



Regular City Council Meeting Agenda  
City Council Chambers & Zoom  
September 13, 2022 - 6:00 p.m.

A. Virtual Participation

Participants may attend this meeting in person or virtually. The public is encouraged to attend the meeting whichever way meets their needs. Virtual participants should click the link or call the phone number below.

Join Zoom Meeting

[HTTPS://US02WEB.ZOOM.US/J/89550218414?  
PWD=YU5LVeZiUjMVAVNYYW1ONLDVUHPPUT09](https://us02web.zoom.us/j/89550218414?pwd=YU5LVeZiUjMVAVNYYW1ONLDVUHPPUT09)

Meeting ID: 895 5021 8414  
Passcode: 464805

Dial by your location  
+1 253 215 8782

B. Call To Order - Pledge Of Allegiance

C. Roll Call - Excused Absences

D. Citizen Comments: Open To Public (Two Minute Limit)

Council comments may be submitted via email to [COUNCILCOMMENTS@CITYOFCHENEY.ORG](mailto:COUNCILCOMMENTS@CITYOFCHENEY.ORG) or by dropping off written comments in the drop box at Cheney City Hall, 609 2nd St. All comments must be received by 5:00 p.m. the day of the meeting. In-person and virtual participants will have the opportunity to comment during the meeting. If you want to provide verbal comments during the meeting, please email [COUNCILCOMMENTS@CITYOFCHENEY.ORG](mailto:COUNCILCOMMENTS@CITYOFCHENEY.ORG) by 5:00 p.m. the day of the meeting and provide the topic you would like to speak about.

E. Minutes

Minutes Of The Regular City Council Meeting Of August 23, 2022

Documents:

[8-23-22.PDF](#)

F. Vouchers/Payroll

Voucher Total = \$763,083.48 (Expenditure Approval = \$727,101.85, Other Payables = \$35,981.63)

Payroll Total = \$1,054,349.53

G. Claims For Damages

H. Small Contracts (Less Than \$10,000) - Approved By Mayor

Alain Burrese - Active Shooter Training = \$35 Per Registered Participant

Allison Black - Face Painting = \$378.00

Dow Excavating - 1502 1st St Motel Fire = \$3,879.44 Plus Taxes

Kris Wilder - Martial Arts Camp = \$70 Per Registered Participant

Lilac City Cheer Academy - Tumbling And Cheer Classes = \$112 Per Registered Participant Per Day

T-O Engineers - UGA Exchange Transportation Analysis Statement = \$8,600

I. Information Items

J. Appointments

K. Action Items

Public Hearings

1. 22-108 - Resolution F-077 - Moratorium Shipping Containers

At City Council on July 12th, had some additional concerns regarding structure minimums and design standards outlined in the shipping container as residences during the 2nd reading of Ordinance Y-27, It was requested that a 120-day moratorium to allow for additional review of options.

Documents:

[CCAR 22-108 - MORATORIUM - SHIPPING CONTAINERS.PDF](#)  
[RESOLUTION F-077 ADOPTING FINDINGS OF FACT RE MORATORIUM.PDF](#)  
[ORDINANCE\\_IMPOSING\\_MORATORIUM\\_ON\\_SHIPPING\\_CONTAINERS\\_\(S2423226\).DOCX.PDF](#)

Resolutions

1. 22-103 - Resolution F-070 - BPA Energy Conservation Agreement No 02

The Light Department is recommending that the City Council approve Amendment No. 2 to the BPA Energy Conservation Agreement Contract No. 17ES-11453. This Amendment will extend the term of the original Agreement through September 30, 2028, and also updates the contact information in Exhibit A, and updates the language regarding the tracking system and uncontrollable forces definition.

Documents:

[CCAR 22-103 - BPA ENERGY CONSERVATIONAGREEMENT AMENDMENT NO. 2.PDF](#)  
[RES F-070 - BPA ENERGY CONSERVATIONAGREEMENT AMENDEMENT NO. 2.PDF](#)  
[17ES-11453\\_AA02\\_CHENEY.PDF](#)  
[BPA - ENERGY CONSERVATION AGREEMENT - NO. 11453 - BPA-5010-01007 - 10-1-2017.PDF](#)

2. 22-104 - Resolution F-071 - Fiber Optic Cable Replacement Project

The Light Department solicited a proposal for emergency replacement of 1,500' of damaged fiber optic cable, spanning from Washington Street to the Water Tower. Expeditious repair of this fiber is important to maintain the continuity and reliability

of the City's fiber optic network system. Staff is recommending acceptance of Zero DB Communications proposal, totaling \$ 9,650.00 plus applicable tax.

Documents:

[CCAR 22-104 - FIBER OPTIC CABLE REPLACEMENT PROJECT.PDF](#)  
[RES F-071- FIBER OPTIC CABLE REPLACEMENT PROJECT.PDF](#)  
[CONTRACT AND PROPOSAL.PDF](#)

3. 22-105 - Resolution F-072 - UPRR Pipeline Crossing Agreement  
The UPRR Pipeline Crossing License Agreement is required for the City to install and maintain a water main under UPRR property as part of the Cheney Purple Pipe Project.

Documents:

[CCAR 22-105 UPRR PIPELINE CROSSING AGREEMENT.PDF](#)  
[RES F-072 - UPRR PIPELINE CROSSING AGREEMENT.PDF](#)  
[3232-85 CITY OF CHENEY - CHENEY, SPOKANE, WA.PDF](#)

4. 22-106 - Resolution F-073 - Wren Pierson Community Center HVAC Upgrade  
The Public Works Department received a quote in the amount of \$ 21,558.00 plus applicable tax from DIVCO, Inc for the purchase and installation of two ductless split heat pump systems in the Cheney Historical Museum, located in the Wren Pierson Community Center.

Documents:

[CCAR 22-106 - WREN PIERSON COMMUNITY CENTER HVAC UPGRADE.PDF](#)  
[RES F-073 -WREN PIERSON COMMUNITY CENTER - HVAC UPGRADE.PDF](#)  
[PROPOSAL - CONTRACT.PDF](#)

5. 22-107 - Resolution F-074 - EWU Football Standby Agreement  
EWU Football Standby Agreement

Documents:

[CCAR 22-107 - EWU FOOTBALL STANDBY AGREEMENT.DOC](#)  
[22-107 - RESOLUTION F-074 - EWU FOOTBALL STANDBY AGREEMENT.DOC](#)  
[EWU FOOTBALL STANDBY AGREEMENT - 2022 SEASON EWU SIGNED.PDF](#)  
[CONTRACT TRANSMITTAL FORM EWU FOOTBALL STANDBY AGREEMENT.DOCX](#)

6. 22-109 - Resolution F-075 - Opting Out Of The Spokane County Tourism Promotion Area  
Resolution F-075 - Opting Out of The Spokane County Tourism Promotion Area

Documents:

[RESOLUTION F-075 - COUNCIL ACTION FORM OPT OUT OF SPOKANE COUNTY TPA.PDF](#)  
[RESOLUTION F-075 - SPOKANE COUNTY TPA OPT OUT.PDF](#)

7. 22-110 - Resolution F-076 - Opioid Settlement Participation And Allocation

#### Agreement Document Signature

A resolution authorizing the Mayor to sign the Participation Agreement and Allocation Agreement forms relating to the allocation and use of opioid settlement proceeds.

#### Documents:

[RESOLUTION F-076 - ONE WASHINGTON MOU COUNCIL ACTION SHEET.PDF](#)  
[RESOLUTION F-076 - OPIOID SETTLEMENT PARTICIPATION FORM AND ALLOCATION AGREEMENT.PDF](#)  
[LOCAL GOVERNMENT SIGNATURE PAGES FOR DISTRIBUTOR SETTLEMENT.PDF](#)

#### 8. 22-111 - Resolution F-078 - 2022 Recloser Control Panel Purchase

In the routine testing of the Four Lakes Substation, one of the four recloser control panels was discovered inoperable. The Light Department hired Ripplinger Engineering Laboratories (REL) to assess and recommend a course of action for this critical repair. REL has recommended to replace all seven antiquated reclosers in both substations with Schweitzer Engineering Laboratories, Inc., (SEL) reclosers as soon as possible due to the age of the equipment and potential for additional failures.

#### Documents:

[CCAR 22-111 - 2022 RECLOSER CONTROL PANEL PURCHASE.PDF](#)  
[RES F-078 - RECLOSER CONTROL PANEL PURCHASE.PDF](#)  
[CITY OF CHENEY - PEAK MEASURE INC - 00198933\\_V1.PDF](#)

#### Ordinances

#### 1. 22-008 - Ordinance Y-21 - 2022 Zoning Code Update

Amending the text of CMC 21, amending the definitions section, measurements section, commercial/mixed use section, general use provisions section, and the wireless communication facilities section.

#### Documents:

[CCAR 22-008 - 2022 ZONING CODE UPDATE.PDF](#)  
[ORDINANCE Y-21 - 2022 CODE UPDATE - 8-30-22 BL.PDF](#)

#### Other Business

L. Staff Reports

M. Mayor's Report

N. Council Reports

O. Executive Session

Executive Session As Per RCW 42.30.110(1)(B) To Consider The Selection Of A Site Or The Acquisition Of Real Estate By Lease Or Purchase

P. Conclusion Of Meeting