question regarding employee layoffs and prioritizing employees that work directly with the public. CM Wilkerson advised that customer service positions are important in addition to roles that help the growth of the City. CP Beggs explained that this discussion is not in regards to any particular position. Please see the end of this document for the 2021 City Council Budget Items Report not included in the agenda packet.

7. Fire Station on 5-Mile – Tim Dunivant

Tim explained exploring using capital dollars for this item.

Adjournment

The meeting was adjourned at 3:01 p.m., next meeting is scheduled for October 19, 2020 at 1:15 p.m.

City Council budget items for 2021 Budget***FINANCE & ADMINISTRATION***

- City Flag: \$5,000 to pay for flags to be displayed throughout the community
- Parks supplemental funding: Provide GF support to Parks in addition to the 8% charter mandate to ensure that there are no layoffs due to the economic downturn. Cost is TBD.
- Explore new joint city/county revenues to fund regional programming for homelessness and criminal justice reform.
- Consider new financing strategies for transportation funding.

STANDING COMMITTEE MINUTES**City of Spokane****Urban Experience Committee****9/14/20 – MINUTES****Attendance**

City Employees: Hannahlee Allers, CM Betsy Wilkerson, Garrett Jones, Brian McClatchey, Chris Averyt, Mayor Nadine Woodward, CP Breean Beggs, Paul Warfield, Justin Worthington, Kyle Twohig, Michael Sloon, CM Michael Cathcart, Melissa Morrison, CM Karen Stratton, CM Lori Kinnear, CM Kate Burke, Mike Ormsby, Mary Muramatsu, Jonathan Moog, CM Candace Mumm, Tim Dunivant, Sam Faggiano

Non-City Employees: Alison Poulsen, Edie Rice-Sauer

The meeting started at 1:17 p.m.

Approval of Minutes:

The August 17, 2020 meeting minutes were approved unanimously.

Agenda Items:

1. **SHREC- Mayor Nadine Woodward**
Update on the agreement between City of Spokane and SHREC. Mutual aid to continue after Friday with an emergency amendment to be approved. CM Wilkerson had a question regarding the length of the agreement for renewal processes.
2. **Safe Air Shelter Update- Mayor Nadine Woodward**
Update on the temporary shelter at the Convention Center (new building, Bay 1) that can accommodate up to 200. On Saturday there was a count of 5, Sunday around 36. Breakfast, Lunch, and Dinner are being served by the Women's and Children's Free Restaurant through the week and possibly weekend. Volunteers are being requested.
3. **1590 Discussion, Sales, and Use Tax towards Affordable Housing- Melissa Morrison**
Presentation on what the plan is, where the money/tax would come from and where it would be applied, who would qualify and how. Edie Rice-Sauer and Alison Poulsen gave background and additional information on 1590. Discussion followed.
4. **Park Rules and Regulations Ordinance- CM Lori Kinnear**
Additional information provided after last month with comments on the high volumes of needles, drugs, and trash left in parks. If anyone has comments send them to Giacobbe.
5. **Engineering Construction Management Relocation- Kyle Twohig**
Brief presentation as they were the last to present and meeting was running longer than anticipated. Went over current location and needs and which areas they have looked at and are currently looking at the old Fleet location. The size is adequate for staff and the shop, allows for staff parking. A two story structure can be built inside of the space and would have the building as an outer shell to help with roof protection and assist in heating control.
6. **DT Urban Zip line Timeline and Process- Garrett Jones**
Jonathan Moog gave presentation on the Zip line and answered questions.
7. **Behavioral Health Unit Contract**
Ran out of time before topic was addressed, questions were asked and answered in briefing session.
8. **Renaming of Ft. George Wright- CM Karen Stratton**
Meeting Tuesday with Board of Trustees. Working with the Spokane Tribe on name suggestions. Recommended names will be given to the Plan Commission.
9. **2021 Budget Discussion- Tim Dunivant**
Partial presentation, ran out of time. Will present the remainder at Finance Committee.

Consent Items:

CP Breean Beggs requested a brief description of items F & G regarding approvals of contract amendments for special counsel contracts from Mike Ormsby. All consent items were approved and moved forward.

Executive Session:

There was no Executive Session.

Adjournment:

The meeting was adjourned at 3:09 p.m.

Public Safety & Community Health Committee
Meeting Minutes – August 31, 2020

Call to Order: 1:18 PM

Attendance:

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

Staff/Others Present: City Administrator Wes Crago, Chief Meidl, Major Eric Olsen, Sargent Nathan Spiering, Jacqui MacConnell, Tim Sigler, Major Ken Perine, Tonya Wallace, Jacob Hensley, and Hannahlee Allers.

Approval of August 3, 2020 minutes: Motion to approve by CM Wilkerson; M/S by CM Burke. The committee approved the minutes from the August 3, 2020 PSCHC meeting unanimously.

CONSENT AGENDA ITEMS

Monthly Reports:

1. OPO Monthly Update – July 2020
2. Sit and Lie Arrests (SPD)
3. Photo Red Update (SPD)
4. September Strategic Initiatives Report (SPD)

Consent Agenda Portion:

1. WTSC – SPD Interagency Agreement for LEL Program (SPD)
CM Burke requested that this item be briefly discussed. Major Olsen said that this item relates to the Washington State Traffic and Safety Commission and LEL stands for Law Enforcement Liaison. Major Olsen clarified that there is a grant that helps pay for this individual's time.
2. WTSC – SPD Interagency Agreement for Target Zero Priorities (SPD)
CM Cathcart requested that this item be briefly discussed. Chief Meidl said that the State Traffic Commission will offer local law enforcement overtime opportunities (usually evenings or weekends) to do some emphasis patrol. CM Cathcart asked what the strategy is to get to zero in the Target Zero project. Chief Meidl said that the goal is to have zero traffic fatalities caused by DUIs and other improper driving behavior.
3. NSC –Rowan Force Main/Wilson & Company Contract (Public Works)
4. Value Blanket for Tire Chains (Fleet Services)
5. Contract with Clean Energy for CNG Station (Fleet Services)
6. Purchase of F550 With Duralift (Fleet Services)

STRATEGIC PLANNING SESSION

Strategic Priority: Integrated 911/Dispatch

NONE

Strategic Priority: Integrated Response

NONE

Strategic Priority: Criminal Justice Reform

Sgt. Spiering Update (5 minutes)

Sgt. Spiering gave Council an update on how K9s were deployed. Sgt. Spiering said that there were 67 total deployments in August. This is a lower level of deployments than usual. In August, there were 0 bites made from those 67 deployments. The training for August has been the same as usual. A notable apprehension was August 26th where a murder suspect was holed up in a house. He was taken into custody with no incident. The dog searched the house afterward on a short leash. For the first time all year, a dog was used to do a community caretaking find. This tactic is only used when the risk outweighs the benefit of this method (e.g. an Alzheimer's patient missing in freezing weather). CM Cathcart said that he did a ride-along earlier this month and a dog was deployed twice as a backup mechanism for false alarms. CM Cathcart said that the officer he rode with was very conscious of the handling and deployment of his K9.

Strategic Priority: City-Wide Clean & Safe

NONE

DISCUSSION ITEMS

Staff Requests:

Administrative Report on COVID-19 – City Administrator Wes Crago (10 minutes)

City Administrator Crago said the COVID update is better than last month. As a community, while our cases are still high, they are falling. There is still a level of concern from the health district. Administrator Crago said that there is some

cautious optimism on the Administration's part. He said that there are some concerns about college students coming back and what that means for maintaining social distance. The Administration is still monitoring City Hall on the inside and putting together Operation Homecoming – the plan to bring employees back safely when we move toward Phase 3. CM Cathcart asked if the Administration had any data on the efficacy of work-from-home for City staff. Administrator Crago said the general feeling is that working from home has been working well.

Council Requests:

VirTra Discussion – CP Beggs (10 minutes)

Council President Beggs noted that he has requested for some community input and review of training modules, so that the training staff at least had that input when making their decision. CP Beggs requested that SPD get community input before purchasing the upgrades. CP Beggs said he would like to have a discussion with interested Council Members and SPD to come to a consensus on how to move forward. Chief Meidl said the current academy started last week so they would live to move forward as quickly as possible to get that purchased. The training commission is going to kick in some funding to get this purchased. CM Cathcart asked if we buy this training on a per-scenario basis. Chief Meidl said that there is a suite of scenarios and many of the scenarios aren't pretty because a lot of the calls his officers go on aren't pretty. This updated VirTra technology allows the scenario to be modified by the training officer – it is a less linear technology. CM Cathcart said that we would like to observe this training in person if possible. Chief Meidl said that CM Cathcart and any other Council Members are welcome to observe the training. CP Beggs said that he is really happy that the instructors will have more options, but thinks this could be a great opportunity for community input. CM Wilkerson said that she has heard from some community members of color that there are some issues with some of the scenarios they saw. She encouraged SPD to think about how the scenarios encourage or discourage implicit bias. CM Mumm echoed CM Wilkerson's comments and noted that our feedback would also be good for our vendor to hear.

3-year Lexipol Agreement for Police Policy Manual & Training Bulletins – CM Kinnear (5 minutes)

Jacqui MacConnell updated Council on this agreement. CM Kinnear noted that this is a progressive and evolving company. She was impressed with their willingness to pivot based on the current environment and best practices. Ms. MacConnell agreed. She says her team looks through the policies they update and review whether they want to accept the updates. Ms. MacConnell relied on SPD's subject matter experts to help her team make that call.

New Mission Avenue Shelter Update – CM Kinnear (10 minutes)

Tim Sigler and Major Perine from the Salvation Army - the operator of the shelter - updated Council on the status of the Mission site. Major Perine said it has been in operation for 18 days and it has going very well. Salvation Army has been working with neighbors. They are sheltering around 102 folks a night and 10 people have already gone on to permanent housing and five people have a job and have moved on. One person is getting substance abuse treatment. Major Perine encouraged Council Members to come visit the site. CM Mumm asked about the permanent housing piece and how they are able to find people housing. Major Perine said they rely on a lot of services already available in Spokane. Salvation Army spends a lot of time walking people through the resources available. CM Mumm asked if there have been any neighborhood issues so far. Major Perine said that there have been a couple issues, but there is good communication with neighbors and Salvation Army staff are making contacts with those hanging around outside frequently. CM Mumm and CM Burke requested that they be kept in the loop on any community meetings. Mr. Sigler said he would keep them updated. CM Cathcart asked where people are "moved away" when an issue happens and he asked about how much progress has been made in creating a good neighbor agreement. Major Perine said they try to move individuals who are being problematic to another shelter but it is hard to know exactly where they go. Mr. Sigler said they are still meeting on Fridays with community members who want to work on the good neighbor agreement. He said progress is being made. CM Cathcart asked if it would be possible to sit in on those Friday meetings. Mr. Sigler confirmed it would be. CP Beggs asked about the status of showers at the location and if there is anything Council can do to support getting showers. Mr. Sigler said that they have purchased a portable shower but it is currently being fixed. At this time, showers aren't being offered because it is just cold water, but it should be up and running again in a week or so. CP Beggs asked until the Cannon street site is renovated, are we providing enough beds for those who would use them. Mr. Sigler said he would have to defer to Salvation Army because he is unsure how many people they are currently turning away. Major Perine said currently they are turning away up to 10 per night. CM Mumm asked if there's anything Council can do to speed up housing these folks. Major Perine said he has been impressed with the City so far and opening up the Cannon street site would be critical to setting us up for the winter. Major Perine said that even having a backup to that plan would be a good idea. CM Kinnear thanked Major Perine and Tim Sigler for the update.

Public Safety SIP Loan Discussion – CM Mumm (15 minutes)

CM Mumm said that Council did a lot of this work last week and it seemed that Council landed on option two. CM Mumm said that right now revenue is starting to perk up. Tonya Wallace said she provided a brief presentation in the agenda packet. She said that Council needs to decide very soon what refinancing option Council wants and how Council wants to use the savings from those options. Ms. Wallace said that while there are some positive revenue signals but people will begin to behave differently now that unemployment benefits have been reduced. Ms. Wallace said reductions in back to school shopping and less Halloween shopping will also affect sales tax revenues. She said that she is not optimistic that sales tax will rescue us from our woes. She said the best financial advice she would give the City Council is to be as conservative as possible and defer some decisions on the use of reserves until we know more. CP Beggs said that during their discussion last week Council was attracted to option two (reducing debt service and the length of the debt)

and applying those savings to the capital vehicle replacement fund. Short of a vote at a legislative session, that is the main feedback Council has. CM Cathcart said that option three is probably the best option. He said this option buys us time. CM Mumm asked Ms. Wallace if Council needs to take a formal vote. Ms. Wallace said we could wait until a final vote or her team can have two sets of options prepared. CP Beggs asked Ms. Wallace if a resolution could be prepared for tonight. Ms. Wallace said she will check with her staff to see if that could get done tonight. CP Beggs said that we would need a copy of the resolution at the 3:30pm briefing session.

For-Hire Transportation Ordinance Amendments – CM Kinnear (5 minutes)

Jacob Hensley presented on the amendments proposed to the For-Hire Ordinance. He said a lot of these changes have already been discussed by Council. These amendments will be before Council for approval on September 14th. Mr. Hensley presented on the specific changes – a lot of which will help drivers be able to accomplish necessary tasks online. CM Stratton thanked Mr. Hensley for his patience and let Council know that she and Brian McClatchey have been involved with these ordinance changes from the start of this process two years ago. CM Kinnear thanked CM Stratton for all of her hard work. CM Cathcart said that we should have a conversation around the sustainability of the fees we charge for-hire drivers.

Council President Beggs let Council know that we have a COVID Community Response Work Group with Council Members, community members, and staff. They had a second solicitation for RFPs and went through that process and were able to make their decisions based on the merit of the proposals. They were also able to preserve capacity for the City to be able to request funding. Because there is a deadline to spend this money by late October, there will be a resolution expressing Council support for funding that will come before Council tonight. CM Kinnear thanked those on the committee who worked hard to decide how to allocate this funding.

State Legislative Update:

NONE

ADMINISTRATION REQUESTS:

NONE

Action Items:

NONE

Executive Session:

NONE

Adjournment: CM Kinnear adjourned the meeting at 2:25 PM. The next PSCHC meeting will be held Monday, October 5, 2020.

Attachments/Briefing Papers: WTSC – SPD Interagency Agreement for LEL Program; WTSC – SPD Interagency Agreement for Target Zero Priorities; NSC –Rowan Force Main/Wilson & Company Contract; Value Blanket for Tire Chains; Contract with Clean Energy for CNG Station; Purchase of F550 With Duralift; 3-year Lexipol Agreement for Police Policy Manual & Training Bulletins Briefing Materials; Public Safety SIP Loan Briefing Materials; and For-Hire Transportation Ordinance Amendments.

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

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. C35958

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

FROM:	1360-91208	Miscellaneous Grant Fund	
	99999-33320	DOT	<u>\$63,000</u>
TO:	1360-91208	Miscellaneous Grant Fund	
	12500-53101	Supplies	1,000
	12500-54101	Contractual Services	50,000
	12500-54406	Travel	12,000
			<u>\$63,000</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 accept the 2020 DUI Candidate Court Grant from DOT passed thru from the Washington Traffic Safety Commission, 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 October 19, 2020
Delivered to Mayor October 23, 2020**



Executive Orders

RECEIVED

OCT 08 2020

CITY OF SPOKANE
EXECUTIVE ORDER

CITY CLERK'S OFFICE

EO 2020-0015
LGL 2020-0028

TITLE: EXECUTIVE ORDER FOR WRITTEN FINDING OF EMERGENCY JUSTIFYING THE EXECUTION OF AN AMENDMENT TO A PUBLIC WORKS CONTRACT FOR IMPROVEMENTS TO A FACILITY TO PROVIDE ADEQUATE SPACE FOR THE REGIONAL EMERGENCY RESPONSE TO THE NEED FOR HEALTHY SHELTERING

EFFECTIVE DATE: October 8, 2020
REVISION DATE IF APPLICABLE:

Factual Background Information to Finding of Emergency to Support Execution of a public works contract for the construction of improvements to a facility to provide adequate space for the Regional Emergency Response to the need for Healthy Sheltering:

WHEREAS, Washington Governor Jay Inslee issued a proclamation declaring a State of Emergency ("Proclamation") for the entire State of Washington ("State") on February 29, 2020. Spokane Mayor Nadine Woodward issued an Executive Declaration of Civil Emergency or Disaster ("Declaration") in the City of Spokane ("City") on March 16, 2020, which Declaration was ratified and amended by the Spokane City Council ("Council") by Resolution No. 2020-20 on March 16, 2020.

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

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

WHEREAS, during this process it was identified that given the volume of people accessing one facility for healthy sheltering was so large and social distancing measures were difficult to support, two separate locations were the best solution.

WHEREAS, after the use of other facilities on a temporary basis to provide shelter for relocated residents, it became necessary to execute additional leases for temporary facilities;

WHEREAS, the City executed an agreement with the Public Facilities District ("PFD") to house a number of guests that had resided in two other temporary site shelters in PFD Facilities, which agreement expires on August 15, 2020:

WHEREAS, after an extensive search, there was the identification of a facility located at 55 West Mission Avenue (the "New Facility") that will help provide housing for individuals currently residing in the PFD Facilities;

WHEREAS, there were a number of improvements identified that were identified as necessary to accommodate new residents;

WHEREAS, given the short time that exists before all guests leave the PFD Facilities, time is of the essence in making necessary changes and renovations to the New Facility, which necessitates the execution of a Lease Agreement for the New Facility so that renovations and additional improvements can be completed prior to August 15, 2020;

WHEREAS the City has identified a contractor who can perform the necessary work and a contract was prepared with this contractor and has been executed by the Mayor to allow improvements to be completed by August 13, 2020:

WHEREAS, the contractor and City discovered as work was being performed that additional work involving both demolition and construction related to the installation of restrooms, shower facilities and laundry facilities, as well as related HVAC system improvements was necessary and will require an amendment to the original contract in order to complete this work which is necessary in order to provide safe and healthy shelter housing;

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

WHEREAS, Section 7.06.180 of the Spokane Municipal Code provides that if an emergency requires procurement prior to City Council Action, the Mayor may declare an emergency and award necessary contracts and other agreements to address the emergency situation.

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

- 1) An emergency situation exists and that the public safety and health of the community necessitates the execution of an amendment to a public works contract with Rockin' DW Construction for demolition and construction work on a facility at 55 West Mission in Spokane, Washington to provide for the Regional response to healthy sheltering in response to the COVID-19 pandemic.
- 2) The finding of this emergency situation and the necessity for the execution of these agreements is based upon the facts set forth herein and the records and files of the City.

Dated this B day of October, 2020.



 Mayor Nadine Woodward

Attest:



 City Clerk

Approved as to form:



 City Attorney

Date of Publication: 10/28/2020

Effective Date: 10/8/2020



RECEIVED

OCT 08 2020

CITY OF SPOKANE EXECUTIVE ORDER	CITY CLERK'S OFFICE	EO 2020-00 <u>16</u> LGL 2020-00 <u>08</u>
TITLE: EXECUTIVE ORDER FOR WRITTEN FINDING OF EMERGENCY JUSTIFYING THE EXECUTION OF AN AMENDMENT TO A PUBLIC WORKS CONTRACT AND A PUBLIC WORKS CONTRACT FOR IMPROVEMENTS TO A FACILITY TO PROVIDE ADEQUATE SPACE FOR THE REGIONAL EMERGENCY RESPONSE TO THE NEED FOR HEALTHY SHELTERING		
EFFECTIVE DATE: October <u>8</u> , 2020 REVISION DATE IF APPLICABLE:		

Factual Background Information to Finding of Emergency to Support Execution of a public works contract for the construction of improvements to a facility to provide adequate space for the Regional Emergency Response to the need for Healthy Sheltering:

WHEREAS, Washington Governor Jay Inslee issued a proclamation declaring a State of Emergency ("Proclamation") for the entire State of Washington ("State") on February 29, 2020. Spokane Mayor Nadine Woodward issued an Executive Declaration of Civil Emergency or Disaster ("Declaration") in the City of Spokane ("City") on March 16, 2020, which Declaration was ratified and amended by the Spokane City Council ("Council") by Resolution No. 2020-20 on March 16, 2020.

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

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

WHEREAS, during this process it was identified that given the volume of people accessing one facility for healthy sheltering was so large and social distancing measures were difficult to support, at least two separate locations for housing individuals was the best solution.

Whereas the Board of County Commissioners of Spokane County have authorized the expenditure of up to \$2,000,000 to acquire a facility at W. 55 Mission Avenue, construct and install improvements in that facility and to construct and install certain improvements in the Cannon Street Facility previously acquired by the City of Spokane (Cannon Facility);

Whereas the improvements to the Cannon Facility need to be completed and the building ready for occupancy by November 1, 2020 in order to continue to provide safe housing options during the COVID related crisis;

WHEREAS, the City has identified a contractor who can perform the necessary work and a contract was prepared with this contractor and has been executed by the Mayor to allow improvements to be completed by the necessary date:

WHEREAS, a contract with Rockin' DW Construction was executed by the Mayor for the City on or about August 27, 2020. As that contract has proceeded, additional work that is required to be done to provide safe and healthy shelter has been identified. This additional work will require an Amendment to the existing contract to perform certain demolition work and the award of a new contract will be necessary to perform new construction. Completion of this additional work will provide for space for up to 80 additional individuals for safe and healthy sheltering in the fall of 2020;

WHEREAS, it is in the best interests of this population that this required work be performed before November 1, 2020 as that is when the weather becomes very unpredictable which creates further unsafe conditions for those without housing;

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

WHEREAS, Section 7.06.180 of the Spokane Municipal Code provides that if an emergency requires procurement prior to City Council Action, the Mayor may declare an emergency and award necessary contracts and other agreements to address the emergency situation.

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

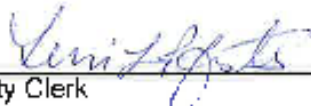
- 1) An emergency situation exists and that the public safety and health of the community necessitates the execution of an amendment to the public works contract with Rockin' DW Construction executed on or about September 1, 2020 for certain demolition work on the Cannon facility and to also execute an additional contract for construction work in order to provide for the Regional response to healthy sheltering in response to the COVID-19 pandemic.
- 2) The finding of this emergency situation and the necessity for the execution of these agreements is based upon the facts set forth herein and the records and files of the City.

Dated this 8 day of October, 2020.



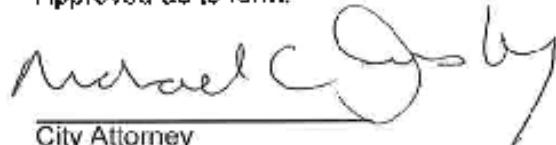
 Mayor Nadine Woodward

Attest:



 City Clerk

Approved as to form:



 City Attorney

Date of Publication: 10/28/2020

Effective Date: 10/8/2020



