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OCT 28 2022

CITY OF SPOKANE EXECUTIVE ORDER	CITY CLERK'S OFFICE	EO 2022-0002 LGL 2022-0008
TITLE: EMERGENCY ORDER FOR WRITTEN FINDING OF EMERGENCY JUSTIFYING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF SPOKANE AND THE SALVATION ARMY-SPOKANE TO OPERATE THE CANNON STREET SHELTER		
EFFECTIVE DATE: October 28, 2022 REVISION DATE IF APPLICABLE:		

Factual Background Information for Finding of Emergency to Support Execution of an agreement between the City of Spokane and the Salvation Army-Spokane in conjunction with operation of Cannon Street Shelter:

WHEREAS, the City of Spokane and the Spokane region continue to experience a high number of unsheltered homeless individuals needing comfort, support and shelter; and

WHEREAS, a significant amount of the City's homeless population utilize the Cannon Street Shelter located at 527 South Cannon Street, Spokane, WA 99201 which has a shelter capacity for approximately 80 persons; and

WHEREAS, the City of Spokane executed an Operator Contract on September 30, 2021, OPR 2021-0633, with the Guardians Foundation, Inc. for shelter operation services at the Cannon Street Shelter which contract term ends on 12/31/2022; and

WHEREAS, the City subsequently executed an Operator Contract on September 16, 2022, OPR 2022-0609, with the Guardians Foundation, Inc. for operation services at a separate facility called the Trent Resource and Assistance Center (TRAC) located at 4320 East Trent Ave., Spokane, WA 99212; and

WHEREAS, the City notified the Guardians Foundation, Inc. that it was terminating both the TRAC and Cannon Street Shelter Operator Contracts due to unresolved accounting discrepancies related to operations at TRAC; and

WHEREAS, on October 26, 2022, Mayor Nadine Woodward issued an Executive Declaration of Civil Emergency or Disaster in the City of Spokane (the "Declaration"), signed on October 27, 2022, pursuant to SMC 2.04.100 and 7.06.180 due to the public emergency faced at TRAC; and

WHEREAS, on October 27, 2022 at 12:30 p.m., the Spokane City Council held a special meeting to amend and ratify (pursuant to SMC 2.04.060) the Mayor's Emergency Declaration per RESOLUTION No. 2022-0096 and in fact did amend and ratify the Mayor's Declaration; and

WHEREAS, at the October 27, 2022 City Council special meeting, the Council approved agreements entitled, "Shelter Operations (Trent Resource and Assistance Center – TRAC)" and "Shelter Operations (Cannon St. Shelter)" between Salvation Army-Spokane and the City to provide operational services at both TRAC and Cannon Street Shelter to minimize the impact on unsheltered individuals during the transition from Guardians to Salvation Army; and

WHEREAS, the new "Contract Term/Period of Performance" for the TRAC/Salvation Army contract runs from November 2, 2022 through December 31, 2023; and

WHEREAS, in contrast, the new "Contract term/Period of Performance" for the Cannon Street/Salvation Army contract runs for a more limited time frame (from November 2, 2022 through December 31, 2022) due to the present need to determine financial budgeting for continuing the Cannon Street/Salvation Army contract through December 31, 2023; and

WHEREAS, the same immediate and urgent need to maintain a stable and predictable level of uninterrupted operator services over a reasonable period of several months into the 2023 year with a new shelter operator also applies to the ongoing provision of shelter services at the Cannon Street Shelter before the City initiates the competitive procurement process later in the year 2023 (subject to funding) to secure services for a yet to be determined subsequent contract term/period; and

WHEREAS, both the Mayoral Emergency Declaration No. EO 2022-0001, and City Council's RESOLUTION No. 2022-0096, inadvertently omitted identifying the same emergency circumstances articulated therein also impact the ongoing provision of services at the City's Cannon Street shelter and necessitate both the immediate need to execute a new shelter operator contract, and a contemplated contract extension for continued shelter services into 2023, which the City's CHHS department intends to request within the next few weeks (prior to the 12/31/2022 new contract expiration) once budgeting for the contract extension is determined.

NOW, THEREFORE, Spokane Mayor, Nadine Woodward, does hereby order and direct:

- 1) An emergency situation exists and that the public safety and health of the community necessitates the execution of an agreement between the City of Spokane and the Salvation Army-Spokane to continue the operation of Cannon Street Shelter to provide shelter services to

Spokane's unsheltered population per the "Shelter Operations (Cannon St. Shelter)" agreement approved by City Council at its special meeting on October 27, 2022.

- 2) The City has contracted with Salvation Army in the past and has found the services rendered to be of the highest level and to be of reasonable rates relating to other provider contracts entered into over the past 24 months.
- 3) The Mayor or her designate, may make emergency procurements consistent with provisions of SMC 2.04.100, SMC 7.06.180, RCW 35.52 and 35A.33 and the Spokane City Charter,
- 4) The finding of this emergency situation and the necessity for the execution of this agreement is based upon the facts set forth herein and the records and files of the City.
- 5) This emergency declaration shall be submitted to the City Council for ratification pursuant to SMC 2.04.060

Dated this 28th day of October, 2022.


 Mayor Nadine Woodward

Attest:

Approved as to form:


 City Clerk (Acting)


 Interim City Attorney

Date of Publication: 11/2/22

Effective Date: 10/28/22

