

**GRANDVIEW CITY COUNCIL
REGULAR MEETING AGENDA
TUESDAY, FEBRUARY 26, 2019**



REGULAR MEETING – 7:00 PM

PAGE

1. **CALL TO ORDER & ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **PRESENTATIONS**
 - A. Grandview Mobilization Group Project – WA State Main Street Program Affiliate – Carmen Anders
4. **PUBLIC COMMENT** – At this time, the public may address the Council on any topic whether on the agenda or not, except those scheduled for public hearing.
5. **CONSENT AGENDA** – Items on the Consent Agenda will be voted on together by the Council, unless a Councilmember requests that items be removed from the Consent Agenda and discussed and voted upon separately. An item removed from the Consent Agenda will be placed under Unfinished and New Business.
 - A. Minutes of the February 12, 2019 Committee-of-the-Whole meeting 1-4
 - B. Minutes of the February 12, 2019 Council meeting 5-8
 - C. Payroll Check Nos. 10819-10835 in the amount of \$92,762.87
 - D. Payroll Electronic Fund Transfers (EFT) Nos. 60061-60065 in the amount of \$85,913.47
 - E. Payroll Direct Deposit 2/1/19-2/15/19 in the amount of \$108,238.45
 - F. Claim Check Nos. 117031-117117 in the amount of \$620,491.47
6. **ACTIVE AGENDA** – Notice: Items discussed at the 6:00 pm Committee-of-the-Whole meeting of an urgent or time sensitive nature may be added to the active agenda pursuant to City Council Procedures Manual Section 3.18(c).
 - A. Resolution No. 2019-7 authorizing the Mayor to sign a Recreational Use Permit by and between the City of Grandview and the Lower Valley Cal Ripken League 9-14
 - B. Resolution No. 2019-8 declaring a Police Department handgun as surplus and authorizing transfer to the retired police officer 15
 - C. Ordinance No. 2019-1 amending the 2019 Annual Budget 16-18
 - D. Resolution No. 2019-9 declaring Council Chamber chairs as surplus and authorizing the donation to a charitable organization 19
7. **UNFINISHED AND NEW BUSINESS**
8. **CITY ADMINISTRATOR AND/OR STAFF REPORTS**
9. **MAYOR & COUNCILMEMBER REPORTS**
10. **ADJOURNMENT**

**GRANDVIEW CITY COUNCIL
COMMITTEE-OF-THE-WHOLE MEETING MINUTES
FEBRUARY 12, 2019**

1. CALL TO ORDER

Mayor Gloria Mendoza called the Committee-of-the-Whole meeting to order at 6:00 p.m., in the Council Chambers at City Hall.

A. Oath of Office – Councilmember Diana Jennings

City Attorney Plant administered the Oath of Office to newly appointed Councilmember Diana Jennings.

2. ROLL CALL

Present were: Mayor Mendoza and Councilmembers Gay Brewer, Mike Everett, Diana Jennings, Dennis McDonald, Bill Moore and Joan Souders.

Absent was Councilmember Javier Rodriguez.

Staff present were: City Administrator/Public Works Director Cus Arteaga, City Attorney Quinn Plant, City Treasurer Matt Cordray, Parks & Recreation Director Gretchen Chronis, Police Chief Kal Fuller and City Clerk Anita Palacios.

3. PUBLIC COMMENT – None

4. NEW BUSINESS

A. Resolution authorizing the Mayor to sign a Recreational Use Permit by and between the City of Grandview and the Lower Valley Cal Ripken League

Parks & Recreation Director Chronis explained that Washington Cities Insurance Authority strongly recommended that the City enter into Recreational Use Permits between those athletic organizations that were utilizing City owned recreational facilities to conduct their respective programs. She presented the Recreational Use Permit between the City and the Lower Valley Cal Ripken League for the 2019 season. Baseball League Coordinator Alexandra Magana of the Lower Valley Cal Ripken League reviewed and signed the agreement.

Discussion took place.

On motion by Councilmember Brewer, second by Councilmember McDonald, the C.O.W. moved a resolution authorizing the Mayor to sign a Recreational Use Permit by and between the City of Grandview and the Lower Valley Cal Ripken League to the February 26, 2019 regular Council meeting for consideration.

B. Resolution declaring a Police Department handgun as surplus and authorizing transfer to the retired police officer

Police Chief Fuller explained that in 2018, an addition to the contract between the Teamsters Union and the City was made allowing a police officer retiring with 20 years of service to be

awarded his duty handgun upon retirement. The contract required written notice to the Mayor and a Notice of Surplus Property to be presented to City Council. In March 2019, Officer Earl Ripplinger would retire in good standing with over 38 years of service. A notice of a Retirement Handgun Award was presented to Mayor Mendoza and signed on January 17, 2019. The duty weapon assigned to Officer Ripplinger was an H&K .45 caliber USP pistol, Serial Number 25-056960. The H&K pistol may be declared surplus property and the process started to transfer personal ownership of the handgun to Officer Ripplinger.

Discussion took place.

On motion by Councilmember Everett, second by Councilmember Moore, the C.O.W. moved a resolution declaring a Police Department handgun as surplus and authorizing transfer to the retired police officer to the February 26, 2019 regular Council meeting for consideration.

C. Ordinance amending the 2019 Annual Budget

City Treasurer Cordray explained that staff monitoring and review of fund and department budgets during the first month of 2019 identified numerous budget accounts to be amended. An ordinance was prepared to provide for the amending of the 2019 Annual Budget to accommodate the changes in sources and uses. By Fund the highlights of the budget changes were:

Current Expense Fund: Increase estimated beginning fund balance with an increase in revenues for Contributions from Port of Grandview. Increase appropriations for Misc Chamber of Commerce--Tourism and NaviRetail--Retail Recruitment. Net effect was an increase in estimated ending fund balance.

E.M.S. Fund: Increase estimated beginning fund balance with equal change in estimated ending fund balance.

Yakima Co. Law & Justice Tax Fund: Increase estimated beginning fund balance with equal change in estimated ending fund balance.

Street Fund: Reduction of estimated beginning fund balance. Increase revenues for STP Grant--Safe Routes to School, TIB Grant--Relight Washington Streetlights and Pacific Power Incentive. Increase appropriations for Safe Routes to School and Relight Washington Streetlights. Net effect was an increase in estimated ending fund balance.

Transportation Benefit District Fund: Increase estimated beginning fund balance. Increase appropriations for Safe Routes to School. Net effect was a decrease in estimated ending fund balance.

Cemetery Fund: Increase estimated beginning fund balance with equal change in estimated ending fund balance.

Capital Improvement Fund: Increase estimated beginning fund balance with equal change in estimated ending fund balance.

Water/Sewer Fund: Increase estimated beginning fund balance. Increase appropriations for 21" Sewer Main--Design/Environmental. Net effect was an increase in estimated ending fund balance.

Irrigation Fund: Increase estimated beginning fund balance with equal change in estimated ending fund balance.

Equipment Rental Fund: Increase estimated beginning fund balance. Increase appropriations for Machinery & Equipment. Net effect was an increase in estimated ending fund balance.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Souders, the C.O.W. moved an ordinance amending the 2019 Annual Budget to the February 26, 2019 regular Council meeting for consideration.

D. Complete Streets Revised Work Plans

City Administrator Arteaga explained that the City was notified on January 14, 2019 by the Washington State Transportation Improvement Board (TIB) that the City was nominated for a Complete Streets award. TIB requested that the City provide two work plans based on either receiving \$100K or \$200K. The work plans were due to TIB on February 14, 2019.

At the January 22, 2019 meeting, the two work plans were presented. Council approved the following two work plans:

Total Work Plan Complete Streets Funding \$200,000

- Dykstra Park Pathway asphalt overlay; funding \$75,000; completion 2020
- Install flashing LED stop signs; funding \$45,500; completion 2020
- Install flashing pedestrian crosswalk system signs; funding \$45,500; completion 2020
- Remove and replace sidewalk panels near street trees; funding \$12,000, completion 2020
- Install covered bench areas with trash receptacles, funding \$15,000, completion 2020
- Plant all City flower baskets and pots for 2019, funding \$7,000, completion 2019

Total Work Plan Complete Streets Funding \$100,000

- Dykstra Park Pathway asphalt overlay; funding \$75,000; completion 2020
- Install flashing LED stop signs; funding \$10,000; completion 2020
- Install flashing pedestrian crosswalk system signs; funding \$10,000; completion 2020
- Install covered bench areas with trash receptacles, funding \$5,000, completion 2020

Staff submitted the two works plans to TIB on January 29, 2019. Staff was notified by TIB that the Dykstra Park pathway overlay and the replanting of the flower baskets and pots were not eligible projects.

He presented the following revised Complete Streets Work Plans:

Total Work Plan Complete Streets Funding \$100,000

- Install (10) pedestrian crosswalk systems; funding \$73,500; completion 2020
- Install (8) flashing LED stop signs; funding \$20,000; completion 2020
- Install (16) sidewalk panels; funding \$6,400; completion 2019

Total Work Plan Complete Streets Funding \$200,000

- Install (20) pedestrian crosswalk systems; funding \$147,000; completion 2020
- Install (10) flashing LED stop signs; funding \$25,000; completion 2020
- Replace (4) non-ADA ramps with compliant ramps; funding \$24,000; completion 2020
- Install (10) sidewalk panels; funding \$4,000; completion 2019

The Complete Streets Work Plans were due to TIB by February 14, 2019 to be considered for funding.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember McDonald, the C.O.W. moved the revised Complete Street Funding Work Plans for \$100,000 and \$200,000 to the February 12, 2019 regular Council meeting for consideration.

E. Resolution declaring Council Chamber chairs as surplus and authorizing the donation to a charitable organization

City Administrator Arteaga explained that the purchase of new chairs for the Council Chambers was approved in the 2019 Annual Budget. The new Council Chamber chairs were purchased and received. Staff contacted the Extra Mile Student Center and they would appreciate receiving the old Council Chamber chairs as a donation to the Center.

Discussion took place.

On motion by Councilmember Everett, second by Councilmember McDonald, the C.O.W. moved a resolution declaring Council Chamber chairs as surplus and authorizing the donation to a charitable organization to the February 26, 2019 regular Council meeting for consideration.

6. OTHER BUSINESS – None

7. ADJOURNMENT

The C.O.W. meeting adjourned at 7:00 p.m.

Mayor Gloria Mendoza

Anita Palacios, City Clerk

**GRANDVIEW CITY COUNCIL
REGULAR MEETING MINUTES
FEBRUARY 12, 2019**

1. CALL TO ORDER

Mayor Gloria Mendoza called the regular meeting to order at 7:00 p.m. in the Council Chambers at City Hall.

Present were: Mayor Mendoza and Councilmembers Gay Brewer, Mike Everett, Diana Jennings, Dennis McDonald, Bill Moore and Joan Souders.

Absent was Councilmember Javier Rodriguez.

On motion by Councilmember Moore, second by Councilmember Souders, Council excused Councilmember Rodriguez from the meeting.

Staff present were: City Administrator/Public Works Director Cus Arteaga, City Attorney Quinn Plant, City Treasurer Matt Cordray, Parks & Recreation Director Gretchen Chronis and City Clerk Anita Palacios.

2. PLEDGE OF ALLEGIANCE

Councilmember Souders led the pledge of allegiance.

3. PRESENTATIONS

A. Light Up the Town Award – Happy Watermelon

Mayor Mendoza presented the Happy Watermelon with the Light Up the Town Award.

B. 2019 Proclamation – GHS Career and Technical Education Month

Mayor Mendoza proclaimed February 2019 as Career and Technical Education month in the City of Grandview and urged all citizens to become familiar with the services and benefits offered by the Career and Technical Education programs in this community and to support and participate in these programs to enhance their individual work skills and productivity.

C. 25 Year Service Award – Gretchen Chronis, Parks & Recreation Director

Mayor Mendoza presented Gretchen Chronis with a 25 Year Service Award in recognition and appreciation for her loyal service and dedication to the City of Grandview from February 1, 1994 to February 1, 2019.

D. Grandview Mobilization Group Project – WA State Main Street Program

Carmen Anders on behalf of the Grandview Mobilization Group was scheduled to provide an update on the Washington State Main Street Program. Due to the inclement weather, she was unable to attend.

4. **PUBLIC COMMENT** – None

5. **CONSENT AGENDA**

Councilmember Brewer requested that Claim Check Nos. 116902-117030 in the amount of \$606,666.70 be removed from the Consent Agenda and placed under Unfinished and New Business for discussion.

On motion by Councilmember Everett, second by Councilmember Moore, Council approved the Consent Agenda consisting of the following:

- A. Minutes of the January 22, 2019 Committee-of-the-Whole meeting
- B. Minutes of the January 22, 2019 Council meeting
- C. Payroll Check Nos. 10790-10818 in the amount of \$26,600.72
- D. Payroll Electronic Fund Transfers (EFT) Nos. 60052-60057 in the amount of \$93,206.55
- E. Payroll Direct Deposit 1/16/19-1/31/19 in the amount of \$112,520.64

6. **ACTIVE AGENDA**

- A. **Resolution No. 2019-4 approving a Business Licensing Service Agreement between the City of Grandview and Washington State Department of Revenue**

This item was previously discussed at the January 22, 2019 C.O.W. meeting.

On motion by Councilmember Everett, second by Councilmember Souders, Council approved Resolution No. 2019-4 approving a Business Licensing Service Agreement between the City of Grandview and Washington State Department of Revenue.

- B. **2019 City Board & Commission Appointments**

This item was previously discussed at the January 22, 2019 C.O.W. meeting.

On motion by Councilmember Everett, second by Councilmember McDonald, Council confirmed the following 2019 City Board and Commission appointments as recommended by the Mayor:

<u>Position</u>	<u>Term</u>
Community Center Advisory Committee	
• Middle School Representative – Sienna Black	12/31/2019
• High School Representative – Jaiden Silva	12/31/2019
• Senior Citizen Representative – Wanda Brewer	12/31/2019
• American Legion/Auxiliary Representative – Nancy Davidson	12/31/2019
• At-Large Representative – Dave Copeland	12/31/2019
• At-Large Representative – Laura Massey	12/31/2019
• City Council Representative – Joan Souders	12/31/2019
Benton County Mosquito Control Board – Bill Moore	12/31/2020
Beautification Commission – Mark Drollinger	12/31/2021

Planning Commission – Dale Burgeson
Civil Service Commission – John Garcia

12/31/2023
12/31/2024

C. Resolution No. 2019-5 approving the Police Department Dispatch & Corrections Agreement between the City of Grandview and Teamsters Local No. 760 for the period of January 1, 2019 through December 31, 2021

On motion by Councilmember Moore, second by Councilmember Souders, Council approved Resolution No. 2019-5 approving the Police Department Dispatch & Corrections agreement between the City of Grandview and Teamsters Local No. 760 for the period of January 1, 2019 through December 31, 2021.

D. Resolution No. 2019-6 declaring an emergency and authorizing immediate snow removal

City Administrator Arteaga explained that on February 9, 2019, Mayor Mendoza declared a public emergency due to the significant snowfall over a period of several days. The purpose of the declaration was to invoke the waiver of competition bid requirements in accordance with RCW 39.04.280 and allow the City to hire independent contractors to assist with the snow removal within City limits. He estimated that the snow budget would increase by approximately \$118,000 and a budget amendment would be forthcoming. He advised that this amount would not include funds for the months of October, November, December 2019.

Discussion took place.

On motion by Councilmember Jennings, second by Councilmember Souders, Council approved Resolution No. 2019-6 declaring an emergency and authorizing immediate snow removal.

E. Complete Streets Award

This item was previously discussed at February 12, 2019 C.O.W. meeting.

On motion by Councilmember McDonald, second by Councilmember Moore, Council authorized City Administrator Arteaga to submit the final Work Plan Complete Street Funding in the amount of \$100,000 and the final Work Plan Complete Street Funding in the amount of \$200,000 to the Washington State Transportation Improvement Board for funding consideration.

7. UNFINISHED AND NEW BUSINESS

A. Claim Check Nos. 116902-117030 in the amount of \$606,666.70

Councilmember Brewer questioned the purchase of the new Council Chamber chairs.

City Administrator Arteaga explained that the purchase of the new chairs was approved by the City Council in the 2019 annual budget.

On motion by Councilmember Everett, second by Councilmember McDonald, Council approved the Claim Check Nos. 116902-117030 in the amount of \$606,666.70.

Councilmember Brewer voted in opposition.

8. CITY ADMINISTRATOR AND/OR STAFF REPORTS

YCDA Annual Meeting – City Administrator Arteaga reported that the Yakima County Development Association's 34th Annual Meeting Luncheon was scheduled for March 6, 2019 at the Yakima Convention Center.

AWC City Action Days Cancelled – City Administrator Arteaga reported that the AWC City Action Days on February 13-14 in Olympia was cancelled due to the inclement weather.

9. MAYOR & COUNCILMEMBER REPORTS

Community Center Advisory Committee Meeting – Councilmember Souders reported that the Community Center Advisory Committee met on January 16th. Dave Copeland was selected as chair of the Committee.

Benton County Mosquito Control Board Meeting – Councilmember Moore attended his first Benton County Mosquito Control Board meeting on January 28th.

YVCOG General Membership Meeting – Councilmember Moore reported that the YVCOG General Membership Meeting was scheduled for February 20th in Toppenish.

10. ADJOURNMENT

On motion by Councilmember Moore, second by Councilmember McDonald, Council adjourned the regular meeting at 8:05 p.m.

Mayor Gloria Mendoza

Anita Palacios, City Clerk

RESOLUTION NO. 2019-7

**A RESOLUTION OF THE CITY OF GRANDVIEW, WASHINGTON,
AUTHORIZING THE MAYOR TO SIGN A RECREATIONAL USE PERMIT
BY AND BETWEEN THE CITY OF GRANDVIEW AND THE
LOWER VALLEY CAL RIPKEN LEAGUE**

WHEREAS, the City of Grandview and the Lower Valley Cal Ripken League desire to enter into a Recreational Use Permit regarding the use of the Ralph Scott Memorial Ball Fields located at the Country Park Events Center;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANDVIEW, WASHINGTON, as follows:

The Mayor is hereby authorized to sign a Recreational Use Permit by and between the City of Grandview and the Lower Valley Cal Ripken League in the form as is attached hereto and incorporated herein by reference.

PASSED by the **CITY COUNCIL** and **APPROVED** by the **MAYOR** at its regular meeting on February 26, 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

RECREATIONAL USE PERMIT
By and Between
City of Grandview and Lower Valley Cal Ripken League

This Agreement entered into this 31st day of January, 2019, by and between the City of Grandview, and Lower Valley Cal Ripken League for the uses and purposes stated herein and below.

1. Recitals

A. The City of Grandview, hereafter called the "City" is a municipal corporation of the State of Washington, with City Hall located at 207 W. 2nd Street, Grandview, WA 98930.

B. Lower Valley Cal Ripken League, hereafter called "Baseball League" is a non-profit organization with organized and stated purposes of organizing baseball competition between teams of the organization.

C. City owns Ralph Scott Memorial Ball Fields at the Country Park Events Center. Such facilities include baseball fields suitable for competition, hereafter called the "Baseball Facility".

D. City and Baseball League desire to enter into a Recreational Use Permit regarding the use of Baseball Facility.

2. Agreement

Wherefore, in consideration of mutual covenants, conditions and promises herein, the parties agree as follows:

Responsibilities of Baseball League:

A. Baseball League seeks to gain access for the use of Baseball Facility to conduct a program of baseball, in accordance with its own rules and regulations.

B. Baseball League shall pay the City a Recreational Use Permit fee of \$25 for each use of the ball field lights. An accurate account of each use of the ball field lights will be recorded by the league and submitted to the City at the end of the season for appropriate billing. The Recreational Use Permit authorizes Baseball League to use the Baseball Facility as mutually scheduled between March 4 and July 26, 2019. Baseball League acknowledges that City sponsored programs and community events have scheduling priority over Baseball League's use of the Baseball Facility under this Agreement, and that Baseball League may not use the Baseball Facility if such use conflicts with a City sponsored program or community event. Baseball League shall not use the Baseball Facility additionally without first obtaining further written permission from the City and the payment of additional fees as established by the City.

C. At no time shall Baseball League participants, coaches, officials, spectators, vendors or any other people drive or park any vehicles on the Baseball Facility, except maintenance and emergency response vehicles. No vehicles shall be allowed on the field or the grass at the Country Park Events Center, except maintenance and emergency response vehicles. All vehicles must be parked in spaces designated for parking. Only individuals with a current Washington State Disabled Parking Permit will be allowed to park in designated disabled parking areas. All other vehicles associated with the Baseball League will park in the main parking lot at the Country Park Events Center.

D. Baseball League shall be solely and completely responsible for maintaining the dirt infields, facility fencing, dugout shelters, benches, storage units/areas and on site equipment in a clean, neat and safe condition. The City will be responsible for mowing and trimming of grass, restroom maintenance and garbage dumpsters. Baseball League shall provide routine litter clean-up and shall properly dispose of all trash on or surrounding the Baseball Facility, including parking areas, during the period of time that Baseball League shall be using the Baseball Facility. Baseball League shall be responsible for any damage that occurs to the Baseball Facility as a result or incidental to, Baseball League's use of the Baseball Facility under this Agreement. It is the responsibility of the Baseball league to keep all participants and spectators out of the livestock building and amphitheater areas. Baseball League will be allowed to engage in off-season field and structure maintenance of the baseball facility as scheduled through the parks and recreation department.

E. Should Baseball League desire to make improvements and/or install equipment for use on the Baseball Facility, Baseball League shall seek prior written approval of the City before any equipment may be installed. Baseball League shall be solely responsible to ensure that said equipment meets the requirements of the U.S. Consumer Products Commission or other state or federal agency charged with the establishment of safety standards for such equipment. Upon installation of said equipment, such equipment shall remain the sole property of the City unless otherwise specifically agreed upon in writing by both parties.

F. Baseball League is aware of and will abide by all elements of the Grandview Municipal Code of Chapter 12.20 (Park Code).

G. Indemnification/Hold Harmless. User shall defend, indemnify and hold harmless the City of Grandview, its officers, officials, employees and volunteers from and against any and all claims, suits, actions, or liabilities for injury or death of any person, or for loss or damage to property, which arises out of the use of Premises or from any activity, work or thing done, permitted, or suffered by User in or about the Premises, except only such injury or damage as shall have been occasioned by the sole negligence of the City of Grandview.

H. Insurance Term. User shall procure and maintain for the duration of the use or rental period insurance against claims for injuries to persons or damage to property which may arise from or in connection with the use of the facilities and the activities of the User and his or her guests, representatives, volunteers and employees.

I. No Limitation. User's maintenance of insurance as required by the Agreement shall not be construed to limit the liability of the User to the coverage provided by such insurance, or otherwise limit the City of Grandview's recourse to any remedy available at law or in equity.

J. Required Insurance. User's required insurance shall be as follows: General Liability insurance shall be at least as broad as Insurance Services Office (ISO) occurrence form CG 00 01 covering premises, operations, products-completed operations and contractual liability. The City of Grandview shall be named as an additional insured on User's General Liability insurance policy using ISO Additional Insured-Managers or Lessors of Premises Form CG 20 11 or an endorsement providing at least as broad coverage. The General Liability insurance shall be written with limits no less than \$1,000,000 each occurrence, \$1,000,000 general aggregate. General Liability insurance shall also include coverage for participant liability with limits of not less than \$1,000,000 per occurrence. The insurance policy shall contain, or be endorsed to contain that the User's insurance coverage shall be primary insurance as respect the City of Grandview. Any insurance, self-insurance, or self-insured pool coverage maintained by the City of Grandview shall be excess of the User's insurance and shall not contribute with it.

K. City of Grandview Full Availability of User Limits. If the User maintains higher insurance limits than the minimums shown above, the City of Grandview shall be insured for the full available limits of Commercial General and Excess or Umbrella liability maintained by the User, irrespective of whether such limits maintained by the User are greater than those required by this contract or whether any certificate of insurance furnished to the City of Grandview evidences limits of liability lower than those maintained by the User.

L. Certificate of Insurance and Acceptability of Insurers. The User shall provide a certificate of insurance evidencing the required insurance before using the Premises. Insurance is to be placed with insurers with a current A.M. Best rating of not less than A: VII.

M. Baseball League has inspected the Baseball Facility and the Country Park Events Center and any equipment located upon such facility, and finds such to be adequate for Baseball Leagues use. Baseball League and those individuals using such facilities and equipment through Baseball League and this Agreement do so at their own risk.

N. Under a separate Concession Agreement, the Baseball League shall be entitled to operate a concession stand upon site approved by the City. Baseball League shall comply with all applicable health code requirements, including but not limited to food preparation, storage, sanitation and waste removal. Baseball League shall be solely responsible for compliance with all applicable laws and regulations pertaining to sales tax and tax reporting.

O. Users of athletic fields and facilities for youth sports shall comply with the guidance of RCW 28A.600.190 and RCW 28A.600.195 regarding youth sports concussion, head injuries and sudden cardiac arrest.

P. Baseball League agrees to comply with RCW 49.60.500, made applicable to community athletic programs by RCW 35A.21.350, and prohibit discrimination on the basis of gender with respect to all activities undertaken in connection with this Agreement.

Q. Independent Contractors. The parties are independent contractors, and nothing in this Agreement shall be construed to create a partnership, joint venture or any other relationship than independent contractors. Baseball League shall be and remain in sole charge, supervision and control of all Baseball League activities, games, training and programs. City shall remain in sole charge, supervision and control of all its parks and recreation programs of the City of Grandview.

R. In 2018, the Baseball League, in addition to its regular leagues, will administer the Tee Ball League that was previously administered by the City. The City will loan the Baseball League equipment to conduct the Tee Ball League. This format shall be evaluated by both parties and the City reserves the right to resume administration of the Tee Ball League as early as 2019. All loaned equipment shall be returned at this time.

S. Term of Agreement. The term of this Agreement shall be for the term of the season set forth in Section B above. Notwithstanding termination of this Agreement through expiration of the term, the provisions relating to insurance and indemnification in Section H arising out of occurrences within the coverage of such insurance and/or use of Baseball League's equipment at any time, shall survive termination of this Agreement.

T. Termination. Either party may terminate this Agreement for any reason upon thirty (30) days written notice to the other. In the event Baseball League fails to abide by the terms and conditions of this Agreement or in the event of an Emergency, the City may terminate this Agreement upon such terms and at such time as the City deems necessary and appropriate, provided notice of termination for cause shall be provided to Baseball League. For purposes of this section, the term "Emergency" means any changes of the Comprehensive Plan or Parks & Recreation Plan mandated by governmental authorities and agencies with jurisdiction. Notwithstanding an early termination of this Agreement, the provisions relating to insurance and indemnification in Sections G and H arising out of occurrences within the coverage of such insurance and/or use of Baseball League's equipment at any time, shall survive termination of this Agreement.

U. Entire Agreement. This Agreement, with Baseball League's application for use of City's park facilities, constitutes the entire agreement of the parties, and shall not be amended except in writing signed by both parties. All terms and provisions of the City's application for use of park facilities shall apply to this Agreement, and are incorporated herein by this reference. In the event of conflict between this Agreement and the terms and provisions of such application, the terms of this Agreement shall control.

V. Assignment. This Agreement and the terms and provisions herein are personal to Baseball League, and shall not be assigned to any third party without the written

authorization of the City, which approval shall not be unreasonably withheld.

Wherefore, this Agreement is deemed executed and effective on the date first referenced above.

City of Grandview

Baseball League

By: _____
Mayor Gloria Mendoza

By:  _____
Baseball League Coordinator

ATTEST:

By: _____
Anita Palacios, City Clerk

APPROVED AS TO FORM:

By: _____
City Attorney

RESOLUTION NO. 2019-8

**A RESOLUTION OF THE CITY OF GRANDVIEW, WASHINGTON,
DECLARING A POLICE DEPARTMENT HANDGUN AS SURPLUS AND
AUTHORIZING TRANSFER TO THE RETIRED POLICE OFFICER**

WHEREAS, the City of Grandview and the Teamsters Local No. 760 negotiated and agreed upon language allowing an officer with 20 years of service to the Grandview Police Department to keep their service handgun following retirement; and

WHEREAS, Police Officer Earl Ripplinger will be retiring in good standing with over 38 years of service with the Grandview Police Department on March 30, 2019; and

WHEREAS, the City Council has determined that it is in the best interest of the City that the foregoing described handgun be declared surplus and transferred to the retiring police officer;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANDVIEW, as follows:

Section 1. The H&K .45 caliber USP pistol, Serial No. 25-056960 is hereby declared to be surplus.

Section 2. The Police Chief is authorized to transfer said handgun to retired Officer Earl Ripplinger.

PASSED by the **CITY COUNCIL** and **APPROVED** by the **MAYOR** at its regular meeting on February 26, 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

ORDINANCE NO. 2019-1

**AN ORDINANCE OF THE CITY OF GRANDVIEW, WASHINGTON,
AMENDING THE 2019 ANNUAL BUDGET**

WHEREAS, the original 2019 estimated beginning fund balances and revenues do not reflect available budget sources; and

WHEREAS, there are necessary and desired changes in uses and expenditure levels in the funds; and

WHEREAS, there are sufficient sources within the funds to meet the anticipated expenditures.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF GRANDVIEW, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. That the 2019 annual budget be amended to reflect the changes presented in Exhibit A.

Section 2. That the City Administrator is authorized and directed to adjust estimated revenues, expenditures and fund balances reflecting the determined changes.

Section 3. This Ordinance shall be in full force and effect five (5) day after its passage and publication as required by law.

PASSED by the **CITY COUNCIL** and **APPROVED** by the **MAYOR** at its regular meeting on February 26, 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

PUBLICATION: 2/27/19
EFFECTIVE: 3/5/19

Exhibit A

	Beginning Balance	Estimated Revenues	Appropriated Expenditures	Ending Balance	Budget Total
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Current Expense Fund

Original 2019 Budget	1,347,595	5,580,325	6,409,620	518,300	6,927,920
Amendment Amount	190,000	5,000	11,800	183,200	195,000
Amended Total	1,537,595	5,585,325	6,421,420	701,500	7,122,920

E.M.S. Fund

Original 2019 Budget	229,205	140,200	283,475	85,930	369,405
Amendment Amount	30,000		5,000	25,000	30,000
Amended Total	259,205	140,200	288,475	110,930	399,405

Yakima Co. Law & Justice Tax

Original 2019 Budget	188,410	302,200	378,030	112,580	490,610
Amendment Amount	17,000			17,000	17,000
Amended Total	205,410	302,200	378,030	129,580	507,610

Street Fund

Original 2019 Budget	320,620	577,300	728,970	168,950	897,920
Amendment Amount	(203,000)	538,500	247,500	88,000	335,500
Amended Total	117,620	1,115,800	976,470	256,950	1,233,420

TBD Fund

Original 2019 Budget	252,060	183,600	101,595	334,065	435,660
Amendment Amount	8,000		11,500	(3,500)	8,000
Amended Total	260,060	183,600	113,095	330,565	443,660

Cemetery Fund

Original 2019 Budget	101,345	153,300	204,790	49,855	254,645
Amendment Amount	12,000			12,000	12,000
Amended Total	113,345	153,300	204,790	61,855	266,645

Capital Improvement Fund

Original 2019 Budget	94,910	91,000	128,000	57,910	185,910
Amendment Amount	15,000			15,000	15,000
Amended Total	109,910	91,000	128,000	72,910	200,910

Water/Sewer Fund

Original 2019 Budget	8,898,975	6,135,005	5,654,275	9,379,705	15,033,980
Amendment Amount	630,000		200,000	430,000	630,000
Amended Total	9,528,975	6,135,005	5,854,275	9,809,705	15,663,980

Exhibit A Continued

Beginning Balance	Estimated Revenues	Appropriated Expenditures	Ending Balance	Budget Total
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Irrigation Fund					
Original 2019 Budget	189,845	486,500	553,855	122,490	676,345
Amendment Amount	3,000			3,000	3,000
Amended Total	192,845	486,500	553,855	125,490	679,345
Equipment Rental Fund					
Original 2019 Budget	1,947,505	538,000	633,155	1,852,350	2,485,505
Amendment Amount	338,000		335,000	3,000	338,000
Amended Total	2,285,505	538,000	968,155	1,855,350	2,823,505

RESOLUTION NO. 2019-9

**A RESOLUTION OF THE CITY OF GRANDVIEW, WASHINGTON,
DECLARING COUNCIL CHAMBER CHAIRS AS SURPLUS AND
AUTHORIZING THE DONATION TO A CHARITABLE ORGANIZATION**

WHEREAS, the City no longer has a need for certain personal property that has outlived its useful life and no longer needed for the conduct of City business; and,

WHEREAS, the City Council has determined that it is in the best interest of the City that the foregoing described council chamber chairs be declared surplus and disposed of;

WHEREAS, the City Council has determined that council chamber have little or no monetary value on the economic market such that resale would be infeasible; and

WHEREAS, State law allows the donation of such property to charitable organizations,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANDVIEW, as follows:

The nine (9) council chamber chairs are hereby declared as surplus; the nine (9) council chamber chairs have outlived their useful life and have little or no economic value such that resale would be infeasible; and the City is authorized to donate said chairs to the Extra Mile Student Center, a non-profit organization in Grandview, Washington, that provides free tutoring as well as a safe place for the community's youth after school.

PASSED by the **CITY COUNCIL** and **APPROVED** by the **MAYOR** at its regular meeting on February 26, 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY