



Official Gazette

City of Spokane, Washington

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

Volume 114

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Issue 6



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MAYOR AND CITY COUNCIL

MAYOR LISA BROWN

COUNCIL PRESIDENT BETSY

WILKERSON

COUNCIL MEMBERS:

JONATHAN BINGLE (DISTRICT 1)

MICHAEL CATHCART (DISTRICT 1)

PAUL DILLON (DISTRICT 2)

KITTY KLITZKE (DISTRICT 3)

LILI NAVARRETE (DISTRICT 2)

ZACK ZAPPONE (DISTRICT 3)

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Minutes

MINUTES OF SPOKANE CITY COUNCIL

Monday, January 22, 2024

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.

Roll Call

On roll call, Council President Wilkerson and Council Members Bingle, Cathcart, Dillon, and Klitzke were present. Council Member Zappone was absent. Note: There is a vacancy in Council District 2, Position 2. (Note: Lili Navarrete was appointed to fill the vacancy during the 6:00 p.m. Legislative Session - see Resolution 2024-0010 under the 6:00 p.m. Legislative Session.)

City Attorney Michael Piccolo (attending in absence of Interim City Administrator Garrett Jones); Giacobbe Byrd, Director-City Council Office; City Council Policy Advisor Chris Wright; and City Clerk Terri Pfister were also present for the meeting.

Current Agenda Review

The City Council reviewed the January 22, 2024, Current Agenda. (See section of minutes below for continuation of Current Agenda Review.)

Resolution 2024-0012

Motion by Council Member Bingle, seconded by Council Member Klitzke, **to accept** amended version of Resolution 2024-0012 (as filed on January 22, 2024, at 9:22 a.m.) approving the appointment of Matt Boston as the Director of Finance, Treasury and Administration and as the Chief Financial Officer for the City of Spokane; **carried 5-0.**

Resolution 2024-0013

Motion by Council Member Bingle, seconded by Council Member Cathcart, **to accept** amended version of the Public Rule attached to Resolution 2024-0013 (as filed on January 22, 2024, at 10:33 a.m.) regarding amendment to the City of Spokane Water and Hydroelectric Department – Fee & Cost Schedule; **carried 5-0.**

Resolution 2024-0014

Motion by Council Member Bingle, seconded by Council Member Dillon, **to suspend** the Council Rules to adopt the amended version of Resolution 2024-0014; **carried 5-0.**

Motion by Council Member Bingle, seconded by Council Member Dillon, **to accept** amended version of Resolution 2024-0014 (as filed on January 22, 2024, at 3:20 p.m.) ratifying the Mayor's January 11, 2024 Executive Declaration of Emergency; **carried 5-0.**

Advance Agenda Review

The City Council received an overview from staff on the January 29, 2024, Advance Agenda items.

Emergency Ordinance C36482

Motion by Council Member Bingle, seconded by Council Member Dillon, **to defer** Emergency Ordinance C36482 (relating to Short-Term Rental Occupancy Fee) for two weeks, to February 5; **carried 5-0.**

Action to Approve January 29, 2024, Advance Agenda

Following staff reports and Council inquiry and discussion regarding the January 29, 2024, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.B):

Motion by Council Member Klitzke, seconded by Council Member Dillon, **to approve** the January 29, 2024, Advance Agenda; **carried 5-0.**

Current Agenda Review (continued)

The City Council received an overview from staff on the January 22, 2024, Current Agenda items.

Action to Approve January 22, 2024, Current Agenda

Following staff reports and Council inquiry and discussion regarding the January 22, 2024, Current Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.B):

Motion by Council Member Bingle, seconded by Council Member Dillon, **to approve** the January 22, 2024, Current Agenda; **carried 5-0.**

Council Recess/Executive Session

The City Council recessed at 4:24 p.m. No Executive Session was held. The City Council reconvened at 6:01 p.m. for the Legislative Session.

LEGISLATIVE SESSION

Land Acknowledgement

Council President Wilkerson started the meeting off by reading the "Land Acknowledgement" (adopted by City Council on March 22, 2021, under Resolution 2021-0019) which appears on page 2 of the agenda.

Pledge of Allegiance

The Pledge of Allegiance was led by Council President Wilkerson.

Poetry at the Podium

Mery Smith presented the poem "Making of a Mote."

Roll Call

On roll call, Council President Wilkerson and Council Members Bingle, Cathcart, Dillon, and Klitzke were present. Council Member Zappone arrived at 7:03 p.m.

Giacobbe Byrd, Director-City Council Office; City Council Policy Advisor Chris Wright; and City Clerk Terri Pfister were also present for the meeting.

There were no **Council Committee Reports.**

There were no **Proclamations or Salutations.**

There were no **Reports from Neighborhood Councils.**

There were no **Administrative Reports.**

OPEN FORUM

Council President Wilkerson reviewed the rules of decorum for open forum. The following individual(s) spoke during the Open Forum:

1. Jay MacPherson
2. Ivonne Polanski
3. John Alder
4. Julie Garcia
5. Cliff Winger
6. Eugene Knowles
7. Rebecca Durfee
8. Scott Ward
9. Cherie Barnett
10. Dennis Flynn

11. Andrea G.
12. Justin Haller
13. Zach Widmer
14. Katrina Love
15. George Taylor

BOARD AND COMMISSION APPOINTMENTS

Reappointment to Spokane Park Board (CPR 1981-0402)

Upon 5-0 Voice Vote, the City Council **approved** (and thereby confirmed) the reappointments of Gary Sperling and Barbara Richey to the Spokane Park Board for five-year terms, from February 7, 2024, to February 6, 2029.

CONSENT AGENDA

After public testimony and Council commentary, the following action was taken:

Upon 5-0 Voice Vote, the City Council **approved** Staff Recommendations for the following items:

Pre-purchase of 36" and 42" ductile iron water main and fittings for the Ray Street Water Main Replacement Capital Project—\$942,244.27. (OPR 2024-0024 / ITB-603-23 / ENG 2022088) (Council Sponsor: Council Member Bingle)

Purchase of 3,000 gallons of hydroelectric oil from Eljay Oil Company (Spokane Valley, WA) to replace hydraulic fluid in Powerhouse 2 at the Upriver Dam—\$61,770.30. (OPR 2024-0025 / BID 6034-24) (Council Sponsor: Council Member Bingle)

Multiple Family Housing Property Tax Exemption Conditional Agreements with:

- a. Peyton Project, LLC for the future construction of approximately 96 units, at Parcel Number 35183.0507 commonly known as 10 N. Post Street. (OPR 2024-0026)
 - b. Linc Lofts, LLC for the future construction of approximately 22 units, at Parcel Number 35064.3614 commonly known as 516 W. Cora Avenue. (OPR 2024-0027)
- (Council Sponsors: Council Members Cathcart and Bingle)

Agreement between the Spokane Fire Department and Washington State Patrol to allow for reimbursement of wildfire mobilization costs. (OPR 2024-0028) (Council Sponsors: Council President Wilkerson and Council Member Zappone)

Interagency Agreement with Washington State Department of Commerce for Middle Housing Grant award to assist in updating policies for middle housing development from date of execution through June 15, 2025—\$75,000. (OPR 2024-0029) (Council Sponsors: Council President Wilkerson and Council Member Cathcart)

Contract authorizing the reimbursement of purchase costs to Habitat for Humanity when used to acquire homes for permanently affordable housing—up to \$500,000. (OPR 2024-0030) (Council Sponsors: Council President Wilkerson and Council Member Zappone)

Contract Amendment & Extension with JRP Integrated Solutions, LLC (St. John, WA) to continue with broadband/fiber consultant services through February 29, 2024—\$50,000 (paid out of division funds). (OPR 2023-0248) (Council Sponsors: Council President Wilkerson and Council Member Cathcart)

Amended Assignment and Assumption Agreement of CHIP grant for utility infrastructure improvements at Liberty Park Terrace to modify the assignee to read Proclaim Liberty West, LLC. (OPR 2022-0581 / ENG 2022087) (Council Sponsor: Council Member Bingle)

Contract Amendment with KPFF Consulting Engineers (Seattle, WA) for the Latah Bridge inspection and load rating analysis—\$48,362.54. Total contract amount: \$205,362.54. (OPR 2023-0719 / RFQu 5902-23) (Council Sponsor: Council Member Bingle)

Contract Renewal with Intterra, Inc. for emergency response software from January 1, 2024, to December 31, 2024—\$67,124.38 (incl. tax). (OPR 2020-0732) (Council Sponsors: Council President Wilkerson and Council Member Zappone)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through January 5, 2024, total \$4,120,795.23 (Check Nos.: 600189-600235; ACH Nos.: 124845-124975), with Parks

and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$4,055,612.27. (CPR 2024-0002)

- b. Claims and payments of previously approved obligations, including those of Parks and Library, through January 12, 2024, total \$10,714,810.90 (Check Nos.: 600236-600379; ACH Nos.: 124976-125176), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$10,404,481.49. (CPR 2024-0002)
- c. Payroll claims of previously approved obligations through January 6, 2024: \$9,952,908.01 (Check Nos.: 571191-571289). (CPR 2024-0003)

City Council Meeting Minutes: January 8 and January 11, 2024.

LEGISLATIVE AGENDA

(Note: Items were taken out of the order that they appeared on the agenda.)

RESOLUTIONS

Resolution 2024-0011 (Council Sponsors: Council President Wilkerson and Council Member Bingle)

After public testimony from one individual and Council commentary, the following action was taken:

Upon 5-0 Roll Call Vote, the City Council **adopted Resolution 2024-0011** of the City of Spokane, Washington, providing for the issuance and sale of a taxable Limited Tax General Obligation Bond in the aggregate principal amount of not to exceed \$1,175,339 to secure an interfund loan from the Spokane Investment Pool to finance the acquisition of equipment for the Waste to Energy Facility; fixing the date, form, maturity, interest rate, terms and covenants of the bond; establishing the provisions for repayment of the interfund loan established thereby; authorizing the sale and delivery of the bond to the City, and providing for other matters properly relating thereto.

Ayes: Bingle, Cathcart, Dillon, Klitzke, and Wilkerson
Nos: None
Abstain: None
Absent: Zappone

Resolution 2024-0012 (as amended during the 3:30 p.m. Briefing Session) (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

After public testimony from one individual and Council commentary, the following action was taken:

Upon 5-0 Roll Call Vote, the City Council **adopted Resolution 2024-0012** (as amended) approving the appointment of Matt Boston as the Director of Finance, Treasury and Administration and as the Chief Financial Officer for the City of Spokane.

Ayes: Bingle, Cathcart, Dillon, Klitzke, and Wilkerson
Nos: None
Abstain: None
Absent: Zappone

(Council Member Zappone arrived at the meeting at 7:03 p.m., during consideration of Resolution 2024-0013.)

Resolution 2024-0013 (as amended during the 3:30 p.m. Briefing Session) (Council Sponsors: Council President Wilkerson and Council Member Bingle)

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

Upon 6-0 Roll Call Vote, the City Council **adopted Resolution 2024-0013** (as amended) regarding amendment to the City of Spokane Water and Hydroelectric Department – Fee & Cost Schedule.

Ayes: Bingle, Cathcart, Dillon, Klitzke, Wilkerson, and Zappone
Nos: None
Abstain: None
Absent: None

Resolution 2024-0014 (as amended during the 3:30 p.m. Briefing Session) (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

After public testimony and Council commentary, the following action was taken:

Upon 6-0 Roll Call Vote, the City Council **adopted Resolution 2024-0014** (as amended) ratifying the Mayor's January 11, 2024, Executive Declaration of Emergency

Ayes: Bingle, Cathcart, Dillon, Klitzke, Wilkerson, and Zappone

Nos: None

Abstain: None

Absent: None

For Resolution 2024-0002, Resolution 2024-0003, Resolution 2024-0007, Resolution 2024-0008, Resolution 2024-0009, and Resolution 2024-0010, see section of minutes following "Special Budget Ordinances."

FINAL READING ORDINANCE

Final Reading Ordinance C36422 (First Reading held January 8, 2024) (Council Sponsors: Council President Wilkerson and Council Member Zappone)

After an overview of Final Reading Ordinance C36422 by Eldon Brown of Development Services, public testimony, and Council and staff commentary, the following action was taken:

Upon 6-0 Roll Call Vote, the City Council **passed Final Reading Ordinance C36422** vacating the alley between 4th Avenue and 5th Avenue, from the east line of Washington Street to the west line of Bernard Street.

Ayes: Bingle, Cathcart, Dillon, Klitzke, Wilkerson, and Zappone

Nos: None

Abstain: None

Absent: None

SPECIAL BUDGET ORDINANCES

Special Budget Ordinance C36486 (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

After public testimony and Council commentary, the following action was taken:

Upon 6-0 Roll Call Vote, the City Council **passed Special Budget Ordinance C36486** amending Ordinance No. C36467 passed by the City Council November 27, 2023, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

General Fund

- 1) Add one exempt Deputy City Administrator position (from 0 to 1) in the Mayor's Office.
- A) There is no change to the overall appropriation level in the General Fund.

(This action arises from staffing changes in the Mayor's Office.)

Ayes: Bingle, Cathcart, Dillon, Klitzke, Wilkerson, and Zappone

Nos: None

Abstain: None

Absent: None

There were no **Emergency Ordinances**.

RESOLUTIONS (continued)

Resolution 2024-0002 (Deferred from January 8, 2024, Agenda) (Council Sponsors: Council President Wilkerson and Council Member Zappone)

Upon consideration of Resolution 2024-0002, public testimony was received, and Council commentary held. Proposed amendments (Wilkerson and Zappone proposed amendment and Cathcart amendments A through I) were included in the Council's agenda packet. The following actions were taken:

Motion by Council Member Zappone, seconded by Council Member Dillon, **to accept** the amendment of the board and commission appointments as circulated in the agenda packet (as proposed by Wilkerson and Zappone and as filed on January 17, 2024); **carried 5-1**.

Motion by Council Member Cathcart, seconded by Council Member Bingle, **to put** Amendment F back on the table to add Bingle to STA and remove Council President Wilkerson; **rejected 2-4**.

Motion by Council Member Cathcart, seconded by Council Member Bingle, **to combine proposed amendments E and I, adding** Council Member Bingle as the PIES chair and moving Wilkerson to vice chair (Amendment E) and adding Council President Wilkerson to Finance chair and moving Council Member Cathcart to vice chair (Amendment I); **rejected 2-4**.

Motion by Council Member Cathcart, seconded by Council Member Bingle, to put Council Member Bingle back on the Leg Committee and remove myself (Council Member Cathcart) (Amendment G); **carried 6-0**.

Motion by Council Member Cathcart, seconded by Council Member Bingle, **to put Amendment A on the table to add** Council Member Cathcart to Council President Pro-Tem and remove Council Member Zappone; **rejected 2-4**.

Upon 4-2 Roll Call Vote, the City Council **adopted Resolution 2024-0002**, as amended, appointing Council Members to boards and commissions for 2024.

Ayes: Dillon, Klitzke, Wilkerson, and Zappone
Nos: Bingle and Cathcart
Abstain: None
Absent: None

Resolution 2024-0003 (Deferred from January 8, 2024, Agenda) (Council Sponsors: Council President Wilkerson and Council Member Zappone)

Public testimony was received on Resolution 2024-0003, after which the following action was taken:

Motion by Council Member Zappone, seconded by Council Member Klitzke, **to amend** the previously filed version of Resolution 2024-0003 (including accompanying Rules) with updated amended versions filed January 18, 2024, and included in the Agenda Packet under Resolution 2024-0003; **carried 5-1**.

Council Member Klitzke introduced her proposed changes under Amendment A (filed on January 19, 2024) which appeared in the Agenda Packet under Resolution 2024-0003. Council and staff discussion and commentary was held. Discussion was held clarifying the motion and what portion of proposed Klitzke Amendment A was being considered. The following action was taken:

Motion by Council Member Klitzke, seconded by Council Member Dillon, **to amend** Rule 2.2.A (as presented in the Council's agenda packet) to randomize the 20 individuals chosen for open forum each week; **carried 6-0**.

Council Member Klitzke presented a motion to amend Rule 2.2.B. (as presented in the Council's agenda packet) to continue to give preference to those who have not spoken at open forum during that calendar month. Council and staff discussion was held. The following actions were taken:

Motion by Council Member Bingle, seconded by Council Member Cathcart, **to suspend** Council Rules for purposes of making a friendly amendment; **carried 6-0**.

Motion by Council Member Bingle, seconded by Council Member Cathcart, that in the fifth line of Rule 2.2.B (amend it to read) "Speakers must sign themselves in using a name;" **carried 6-0**.

Main Motion (as amended) by Council Member Klitzke **to amend** Rule 2.2.B. (as presented in the Council's agenda packet and as amended) to continue to give preference to those who have not spoken at open forum during that calendar month; **carried 6-0**.

Upon consideration of Klitzke Amendment B (Rule 2.16.A) that appeared in the Council's agenda packet, the following actions were taken:

Motion by Council Member Bingle, seconded by Council Member Cathcart, **to suspend** the Council Rules for the purposes of amending Council Rule 2.16.A to remove "true name" and add "a name;" **carried 6-0**.

Motion by Council Member Bingle, seconded by Council Member Cathcart, **to amend** Rule 2.16.A, line 5, from “Speakers must sign in using their true name” to “Speakers must sign in using a name;” **carried 6-0.**

Motion by Council Member Zappone, seconded by Council President Wilkerson, **to adopt** (Klitzke) Amendment B – Rule 2.16.A – as amended; **carried 6-0.**

Council commentary ensued on the Council Rules (Resolution 2024-0003), as amended. The following additional actions were taken:

Motion by Council Member Dillon, seconded by Council Member Zappone, **to suspend** Council Rules to entertain a motion to keep Open Forum at the beginning of the meeting; **carried 6-0.**

Motion by Council member Dillon, seconded by Council Member Zappone, **to keep** Open Forum at the beginning, as is; **rejected 1-5.**

Upon 4-2 Roll Call Vote, the City Council **adopted Resolution 2024-0003**, as amended, adopting various amendments to the City Council's Rules of Procedure.

Ayes: Bingle, Klitzke, Wilkerson, and Zappone
Nos: Cathcart and Dillon
Abstain: None
Absent: None

Resolution 2024-0007 and Resolution 2024-0008

Following Council and staff commentary, the following action was taken:

Motion by Council Member Bingle, seconded by Council Member Dillon, **to defer** Resolution 2024-0007 (Proposition Nos. 1 and 2 – Spokane School District 81 levy and bond propositions) and Resolution 2024-0008 (Measure No. 1 – Library Operations Levy) for two weeks, to February 5, 2024; **carried 6-0.**

Resolution 2024-0009 (Council Sponsors: Council President Wilkerson and Council Member Zappone)

Upon consideration of Resolution 2024-0009, public testimony was received. During public testimony, the following action was taken:

Motion by Council Member Bingle, seconded by Council Member Zappone **to extend** the meeting until 11 p.m. to allow for commentary; **carried 6-0.**

After the above action, public testimony continued. Council commentary ensued, after which the following action was taken:

Upon 5-1 Roll Call Vote, the City Council **adopted Resolution 2024-0009** of solidarity with those whose lives have been forever altered by the conflict between Israel and Hamas. We envision a world where every life is cherished and valued as equal - where all humanity lives in peace, freedom, and safety.

Ayes: Cathcart, Dillon, Klitzke, Wilkerson, and Zappone
Nos: Bingle
Abstain: None
Absent: None

Resolution 2024-0010 (Council Sponsors: Council President Wilkerson and Council Member Dillon)

After public testimony from one individual and Council commentary, the following actions were taken:

Motion by Council Member Dillon, seconded by Council Member Zappone, **to appoint** Lili Navarrete (also known as Barbara Liliana Navarrete Lorenzo) to Spokane City Council; **carried 6-0.**

Upon 4-2 Roll Call Vote, the City Council **adopted Resolution 2024-0010**, as amended, regarding the appointment of Barbara Liliana Navarrete Lorenzo to fill the vacancy in Spokane City Council District 2, Position 2.

Ayes: Dillon, Klitzke, Wilkerson, and Zappone
Nos: Bingle and Cathcart
Abstain: None
Absent: None

FIRST READING ORDINANCES

The following Ordinances were read for the first time, with further action deferred. Public testimony was received on the First Reading Ordinances.

- ORD C36483** Relating to Water; amending section 13.04.2017 to chapter 13.04 of the Spokane Municipal Code (SMC); and setting an effective date. (Relates to golf course irrigation conservation rate.) (Council Sponsors: Council President Wilkerson and Council Member Bingle)
- ORD C36484** Relating to the establishment of a process to consider and act upon community members' concerns regarding City-owned property; adopting a new Chapter 18.10 to Title 18 of the Spokane Municipal Code. (Council Sponsors: Council President Wilkerson and Council Members Dillon and Zappone)
- ORD C36485** Relating to the regulation of special events and establishing a process allowing for expanded events, amending Section 10.39.040 (D) of the Spokane Municipal Code. (Council Sponsors: Council Members Zappone and Dillon)

There were no **Special Considerations**.

There were no **Hearings**.

(Council Member Cathcart left the meeting at 10:31 p.m.)

ADJOURNMENT

Motion by Council Member Bingle, seconded by Council Member Dillon, to adjourn; **carried 5-0**.

There being no further business to come before the City Council, the meeting adjourned at 10:32 p.m.

MINUTES OF SPOKANE CITY COUNCIL
Monday, January 29, 2024**BRIEFING SESSION**

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:30 p.m. in the Council Chambers in the Lower Level of the Municipal Building, 808 West Spokane Falls Boulevard, Spokane, Washington.

Roll Call

On roll call, Council President Wilkerson and Council Members Bingle, Cathcart, Dillon, Klitzke, Navarette, and Zappone were present.

Interim City Administrator Garrett Jones; Giacobbe Byrd, Director-City Council Office; City Council Policy Advisor Chris Wright; and City Clerk Terri Pfister were also present for the meeting.

Current Agenda Review

The City Council reviewed the January 29, 2024, Current Agenda.

Resolution 2024-0015

Upon review of Resolution 2024-0015, the City Council considered a proposed amendment from Council Member Cathcart as filed on January 26, 2024, and included in the Council's agenda packet under Resolution 2024-0015. Council Member Cathcart read the amendment [to page 45 ("Policies Implementing LU-1-3") of the South Logan TOD Plan] into the record, as follows:

"Collaborate with Parking Enforcement, the community, educational institutions, and property owners to identify and develop strategies in South Logan for funding and enhancing parking enforcement and management. Considerations could include the establishment of a parking district, the implementation of a residential parking program, or the application of fees from high-impact uses, such as student housing, to fund public parking facilities. These strategies should also aim to enhance on-street parking through improved striping, clear signage, and wayfinding. Additionally, the plan should involve revising parking fines to effectively address and deter significant and emergent issues, such as blocked driveways within the area."

The following action was taken:

Motion by Council Member Cathcart, seconded by Council Member Bingle, **to amend** page 45 (Policies Implementing LU-1-3”) of the South Logan TOD Plan associated with Resolution 2024-0015 (as read by Council Member Cathcart); **carried 7-0.**

Hearings Item H1- Emergency Ordinance C36487

Policy Advisor Chris Wright provided an overview of an amendment proposed by Council President Wilkerson and Council Member Dillon (which was filed on January 26, 2024, and included in Council’s agenda packet under Hearings Item H1 – Emergency Ordinance C36487). He noted the amendment adds some recitals to tighten up the legal language and doesn’t affect the actual ordinance language itself. The following action was taken:

Motion by Council Member Zappone, seconded by Council Member Dillon, **to approve the proposed amendment** (replaces Ordinance C36487 with an updated amended version filed January 26, 2024, and included in Council’s agenda packet); **carried 7-0.**

Final Reading Ordinance C36485 (Council Sponsors: Council Members Zappone and Dillon)

Motion by Council Member Zappone, seconded by Council Member Klitzke, **to defer** Final Reading Ordinance C36485—relating to the regulation of special events and establishing a process allowing for expanded events, amending Section 10.39.040 (D) of the Spokane Municipal Code—for one week, to February 5, 2024, Agenda; **carried 7-0.**

Interlocal Agreement with Spokane Transit Authority (OPR 2024-0047) (Council Sponsors: Council Members Cathcart and Bingle)

Motion by Council Member Zappone, seconded by Council Member Klitzke, **to defer** the Interlocal Agreement with Spokane Transit Authority for Spokane Police Department Plaza police services in and around 701 W. Riverside Avenue to February 26, 2024, Agenda; **carried 7-0.**

Service Level Agreement with Spokane Regional Emergency Communications (OPR 2023-0246) (Deferred from July 10, 2023, Agenda) (Council Sponsors: Council Members Cathcart and Bingle)

Motion by Council Member Cathcart, seconded by Council Member Zappone, **to defer** Service Level Agreement with Spokane Regional Emergency Communications to February 26, 2024, Agenda; **carried 7-0.**

Advance Agenda Review

The City Council received an overview from staff on the February 5, 2024, Advance Agenda items.

CHHS Board Recommendations (OPR 2024-0068) (Council Sponsors: Council Members Zappone, Klitzke, and Bingle)

Motion by Council Member Bingle seconded by Council Member Cathcart, **to defer** CHHS Board Recommendations for Department of Commerce Homeless, Housing, Operations, and Services funding allocations to February 26, 2024, Agenda; **carried 7-0.**

Emergency Ordinance C36482 (Council Sponsors: Council President Wilkerson and Council Member Cathcart)

Motion by Council Member Cathcart, seconded by Council Member Bingle, **to defer** Emergency Ordinance C36482—relating to Short-Term Rental Occupancy Fee—to February 12, 2024, Agenda; **carried 7-0.**

Action to Approve February 5, 2024, Advance Agenda, as amended

Following staff reports and Council inquiry and discussion regarding the February 5, 2024, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.B):

Motion by Council Member Bingle, seconded by Council Member Zappone, **to approve** the February 5, 2024, Advance Agenda (as amended); **carried 7-0.**

Council Recess/Executive Session

Council President Wilkerson announced the City Council would be going into Executive Session to discuss labor negotiations and potential litigation for 20 minutes. The following action was taken:

Motion by Council Member Zappone, seconded by Council Member Bingle, **to go into** Executive Session for the stated reasons; **carried 7-0.**

The City Council recessed at 4:09 p.m. and immediately reconvened into an Executive Session to discuss labor negotiations and potential litigation until 4:29 p.m. At 4:29 p.m., the meeting was extended for 10 minutes. At 4:39 p.m., the meeting was extended for 10 minutes. At 4:49 p.m., the meeting was extended for 5 minutes. At 4:54 p.m., the meeting was extended for 5 minutes. At 4:59 p.m., the meeting was extended for 3 minutes to 5:02 p.m., at which time

The 3:30 p.m. Briefing Session also ended. City Attorney Mike Piccolo and Assistant City Attorney Lauren Beattie were present for the Executive Session. The City Council reconvened at 6:00 p.m. for the Legislative Session.

LEGISLATIVE SESSION

Land Acknowledgement

Council President Wilkerson started the meeting off by reading the "Land Acknowledgement" (adopted by City Council on March 22, 2021, under Resolution 2021-0019) which appears on page 2 of the agenda.

Pledge of Allegiance

The Pledge of Allegiance was led by Council President Wilkerson.

Roll Call

On roll call, Council President Wilkerson and Council Members Bingle, Cathcart, Dillon, Klitzke, Navarette, and Zappone were present.

Giacobbe Byrd, Director-City Council Office; City Council Policy Advisor Chris Wright; and City Clerk Terri Pfister were also present for the meeting.

Remarks by Council Member Navarette

Council Member Navarette noted this is her first official day as a Council Member. She thanked everyone who supported her being here and stated she wants to do her best work for everyone.

Rules of Decorum, Overview of Council Rule Changes, and Changes to the Agenda

Council President Wilkerson provided an overview of the rules of decorum and the two-minute time limit for Open Forum and three-minute time limit for providing public testimony regarding legislative items. She also highlighted some Council Rules changes, noting that open forum is moved to the end of the Legislative Session and that permissible topics at open forum are confined to the "affairs of the city" which is now a defined term consistent with Rule 2.15. She also noted the prohibition of audience members standing during testimony and a new section in the rules under Public Participation reflecting City Council's intent to comply with Chapter 18.11 SMC Language Access in Municipal Proceedings. Following additional comments regarding Council Rule changes, Council President Wilkerson requested Council Director Giacobbe Byrd to explain the process of selection for open forum. Mr. Giacobbe then explained the randomized process of selection for open forum. Council President Wilkerson announced the deferrals of the Interlocal Agreement with Spokane Transit Authority (Consent Agenda Item No. 1) and the Service Level Agreement with Spokane Regional Emergency Communications (Consent Agenda Item No. 5) to February 26, and the deferral of Ordinance C36485 (relating to regulation of special events) to February 5.

There were no **Proclamations or Salutations**.

There were no **Reports from Community Organizations**.

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

CONSENT AGENDA

After public testimony and Council commentary, the following action was taken:

Upon 7-0 Voice Vote, the City Council **approved** Staff Recommendations for the following items:

Grant Agreement with Spokane County to accept funding from the Washington Association of Sheriffs and Police Chiefs for the Registered Sex Offender Address and Residency Verification Program. (OPR 2024-0048) (Council Sponsors: Council Member Cathcart and Bingle)

Grant Partnership with Gonzaga University for an Environmental and Climate Justice Community Change Grant from the U.S. Environmental Protection Agency, with the City of Spokane as subrecipient, to provide infrastructure for installation of a variety of improvements that will help to harden the Northeast Central Community Center and the West Central Community Center as "climate resilience hubs." (OPR 2024-0049) (Council Sponsor: Council President Wilkerson)

Public Works Contract with Kreuger Sheet Metal (Spokane Valley, WA) for Martin Luther King Community Center 2023 Roof Improvements from August 21, 2023, to December 31, 2024—\$797,830. (Note: Contractor switched from Weatherproofing Technologies to Kreuger Sheet Metal) (OPR 2024-0050) (Council Sponsors: Council President Wilkerson and Council Member Dillon)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through January 19, 2024, total \$7,820,189.43 (Check Nos.: 600380-600536; ACH Nos.: 125177-125491), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$7,246,911.32. (CPR 2024-0002)
- b. Payroll claims of previously approved obligations through January 20, 2024: \$9,752,323.02 (Check Nos.: 571290-571407). (CPR 2024-0003)

LEGISLATIVE AGENDA

There were no **Special Budget Ordinances**.

EMERGENCY ORDINANCES

For Council action on Emergency Ordinance C36487, see section of minutes under "Hearings."

RESOLUTIONS

Resolution 2024-0015 (as amended during the 3:30 p.m. Briefing Session) (Council Sponsors: Council Members Cathcart and Bingle)

KayCee Downey, Planner II, provided a presentation on Resolution 2024-0015 recognizing the Final South Logan Transit-Oriented Development Plan and Final Environmental Impact Statement as the coordinated framework and community vision for encouraging mixed-use, walkable places in the South Logan area. During Ms. Downey's presentation, Council President Wilkerson announced that there is no standing in the Chambers and stated she would appreciate it if the standing audience member would sit. She also noted it is against the fire marshal's rules to stand in the aisle ways. Following Council President Wilkerson's announcement, Ms. Downey continued with her presentation.

Following Ms. Downey's presentation, a point of order was called by Council Member Bingle as an audience member was standing in the Chambers. Council President Wilkerson providing a warning to the audience that there is no standing in the Chambers, and she respectfully requested the audience member to take a seat. She further noted there is no standing in the aisles per the Fire Code. Council Member Bingle indicated that individuals could stand outside the Council Chambers in the lobby where there is a tv for observing the meeting. As the individual standing did not sit down or exit to the Chase Gallery, Council President Wilkerson called a five-minute recess.

Council Recess

The City Council took a five-minutes recess at 6:24 p.m. and reconvened at 6:30 p.m.

Resolution 2024-0015 (Continued)

After the recess, public testimony was taken from one individual on Resolution 2024-0015. Council Bingle called a point of order as audience member was standing. Council President Wilkerson again requested a member of the audience to take a seat and noted that it was impinging on the legislative agenda of the city and conducting city business. Council Member Cathcart also called a point of order and stated this is disrupting the entire proceeding and preventing the Council from moving forward. Following additional Council commentary, Council President Wilkerson called for another five-minute recess.

Council Recess

The City Council took a five-minutes recess at 6:33 p.m. and reconvened at 6:38 p.m. At 6:30 p.m., Council President Wilkerson announced the recess would be extended an additional three minutes. The City Council reconvened at 6:41 p.m.

Resolution 2024-0015 (Continued)

Council continued its consideration of Resolution 2024-0015. Following Council commentary, the following action was taken:

Upon 7-0 Roll Call Vote, the City Council **adopted Resolution 2024-0015**, recognizing the Final South Logan Transit-Oriented Development Plan (as amended during the 3:30 p.m. Briefing Session) and Final Environmental Impact Statement as the coordinated framework and community vision for encouraging mixed-use, walkable places in the South Logan area.

Ayes: Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone
Nos: None
Abstain: None
Absent: None

Suspension of Council Rules Regarding Enforcement of Rule 2.15.E and Suspension of Open Forum

Motion by Council President Zappone, seconded by Council Member Bingle, **to suspend** the Council Rules for purposes of not enforcing Rule 2.15.E; **carried 7-0.**

Motion by Council President Zappone, seconded by Council Member Bingle and Navarrete, **to not enforce** Rule 2.15.E tonight, which states: "To prevent disruption of council meetings and visual obstruction of proceedings, members of the audience shall remain seated during council meetings;" **carried 7-0.**

Motion by Council Member Zappone, seconded by Council Member Bingle, **to suspend** Council Rules for purpose of suspending Open Forum for tonight; **carried 7-0.**

Motion by Council Member Zappone, seconded by Council Member Bingle, **to suspend** Open Forum tonight; **carried 7-0.**

FINAL READING ORDINANCES**Final Reading Ordinance C36483 (Council Sponsors: Council President Wilkerson and Council Member Bingle)**

After public testimony and Council commentary, the following action was taken:

Upon 7-0 Roll Call Vote, the City Council **passed Final Reading Ordinance C36483**, relating to Water; amending section 13.04.2017 to chapter 13.04 of the Spokane Municipal Code (SMC); and setting an effective date. (Relates to golf course irrigation conservation rate.)

Ayes: Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone
Nos: None
Abstain: None
Absent: None

Final Reading Ordinance C36484 (Council Sponsors: Council President Wilkerson and Council Members Dillon and Zappone)

After public testimony and Council commentary, the following action was taken:

Upon 5-2 Roll Call Vote, the City Council **passed Final Reading Ordinance C36484** relating to the establishment of a process to consider and act upon community members' concerns regarding City-owned property; adopting a new Chapter 18.10 to Title 18 of the Spokane Municipal Code.

Ayes: Dillon, Klitzke, Navarrete, Wilkerson, and Zappone
Nos: Bingle and Cathcart
Abstain: None
Absent: None

For Council action on Final Reading Ordinance C36485, see section of minutes under 3:30 p.m. Briefing Session.

There were no **First Reading Ordinances.**

There were no **Special Considerations.**

HEARINGS**Hearing on Emergency Ordinance C36487 (as amended during the 3:30 p.m. Briefing Session) (Council Sponsors: Council President Wilkerson and Council Member Dillon)**

The City Council held a hearing on Emergency Ordinance C36487. After public testimony and Council commentary, the following action was taken:

Upon 5-2 Roll Call Vote, the City Council **passed Emergency Ordinance C36487**, as amended, concerning land use standards for centers and corridors, amending sections 17C.122.010 and 17C.122.030 of the Spokane Municipal Code, and declaring an emergency.

Ayes: Dillon, Klitzke, Navarrete, Wilkerson, and Zappone
Nos: Bingle and Cathcart
Abstain: None
Absent: None

There was no **Open Forum**. (See action above suspending the Open Forum for tonight's meeting.)

ADJOURNMENT

Motion by Council Member Bingle, seconded by Council Member Zappone, **to adjourn; carried 7-0.**

There being no further business to come before the City Council, the meeting adjourned at 8:26 p.m.

Minutes prepared and submitted for publication in the February 7, 2024, issue of the *Official Gazette*.

Hearing Notices

Notice of City Council Ad Hoc Docketing Committee Meeting Review of proposed amendments to the Comprehensive Plan

Notice is hereby given that there will be a public meeting of the City Council Ad Hoc Docketing Committee to review potential amendments to the City's Comprehensive Plan and to make a recommendation to the City Council on **February 9, 2024 at 11:00 a.m.**

This meeting will be held in a hybrid format in the Council Briefing Center on the Lower Level of City Hall, 808 W Spokane Falls Blvd, Spokane, WA 99201, or online via the Teams application. A quorum of City Council Members will not be present. This meeting is open to the public but there is no opportunity for public testimony. Written comments submitted by 5:00 p.m. on February 8, 2024 will be forwarded to the Ad Hoc Committee.

This Ad Hoc Committee will review, as outlined in SMC 17G.020.02, private proposals for amendments to the City of Spokane's Comprehensive Plan. Six private proposals to amend the Land Use Plan Map for various properties were received during the application period in September and October 2023.

Information relating to these proposed amendments, as well as a link to the virtual component of the meeting, will be available at:

<https://my.spokanecity.org/projects/2023-2024-proposed-comprehensive-plan-amendments>

Any person may submit written comments on the proposed actions to compplan@spokanecity.org or call for additional information at:

Planning & Economic Development Department
808 West Spokane Falls Boulevard
Spokane, WA 99201-3329
Phone (509) 625 – 6500
compplan@spokanecity.org

AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION: The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. The Council Briefing Center in the lower level of Spokane City Hall, 808 W. Spokane Falls Blvd., is wheelchair accessible and also is equipped with an infrared assistive listening system for persons with hearing loss. Headsets may be checked out (upon presentation of picture I.D.) through the meeting organizer. Individuals requesting reasonable accommodations or further information may call, write, or email Risk Management at 509.625.622, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or mlowmaster@spokanecity.or. Persons who are deaf or hard of hearing may contact Risk Management through the Washington Relay Service at 7-1-. Please contact us forty-eight (48) hours before the meeting date.

General Notices

CITY OF SPOKANE NOTICE OF ELECTION TO BE HELD FEBRUARY 13, 2024 MEASURE NO. 1

RESOLUTION NO. 2023 - 0094

A RESOLUTION OF THE CITY OF SPOKANE PROPOSING AN INCREASE IN THE REGULAR PROPERTY TAX LEVY FOR A PERIOD OF THREE YEARS BEGINNING IN 2025 IN AN AMOUNT EXCEEDING THE LIMITATIONS OF CHAPTER 84.55 RCW TO PROVIDE FUNDING FOR LIBRARY OPERATIONS; PROVIDING FOR THE SUBMISSION OF THE MEASURE TO THE QUALIFIED ELECTORS OF THE CITY AT A SPECIAL ELECTION; REQUESTING THAT THE SPOKANE COUNTY AUDITOR HOLD A SPECIAL ELECTION FOR THE MEASURE ON FEBRUARY 13, 2024; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the City of Spokane, Washington ("City") is a first-class city duly organized and existing by virtue of the Constitution and laws of the state of Washington and its city charter; and

WHEREAS, the City has authority to enact a regular annual property tax levy and such other levies as may be approved by the electorate of the City, subject to applicable limitations, as required by law; and

WHEREAS, Chapter 84.55 RCW reflects a limitation that the annual rate of increase of the dollar amount of the regular property tax levy set by the City Council may not exceed the lesser of the rate of inflation or one percent (1%), all as further reflected in Chapter 84.55 RCW; and

WHEREAS, RCW 84.55.050 permits an election to authorize a levy above the limit factor specified in Chapter 84.55 RCW upon majority approval by the voters, subject to any otherwise applicable statutory dollar rate limitation, said election to be held not more than twelve months prior to the date on which the proposed excess levy is to be made, except as further provided in said statute for multi-year levies; and

WHEREAS, in the February 2013 special election, 66% of the voters of the City of Spokane approved an increase in the regular property tax levy in the amount of \$0.07 per \$1,000 of property valuation, for the purpose of funding library operations beginning in 2014 and extending through 2017; and

WHEREAS, in the April 2017 special election, 71% of the voters of the City of Spokane approved an increase in the regular property tax levy in the amount of \$0.07 per \$1,000 of property valuation, for the purpose of funding library operations beginning in 2018 and extending through 2024; and

WHEREAS, on July 18, 2023, the Spokane Public Library Board of Trustees voted unanimously to recommend the City Council place a measure on the February 13, 2024 ballot that would allow for the renewal of the current levy lid lift in order to maintain the improvements to library services resulting from the passage of the 2017 levy lid lift and to implement new practices to make the Library more efficient and responsive to its customers' educational, business and cultural interests; and

WHEREAS, the City Council desires to continue the levy lid lift approved by the voters in April 2017 to continue funding for library operations by submitting to the voters a measure to increase the regular property tax levy in excess of the amount permitted by state law of \$0.07 per \$1,000 of assessed valuation in 2025, which amount will be used as a base to calculate all subsequent levies for the duration of the proposed three-year levy lid lift; and

WHEREAS, it is anticipated that the levy lid lift will raise approximately \$2,500,000 in 2025, approximately \$2,525,000 in 2026; and approximately \$2,550,250 in 2027 for library operations; and

WHEREAS, pursuant to Section 84 of the City Charter, the City Council of its motion may submit to popular vote for adoption or rejection at any election any proposed ordinance or measure.

NOW, THEREFORE, BE IT RESOLVED, by the Spokane City Council that:

Section 1. The Spokane County Auditor is hereby requested pursuant to RCW 29A.04.330 to hold a special election on February 13, 2024, in conjunction with the scheduled special election for the purpose of submitting to the voters of the City of Spokane for the approval or rejection of a property tax levy to provide funding for library operations.

Section 2. The following measure shall be submitted in the following form:

CITY OF SPOKANE
MEASURE NO. 1
LIBRARY OPERATIONS LEVY

THE CITY OF SPOKANE ADOPTED RESOLUTION NO. 2023-0094 PROVIDING FOR AN INCREASE IN THE REGULAR PROPERTY TAX LEVY IN EXCESS OF STATE LAW BEGINNING IN 2025 IN WHICH THE FUNDING WOULD BE ALLOCATED ONE HUNDRED PERCENT FOR LIBRARY OPERATIONS. THIS MEASURE REPLACES AN EXPIRING LEVY AND AUTHORIZES AN INCREASE IN THE REGULAR PROPERTY TAX LEVY FOR 2025 BY \$0.07 PER \$1,000 OF ASSESSED VALUATION FOR A LEVY RATE NOT TO EXCEED \$3.60. THE INCREASE IN THE PROPERTY TAX LEVY WOULD REMAIN IN EFFECT FOR A PERIOD OF THREE YEARS.

SHOULD THIS MEASURE BE APPROVED?

YES

NO

Section 3. In the event the measure specified in Section 2 above is approved by the qualified electors of the City as required by the Constitution and laws of the state of Washington, there shall be levied and collected annual excess property tax levies in the amount as authorized by said voter approval. Such tax levies will be in excess of the regular annual tax levies permitted by law without voter approval.

Section 4. The City hereby requests pursuant to RCW 29A.04.330 the Spokane County Auditor, as *ex officio*, Supervisor of Elections of the City, to call, conduct and hold within the City a special election on Tuesday, February 13, 2024, for the purpose of submitting to the qualified electors of the City for their approval or rejection, the proposal set forth above. The City Clerk of the City of Spokane is hereby authorized and directed to deliver a certified copy of this resolution to the Spokane County Auditor, as *ex officio* Supervisor of Elections for the City, no later than December 15, 2023.

Section 5. If any one or more of the provisions of this resolution shall be declared by any court of competent jurisdiction to be unconstitutional or invalid for any reason, then such provision shall be null and void, and shall be deemed separable from the remaining provisions of this resolution, and shall in no way affect the validity of the other provisions of this resolution.

Section 6. The levy lid lift in the property tax levy rate shall be a temporary single year increase, which shall begin in 2025 and continue through 2027.

Section 7. The City Attorney is authorized to make such minor adjustments to the wording of the measure as may be necessary to effectuate the intent of the resolution or upon recommendation of the Spokane County Auditor, as long as the intent of the measure remains clear and consistent with the intent of this resolution as approved by the City Council.

Section 8. This resolution shall take effect and be in full force immediately upon its passage.

ADOPTED by the City Council this 4th day of December 2023.

Publish January 31 and February 7, 2024

**CITY OF SPOKANE
NOTICE OF ELECTION TO BE HELD FEBRUARY 13, 2024
MEASURE NO. 2
ORDINANCE NO. C36480**

An ordinance submitting a ballot proposition to the voters of the City of Spokane amending the city council redistricting process by adding a new section 62 to Article VII, repealing sections 59 and 60 of the Spokane City Charter, and declaring an emergency.

WHEREAS, RCW 29A.76.010 provides in part that the City is responsible to periodically redistrict its election districts based on population data from the most recent federal decennial census; and

WHEREAS, pursuant to RCW 29A.76.010(3)(b) the City must prepare, by November 15 of each year ending in one, a plan for redistricting its districts consistent with the criteria set forth in RCW 29A.76.010(4); and

WHEREAS, RCW 29A.92.050(3) of the Washington Voter Rights Acts further regulates the formation of legislative districts, and

WHEREAS, pursuant to Section 60 of the City Charter, a decennial districting board is established during the year of state and federal redistricting to accomplish city council redistricting; and

WHEREAS, the People of Spokane wish to avoid unnecessary ambiguities in the current City Charter provisions that regulate the redistricting process in the City of Spokane; and

WHEREAS, the City Council previously enacted Ordinance C36389, which, in conjunction with the City Council's resolution 2023-0043, proposed a change to the City Charter to cure ambiguities in the redistricting process, which proposition is currently scheduled for the February 13, 2024 special election; and

WHEREAS, the deadline for amending the current ballot proposition and delivering a new ballot proposition to the Spokane County Auditor is December 15, 2023, and there will be no further opportunity in the current year for the City Council to formally alter the current ballot proposition; and

WHEREAS, a Redistricting Commission reflective of the community at-large and committed to a fair, open, and transparent process is essential to maintaining public trust; and

WHEREAS, City Council accordingly finds that an urgency and emergency exists such that this ordinance is needed for the immediate preservation of the public peace, health, or safety, and/or for the immediate support of City government and its existing public institutions.

NOW, THEREFORE, the City of Spokane does ordain:

Section 1. That Article VII, Section 59, of the City Charter of the City of Spokane is hereby repealed.

Section 2. That Article VII, Section 60, of the City Charter of the City of Spokane is hereby repealed.

Section 3. That Article VII of the City Charter of the City of Spokane shall be amended by adding a new section to read as follows:

Article VII, Section 62 - Citizen Led Council Redistricting

A decennial districting commission comprised of seven commissioners shall be appointed no later than May 1 in the year of county, state and federal redistricting to accomplish city council redistricting.

A. Membership Appointments

The Office of the City Clerk, behalf of the City, shall solicit candidates for the districting commission. The City Clerk, in consultation with the City Attorney, shall confirm that interested candidates are qualified for membership on the districting commission as described in Section B and not otherwise prohibited from serving as members under Section C.

The City Clerk shall publish a list of all applicants for the districting commission and deliver a list of qualified candidates to the Mayor and City Council, including in the list are the City Council districts in which each candidate lives and information confirming qualification for membership.

1. From the pool of qualified candidates, the Mayor shall select and appoint three (3) commissioners, one from each City Council district. These appointments shall not be subject to City Council approval.
2. From the pool of qualified candidates, the City Council, by majority vote, shall select and appoint three (3) commissioners, one from each City Council district. These appointments shall not be subject to Mayoral veto.
3. No later than 30 days following the final appointment to the districting commission, the six (6) appointed members shall select by affirmative majority plus one vote, a seventh non-voting member from the remaining pool of qualified applicants, who will act as chairperson and preside over meetings of the districting commission.
4. A vacancy on the districting commission shall be filled by the authority who made the initial appointment, or their successor, from the pool of qualified applicants within fifteen days after the vacancy occurs.

B. Membership Qualifications

1. Candidates must be a current resident of the City of Spokane and have maintained that primary residence for a minimum of two consecutive years .
2. Candidates must be registered to vote.

3. To the extent practicable and in compliance with all applicable laws, the City Council and Mayor of Spokane, each acting with full autonomy as separate appointing authorities, will endeavor to constitute a Redistricting Commission that reflects the Spokane community's broad demographic and geographic diversity, including but not limited to differing cultural, racial, ethnic, gender, political, and experiential backgrounds.

C. Membership Prohibitions

1. Candidates cannot have been a registered lobbyist in the State of Washington within two years prior to selection or one year following the end of membership on the commission.
2. Candidates cannot hold or be within two years removed of holding any elective office other than Precinct Committee Officer.
3. Within one (1) year of the last general election, and while a member of the districting commission, candidates cannot campaign for any elective office other than Precinct Committee Officer, or actively participate in, contribute to, or fundraise for any political campaign of any candidate for local, state, or federal office.
4. Candidates may not seek election or appointment to a City Council position for two years after the effective date of the districting plan.

D. Redistricting consistent with Washington State Law

1. The districting plan shall be consistent with RCW 29A.92.050(3) and RCW 29A.76.010(4), as they may be amended from time to time, pertaining to the criteria for districting city council district boundaries. To the extent permitted by law, boundaries of neighborhoods and communities with common interests shall be prioritized, and their division minimized.
2. The districting commission shall utilize the most recent available census information and guidelines for districting as established in RCW 44.05.090, as applicable.

E. Redistricting Procedures

1. The districting commission shall convene a minimum of five public hearings throughout the City, including at least one meeting within each existing Council District to receive written and oral comments and to accept proposed districting plans from the public. The districting commission shall only consider those plans which are submitted by individual city residents.
2. The meetings and materials of the districting commission shall be transparent and publicly accessible including online video streaming and archiving for the broadest possible public access. The commission shall prepare and publicize its minutes within 21 days of any meeting.
3. The City Council shall by ordinance appropriate such funds as may be reasonably needed for the districting commission to conduct their business under this Article. The commission may employ within its budget authority any necessary experts, consultants, and attorneys not employed by the City to carry out its duties as established in this Charter.
4. No later than August 1, the districting commission shall select five preliminary districting plans for a final public review and comment. The Commission shall allow a period of at least 30 days for public review and comment of preliminary districting plans.

F. Final Plan Adoption

1. No later than October 1st, the districting commission shall adopt by affirmative majority plus one vote a final districting plan from the five districting plans selected for public review and comment, which will be transferred to the City Council along with a published report that will minimally include, (a) population for every district; (b) an explanation of the criteria used in developing the plan with (1) a justification for any deviation in a district from the average district population or (2) a justification for any fracturing of an existing neighborhood council boundary between multiple council districts; (c) a map of all the districts.
2. In the event the districting commission is unable to agree on adoption of a districting plan by October 1, the matter shall be referred to the Presiding Judge of the Spokane Municipal Court, who shall determine which of the plans developed by the districting commission best complies with redistricting criteria set forth in Section 62.D of this charter, and shall forward that determination to the City Council no later than October 31.

3. Upon receipt of the Commission of its proposed redistricting plan, or upon receipt of the determination by the Presiding Judge of the Spokane Municipal Court, the City Council shall consider whether to adopt the proposed districting plan. Any approval of the proposed districting plan must be approved by four affirmative votes of the City Council. The City Council may not revise the proposed districting plan or adopt any plan not previously prepared by the Commission.
4. Upon adoption by the city council, the proposed districting plan shall be submitted to the clerk of the city council who shall forward the district plan to the Spokane County Auditor. The districting plan shall become effective upon filing and the districting commission shall be relieved of any further duties and disbanded.
5. If the districting commission's proposed plan is not approved by a four affirmative votes from the City Council, the proposed districting plan shall be remanded back to the districting commission to consider changes as expeditiously as possible.
6. A final plan must be adopted by the City Council by November 15 in the year of county, state and federal redistricting to accomplish city council redistricting or as otherwise provided for by state law.
7. In the event that no plan is adopted by the City Council by the date established in this charter, the plan recommended by the districting commission shall be deemed the plan adopted by the governing body of the City. In the event both the districting commission and the City Council fail to agree on a plan, then the plan recommended by the Presiding Judge of the Municipal Court under Section F.2 above shall be deemed the plan adopted by the governing body of the City.

G. Modified Districting

1. A modified council districting plan may be established only within the fifth year of the decennial districting cycle. Should the City Council determine by five affirmative votes that consideration of a modified districting plan is warranted, including for population adjustment, a districting commission shall be established pursuant to the provisions of this charter section. The districting commission shall follow the same process for a modified redistricting plan as it would follow for the decennial redistricting plan.
2. The City shall also establish a districting commission within the fifth year of decennial districting cycle upon submission of a valid citizens petition that conforms to all requirements of the SMC and is signed by registered and qualified electors of the City equal to ten percent (10%) of the number of votes cast at the last preceding general municipal election.
3. Land that is annexed to the City subsequent to modifications of district boundaries pursuant to a district plan shall be assigned to the city council district that is most contiguous with the annexed land. At its discretion, the city council may take legislative action to assign annexed land to a district in the event the annexed land is contiguous to more than one council district.

H. Oath of Office

Before serving on the commission every person shall take and subscribe an oath to faithfully perform the duties of that office.

I. Challenges to plan

After the plan has been adopted by the City, any registered voter residing with the City of Spokane may file a petition with Superior Court challenging the plan. After a modification to the redistricting plan has been adopted by the city council, any registered voter may file a petition with Superior Court challenging the amended plan. The petition to Superior Court shall comply with the requirements of RCW 29A.76.010 (6) regarding judicial review of redistricting plans, as it may be amended from time to time.

Section 4. That this ordinance be submitted to the voters of the City of Spokane for their approval or rejection at a special election to be held February 13, 2024 in conjunction with the scheduled general election, as the following proposition:

CITY OF SPOKANE MEASURE 2

Amendment to the City Charter Regarding City Council Redistricting Process

"Shall the Spokane City Charter be amended to implement a new City Council redistricting process requiring stricter qualifications for districting commissioners while altering their number and appointments by City Council and Mayor, altering the criteria for redistricting maps, and mandating an increase in the number of public hearings, in

addition to prohibiting any modifications to redistricting maps by the City Council, and introducing an option for citizen-led redistricting, as set forth in Ordinance No. C36480?"

Yes.....
No

Section 5. Severability

If any provision of this charter amendment or its application to any person or circumstance is held invalid, the remainder of the amendment or the application of the provision to other persons or circumstances is not affected.

Section 6. Effective Date

This ordinance shall be deemed adopted by the City Council immediately and, if approved by the voters at the special election to be held on Tuesday, February 13, 2024, shall take effect and be in full force upon the issuance of the certificate of election by the Spokane County Auditor's Office.

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. C36483

AN ORDINANCE relating to Water; amending section 13.04.2017 to chapter 13.04 of the Spokane Municipal Code (SMC); and setting an effective date.

The City of Spokane does ordain:

Section 1: That SMC section 13.04.2017 is amended to read as follows:

13.04.2017 Golf Course Irrigation Conservation Rate for Potable Water

A. Findings.

1. Golf Courses served by the water and hydroelectric services department are high consumers of potable City water for irrigation. There is a significant opportunity for water conservation in this area through measures that include the use of stored stormwater runoff, reclaimed sanitary wastewater, and more efficient irrigation systems.
2. A rate rule encouraging water conservation is an appropriate utility ratemaking consideration under RCW 35.92.010. Golf courses applying conservation measures as approved under subsection (C),~~((D))~~, and ~~((E))~~ (D) of this section hereafter should be considered a separate user classification. The director may require a golf course to receive irrigation service under a separate account.

B. Application.

The provisions of this section pertaining to the use of potable City water are subject to the following conditions.

1. They apply only to:
 - a. golf course irrigation and not to any other customer class or usage;
 - b. that portion of the water bill based on water consumption and not to any other charges;
 - c. direct water and hydroelectric services department retail customer golf course accounts, whether inside or outside the City.
2. They do not apply to any accrued billings or usage prior to the effective date of this section. The director is authorized to adjust the commencement of billings under this section for a customer billing cycle as is most administratively convenient.

- a. The customer must apply in writing for the basic rate discount in subsection (C) (~~and/or the supplemental rate credit in subsection (D) of this section~~).
 - b. The application must be approved by the director in writing.
 - c. No claims for refund or credits for any billings prior to such application and approval may be recognized.
3. The basic rate discount in subsection (C) of this section is limited ~~((to))~~ as follows:
- a. 18-hole, full size golf course customers ~~((who))~~ that reduce their irrigation consumption to less than forty million gallons per year; and
 - b. 9-hole, full size golf course customers that reduce their irrigation consumption to less than 20 million gallons per year.
 - c. Water savings should be achieved through the implementation of water and hydroelectric services department approved water conservation measures.
 - d. The basic rate discount ~~((it))~~ does not apply to any water irrigation consumption savings for usages above forty million gallons per year for an 18-hole course or 20 million gallons per year for a nine-hole course.
4. Par 3 golf courses and mini golf courses are not eligible for any golf course water conservation rate discount or credit.
- ~~((4))~~ 5. If customer circumstances under which approval was granted do not continue to apply in full for any reason, the customer must immediately notify the water and hydroelectric services department in writing.
- a. In addition, the rates for potable water will be adjusted by the director from the time of change of circumstances, in proportion to the effect of the change as determined by the director.
 - b. In calculating any adjustments due the City, if any, the director may use information from the customer, or in absence of information being submitted, the director is authorized to calculate amounts due based upon any information available to the director.
5. Golf course irrigation conservation rates will be reviewed annually for qualifications or as ordered by the director.

C. Basic Rate Discount.

1. The basic rate discount under this subsection applied for the current calendar year shall be based on the previous year's water use and shall be calculated as a fraction of the commercial water rate that otherwise would be charged to the golf course for its irrigation use consumption.
 - a. The numerator of this fraction is the gallons usage for the previous calendar year, as recognized by the director as a result of implementation of conservation programs approved by the water and hydroelectric services department.
 - b. The denominator is forty million gallons for 18-hole courses and 20 million gallons for 9-hole courses.
2. The written approval of the director under subsection (B)(2) of this section may include a guarantee of a minimum time the basic rate discount will continue consistent with this section, but may not exceed such time as:
 - a. reclaimed wastewater service under subsection ~~((E))~~ (D) of this section becomes available to the customer; or
 - b. there has been a change of conditions;
 - c. either item to be determined by the director, in the exercise of reasonable business judgment. In addition, the maximum time may not exceed ten years.

~~((D. Supplemental Rate Credit.~~

~~Where a golf course customer adds potable City water to ponds used for golf course irrigation, there are significant evaporation losses of potable City water. An additional rate credit not to exceed twenty cents per unit is allowed if the golf course customer implements new irrigation system improvements that eliminate existing evaporation of potable City water from irrigation ponds.~~

- ~~1. The total supplemental credit granted may not exceed the cost of improvements installed by the golf course customer to prevent evaporation loss.~~
- ~~2. The credit may only be applied one time per golf course for one twelve consecutive month period, which may overlap a calendar year.)~~

((E)) D. Reclaimed Sanitary Wastewater.

1. Reclaimed sanitary wastewater is water reclaimed from the treatment of sanitary sewage that can be supplied for golf course irrigation. Such water may not meet potable drinking water standards, but is safe and reliable for golf course irrigation. The City water utility does not supply this service, but it may become available from the City wastewater management department or other water reclamation utility service providers.
2. Because the use of reclaimed sanitary wastewater provides the greatest savings in potable water use for golf course irrigation, whenever the director determines that such service is available to a golf course customer, considering the factors set forth hereafter, he may order disconnection of an account from potable water service provided by the water and hydroelectric services department. The decision shall be in writing and grant a reasonable time frame for conversion, which shall be at least twelve months. The time may be extended by the director, in the exercise of sound discretion.
3. Director decisions under this subsection shall be guided by the following factors:
 - a. Reliable reclaimed sanitary wastewater service is available to the customer under reasonable conditions and at a reasonable cost.
 - b. Water conservation requirements and mandates applicable by law to the City water utility.
 - c. The individual customer cost of conversion.
 - d. Fairness to the customer and to other water service customers.
4. The director may request a customer objecting to disconnection under this section to submit information for his consideration. The decision may be appealed to the City hearing examiner within thirty days.
 - a. The hearing shall be within thirty days of the appeal.
 - b. The decision may be appealed to a court of competent jurisdiction within thirty days, based on the record, reversible because of violation of law or arbitrary and capricious.

Section 2: Effective Date.

This Ordinance shall take effect and be in force on _____, 2024.

Passed by City Council January 29, 2024
Delivered to Mayor February 1, 2024

ORDINANCE NO. C36484

An ordinance relating to the establishment of a process to consider and act upon community members' concerns regarding City-owned property; adopting a new Chapter 18.10 to Title 18 of the Spokane Municipal Code.

WHEREAS, under Section 18.01.10 of the Spokane Municipal Code, the City has found that discrimination based on race, religion, creed, color, sex, national origin, marital status, familial status, domestic violence victim status, age, sexual orientation, gender identity, honorably discharged veteran or military status, refugee status, and/or the presence of any sensory, mental or physical disability, poses a substantial threat to the health, safety and general welfare of the citizens of Spokane; and

WHEREAS, institutional statements, names or monuments found on City-owned property that reflect the historical denial of human rights, discrimination, and exclusion may cause mental pain and suffering among community members, and also foster a continuing disrespect of historically marginalized members of the community; and

WHEREAS, the City of Spokane is committed to ensuring that all people living and working in Spokane to have a sense of belonging, and further committed to addressing issues that undermine that commitment like institutional statements, names or monuments that reflect the historical denial of human rights, discrimination, and exclusion; and

WHEREAS, the City of Spokane is further committed to providing community members with the opportunity to formally raise their concerns about institutional statements, names or monuments on City-owned property, and committed to ensuring that the appropriate course of action is taken to address said concerns; and

WHEREAS, the City of Spokane desires to create an accessible process for community members to raise these concerns and have a known and predictable process of review, outreach, and community recommendation; and

WHEREAS, the accessible process should include final recommendation for action by the Spokane City Council, which may include removal, renaming, or relocating content on City-owned property; and

WHEREAS, on July 10, 2023 the City Council adopted ordinance C36402, establishing a new chapter 18.10 of the Spokane Municipal Code relating to institutional statements, names or monuments on City-owned properties; and

WHEREAS, Ordinance C36402 was vetoed by Mayor Woodward on July 24, 2023, ostensibly on the grounds that Ordinance C36402 circumvented the City's historic preservation mandates as reflected in the statutory mission of the City's Landmarks Commission, set forth in Chapter 04.35 of the Spokane Municipal Code; and

WHEREAS, subsequent discussions with City staff following Mayor Woodward's veto of Ordinance C36402 have determined the Landmarks Commission is not suited to review issues related to institutional statements, names or monuments on City-owned properties in the manner outlined under C36402, and that the Landmarks Commission does not view the mandates under C36402 as part of its mission; and

WHEREAS, as of January 1, 2023, there will be two new members of the City Council, and likely an additional new council member after January 22, 2024, none of whom had an opportunity to vote on C36402 when it was originally taken up by the council.

NOW, THEREFORE, the City of Spokane does ordain:

Section 1. There is enacted a new chapter 18.10 to Title 18 of the Spokane Municipal Code to read as follows:

Chapter 18.10 Process for Review of Institutional Statements, Names and Monuments on City Property

SMC 18.10.010 Scope and Purpose

SMC 18.10.020 Definitions

SMC 18.10.030 Process of Review by Spokane Human Rights Commission

SMC 18.10.040 Recommendation to Spokane City Council

SMC 18.10.050 Naming Policies

18.10.010 Scope and Purpose

Institutional statements, names or monuments found on City-owned property that reflect the historical denial of human rights, discrimination, and exclusion can cause mental pain and suffering among community members, and also foster a continuing disrespect of historically marginalized members of the community. The City of Spokane is committed to ensuring that all people living and working in Spokane have a sense of belonging, and further committed to addressing issues that undermine that commitment.

This chapter applies to all visible property owned by the City of Spokane, within the city limits of Spokane, Washington. This chapter details and defines a process for receiving, researching, reviewing, and recommending action to address community concerns regarding institutional statements, names or monuments on property owned by the City of Spokane.

18.10.020 Definitions

- A. "Community member" refers to an individual who lives or works within the city limits of Spokane, Washington.
- B. "Concern" refers to the disapproval or dismay of a community member regarding the property, as formally presented to the SRHC in the form of a written request to review certain City-owned property.
- C. "Content" refers to the physical image, name, description, inscription, monument or other defining features of property owned by the City of Spokane.
- D. "Department" refers to the City of Spokane department that has been tasked by the Spokane City Council of carrying out the recommended action.
- E. "OCREI" refers to the Spokane Office of Civil Rights, Equity, and Inclusion.

- F. "Property" or "City-owned Property" refers to the building, monument, site, street, roadway, structure, or any other object owned by the City of Spokane or under the control, ownership, and/or jurisdiction of either the Spokane Park Board or the Library Board of Trustees.
- G. "Request" refers to a formal, written statement from a Requester asking for review of certain City-owned property under this ordinance.
- H. "Requester" refers to the community member who files a request.
- I. "SHRC" refers to the Spokane Human Rights Commission, a volunteer board of individuals appointed by the Mayor of Spokane and approved by the Spokane City Council. These individuals advise and make recommendations to the Spokane City Council regarding issues related to human rights.
- J. "Workgroup" refers to the SHRC Civic Impact workgroup of the Spokane Human Rights Commission.

18.10.030 Process of Review by Spokane Human Rights Commission

The process for considering and acting upon community members' concerns regarding the content of City-owned property is as follows:

- A. Individuals and/or groups can request that the City of Spokane review certain City-owned property by submitting a request to the Spokane Human Rights Commission (SHRC). The SHRC shall act as the coordinator of the process for reviewing the request.
- B. Once the SHRC receives a request, the SHRC shall then task the SHRC Civic Impact Workgroup ("Workgroup") as its designee to process the request, and the Workgroup shall coordinate the process for reviewing the request.
- C. The Workgroup shall then review the request and determine whether or not to start a review, considering whether the content described in the request is discriminatory under SMC 18.01.010 or the content is likely to cause mental pain, suffering or disrespect in a reasonable person with a cultural background and lived experience that would make them vulnerable.
 - i. If the Workgroup finds that the content does not violate SMC 18.01.010 and is not likely to cause mental pain, suffering or disrespect, the review shall end, and the Workgroup shall notify the Requester of the decision and provide them the information to present their concerns to the full SHRC at a meeting via public comment.
 - ii. If the Workgroup finds that the content does violate SMC 18.01.010 or is likely to cause mental pain, suffering or disrespect, it shall refer the request to the Spokane Office of Civil Rights, Equity, and Inclusion (OCREI).
- D. After referral from the Workgroup, the OCREI shall then review the request in consultation with the City of Spokane Legal Department and other necessary departments, boards, commissions, affected Native American tribes and compile relevant information and findings that will inform a final recommendation. Relevant information shall include any history relating to the City's acquisition of the property or placement of the content thereon, including donor restrictions or requirements. Within 180 days of receiving the referral, the OCREI shall present the information, findings and recommendation to the Workgroup, including whether the recommendation of the SHRC will be submitted to the City Council, the Park Board or the Library Board. This review process shall not limit the authority or responsibility of any department, board or commission established by law.
- E. Upon receipt of information and findings from the OCREI, the Workgroup shall review the information and findings, and determine if the Request should be brought forward to the full SHRC. If the Workgroup determines that the SHRC should address the matter, the request shall be placed on a regular SHRC meeting agenda for discussion. At this point, the requester shall be notified of the decision to pursue the matter. The requester shall also be notified of the meeting and may address the full SHRC via public comment or presentation under the rules of the SHRC.
- F. Upon conclusion of discussion of the request at the regular SHRC meeting, any Commissioner may move for the matter to be forwarded to the SHRC Executive Committee for further collaboration with the OCREI on research, analysis, outreach, and stakeholder engagement. Upon completing its review, the SHRC Executive Committee shall place the matter on a regular SHRC meeting agenda for further review and action.

18.10.040 Recommendation to Spokane City Council

- A. The SRHC shall review the materials from the Workgroup, the SRHC Executive Committee, and the OCREI, and shall determine whether to make a recommendation to the Spokane City Council regarding the request. Any recommendation from the SHRC shall be in the form of a resolution and shall lay out, in specifics, the requested action by the City Council and shall include: history of the City-owned property in question; details on the review process; appropriate department(s) to execute, anticipated cost to implement any recommendation; any relevant information presented by the OCREI to the SHRC; and any other actions the SHRC would like the City to take. The SHRC recommendation may include but is not limited to: renaming the property; recontextualizing, replacing, or removing any content on the property; or removal or relocation of any content. Provided, except as provided in subsection C below, any recommendation to rename City-owned property must be submitted to the Spokane Plan Commission for its recommendation prior to forwarding to the Spokane City Council. The resolution shall also specify which City of Spokane department the SHRC determines to be the appropriate lead implementer of any recommended actions.
- B. The resolution will be brought forward to the full Spokane City Council by the SHRC Council Liaison at a City Council Committee meeting. Any further action by Council will adhere to City Council Rules.
- C. If the property subject to the request and the SHRC recommendation is under the care, management, or control of the Park Board or the ownership and jurisdiction of the Library Board, the SHRC recommendation shall be submitted to the respective board for consideration.

18.10.050 Naming Policies

All administrative City policies and procedures relating to naming shall be revised to include, as part of its criteria, a desire to avoid causing recollections of the historical denial of human rights, discrimination, and exclusion of historically marginalized members of the community. The Park Board and Library Board are encouraged to adopt a mechanism for avoiding commemoration the historical denial of human rights, discrimination, and exclusion of historically marginalized members of the community in their naming policies.

Passed by City Council January 29, 2024
Delivered to Mayor February 1, 2024

ORDINANCE NO. C36487

An Ordinance concerning land use standards for centers and corridors, amending sections 17C.122.010 and 17C.122.030 of the Spokane Municipal Code, and declaring an emergency.

WHEREAS, the area centered on 29th Avenue and Regal Street in the Lincoln Heights neighborhood is designated a District Center in the Comprehensive Plan; and

WHEREAS, the Comprehensive Plan includes policies and goals to enhance pedestrian safety and access within and around designated Centers, especially policies LU 2.2, LU 3.2, LU 4.1, and TR 6; and

WHEREAS, the Spokane South Hill Coalition in June 2014 adopted a Connectivity and Livability Strategic Plan (the "Strategic Plan") for Spokane's south hill region, including Lincoln Heights neighborhood, which included the goal of a more pedestrian and less auto-centric development of the Lincoln Heights area; and

WHEREAS, consistent with the Strategic Plan, the Lincoln Heights neighborhood developed the Lincoln Heights District Center Plan ("District Plan") in June 2016, which included specific recommendations for making the business core of Lincoln Heights more pedestrian-friendly and less dependent on automobile transportation, and included specific recommendations for alterations to 29th Avenue to improve pedestrian safety and walkability; and

WHEREAS, on September 4, 2023 the Lincoln Heights Neighborhood Council reviewed the recommendations in the District Plan, and determined that an immediate priority for the neighborhood was designation of 29th Avenue from Martin Street to Fiske Street as a "Pedestrian Street" pursuant to SMC 17A.020.160; and

WHEREAS, designation of 29th Avenue from Martin Street to Fiske Street as a "Pedestrian Street" is an area--wide text amendment to Title 17 SMC that will ensure that commercial and residential development along 29th Avenue supports a safe and walkable environment for pedestrians and furthers the goals of the Comprehensive Plan and previous neighborhood planning effort; and

WHEREAS, as set forth in more detail in the Planning Department's January 2, 2024 Staff Report, recent surveys indicate that a significant percentage of pedestrians and bicyclists feel unsafe or uncomfortable walking and/or bicycling along the subject stretch of 29th Avenue; and

WHEREAS, as a Pedestrian Street, no new drive-through businesses would be permitted on sites that front on the designated stretch of 29th Avenue zoned Centers and Corridors; and

WHEREAS, the City's Comprehensive Plan encourages safe and walkable environment for pedestrians in Centers and Corridors; and

WHEREAS, according to studies, drive-through facilities discourage walking, public transit use, and visits to neighboring businesses which is inconsistent with the City's vision for the Lincoln Heights District Center; and

WHEREAS, a 2014 study focused on the safety of different driveway typologies found that driveways for drive-through businesses have the highest crash rate of any studied driveway typology, representing an equivalency of 6.66 residential driveways (<https://www.sciencedirect.com/science/article/pii/S1877042814041615>); and

WHEREAS, a January 21, 2024 article in the Spokesman Review cites a 40% increase in the number of people being hit by cars in Spokane in 2023 (<https://www.spokesman.com/stories/2024/jan/21/people-deserve-to-feel-safe-spokane-saw-a-rise-of-/>); and

WHEREAS, a number of cities have adopted ordinances banning the construction of new drive-through windows with many bans focusing on improving pedestrian safety and enhancing walkability (<https://sustainablecitycode.org/brief/prohibit-or-limit-the-use-of-drive-through-services-2/>); and

WHEREAS, as documented in the Sustainable City Code article, a number of studies have looked at the negative effect of drive-through facilities, and, further, a common concern surrounding drive-throughs is how they negatively affect pedestrian safety; and

WHEREAS, according to studies, drivers are less likely to be alert at drive-throughs, which is dangerous for bicyclists and pedestrians in urban areas; and

WHEREAS, on October 22, 2023, the Spokane City Council adopted Resolution 2023-0084, which directed the Spokane Plan Commission review of designation of 29th Avenue from Martin Street to Fiske Street as a "Pedestrian Street"; and

WHEREAS, review of the "Pedestrian Street" designation of 29th Ave identified a lack of clarity within the Spokane Municipal Code on what pedestrian streets are, how they can be applied, and where they are located; and

WHEREAS, the Spokane Plan Commission reviewed the designation of 29th Avenue as a "Pedestrian Street" and conducted a hearing on the proposal on January 10, 2024, which hearing resulted in findings of fact and endorsement of revision of certain provisions in the Spokane Municipal Code regarding pedestrian street designations as well as designation of a portion of 29th Avenue as a "Pedestrian Street"; and

WHEREAS, prior to and during the Plan Commission hearing, and prior to the City Council's hearing on this Ordinance, appropriate notice has been provided affording the public and interested property owners with the opportunity to participate in the process and voice their support and/or concerns for the proposal; and

WHEREAS, this Ordinance has been reviewed and processed in accordance with RCW 36.70A.370; and

WHEREAS, without an immediate action to amend the Pedestrian Street designation, processing of applications by the City could occur under regulations that are inconsistent with the City's legitimate policy of encouraging a pedestrian friendly and walkable center in the Lincoln Heights area, and therefore, this ordinance must go into effect immediately to prevent any development rights from vesting and preserve the City's ability to process applications under valid codes; and

WHEREAS, the City Council adopts the foregoing recitals and the entire record relating to this proposal, including without limitation the Staff Report dated January 2, 2024, and the Plan Commission Findings dated January 12, 2024, as findings of fact in support of this Ordinance.

NOW, THEREFORE, the City of Spokane does hereby ordain as follows:

Section 1. Section 17C.122.010 of the Spokane Municipal Code is amended to read as follows:

Section 17C.122.010 Intent

The intent of center and corridor regulations is to implement the goals and policies of the comprehensive plan for centers and corridors. These areas are intended to bring employment, shopping, and residential activities into shared locations and encourage, through new development and rehabilitation, new areas for economic activity.

New development and redevelopment is encouraged in these areas that promotes a relatively cohesive development pattern with a mix of uses, higher density housing, buildings oriented to the street, screened parking areas behind buildings, alternative modes of transportation with a safe pedestrian environment, quality design, smaller blocks and relatively narrow streets with on-street parking.

Type 1, 2 and 3 center and corridor zones are designated within the center and corridor core land use category and the core commercial areas of the centers and corridors shown on the land use plan map of the comprehensive plan.

The Type 4 mixed use transition zone is designated within the center and corridor transition land use category on the land use plan map of the comprehensive plan.

Center and corridor zones are not intended to be applied to property outside of the Centers and Corridors Land Use Plan Map designations. Type 1 (CC1), Type 2 (CC2), Type 3 (CC3) and Type 4 (CC4) center and corridor zones are identified on the official zoning map. The comprehensive plan center type is also designated on the official zoning map as follows: neighborhood center (NC), district center or corridor (DC) and employment center (EC).

Section 2. Section 17C.122.030 of the Spokane Municipal Code is amended to read as follows:

Section 17C.122.030 ((Centers/Corridors – Official Zoning Map))Pedestrian Street Designations

~~((As shown on the official zoning map, center and corridor zoning classifications (CC1, CC2 and CC3) are only applied to the core commercial areas and the center and corridor land use designations of the centers and corridors designated on the comprehensive plan land use plan map. The center and corridor mixed use transition zone classification (CC4) is only to be applied in the center and corridor transition land use designation on the comprehensive plan land use map. Center and corridor zones are not intended to be applied to property outside of these zones. Type 1 (CC1), Type 2 (CC2), Type 3 (CC3) and Type 4 (CC4) center and corridor zones are identified on the official zoning map. The comprehensive plan center type is also designated on the official zoning map as follows: neighborhood center (NC), district center or corridor (DC) and employment center (EC).))~~

~~((Pedestrian streets are designated on the official zoning map.))~~

- ~~A. The pedestrian street zoning designation promotes a pleasant and safe environment for pedestrians by applying additional standards and use limitations to parcels with center and corridor zoning (CC1, CC2, CC3, and CC4). Design features to promote a pedestrian friendly environment include minimal interruptions of the sidewalk by driveways, publicly usable site furnishing such as benches, tables, and bike racks, and visually interesting buildings close to the sidewalk.~~
- ~~B. The pedestrian street zoning designation can be applied to any street where adjacent parcels have center and corridor zoning classifications (CC1, CC2, CC3, and CC4).~~

Designated pedestrian streets are:

1. North Market St between E Nebraska Ave and E Wabash Ave
2. W Garland Ave between N Madison St and N Howard St
3. E Buckeye Ave between N Hamilton St and N Denver St
4. N Columbus St between E North Foothills Dr and E Marietta Ave
5. N Monroe St between W Montgomery Ave and W Boone Ave
6. W Broadway Ave between E Elm St and N Maple St
7. E Sprague Ave between Madelia St and Napa St
8. E Newark Ave/S Perry St between E 7th Ave and 67.5' north of the E 12th Ave ROW
9. S Grand Blvd between E Sumner Ave and E 14th Ave
10. E 29th Ave between S Martin St and S Fiske St

~~((The initial land use code and design standards and guidelines contain specific design standards))~~ The design standards and guidelines in SMC 17C.122.060 Attachment "A" and allowed uses in Table 17C.122-1 are applied to promote the pedestrian friendly environment along these streets.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 4. Clerical Errors. Upon approval by the city attorney, the city clerk is authorized to make necessary corrections to this ordinance, including scrivener's errors or clerical mistakes; references to other local, state, or federal laws, rules, or regulations; or numbering or referencing of ordinances or their sections and subsections.

Section 5. Declaration of Emergency and Effective Date. This ordinance, passed by a majority plus one of the whole membership of the City Council as a public emergency ordinance necessary for the protection of the public health, public safety, public property, or public peace, shall be effective immediately upon its passage. Without an immediate action to amend the Pedestrian Street designation, processing of applications by the City could occur under regulations that are inconsistent with the City's legitimate policy of encouraging a pedestrian friendly and walkable center in the Lincoln Heights area. Therefore, this ordinance must go into effect immediately to prevent any development rights from vesting and preserve the City's ability to process applications under valid codes.

**Passed by City Council January 29, 2024
Delivered to Mayor February 1, 2024**

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.

PROGRAM PROFESSIONAL SPN 039 OPEN ENTRY

DATE OPEN: Monday, February 5, 2024

DATE CLOSED: Monday, February 19, 2024

SALARY: \$69,426.00 annual salary, payable bi-weekly, to a maximum of \$98,344.80

DESCRIPTION:

Do you enjoy working independently and within teams while managing various programs and special projects? Do you appreciate work that has a meaningful impact on the community? If so, a career as a Program Professional at the City of Spokane may be the perfect career move for you!

We are currently accepting applications for Program Professional positions. These positions exist in several departments throughout the organization; for example, the Neighborhood, Housing and Human Services Division and the Engineering Department to name a few. This is a unique opportunity to have a positive influence on Spokane citizens, while collaborating with various local organizations and departments across the City. An ideal candidate has strong communications skills, is self-motivated, works well with the community and public partners, and can effectively collaborate inside and outside of the organization.

Many Program Professional positions will have access to flexible schedules and training and professional development opportunities. Employees also receive generous health, dental, paid leave and retirement benefits. Do not miss this great opportunity - apply today!

DUTIES:

- Develops, implements, and administers programs, initiatives, and related budgets or grants, and ensures compliance in accordance with applicable laws policies and guidelines.
- Works with a wide range of community members, government and non-government representatives and officials, contractors, and other City departments to develop and implement a wide variety of programs and initiatives.
- May provide operational direction to program staff and employees; trains, provides technical assistance and direction, and disseminates pertinent information.

- Plans and manages various team or committee activities. Provides coordination of schedules, notices, permits, and other pertinent details as needed for special projects.
- Plans and coordinates processes and requirements, such as development and scoring of publicly released requests for proposals grant applications, etc., and oversees programs.
- May be required to travel to various sites to conduct or monitor program elements.
- Operates standard office machines, personal computers, and applicable software.
- Performs document control and database management. May prepare and manage the budget for various programs. Assists in the preparation of the department's annual budget.
- Negotiates contract awards, manages program documents and files, and prepares reports as required.
- Performs related work as required.

MINIMUM QUALIFICATIONS:

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

Open Entry Requirements:

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

- *Education:* Graduation from an accredited four-year college or university with a degree in Social Science, Business, Public Administration, Government, or related field. **AND**
- *Experience:* Two years of professional experience in program planning, administration and coordination.

EXAMINATION DETAILS:

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire.

Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.

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

The examination will consist of a Training and Experience Evaluation (T&E), with scoring weight assigned as follows:

- T&E 100%

TRAINING AND EXPERIENCE EVALUATION DETAILS

- Copies of your college or university transcripts (unofficial transcripts are accepted) may be a required part of this application and will be used to verify that you meet the minimum qualifications, as posted on the job announcement.
- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- Failure to complete all the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each supplemental question.
- Resumes or questionnaires uploaded as attachments will not be accepted in lieu of completing each question online.
- "See Resume" or "See above," etc., and copy/paste from a previous answer are not qualifying responses and will not be considered.

EXAMINATION DETAILS:

This is an online examination and will require a computer. **If you do not have access to a computer, please notify Civil Service so that one may be provided.**

Training and Experience examination links with instructions will be emailed prior to 12:00 a.m. Pacific Time on the start date and will expire at 11:59 p.m. on the due date as listed below. Keep in mind that the test link will be emailed from City of Spokane (info@governmentjobs.com).

- Applicants who apply and meet the minimum qualifications between Monday, February 5, 2024, and Monday, February 19, 2024, will test Thursday, February 22, 2024, through Tuesday, February 27, 2024.

TO APPLY:

An application is required for promotional applicants. Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

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

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

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 31st day of January 2024.

MARK LINDSEY
Chair

KELSEY PEARSON
Chief Examiner

BUSINESS SYSTEMS ANALYST II SPN 161
OPEN ENTRY

DATE OPEN: Monday, February 5, 2024

DATE CLOSED: Monday, February 19, 2024

SALARY: \$70,971.12 annual salary, payable bi-weekly, to a maximum of \$100,725.12

DESCRIPTION:

Under limited supervision, performs information technology support work and administrative coordination, emphasizing the maintenance and general administration of specialized computer programs and business systems within a City department.

DUTIES:

- Serves as the primary liaison for assigned specialized computer technology activities of their department;
- Coordinates and supports the technical aspects of departmental information systems planning, development and maintenance.
- Provides primary support and administration for one or more specialized departmental systems and/or applications; adds and removes users; sets up and changes passwords; monitors system resources and availability; monitors and oversees system security measures.
- Assists with the identification of business needs, desired outcomes and process adjustments.
- Communicates with staff regarding system deficiencies and/or enhancement goals.
- Communicates with vendors regarding the feasibility and cost of such modifications.
- Coordinates the implementation of approved changes.
- Works closely with departments to enhance operational effectiveness, providing training on the Lean Business Improvement Process and facilitating ongoing progress.
- Monitors and reports on performance measurement related to identifying trends and root causes of performance gaps.
- Participates on complex applications development, enhancement and integration projects by coordinating assigned technical activities such as installation and testing processes.
- Makes system modifications as authorized.
- Communicates with department staff to ensure that needs are being met and to relay any concerns or problems to the appropriate parties.
- Installs hardware and software; ensures timely and appropriate installation of system upgrades.
- Performs application and system backups; plans, recommends and implements disaster recovery procedures.
- Troubleshoots, researches and resolves computer application and system performance, integrity, security, access and other issues/problems within technical parameters.
- Coordinates complex system problems with outside vendors and/or Information Technology Department staff.
- Reads and interprets computer printouts, reports and screen information.
- Compiles and processes statistical and Ad Hoc data for departments, vendors and others; ensures that data is complete and accurate.
- Provides applications-related training to end-users, employing a variety of software and methodologies to create instructional presentations; identifies repetitive user issues and either personally provides training or coordinates with vendors to provide more comprehensive training.
- Recommends and develops system access policies and procedures; develops and maintains system documentation and user instructions; creates and maintains system service records and resource contacts.
- Performs professional technical administrative support work involving data compilation, technical reporting and other areas; sets up databases, spreadsheets, presentations, graphics and other documents; develops complex forms and templates.
- May provide user support and coordination pertaining to phone, video, and other technology systems.
- May serve as a lead worker over subordinate clerical or technical administrative staff.

- Attends meetings, trainings and seminars.
- Serves on committees and task forces.
- Continuously communicates with supervisor regarding the status of assignments and projects.
- Performs other related duties as assigned.

MINIMUM QUALIFICATIONS:**Open Entry Requirements:**

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

- *Education:* A bachelor's degree from an accredited four-year college or university in business or public administration, accounting, information systems, or a closely related field. **AND**
- *Experience:* Two years of progressively responsible professional experience in information technology support and business analysis or process improvement.
- *Substitution:* An equivalent combination of education, training and experience may also be qualifying.

EXAMINATION DETAILS:

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire.

Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.

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

The examination will consist of a Training and Experience Evaluation (T&E), with scoring weight assigned as follows:

- T&E 100%

TRAINING AND EXPERIENCE EVALUATION DETAILS

- Copies of your college or university transcripts (unofficial transcripts are accepted) may be a required part of this application and will be used to verify that you meet the minimum qualifications, as posted on the job announcement.
- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- Failure to complete all the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each supplemental question.
- Resumes or questionnaires uploaded as attachments will not be accepted in lieu of completing each question online.
- "See Resume" or "See above," etc., and copy/paste from a previous answer are not qualifying responses and will not be considered.

EXAMINATION DETAILS:

This is an online examination and will require a computer. **If you do not have access to a computer, please notify Civil Service so that one may be provided.**

Training and Experience examination links with instructions will be emailed prior to 12:00 a.m. Pacific Time on the start date and will expire at 11:59 p.m. on the due date as listed below. Keep in mind that the test link will be emailed from City of Spokane (info@governmentjobs.com).

- Applicants who apply and meet the minimum qualifications between Monday, February 5, 2024, and Monday, February 19, 2024, will test Thursday, February 22, 2024, through Tuesday, February 27, 2024.

TO APPLY:

An application is required for promotional applicants. Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

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

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

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 31st day of January 2024.

MARK LINDSEY
Chair

KELSEY PEARSON
Chief Examiner

AMENDMENT

AMENDMENT

AMENDMENT

RESOURCE CONSERVATION MANAGER

SPN 342

(Announcement of 01/15/2024)

The above titled announcement is hereby amended to read:

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire.

Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.

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

The examination will consist of a Training and Experience Evaluation (T&E), with scoring weight assigned as follows:

- T&E 100%

TRAINING AND EXPERIENCE EVALUATION DETAILS

- Copies of your college or university transcripts (unofficial transcripts are accepted) may be a required part of this application and will be used to verify that you meet the minimum qualifications, as posted on the job announcement.
- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- Failure to complete all the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each supplemental question.
- Resumes or questionnaires uploaded as attachments will not be accepted in lieu of completing each question online.
- "See Resume" or "See above," etc., and copy/paste from a previous answer are not qualifying responses and will not be considered.

EXAMINATION DETAILS:

You will receive a link to the Resource Conservation Manager T&E via email, prior to 12:00 a.m. Pacific Time on the start dates and will expire at 11:59 p.m. on the due dates as listed below. Please note that this email will be sent from City of Spokane (info@governmentjobs.com).

- Applicants who apply and meet the minimum qualifications between Monday, January 15, 2024 and Monday, January 29, 2024 will test Thursday, February 1, 2024 through Tuesday, February 6, 2024.
- Applicants who apply and meet the minimum qualifications between Tuesday, January 30, 2024 and Monday, February 12, 2024 will test Thursday, February 15, 2024 through Tuesday, February 20, 2024.

AMENDMENT

**AMENDMENT
DEPUTY FIRE CHIEF**

AMENDMENT

SPN 941

(Announcement of 12/04/2023)

The above titled announcement is hereby amended to read:

Closing Date: Continuous

You are required to meet the minimum qualifications above and to pass the examination for this position, in order to be eligible for hire.

- Your Civil Service examination is a Training and Experience (T&E) Evaluation in the form of supplemental questions during this application process.
- You will receive your Civil Service eligibility list ranking after scoring of your T&E Evaluation is completed.

Training & Experience Evaluation Details:

The T&E is used to examine the relevance, level, and quality of the applicant's education, training, and experience. You will complete the T&E supplemental questions online as part of the application process. You may preview the instructions and questions online in the tab marked "QUESTIONS" near the top of the job announcement.

Important: The application system may time you out after 30 minutes of inactivity. We highly recommend that you formulate your responses in a separate word processing document. You can then copy and paste your responses into the boxes provided.

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

AMENDMENT

**AMENDMENT
DEPUTY FIRE CHIEF [PROMOTION]**

AMENDMENT

SPN 941

(Announcement of 12/04/2023)

The above titled announcement is hereby amended to read:

Closing Date: Continuous

You are required to meet the minimum qualifications above and to pass the examination for this position, in order to be eligible for hire.

- Your Civil Service examination is a Training and Experience (T&E) Evaluation in the form of supplemental questions during this application process.
- For current City employees who meet the Promotional requirements, the T&E is weighted at 100%.
- You will receive your Civil Service eligibility list ranking after scoring of your T&E Evaluation is completed.

Training & Experience Evaluation Details:

The T&E is used to examine the relevance, level, and quality of the applicant's education, training, and experience. You will complete the T&E supplemental questions online as part of the application process. You may preview the instructions and questions online in the tab marked "QUESTIONS" near the top of the job announcement.

Important: The application system may time you out after 30 minutes of inactivity. We highly recommend that you formulate your responses in a separate word processing document. You can then copy and paste your responses into the boxes provided.

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

Notice for Bids

Paving, Sidewalks, Sewer, etc.

Ray Street Water Main – 11th Avenue to Hartson Avenue Engineering Services File No. 2022088

This project consists of the construction of approximately 2,800 linear feet of water distribution and transmission main, four drainage structures, 150 linear feet of storm sewers, 3,000 square yards of 3-4 inch thick pavement, sundry utility adjustments, and other related miscellaneous items.

The City of Spokane will receive bids until 1:00 p.m. February 26, 2024, for the above project located in Spokane, Washington, in accordance with the Contract Documents on file at the Department, Engineering Services. Bids shall be delivered by hand, mail or courier service to City Hall, 808 W. Spokane Falls Blvd. Spokane, WA 99201. Hand delivered bids shall be delivered to the first floor of City Hall between noon and 1:00 p.m. on bid opening day to the purchasing agent present. All bid packages shall be in sealed envelopes marked with the following text: "Attn: Purchasing - Bid Documents Enclosed, YYY Project", where YYY is the project name.

The bids will be publicly opened and read at 1:15 p.m. online using Microsoft Teams. If you would like to view the bid opening, please utilize one of the following options: to watch, go to our website: <https://my.spokanecity.org/business/bid-and-design/current-projects/> click on the link to the Microsoft Teams meeting on the right-hand side of the page. Alternatively, it may be simpler to listen by phone, which can be done as follows: call (323) 618-1887, then enter the access code 533 854 149 followed by #.

The City of Spokane, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252,42 U.S.C. 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

Bids shall be submitted on the forms provided in accordance with the provisions of the Specifications. Irregular bid proposals will be rejected in accordance with the specifications.

Cashier's check, a certified check or surety bond in the sum of five percent (5%) of the Total Project Bid must accompany the copy of the bid filed with the City Clerk. Successful bidder shall execute the Contract within TEN (10) calendar days after receiving the Contract. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated herein, the bid proposal deposit shall be forfeited to the City of Spokane.

The City of Spokane will normally award this Contract or reject bids within FORTY-FIVE (45) calendar days after the time set for the bid opening. If the lowest responsible Bidder and the City of Spokane agree, this deadline may be extended. If they cannot agree on an extension by the 45-calendar day deadline, the City of Spokane reserves the right to Award the Contract to the next lowest responsible Bidder or reject all Bids.

Note regarding new specifications: The City of Spokane is using WSDOT's 2023 Standard Specifications.

Note regarding new apprentice program requirements: Section 1-07.9(3) herein has been substantially revised including a new bid item and larger penalties for non-compliance.

In accordance with SMC 7.06.500 and RCW 39.04.350(1), the low bidder shall complete the Supplemental Bidder Responsibility Criteria form located in Appendix B. Failure to promptly submit the form including supporting documentation if required may delay award of the Contract.

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

The narrow window available to reestablish the transmission main connections at Hartson and Ray requires the successful bidder to be prepared to begin construction no later than April 8, 2024****

Notice for Bids

Supplies, Equipment, Maintenance, etc.

REQUEST FOR QUALIFICATIONS #6048-24 DIVISION STREET TRANSIT-ORIENTED DEVELOPMENT PLAN

City of Spokane Planning and Economic Development Department
Jointly with Spokane County and Spokane Transit Authority

The City of Spokane is soliciting electronic Proposals for the above titled Request for Qualifications.

Pre-proposal Conference:

A Pre-Proposal Conference is scheduled to be held on **WEDNESDAY, FEBRUARY 14, 2024 at 1:00 p.m.**, local time, **by Microsoft Teams by joining on your computer, mobile app or room device:**

Click here to join the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_OWewMmU5ZDctZjE1Mi00ZTM0LWJlZDMtMmRlOGE0N2ZjZDFm%40thread.v2/0?context=%7b%22id%22%3a%2295fa1d6e-6a27-496e-9117-fc34d9076661%22%2c%22oid%22%3a%221b9e0e65-fce6-4b25-be70-d01b8b2e5755%22%7d

Alternatively, you may join the meeting by the methods below:

Meeting ID: 280 104 224 449

Passcode: VwZLma

Download Teams | Join on the web

Join with a video conferencing device

cityofspokane@m.webex.com

Video Conference ID: 119 784 164 7

Alternate VTC instructions

Or call in (audio only)

+1 424-566-7556,676356353# United States, Los Angeles

Phone Conference ID: 676 356 353#

All prospective Proposers should attend; however, attendance is not mandatory. Questions and answers will be issued by Addenda through the City of Spokane's online procurement system portal <https://spokane.procureware.com>. The City of Spokane shall be bound only to written answers to questions. Any oral responses given at the Pre-Proposal Conference shall be considered unofficial.

Proposal Submittal: Proposals must be submitted electronically through the City of Spokane's online procurement system portal until **1:00 p.m. on MONDAY, FEBRUARY 26, 2024**. Hard copies, emails, and late submittals will not be accepted.

To view this solicitation and submit a Proposal, the Proposer must be a registered supplier on the City's online procurement system at <https://spokane.procureware.com>. Solicitation documents will not be mailed, e-mailed, or provided in person. Once registered, Proposers will also be added to the solicitation's notification list for Addenda posting or other communication via email. Registration is free.

Questions will be accepted through the procurement system in the "Clarifications" tab of the applicable solicitation number.

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

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

Public Bid Opening: Sealed Proposals will be acknowledged and unsealed at the City virtual public bid opening meeting at 1:15 p.m. on **MONDAY, FEBRUARY 26, 2024**. For the link to attend virtually, visit the City's Purchasing website at <https://my.spokanecity.org/administrative/purchasing/>. Alternatively, it may be simpler to listen by phone which can be done as follows: call (323) 618-1887 then enter the access code 533 854 149 followed by #.

AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION: The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. Individuals requesting reasonable accommodations or further information may call, write, or email Risk Management at 509.625.6221, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or mlowmaster@spokanecity.org. Persons who are deaf, hard of hearing, deaf-blind, and speech disabled may contact Risk Management through the Washington Relay Service at 7-1-1 forty-eight (48) hours before the meeting date.

Connie Wahl, C.P.M., CPPB
Senior Procurement Specialist,
City of Spokane Purchasing & Contracts

Publish: January 31 & February 7, 2024