

UNION GAP CITY COUNCIL
REGULAR MEETING AGENDA
MONDAY, MAY 12, 2014 – 6:00 P.M.
102 W. AHTANUM ROAD, UNION GAP

I. CALL TO ORDER/PLEDGE OF ALLEGIANCE

II. CONSENT AGENDA: There will be no separate discussion of these items unless a Council Member requests in which event the item will be removed from the Consent Agenda and considered immediately following the Consent Agenda. All items listed are considered to be routine by the Union Gap City Council and will be enacted by one motion.

A. Approval of Minutes:

Regular Council Meeting Minutes, dated April 28th, 2014, As attached to the Agenda and maintained in electronic format;

B. Approve Vouchers:

Payroll Vouchers – EFT's and Voucher Nos. 41172 through 41192 and 87747 through 87760 for April 30, 2014, in the amount of \$424,473.43;

Claims Vouchers – EFT's and Voucher Nos. 87761 through 87859 for May 12, 2014, in the amount of \$229,012.87;

C. Resolution No. - _____ - Yakima County Comprehensive Emergency Management Program;

D. Ordinance No. - _____ - Amending the 2014 Budget – Prehospital Grant;

E. Resolution No. - _____ - MailFinance, Inc. Postage Machine Lease Agreement.

III. ITEMS FROM THE AUDIENCE: - First Opportunity -The City Council will allow comments under this section on items NOT already on the agenda. Where appropriate, the public will be allowed to comment on agenda items as they are addressed during the meeting. Please signal staff or the chair if you wish to take advantage of this opportunity. Each speaker will have three (3) minutes to address the City Council. Any handouts provided must also be provided to the City Clerk and are considered a matter of public record.

IV. GENERAL ITEMS

Public Works/Community Development

1. Discussion – Gary Martin; Lease/Purchase of 1205 Ahtanum Ridge Drive, Union Gap;
2. Resolution - Yakima County Interlocal Agency Agreement for Right of Way Acquisition Services;
3. Ordinance No. – Prohibiting Production, Processing, and Retail Sale of Marijuana.

Finance & Administration

Ordinance No. – _____ - 2014 Budget Amendment – Manager’s Salary Increase.

- V. ITEMS FROM THE AUDIENCE: - Final Opportunity** - The City Council will allow comments under this section on items NOT already on the agenda. Each speaker will have three (3) minutes to address the City Council. Any handouts provided must also be provided to the City Clerk and are considered a matter of public record.

VI. CITY MANAGER REPORT

VII. COMMUNICATIONS/QUESTIONS/COMMENTS

VIII. DEVELOPMENT OF NEXT AGENDA

IX. RECESS TO 15 – MINUTES EXECUTIVE SESSION:

1. Litigation Pursuant to RCW 42.30.110 (i);
2. Property Acquisition Pursuant to RCW 42.30.110. (b).
The Council intends on **taking Action** upon reconvening the meeting.

X. ADJOURN REGULAR MEETING.



CITY COUNCIL COMMUNICATION

Meeting Date: May 12, 2014
From: Dennis Henne, Director of Public Works & Community
Development
Topic/Issue: Discussion – Gary Martin; Lease/Purchase of 1205 Ahtanum
Ridge Drive

SYNOPSIS: Discussion and presentation by Gary Martin, owner of 1205 Ahtanum Ridge Drive, regarding the possibility of lease/purchase of building for future City Hall and Police Station.

RECOMMENDATION: NA

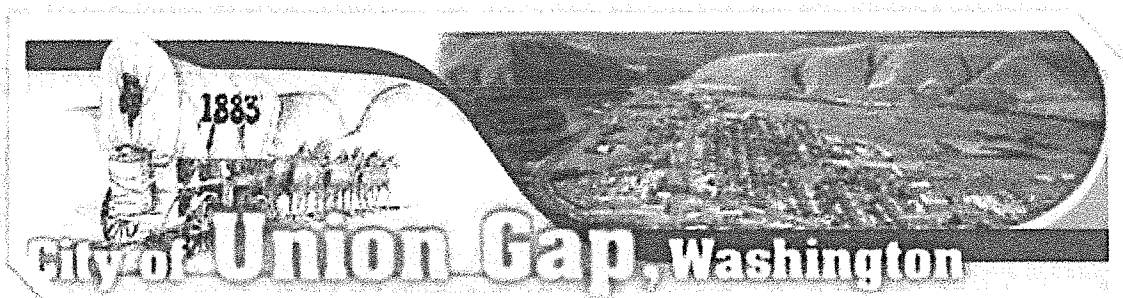
LEGAL REVIEW: NA

FINANCIAL REVIEW: N/A

BACKGROUND INFORMATION: N/A

ADDITIONAL OPTIONS: N/A

ATTACHMENTS: NA



CITY COUNCIL COMMUNICATION

Meeting Date: May 12, 2014

From: Dennis Henne, Director of Public Works & Community
Development

Topic/Issue: Resolution - Yakima County Interlocal Agency Agreement for
Right of Way Acquisition Services

SYNOPSIS: Certain Public Works projects require acquisition of property for rights of way, or utility placement. The attached Interlocal Agreement (ILA) between the City and Yakima County enables the City to meet federal Requirements for real estate services

RECOMMENDATION: Adopt a resolution authorizing the City Manager to sign a City of Union Gap and Yakima County Interlocal Agency Agreement for Right-of-Way Acquisition Services

LEGAL REVIEW: The City Attorney prepared the resolution.

FINANCIAL REVIEW: N/A

BACKGROUND INFORMATION: N/A

ADDITIONAL OPTIONS:

ATTACHMENTS:

1. Resolution
2. Agreement for Right-of-way Acquisition Services

CITY OF UNION GAP, WASHINGTON
RESOLUTION NO. _____

A **RESOLUTION** authorizing the City Manager to sign an Interlocal Agreement with Yakima County for Real Property Acquisition services.

WHEREAS, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (PL 91-646, 84 Stat. 1894) amended by Uniform Relocation Act Amendments of 1987 (PL 100-17, 101 Stat. 246-256) as implemented by the United States Department of Transportation (49 CFR 24), Chapter 8.26 Revised Code of Washington (RCW), and Chapter 468-100 Washington Administrative Code (WAC), establish a uniform policy for the expedient and consistent treatment of owners subjected to land acquisition practices and provide for the fair and equitable treatment of persons displaced in connection with or as a result of public works programs or projects of a State agency or local public body;

WHEREAS, the City of Union Gap may propose to acquire or to administer the acquisition of real property in connection with public works programs or projects which may necessitate displacement of an individual, a family, business, farm, or nonprofit organization;

WHEREAS, Yakima County has established a process for completing project impact studies and for conducting land acquisition, property management, and relocation assistance programs in compliance with the laws above;

WHEREAS, the City of Union Gap, should it proposed to acquire real property that may necessitate displacement desires to utilize the expertise of Yakima County in processing such property acquisitions;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNION GAP, WASHINGTON, HEREBY RESOLVES as follows:

The City Manager is authorized to sign an Interlocal Agreement with Yakima County for Real Property Acquisition services.

PASSED this 12th day of May, 2014.

Roger Wentz, Mayor

ATTEST:

APPROVED AS TO FORM:

Karen Clifton, City Clerk

Robert F. Noe, City Attorney

**CITY OF UNION GAP AND YAKIMA COUNTY INTERLOCAL AGENCY
AGREEMENT FOR RIGHT-OF-WAY ACQUISITION SERVICES**

THIS AGREEMENT is entered into between Yakima County, Washington and its contractors (hereinafter referred to as the "County") through its Public Services Department, whose address is 128 North 2nd Street, 4th Floor Courthouse, Yakima, Washington 98901, and the City of Union Gap (hereinafter referred to as the "City"), whose address is 102 West Ahtanum Road, Union Gap, Washington 98903, pursuant to RCW 39.34.080.

WHEREAS, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (PL 91-646, 84 Stat. 1894) amended by Uniform Relocation Act Amendments of 1987 (PL 100-17, 101 Stat. 246-256) as implemented by the United States Department of Transportation (49 CFR 24), Chapter 8.26 Revised Code of Washington (RCW), and Chapter 468-100 Washington Administrative Code (WAC), all of which are hereinafter referred to as the REGULATIONS, establish a uniform policy for the expedient and consistent treatment of owners subjected to land acquisition practices and provide for the fair and equitable treatment of persons displaced in connection with or as a result of public works programs or projects of a State agency or local public body; and,

WHEREAS, the CITY may propose to acquire or to administer the acquisition of real property in connection with public works programs or projects which may necessitate displacement of an individual, a family, business, farm, or nonprofit organization; and,

WHEREAS, the COUNTY has an established organization to complete project impact studies and to conduct land acquisition, property management, and relocation assistance programs in compliance with the REGULATIONS and is empowered to provide such services to other governmental agencies pursuant to Chapter 39.34 RCW; and,

WHEREAS, the CITY, assures the COUNTY that the CITY'S requests for services under this AGREEMENT will not result from bidding, negotiation, or other competition involving private enterprise; and,

WHEREAS, the CITY may desire to obtain such services from the COUNTY and the COUNTY is willing to furnish such services to the CITY, and both deem it in the interest of the public to enter into this AGREEMENT; and,

WHEREAS, the actual work to be performed shall be specified in a Task Assignment signed by both parties; and,

WHEREAS, the CITY shall pay for any work identified in a Task Assignment as specified by the terms of the Task Assignment and this AGREEMENT;

NOW, THEREFORE, in consideration of the stated premise and in the interest of providing expedient, fair, equitable, and uniform treatment of landowners and persons to be displaced by proposed land acquisition projects and pursuant to RCW 8.26.095, the parties hereto agree as follows:

I

GENERAL

- A. The COUNTY shall, to its maximum ability, provide the CITY with impact study, appraisal, appraisal review, acquisition, relocation assistance, or property management services described hereinafter, all in accordance with the appropriate elements of the COUNTY'S operating requirements set forth in the Washington State Department of Transportation Right-of-Way Manual, and Local Agency Guidelines. All such requirements shall conform to the REGULATIONS. All work to be performed shall be identified in a Task Assignment signed by both parties.
- B. The normal workload of the County shall have priority over any work performed under this AGREEMENT or any Task Assignment. The work performed under this AGREEMENT and the associated Task Assignments shall be pursued with care and diligence, making every effort to recognize pertinent schedules of the CITY. The COUNTY shall promptly notify the CITY of any hardship or other inability to perform under this AGREEMENT including postponement of the CITY'S work due to priority given to the COUNTY'S work.
- C. This AGREEMENT may be increased or decreased in scope or character of work to be performed if such change becomes necessary, but any such change shall be accomplished by written supplement executed by all parties to said AGREEMENT.
- D. The parties shall agree on a satisfactory completion date for work performed under any Task Assignment ("work completion date"), which shall be specified in the Task Assignment. The CITY shall, upon satisfactory completion of work performed pursuant to a Task Assignment, issue a letter of acceptance that shall include a release and waiver of all future claims or demands of any nature resulting from the performance of the work under the Task Assignment. If the COUNTY does not receive a letter of acceptance within 90 days following the work completion date, the work will be considered accepted by the CITY. The CITY may withhold acceptance of work by submitting written notification to the COUNTY within a 90-day period. This notification shall include the reasons for withholding acceptance.

II

WORK ASSIGNMENT/REQUEST

- A. Specific assignments shall be made in the form of a written Task Assignment to the COUNTY by the CITY and signed by both parties. Each Task Assignment shall contain an agreed upon budget and schedule for all services to be rendered. CITY approval is required for budget and schedule changes. The agreed upon budget will include estimated COUNTY staff and related costs in addition to applicable acquisition/relocation cost estimates. The CITY shall make such assignments before any negotiations for property acquisition and before any discussion of price with the property owner, when required by the REGULATIONS.
- B. The CITY shall furnish the COUNTY with all information that has been compiled by or is available to the CITY concerning the property to be affected by each particular project. Such information shall include, but not be limited to, copies of approved right of way plan sheets showing limits of parcels, rights to be acquired, legal descriptions of parcels to be acquired; a list identifying each property affected by the project by parcel number; a tabulation of improvements on each property; the geographical location and boundaries of each property; and a description of how the project affects each property.

- C. The COUNTY shall furnish all labor, materials, supplies, and incidentals necessary to complete the work assigned by the CITY and shall furnish all information necessary to the conduct of a land acquisition program.
- D. The COUNTY will at its discretion and upon written request from the CITY furnish the following as required:

Impact Studies: Impact studies shall be made and reported in written narrative addressing potential influences by a program or project on land economics or land use factors, displacement/relocation factors, acquisition costs, and relocation plans, as requested.

Appraisal: Property shall be evaluated and value conclusions reported to conform with departmental operating requirements. Any request by the CITY for court preparation and testimony will be a separate Task Assignment under this AGREEMENT and shall be submitted to the COUNTY in a timely manner to provide not less than ninety (90) days notice in advance of any expected court appearance.

Appraisal Review: Appraisal reports shall be reviewed to conform with departmental operating requirements for validity of value conclusions provided such reports are accompanied by a copy of the appraiser's contract and provided that the CITY (or its agent) has determined that such reports appear to comply with the agency's procedural requirements and include adequate description of the property appraised and the interest to be acquired and appear to include adequate data supporting said conclusions. The CITY shall be responsible for obtaining any necessary replacements for unacceptable appraisal reports or for obtaining any substantive revisions of inadequate reports where such reports were furnished to the COUNTY by the CITY.

Acquisition: Every reasonable effort will be made to acquire real property by negotiations in accordance with the REGULATIONS and the CITY'S condemnation authority, including the CITY'S authority to acquire limited access where applicable. The COUNTY shall attempt to acquire all property within the project limits without commencing condemnation proceedings. A written offer will be presented to each owner at the time price is first discussed for the property. The offer will be documented and retained as part of the parcel file. Individual parcel diaries will be maintained containing adequate written records of the negotiations including, but not limited to, the following:

1. Date and place of contacts;
2. Persons present;
3. Offers made (actual dollar amount);
4. Counter offers made;
5. Reasons settlement could not be reached (if appropriate).

Each request by the CITY shall specify the name of the grantee in whose name the property is to be conveyed. The COUNTY shall provide the CITY with deeds to all property acquired and, wherever deemed necessary, instruments to clear encumbrances of title from those deeds. Upon completion of a review of each acquisition by the COUNTY, all instruments and materials pertaining thereto will be provided to the CITY. Clearing remaining encumbrances of title and making the actual payment for the property shall be the responsibility of the CITY. Should it become apparent that negotiations for attempted acquisition have reached an impasse and sufficient time has elapsed for a property owner to make a decision, the COUNTY will, either at its discretion or upon written request by the CITY submit to the CITY a condemnation report that will contain a summary of negotiations, amounts of counter offers, if any, and other historic data relative to such attempted acquisition. The actual filing of condemnation and subsequent litigation shall be the responsibility of the CITY.

Relocation Assistance: Relocation assistance services shall be provided to conform with departmental operating requirements. All relocation payment claims presented by displacees will be processed by the COUNTY, but the actual disbursement of monies shall be made by the CITY. As may be requested by the CITY, the COUNTY may assist the CITY on a case by case basis, with an appeal as to relocation assistance benefits filed by an aggrieved displacee. However, the CITY shall remain responsible for any appointment of a hearing officer, conducting hearings, maintaining records thereof, and rendering the final decision of the CITY.

Property Management: Effective management of agency-controlled properties will be provided in the name of the CITY in conformity with departmental operating requirements.

- E. At the completion of the Task Assignment, the COUNTY will turn over to the CITY all records including appraisal and appraisal review reports, acquisition, relocation assistance, and property management records pertinent to the work performed by the COUNTY.

III PAYMENT

The COUNTY shall be paid by the CITY for completed work and for services rendered under this AGREEMENT and associated Task Assignments as provided hereinafter. Such payment shall be full compensation for work performed or services rendered and for all labor, materials, supplies, and incidentals necessary to complete the work. The COUNTY acknowledges and agrees that only those costs actually allocable to a project shall be charged to such project.

- A. The COUNTY shall be reimbursed in full by the CITY for its direct and related indirect costs accumulated in accordance with its current accounting procedures.
- B. Partial payments will be made by the CITY within 30 days of receipt of the billings from the COUNTY. Billings will not be more frequent than one per month. It is agreed that payment of any particular claim will not constitute agreement as to the appropriateness of any item and that at the time of final billing all required adjustments will be made.
- C. Upon termination of this AGREEMENT as provided in Section VI, the COUNTY shall be paid by the CITY for services rendered to the effective date of termination less all payments previously made. No payment shall be made by the CITY for any expense incurred or work done following the effective date of termination unless authorized, in writing, by the CITY.
- D. Final payment of any balance due the COUNTY of the ultimate gross reimbursable amount, prior to the effective date of termination, will be made upon ascertainment of such balance by the COUNTY and certification thereof to the CITY.

IV LEGAL RELATIONS

- A. **INDEMNIFICATION:** Each of the parties to this AGREEMENT shall protect, defend, indemnify and save harmless the other party from and against all liabilities, penalties, costs, losses, damage, expenses, causes of action, claims, demands, or judgments, including without limitation, reasonable attorney's fees, arising out of or related to the terms, covenants or conditions of this AGREEMENT and such parties' performance or failure to perform any aspect of this AGREEMENT; provided, however, that if the claims or suits are caused by or result from the concurrent negligence of (a) the

CITY, its agents or employees, and (b) the COUNTY, its agents or employees, including those actions covered by RCW 4.24. 115, the obligations shall be valid and enforceable only to the extent of the parties' negligence; and provided further, that nothing herein shall require either party to hold harmless or defend the other party from any claim arising from the sole negligence of the other party.

B. DISPUTE RESOLUTION:

1. The CITY and the COUNTY shall confer to resolve disputes that arise under this AGREEMENT as requested by either party.
2. The following individuals are the Designated Representatives for the purpose of resolving disputes that arise under this agreement:

Public Works Director, City of Union Gap
County Engineer, Yakima County

3. **In** the event the Designated Representatives are unable to resolve the dispute, the following individuals shall confer and resolve the dispute.

City Administrator, City of Union Gap
Public Services Director, Yakima County

The CITY and the COUNTY agree that they shall have no right to seek relief in a court of law until and unless the Dispute Resolution process has been exhausted.

- C. **VENUE:** In the event that any party deems it necessary to institute legal action or proceedings to enforce any right or obligation under this AGREEMENT, the parties hereto agree that any such action or proceeding shall be brought in a court of competent jurisdiction situated in Yakima County, Washington.

**V
NONDISCRIMINATION**

The COUNTY shall comply with Chapter 49.60 RCW and with Title VI of the Civil Rights Act of 1964, 42 USC -2000d et seq. With respect to the work to be performed by the COUNTY during the contract, the COUNTY shall not discriminate on the grounds of race, color, sex, sexual orientation, national origin, marital status, age, or the presence of any sensory, mental, or physical handicap in the selection and retention of agents, subcontractors or in the procurement of services or materials, leases, or equipment.

**IV
COMMENCEMENT AND TERMINATION OF AGREEMENT**

The work is of a continuing nature and will be in force as of the date of this AGREEMENT. The COUNTY may terminate this AGREEMENT at any time upon not less than sixty (60) days written notice to the CITY with or without cause. The CITY may terminate this AGREEMENT or Task Assignment at any time provided that the CITY reimburses the COUNTY for all direct and indirect costs incurred to date. This AGREEMENT shall terminate five years from the date of execution hereof unless otherwise terminated or unless extended in writing signed by both parties. Upon termination of this AGREEMENT, the COUNTY will turn over to the CITY all records including appraisal and appraisal review reports, acquisition, relocation assistance, and property management records pertinent to the work performed by the COUNTY.

IN WITNESS WHEREOF, the parties hereto have executed this AGREEMENT as of the date first above written.

DONE this ____ day of _____ 2014

CITY OF UNION GAP

BOARD OF YAKIMA COUNTY COMMISSIONERS

Name/Title

Kevin J. Bouchey, Chairman

J. Rand Elliott, Commissioner

Attest: Tiera L. Girard
Clerk of the Board

Michael D. Leita, Commissioner
*Constituting the Board of County Commissioners
for Yakima County, Washington*

Approved as to form:

Deputy Prosecuting Attorney



CITY COUNCIL COMMUNICATION

Meeting Date: May 12, 2014

From: Dennis Henne, Director of Public Works & Community Development

Topic/Issue: Ordinance - Prohibiting Production, Processing, and Retail Outlets and Sales of Recreational and Medical Marijuana in all Zoning Designations Within the City of Union Gap

SYNOPSIS: January 27, 2014 council adopted a moratorium to provide the City with additional time to study and analyze the impacts of permitting collective gardens, producer, processors, and retailers of marijuana within the City and to consider its comprehensive planning and development regulations concerning such land uses.

On April 14, council discussed a draft ordinance and planning commission recommendation creating a new chapter 17.29 in the Union Gap Municipal Code (UGMC), along with proposed amendments to table 17.04.030 permitted Land Uses to establish zoning regulation.

On April 28, 2014 the Council extended the moratorium and directed staff to develop an ordinance banning the production, processing and retail outlets of medical and recreational marijuana within the City of Union Gap.

RECOMMENDATION: Adopt an ordinance prohibiting production, processing and retail outlets and sales of recreational and medical marijuana in all zoning designations within the City of Union Gap.

LEGAL REVIEW: Attached Ordinance has been reviewed by the City Attorney.

FINANCIAL REVIEW: N/A

BACKGROUND INFORMATION:

ADDITIONAL OPTIONS:

ATTACHMENTS: Ordinance

CITY OF UNION GAP, WASHINGTON

ORDINANCE NO. _____

AN ORDINANCE of the City of Union Gap, Washington, prohibiting production, processing and retail outlets and sales of recreational and medical marijuana in all zoning designation within the City of Union Gap.

WHEREAS, prior to 1988 both federal and state law prohibited the production, processing, and dispensing of medical cannabis and both prohibited the use of marijuana for recreational purposes;

WHEREAS, in 1988 then Governor Gary Locke signed into law the Medical Cannabis Act, which provides for the use of medical marijuana by patients with qualifying medical conditions;

WHEREAS, unfortunately the Medical Cannabis Act created inconsistencies with federal law;

WHEREAS, in 2011 the state legislature passed ESSB 5073 in order to clarify issues with the Medical Cannabis Act; that bill authorized medical cannabis dispensaries, and allowed qualifying patients to participate in collective gardens to grow marijuana for medical use. The Bill specifically provided that cities could regulate and license the production, processing, and dispensing of medical marijuana within their local jurisdictions;

WHEREAS, ESSB 5073 called for the state to regulate medical marijuana. Governor Gregoire at the time, however, vetoed all portions of the bill requiring any state regulatory action. The Governor expressed concern that state employees would be placed into a situation of violating federal law while performing the duties of their jobs;

WHEREAS, although additional legislation has been proposed with respect to medical marijuana, no further legislation has passed addressing these concerns;

WHEREAS, in November 2012 the citizens of the state approved I-502. I-502 legalizes the possession of limited amounts of marijuana by persons 21 years of age or older. I-502 had no effect on the Medical Cannabis Act;

WHEREAS, Under I-502 the Washington State Liquor Control Board (WSLCB) is authorized to license and regulate the cultivation, production, processing and retail sales of recreational marijuana;

WHEREAS, under its rulemaking authority granted under I-502 the WSLCB promulgated rules (WACs) applicable to the cultivation, production and retail sales of recreational marijuana;

WHEREAS, the United States Congress previously passed the Comprehensive Drug Abuse and Prevention and Control Act of 1970. The Act created a comprehensive approach to the regulation of controlled substances and enforcement related to drugs. The Act is referred to as the Controlled Substances Act;

WHEREAS, Congress established 5 “schedules” or classifications for drugs. Drugs are placed into certain schedules based upon their potential for abuse, their accepted medical use in treatment, and the physical or psychological consequences of abuse;

WHEREAS, the federal government has classified marijuana as a Schedule I controlled substance. To qualify as a Schedule I controlled substance there had to be a showing and it must be found that:

- (1) The substance has a “high potential for abuse”
- (2) The substance has no currently accepted medical uses for treatment
- (3) And that there is a lack of accepted safety for use of the drug under medical supervision;

WHEREAS, the Controlled Substance Act makes it illegal to knowingly or intentionally “manufacture, distribute, or dispense a controlled substance”;

WHEREAS, the United States Supreme Court had occasion to consider the Controlled Substance Act and its interaction with state laws. The Supreme Court found that under the Commerce Clause of the Constitution, the federal government could properly regulate marijuana as a Schedule I controlled substance and that under the Supremacy Clause, the provisions of the federal Controlled Substances Act prevail over any conflicting state laws. *Gonzales v. Raich*, 545 U.S. 1, 125 S.Ct. 2195, 162 L.Ed. 2d 1 (2005);

WHEREAS, the Washington State Attorney General issued Formal Opinion, AGO 2014 No. 2 finding that cities can regulate marijuana cultivation, production and retail through land use controls and other regulatory means. This includes the ability of cities to ban such within their jurisdictions;

WHEREAS, as part of the regulations that the WSLCB promulgated, the WSLCB specifically provides at WAC 314-55-020(11) that:

The issuance or approval of a license shall not be construed as a license for, or an approval of, any violations of local rules or ordinances including but not limited to: building and fire codes, zoning ordinances, and business licensing regulations.

WHEREAS, the Washington State Constitution at Article 11, Section 11 provides general police powers to cities and authorizes cities to adopt land use controls and regulate land within their respective jurisdictions;

WHEREAS the Growth Management Act, RCW 36.70A, specifically empowers cities to develop and adopt land use controls within their jurisdictions;

WHEREAS, public safety officials have indicated that there will be secondary impacts associated with the recreational use, cultivation, production, processing, and sale of marijuana;

WHEREAS, there are documented secondary effects from analogous medical marijuana dispensaries in other cities and counties including the crimes of murder, robbery, burglary, drug dealing, sales to minors, loitering, heavy foot and vehicular traffic, increase noise, odors, and health hazards such as the proliferation of molds; See, “White Paper on Marijuana Dispensaries,” California Police Chiefs Association’s Task Force on Marijuana Dispensaries (April 22, 2009) and *City of Riverside v. Inland Empire Patients Health and Welfare Center*, 56 Cal. 4th 729, 756 (2103);

WHEREAS, there are impacts that will be visited upon local jurisdictions due to I-502 and those secondary impacts may not yet be fully known; but it is certain that there will be a need for increased public safety efforts and, although, the state provides for a 25% taxation scheme on the production and retail of marijuana, none of that tax money will come to local jurisdictions who are tasked with addressing such impacts locally;

WHEREAS, the Yakama Nation Indian Tribe has indicated that it will not permit the cultivation, production, processing, or sale of marijuana on any lands in which it maintains an interest because it cannot act contrary to federal law;

WHEREAS, a portion of Union Gap’s municipal jurisdiction lies within Yakama Nation reservation lands and whereas the entirety of the remainder of the City of Union Gap lies within Yakama Nation ceded lands;

WHEREAS, because the cultivation, production, processing and sale of marijuana is illegal under federal law, the Yakama Nation has asserted that the City of Union Gap would be 1) violating federal law by permitting such within the City of Union Gap, and 2) the City of Union Gap would be violating the Treaty of 1855, which has the force of federal law;

WHEREAS, it is clear that there are uncertainties present with respect to the state’s laws and their interaction with federal laws (federal law should prevail) and that adding to the uncertainty is the interaction of the City with the Yakama Nation;

WHEREAS, the City Council considered the recommendation of the Planning Commission to permit marijuana cultivation, production, processing, and sale subject to the 1000 foot dispersion requirements promulgated by the WSLB and subject to an additional 1000 dispersion requirement requiring separation from residential zones;

WHEREAS, because the City Council cannot ignore the federal laws that take precedent over conflicting state laws, because the City Council cannot ignore the uncertainties involved in dealing with the Yakama Nation regarding marijuana, and because the City Council finds that there will be adverse secondary impacts likely visited upon the residents of Union Gap;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNION GAP, WASHINGTON DOES ORDAIN AS FOLLOWS:

Section 1. Findings. The “whereas” recitals set forth above are hereby adopted as the City Council’s findings and are incorporated herein by this reference as if fully set forth.

Section 2. Planning Commission Recommendation Rejected. The City Council rejects the recommendation of the Planning Commission and instead concludes that the cultivation, production, processing and sale of recreational or medical marijuana within the City should be prohibited entirely.

Section 3. Section 17.04.030 of the Union Gap Municipal Code amended to prohibit illegal uses. Section 17.04.030 of the Union Gap Municipal Code is amended as follows:

17.04.030 - Table of permitted land uses.

(a) Table 17.04.030 titled "Permitted Land Uses" is incorporated as part of this section. Each permitted land use listed in Table 17.04.030 is designated a Class (1), (2), or (3) use for a particular zoning district. In addition, some Class (1) uses may require a Class (2) review in accordance with Section 17.04.020(A). All permitted land uses and associated site improvements are subject to the design standards and review procedures of this title.

(b) Land uses not specifically permitted in this section are not permitted uses within any zoning district within the City of Union Gap unless authorized

(c) through the unclassified use process set forth in this Chapter.

(d) Illegal Uses Prohibited within the City.

(1) General. Uses that are deemed illegal under local, state, or federal law are prohibited and not permitted within any zoning district within the City of Union Gap.

(2) Medical Marijuana Dispensaries and Collective Gardens. Dispensaries of cannabis/marijuana and/or collective gardens (as defined in RCW 69.51) for the cultivation, production, distribution, or dispensing of cannabis/marijuana are prohibited and not permitted within any zoning district within the City of Union Gap.

(3) Recreational Cannabis/Marijuana cultivation, production, processing, and retailing. The cultivation, production, processing and retail sale and retail outlets for the sale of cannabis/marijuana (all as defined under I-502, as may be codified in the Revised Code of Washington and as used in the implementing regulations in Chapter 314-55 of the Washington Administrative Code) are prohibited and not permitted within any zoning district within the City of Union Gap.

Section 4. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 5. Effective Date. This ordinance shall be in full force and effect 5 days after its passage, approval, and publication as provided by law.

Section 6. Moratoria Lifted. Any moratorium previously adopted concerning the subject matter of this Ordinance is hereby lifted and terminated effective the same date on which this Ordinance takes effect.

ORDAINED this 12th day of May, 2014.

Mayor Roger Wentz

ATTEST:

Karen Clifton, City Clerk

APPROVED AS TO FORM:

Robert F. Noe, City Attorney



City Council Communication

Meeting Date: May 12, 2014
From: Karen Clifton, Director of Finance and Administration
Topic / Issue: Ordinance – 2014 Budget Amendment - City Manager Salary Increase

SYNOPSIS: at the March 24, 2014 Regular Council meeting the Council voted 5 to 2 to approve increasing the City Manager's wage from \$90,000 to \$95,000. It is necessary to adopt an ordinance to authorize this increase retroactive back to April 8, 2014, the City Manager's one year anniversary with the City.

RECOMMENDATION: Adopt an ordinance authorizing the increase of the City Manager's pay from \$90,000 to \$95,000 retroactive back to April 8, 2014.

LEGAL REVIEW: The City Attorney prepared the ordinance.

FINANCIAL REVIEW: The increase will come from the Current Expense Ending Fund Balance.

BACKGROUND INFORMATION: N/A

ADDITIONAL OPTIONS: N/A

ATTACHMENTS: Ordinance

CITY OF UNION GAP, WASHINGTON
ORDINANCE NO. _____

AN ORDINANCE providing that the Salary for City Manager position be modified.

WHEREAS, the City Council conducted a performance evaluation on March 24, 2014 in the City Manager prior to the one year anniversary of Rod Otterness serving in that position;

WHEREAS, the City Manager's salary, pursuant to contract was set at \$90,000 annually;

WHEREAS, based on the positive performance evaluation for Mr. Otterness, the City Council approved at the March 24, 2014 an increase to the City Manager's salary by \$5000 per annum for a total yearly salary of \$95,000;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNION GAP DO ORDAIN as follows:

Section 1. Salary for City Manager Modified. The salary for the City Manager position shall be increased as follows:

From \$90,000 per annum to \$95,000 per annum

Section 2. Budget Amendment Authorized and Expenditure Authorized. The salary increase providing for in Section 1 shall be paid by transferring money sufficient to cover the increase from the Current Expense Ending Fund Balance, 001.508.00.00 to the Current Expense Executive Fund, 001.513.10.10. Expenditure from Fund 001.513.10.10 is hereby authorized to pay for the increase in salary.

Section 3. Retro-pay. Because the salary increase was previously authorized and should have taken effect on the City Manager's one year anniversary of April 8, 2014, the City Finance & Administration Director is hereby authorized to make retro-payments back to April 8, 2014 to bring the City Manager's salary current to date.

Section 2. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ORDAINED this 12th day of May, 2014.

Mayor Roger Wentz

ATTEST:

Karen Clifton, City Clerk

APPROVED AS TO FORM:

Robert F. Noe, City Attorney

CONSENT AGENDA

UNION GAP CITY COUNCIL REGULAR MEETING
UNION GAP COUNCIL CHAMBERS
Union Gap, Washington
April 28, 2014
MINUTES

Call to Order

Mayor Wentz called the Regular Meeting of the Union Gap City Council to order at 6:00 p.m.

Council Members Present

Mayor Wentz, Council Members Lenz, Carney, Olson, Butler, and Matson were present.

Staff Present

City Manager Otterness, Public Works/Community Development Director Henne, Acting Public Safety Director Cobb, Public Works/Community Development Deputy Director Spurlock, Finance and Administration Director Clifton, AP/PR Technician Bisconer, and City Attorney Noe were present.

Audience Present

See list.

Pledge of Allegiance

Council Member Matson led the Pledge of Allegiance.

Consent Agenda

Motion by Council Member Butler second by Council Member Murr to approve the consent agenda as follows:

Approve Regular Council Meeting Minutes dated April 14, 2014 as attached to the Agenda and maintained in electronic format.

Approve EFT's and Claim Voucher Nos. 87649 through 87746 in the amount of \$544,299.43 dated April 28, 2014.

Items from the Audience

There were no items from the audience.

General Items

Public Works/Community Development

Discussion – Moratorium for Marijuana

City Attorney Noe provided background information on the city's existing moratorium and the issues surrounding zoning of the producing, processing, and retail sales of marijuana as the result of the I-502 initiative. George Colby, Anna Marie Dufault, Jack Galloway, and Teresa Sharbay spoke against allowing producing, processing, and retail sales of marijuana. Teresa Sharbay also presented a petition with the signatures of persons opposed to allowing the growing, manufacturing and sale of marijuana. Earl Holland, Paul Weaver, Mitch Gordon, Jedidiah Haney, Brian Flaty, and Justin Heeler spoke in favor. Motion by Council Member Carney second by Council Member Olson to ban producing, processing, and retail sales of

marijuana. Voting on the motion: ayes - Lenz, Carney, Olson, Butler, Murr; nays – Matson, Wentz. Motion carried.

Motion by Council Member Olson second by Council Member Carney to extend the current moratorium for two months to allow staff to bring back an ordinance to ban producing, processing, and retail sales of marijuana. Voting on the motion: ayes - Lenz, Carney, Olson, Butler, Murr; nays – Matson, Wentz. Motion carried.

Resolution No. 14-23 Award of Bid – So. 12th Avenue Bridge #329 Replacement

Public Works/Community Development Director Henne announced the results of the bids received for the So. 12th Ave. Bridge Replacement project. He recommended acceptance of the lowest bid of \$642,665 from Cascade Bridge, LLC. Motion by Council Member Olson second by Council Member Carney to adopt Resolution No. 14-23 accepting bid. Motion carried unanimously.

Resolution No. 14-24 Longfibre Road Extension – Task Order No. 2014-4

Public Works Director/Community Development Director Henne stated that the city has obtained SEID loan approval of \$958,000 and SEID grant in the amount of \$500,000 and recommended adoption of Resolution No. 14-24 approving HLA Task Order No. 2014-14 for services related to the Longfibre Road Extension. Motion by Council Member Olson second by Council Member Murr to adopt Resolution No. 14-24. Motion carried unanimously.

Public Safety

Cost effective fire protection services

Acting Public Safety Director Cobb requested authorization to enter into substantive discussions on a contract with the City of Yakima for fire protections services. Motion by Council Member Matson second by Council Member Carney to authorize discussions as well as continued review of other options. Motion carried unanimously.

Multi-Function Printer Contract

Acting Public Safety Director Cobb requested authorization to enter into contract with Canon for a multi-function printer. Motion by Council Member Lenz second by Council Member Matson to authorize contract. Motion carried unanimously.

Finance & Administration

2014 1st Quarter Financial Update

Finance and Administration Director Clifton presented the 2014 first quarter financial update

IT Services RFP Update

Finance and Administration Director Clifton updated Council on the process of making a selection for IT Services.

City Manager

Resolution No. 14-25 Lodging Tax Advisory

Motion by Council Member Butler second by Council Member Lenz to adopt Resolution No. 14-25 appointing Laurie Gilbert, Manager of the

Committee Super Motel, to the Lodging Tax Advisory Committee. Motion carried unanimously.

Items from the Audience There were no items from the audience.

City Manager Report City Manager Otterness reported that the LTAC Committee will hold interviews on May 6, 2014 beginning at 9:00 a.m. for the Tourism Promoter and that the city will host a Wellness Health Screening on May 7, 2014 for employees as well as Council Members. He also reported that long-time city employee Jo Collier has announced her retirement.

Recess to Executive Session to discuss property acquisition pursuant to RCW 42.30.110(b) Public Work/Community Development Deputy Director Spurlock updated the Council on his research on occupying the “ICE” building. Motion by Mayor Wentz second by Council Member Lenz to add a 10 minute executive session to discuss property acquisition. Motion carried unanimously

At 7:38 Mayor Roger Wentz recessed to an Executive Session for 10 minutes to discuss property acquisition pursuant to RCW 42.30.110(b). Mayor Wentz, Council Members, City Manager Otterness, Public Works/Community Development Deputy Director Spurlock, Public Works/Community Development Director Henne, and City Attorney Noe attended.

Re-convened at 7:48 p.m.

Communications Invitation to the Main Street Taskforce Meeting April 30, 2014 at 2:00 p.m. at the Union Gap Council Chambers.

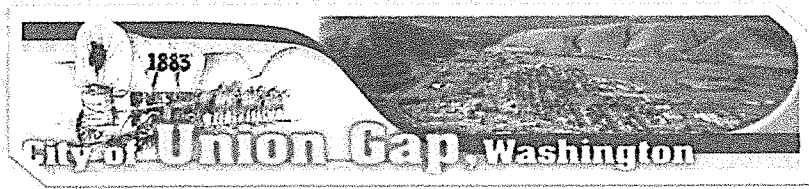
Development of Next Agenda None.

Adjournment of Meeting At 7:52 p.m. Mayor Wentz adjourned the April 28, 2014 regular Council Meeting.

Rodney Otterness, City Manager

ATTEST

Karen Clifton, City Cler14k



City Council Communication

Meeting Date: May 12, 2014
From: Karen Clifton, Director of Finance and Administration
Topic/Issue: Payroll Vouchers, April 30, 2014

SYNOPSIS: : Payroll Vouchers Dated April 30, 2014

RECOMMENDATION: Request Council to approve EFTs and Voucher Nos.41172 through 41192 and 87747 through 87760 in the amount of \$424,473.43.

LEGAL REVIEW: N/A

FINANCIAL REVIEW: N/A

BACKGROUND INFORMATION: N/A

ADDITIONAL OPTIONS: N/A

ATTACHMENTS: Payroll Voucher Roster

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 04/30/2014

Time: 15:14:00 Date: 04/29/2014

Page: 1

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
2180	04/02/2014	Payroll	2	EFT	STACE J MCKINLEY	192.95	
2198	04/07/2014	Payroll	2	EFT	INTERNAL REVENUE SERVICE	1,779.94	941 Deposit For 01/31/2014 - 01/31/2014
2413	04/15/2014	Payroll	2	EFT	CHRISTOPHER P JENSEN	2,750.00	Mid Month Draw
2548	01/31/2014	Payroll	2	EFT	WA STATE LAW ENFORCEMENT	2,158.00	01/31/2014 To 01/31/2014 - LEOFF II
2549	01/31/2014	Payroll	2	EFT	WA STATE PUBLIC EMPLOYEES	472.87	01/31/2014 To 01/31/2014 - PERS II; 01/31/2014 To 01/31/2014 - PERS III
2696	01/30/2014	Payroll	2	EFT	WA STATE PUBLIC EMPLOYEES	-46.92	PERS 2 ADJUSTMENT - YEAGER
2726	04/30/2014	Payroll	2	EFT	MISAEAL ACEVEDO	732.20	April Payroll
2727	04/30/2014	Payroll	2	EFT	BRYAN P BAUER	3,733.55	April Payroll
2728	04/30/2014	Payroll	2	EFT	TERRI L BERTELSEN	2,569.28	April Payroll
2729	04/30/2014	Payroll	2	EFT	LARRY BIRD	4,180.14	April Payroll
2730	04/30/2014	Payroll	2	EFT	LYNETTE BISCONER	3,704.67	April Payroll
2731	04/30/2014	Payroll	2	EFT	RYAN BONSEN	3,791.25	April Payroll
2733	04/30/2014	Payroll	2	EFT	KYLE R BUCHANAN	3,367.65	April Payroll
2734	04/30/2014	Payroll	2	EFT	CRAIG G BUNTING	3,156.43	April Payroll
2735	04/30/2014	Payroll	2	EFT	DAVID D BUTLER	538.65	April Payroll
2736	04/30/2014	Payroll	2	EFT	LEVI G BUTTREY	142.07	April Payroll
2737	04/30/2014	Payroll	2	EFT	MARK CARNEY	554.10	April Payroll
2738	04/30/2014	Payroll	2	EFT	JEFFERY J CHARTERS	230.73	April Payroll
2740	04/30/2014	Payroll	2	EFT	KAREN CLIFTON	3,770.87	April Payroll
2742	04/30/2014	Payroll	2	EFT	JO COLLIER	2,381.73	April Payroll
2743	04/30/2014	Payroll	2	EFT	JOSE CRUZ	99.91	April Payroll
2744	04/30/2014	Payroll	2	EFT	CHRIS DAHL	3,237.66	April Payroll
2745	04/30/2014	Payroll	2	EFT	ERICK MICHAEL DELP	3,657.95	April Payroll
2746	04/30/2014	Payroll	2	EFT	DWIGHT M DERBY	153.14	April Payroll
2748	04/30/2014	Payroll	2	EFT	RENARD T EDWARDS	3,737.07	April Payroll
2752	04/30/2014	Payroll	2	EFT	VICTORIA M GUTIERREZ	2,070.10	April Payroll
2753	04/30/2014	Payroll	2	EFT	JACOB J HEILMAN	3,815.49	April Payroll
2754	04/30/2014	Payroll	2	EFT	JACK L HENDERSON	364.71	April Payroll
2755	04/30/2014	Payroll	2	EFT	DENNIS HENNE	4,501.42	April Payroll
2757	04/30/2014	Payroll	2	EFT	SHAWN R JAMES	3,918.88	April Payroll
2758	04/30/2014	Payroll	2	EFT	CHRISTOPHER P JENSEN	2,818.28	April Payroll
2760	04/30/2014	Payroll	2	EFT	CHASE KELLOGG	3,676.09	April Payroll
2761	04/30/2014	Payroll	2	EFT	CHAD E LENZ	547.85	April Payroll
2762	04/30/2014	Payroll	2	EFT	ALBA L LEVESQUE	3,686.97	April Payroll
2763	04/30/2014	Payroll	2	EFT	JO LINDER	2,666.12	April Payroll
2765	04/30/2014	Payroll	2	EFT	SHANE PATRICK MACIAS	3,449.49	April Payroll
2766	04/30/2014	Payroll	2	EFT	DAVID W MATSON	552.85	April Payroll
2767	04/30/2014	Payroll	2	EFT	STACE J MCKINLEY	3,434.84	April Payroll
2768	04/30/2014	Payroll	2	EFT	MONTY MCNEARNEY	15,553.06	April Payroll
2769	04/30/2014	Payroll	2	EFT	ROBERT MCRAE	3,110.94	April Payroll
2771	04/30/2014	Payroll	2	EFT	CAROL ANN MONTGOMERY	1,473.90	April Payroll
2772	04/30/2014	Payroll	2	EFT	HEATHER J MOORES	1,401.02	April Payroll
2773	04/30/2014	Payroll	2	EFT	RONNIE G MORTON II	3,236.99	April Payroll
2775	04/30/2014	Payroll	2	EFT	SERGIO E OCHOA	2,824.60	April Payroll
2777	04/30/2014	Payroll	2	EFT	RODNEY G OTTERNESS	5,732.33	April Payroll
2780	04/30/2014	Payroll	2	EFT	AMBER E RADKE	2,322.66	April Payroll
2782	04/30/2014	Payroll	2	EFT	HECTOR A RIVERA	3,711.46	April Payroll
2784	04/30/2014	Payroll	2	EFT	SYLVIA SANCHEZ	4,575.81	April Payroll
2785	04/30/2014	Payroll	2	EFT	CURTIS J SANTUCCI	3,887.40	April Payroll

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 04/30/2014

Time: 15:14:00 Date: 04/29/2014
Page: 2

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
2786	04/30/2014	Payroll	2	EFT	BRIANNA V SCHELHAMMER	2,011.95	April Payroll
2788	04/30/2014	Payroll	2	EFT	DAVID L SPURLOCK	5,021.56	April Payroll
2789	04/30/2014	Payroll	2	EFT	MICHAEL STILLWAUGH	3,769.64	April Payroll
2791	04/30/2014	Payroll	2	EFT	RAYMOND V SUAREZ	1,394.42	April Payroll
2792	04/30/2014	Payroll	2	EFT	PATRICK THOMPSON	4,549.68	April Payroll
2793	04/30/2014	Payroll	2	EFT	ERIC B TURLEY	3,617.32	April Payroll
2795	04/30/2014	Payroll	2	EFT	JOSEPH VANICEK	3,865.41	April Payroll
2796	04/30/2014	Payroll	2	EFT	JESSE A WALRUFF	3,295.28	April Payroll
2797	04/30/2014	Payroll	2	EFT	GLORIA A WALTMAN	2,520.63	April Payroll
2798	04/30/2014	Payroll	2	EFT	LYDIA M WAREHIME	1,323.87	April Payroll
2799	04/30/2014	Payroll	2	EFT	TERRYL D WAY	4,382.61	April Payroll
2800	04/30/2014	Payroll	2	EFT	ROGER E WENTZ	511.15	April Payroll
2802	04/30/2014	Payroll	2	EFT	CASEY M YEAGER	3,674.05	April Payroll
2804	04/30/2014	Payroll	2	EFT	AWC EMPLOYEE BENEFIT TRUST	79,412.16	LEOFF I RETIREE MEDICAL - 04/2014; 04/01/2014 To 04/30/2014 - Medical
2805	04/30/2014	Payroll	2	EFT	WA STATE LAW ENFORCEMENT	20,152.06	01/31/2014 To 01/31/2014 - LEOFF II; 04/01/2014 To 04/30/2014 - LEOFF I; 04/01/2014 To 04/30/2014 - LEOFF II
2806	04/30/2014	Payroll	2	EFT	WA STATE PUBLIC EMPLOYEES	18,574.09	01/31/2014 To 01/31/2014 - PERS II; 01/31/2014 To 01/31/2014 - PERS III; 04/01/2014 To 04/30/2014 - PERS I; 04/01/2014 To 04/30/2014 - PERS II; 04/01/2014 To 04/30/2014 - PERS III
2821	04/30/2014	Payroll	2	EFT	INTERNAL REVENUE SERVICE	72,498.91	941 Deposit For 04/01/2014 - 04/30/2014
2732	04/30/2014	Payroll	2	41172	JACOB BROWN	297.70	April Payroll
2739	04/30/2014	Payroll	2	41173	TRAVIS A CHRISTOPHER	176.42	April Payroll
2741	04/30/2014	Payroll	2	41174	GREGORY COBB	5,241.91	April Payroll
2747	04/30/2014	Payroll	2	41175	DONALD DURKEE	3,215.64	April Payroll
2749	04/30/2014	Payroll	2	41176	PATRICIA ERMEY	1,190.66	April Payroll
2750	04/30/2014	Payroll	2	41177	JOHN A FERNANDEZ	42.32	April Payroll
2751	04/30/2014	Payroll	2	41178	DIMITRI A. E. GLENN	170.36	April Payroll
2756	04/30/2014	Payroll	2	41179	ROBERT M HENNESSY	3,298.46	April Payroll
2759	04/30/2014	Payroll	2	41180	TRENT C JONES	246.38	April Payroll
2764	04/30/2014	Payroll	2	41181	SUSAN LOWRY	171.10	April Payroll
2770	04/30/2014	Payroll	2	41182	NATHAN MILLER	218.64	April Payroll
2774	04/30/2014	Payroll	2	41183	JAMES E MURR	542.65	April Payroll
2776	04/30/2014	Payroll	2	41184	DAN C OLSON	552.85	April Payroll
2778	04/30/2014	Payroll	2	41185	RONALD PHILLIPS	3,618.70	April Payroll
2779	04/30/2014	Payroll	2	41186	TYLER J QUANTRILLE	5,553.26	April Payroll
2781	04/30/2014	Payroll	2	41187	PETER C RASMUSSEN	33.25	April Payroll
2783	04/30/2014	Payroll	2	41188	CHRISTOPHER JOHN ROMERO	755.94	April Payroll
2787	04/30/2014	Payroll	2	41189	ROBERT M SLACK	307.19	April Payroll
2790	04/30/2014	Payroll	2	41190	MATTHEW W STRUNK	280.00	April Payroll
2794	04/30/2014	Payroll	2	41191	JENNY V VALLE	2,263.27	April Payroll
2801	04/30/2014	Payroll	2	41192	TIMOTHY WHITEHURST	5,681.40	April Payroll

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 04/30/2014

Time: 15:14:00 Date: 04/29/2014
Page: 3

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
2807	04/30/2014	Payroll	2	87747	AFLAC	458.62	04/01/2014 To 04/30/2014 - AFLAC; 04/01/2014 To 04/30/2014 - AFLAC Pre Tax
2808	04/30/2014	Payroll	2	87748	EMPLOYEE FUND	23.00	04/01/2014 To 04/30/2014 - Employee Fund
2809	04/30/2014	Payroll	2	87749	ICMA RETIREMENT TRUST#302189	16,046.19	01/31/2014 To 01/31/2014 - ICMA Retirement Trust; 04/01/2014 To 04/30/2014 - ICMA Retirement Trust
2810	04/30/2014	Payroll	2	87750	SOLARITY CREDIT UNION	1,336.44	04/01/2014 To 04/30/2014 - IAFF Union Dues; 04/01/2014 To 04/30/2014 - FF Insurance; 04/01/2014 To 04/30/2014 - FF Employee Fund; 04/01/2014 To 04/30/2014 - FF Uniform
2811	04/30/2014	Payroll	2	87751	TEAMSTERS LOCAL 760	541.00	04/01/2014 To 04/30/2014 - Teamsters Dues
2812	04/30/2014	Payroll	2	87752	TRUSTEED PLANS	603.68	04/01/2014 To 04/30/2014 - Trusteed Plans
2813	04/30/2014	Payroll	2	87753	UNION GAP POLICE OFFICERS ASSN	750.00	04/01/2014 To 04/30/2014 - UGPOA Dues
2814	04/30/2014	Payroll	2	87754	UNITED WAY OF YAKIMA CNTY	30.00	04/01/2014 To 04/30/2014 - United Way
2815	04/30/2014	Payroll	2	87755	USABLE LIFE	91.20	04/01/2014 To 04/30/2014 - USAbLe Life
2816	04/30/2014	Payroll	2	87756	WA STATE COUNCIL OF CNTY	477.13	04/01/2014 To 04/30/2014 - AFCSME Dues
2817	04/30/2014	Payroll	2	87757	WA STATE COUNCIL OF	150.00	04/01/2014 To 04/30/2014 - WSCOPO Dues
2818	04/30/2014	Payroll	2	87758	WSCCCE TRUST	4,604.64	04/01/2014 To 04/30/2014 - WSCCE
2819	04/30/2014	Payroll	2	87759	WSCFF EMPLOYEE BENEFIT TRUST	525.00	04/01/2014 To 04/30/2014 - WSCFF
2820	04/30/2014	Payroll	2	87760	YAKIMA COUNTY CREDIT SERVICE INC	24.49	04/01/2014 To 04/30/2014 - GARN3

001 Current Expense Fund	357,428.39
101 Street Fund	23,486.38
128 Transit System Fund	1,861.50
401 Water Fund	20,941.91
402 Garbage Fund	493.88
403 Sewer Fund	20,261.37

424,473.43 Payroll: 424,473.43



City Council Communication

Meeting Date: May 12, 2014
From: Karen Clifton, Director of Finance and Administration
Topic/Issue: Claim Vouchers, May 12, 2014

SYNOPSIS: Claim Vouchers Dated May 12, 2014

RECOMMENDATION: Request Council to approve EFTs and Voucher Nos. 87761 through 87859 are approved in the amount of \$229,012.87.

LEGAL REVIEW: N/A

FINANCIAL REVIEW: N/A

BACKGROUND INFORMATION: N/A

ADDITIONAL OPTIONS: N/A

ATTACHMENTS: Claim Voucher Roster

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 05/31/2014

Time: 16:34:20 Date: 05/07/2014

Page: 1

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
2675	01/02/2014	Claims	2	EFT	US BANK CARDMEMBER SVC	265.64	CREDIT CARD CHARGES-01/2014
2697	01/24/2014	Claims	2	EFT	WA STATE DEPT OF REVENUE	9,790.11	EXCISE TAX-01/2014
2698	02/14/2014	Claims	2	EFT	US BANK - CHECKING	273.11	ANALYSIS CHARGE-02/2014
2699	02/01/2014	Claims	2	EFT	US BANK CARDMEMBER SVC	287.48	CREDIT CARD FEE-02/2014
2833	04/29/2014	Claims	2	87761	ROBERT F NOE	11,500.00	CITY ATTORNEY - 04/2014
2834	04/29/2014	Claims	2	87762	UNITED STATES POSTMASTER	955.00	UB POSTAGE - 04/2014
2963	05/12/2014	Claims	2	87763	ASSOCIATION OF WA CITIES	375.00	CARNEY AWC CONF REGISTRATION
2964	05/12/2014	Claims	2	87764	AUTO CARE EXPERTS	44.11	WATER PUMP
2965	05/12/2014	Claims	2	87765	BURROWS TRACTOR COMPANY	385.45	KEY WAY, PULLEY, NUT, SPINDLE ASS, ZIRK
2966	05/12/2014	Claims	2	87766	CABELA'S	2,434.34	PD PATROL VORTEX SCOPES
2967	05/12/2014	Claims	2	87767	CAREY MOTORS	2,031.61	VEHICLE SERVICE #9-OIL COOLER REPLACEMENT, ODOMETER LIGHT REPLACEMENT, #13-REPAIR AIR CONDITIONER; VEHICLE SERVICE #21 LOF & BRAKE CHECK
2968	05/12/2014	Claims	2	87768	CASCADE ANALYTICAL INC	1,041.59	WATER/ WASTEWATER SAMPLING
2969	05/12/2014	Claims	2	87769	CASCADE FIRE EQUIPMENT	508.38	LEATHER STRUCTURE BOOTS - T.CHRISTOPHER; CLASS A FOAM
2970	05/12/2014	Claims	2	87770	CENTRAL PRE-MIX CONCRETE	2,071.72	CONCRETE, NON CHLORIDE ACCELERATOR; ECOLOGY BLOCKS
2971	05/12/2014	Claims	2	87771	CENTRAL WA AG MUSEUM	1,000.00	OLD TOWN DAYS SPONSORSHIP
2972	05/12/2014	Claims	2	87772	CENTRAL WASHINGTON FAIR ASSOC.	1,250.00	MARKETING & SALES - 05/2014
2973	05/12/2014	Claims	2	87773	CENTURY LINK	1,220.71	CH - 04/2014; CH T1- 04/2014; PUBLIC WORKS- 04/14; WATER TELEMETRY, SHOP FAX- 04/14
2974	05/12/2014	Claims	2	87774	CHARTER COMMUNICATIONS	311.58	CH INTERNET - 05/2014
2975	05/12/2014	Claims	2	87775	CINTAS CORP #605	491.57	FIRE DEPT UNIFORM CLEANING; PD MAT SERVICE 4/4/14 & 4/11/14; FIRE DEPT UNIFORM CLEANING; CH/SR CTR MOP & MAT SVC
2976	05/12/2014	Claims	2	87776	CLASSIC PRINTING	166.33	UB STATEMENTS - 04/2014
2977	05/12/2014	Claims	2	87777	COLUMBIA PAINT COMPANY	373.18	PAINT FOR YOUTH PARK
2978	05/12/2014	Claims	2	87778	COLUMBIA READY-MIX INC	4,367.45	3/4" - 0" CRUSHED; HMA CL 3/8" PG 64-22; HMA CL 3/8" PG 64-22
2979	05/12/2014	Claims	2	87779	CONSOLIDATED ELECTRICAL	286.45	250W MH LAMP
2980	05/12/2014	Claims	2	87780	JOHN CRIMIN	104.90	LEOFF 1 MEDICARE - 05/2014
2981	05/12/2014	Claims	2	87781	CUMMINS NORTHWEST INC	176.30	RELAY INSTALLED ON E85
2982	05/12/2014	Claims	2	87782	DB SECURE SHRED	23.38	CH SHRED SVC - 04/2014
2983	05/12/2014	Claims	2	87783	ELSA NATIVIDAD DELGADO	50.23	Refund Utility Deposit

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 05/31/2014

Time: 16:34:20 Date: 05/07/2014

Page: 2

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
2984	05/12/2014	Claims	2	87784	DESIGN CENTRAL NORTHWEST	1,102.50	STAY IN THE GAP FLYER & WINE COUNTRY GET AWAY
2985	05/12/2014	Claims	2	87785	NATHAN DOUGHTY	109.52	Refund Utility Deposit
2986	05/12/2014	Claims	2	87786	EMERGENCY REPORTING	203.23	FIRE/EMS REPORTING - JUNE 2014
2987	05/12/2014	Claims	2	87787	FASTENERS	102.10	SCREWDRIIVER SET, RIGID SCRAPER; SPLICE PLATE; PHILLIPS BIT; BARRICADE TAPE; EARPLUGS; MAGNETIC BIT HOLDER, INSERT BIT- SHOCK WAVE
2988	05/12/2014	Claims	2	87788	FIRESTONE TIRE & SERVICE CTRS	33.09	VEHICLE SERVICE #13-WINTER TIRE CHANGE OVER
2989	05/12/2014	Claims	2	87789	FIVE K COMPUTER-INTERNET-PHON ES	14.95	FD EMAIL HOSTING - 05/14
2990	05/12/2014	Claims	2	87790	FOWLER COMPANY HD	1,701.27	SUPPLIES-WATER; COUPLING, VALVE BOX BASE AND TOP, ADAPTER, JOINT STIFFENER; FLANGE, GALV; PEX TUBING
2991	05/12/2014	Claims	2	87791	FRANKS OK TIRE STORE	162.15	1 USED 11R22.5 TRK TIRE
2992	05/12/2014	Claims	2	87792	GE CAPITAL	400.51	KYOCERA LEASE - 05/2014
2993	05/12/2014	Claims	2	87793	GENE WEINMANN CONSULTING	70.00	CDBG MANAGEMENT - 04/2014
2994	05/12/2014	Claims	2	87794	GILLIHAN LAW OFFICE PLLC	5,700.00	PUBLIC DEFENDER - 04/2014
2995	05/12/2014	Claims	2	87795	GILLILAND LAW FIRM PLLC	60.00	CONFLICT ATTORNEY - 04/2014
2996	05/12/2014	Claims	2	87796	MARIO GILL	55.38	Refund Utility Deposit
2997	05/12/2014	Claims	2	87797	DEBORA GUTIERREZ	56.80	Refund Utility Deposit
2998	05/12/2014	Claims	2	87798	HANSEN LAW PLLC	790.00	CONFLICT ATTORNEY
2999	05/12/2014	Claims	2	87799	HARD CORE RUNNERS CLUB	385.00	YAKIMA CANYON MARATHON SPONSORSHIP
3000	05/12/2014	Claims	2	87800	HUIBREGTSE, LOUMAN ASSOC INC	44,393.31	MAIN ST/ RUDKIN RD WATER/ STORMWATER IMPROVEMENTS & RECONSTRUCTION/ REVITILIZATION, WEST AHTANUM RD RESURFACING, 12TH AVE BRIDGE. GENERAL SERVICES- CITY HALL
3001	05/12/2014	Claims	2	87801	HUMANE SOCIETY OF	2,520.00	PD ANIMAL CONTROL SERVICES APRIL 2014
3002	05/12/2014	Claims	2	87802	IN TOUCH MARKETING	9,693.86	TOURISM PROMOTER/MANAGEMENT - 05/2014
3003	05/12/2014	Claims	2	87803	INDEPENDENT WATER SERVICE INC	16.76	CH COOLER RENT - 04 - 05/2014 & WATER
3004	05/12/2014	Claims	2	87804	INTEGRA TELECOM	45.03	STATION 85 FAX - MARCH 2014
3005	05/12/2014	Claims	2	87805	JOHN DEERE FINANCIAL	89.91	TRAVELING SPRINKLER/ITEMS FOR BR 85 SAW; BLK NYLONG TRAILER TIE/RETURNED TIE
3006	05/12/2014	Claims	2	87806	KELLER SUPPLY CO	301.64	FAUCET, CONNECTOR, TEE

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 05/31/2014

Time: 16:34:20 Date: 05/07/2014

Page: 3

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
3007	05/12/2014	Claims	2	87807	LEGAL COURIERS INC	30.00	COURIER SVC - 05/2014
3008	05/12/2014	Claims	2	87808	LIFE-ASSIST INC	207.56	MEDICAL SUPPLIES
3009	05/12/2014	Claims	2	87809	LIGHTNING GRAPHICS	42.20	DOG LICENSE APPLICATIONS 901-1000
3010	05/12/2014	Claims	2	87810	LOWES COMPANY INC	100.57	LAWN CARE ITEMS; HOSE FOR STATION; ITEM FOR BR 85; ITEMS FOR SAW & HOSE ON BR85
3011	05/12/2014	Claims	2	87811	LOWES COMPANY INC	968.35	SCREWDRIVER, DRILL PUMP; DRILL; DRILL, HAMMER, WRECKING BAR; KOBALT 51-PC; PAINTING PROJECT CITY HALL, MUD MIXER, SPADE HANDLE; NEVERKINK PREM, UTILITY PUMP; ACETONE, 2-IN CHIP; BLACK CONN & PLUG; BUG
3012	05/12/2014	Claims	2	87812	GLORIA MITCHELL	5.62	OVERPAYMENT REFUND
3013	05/12/2014	Claims	2	87813	MORTON'S SUPPLY	55.96	EMPIRE PRO POXY, GAL NIPPLE, HOSE BIB, FEMALE ADAPTER, GAL BUSHING; SPRAY BODY, CUTOFF RISER; BUSHINGS, RISER EXTENDER
3014	05/12/2014	Claims	2	87814	JAZMIN MUNOZ	24.15	Refund Utility Deposit
3015	05/12/2014	Claims	2	87815	NORTHWEST HOSE & FITTING	5.74	SPRAY DEPT-STREETS SUPPLIES
3016	05/12/2014	Claims	2	87816	OFFICE DEPOT	611.46	TONER; COIN ROLLS & INK CTG'S; TONER; PENS, PENCILS, INK, BATTERIES, CORRECTION TAPE, MARKERS
3017	05/12/2014	Claims	2	87817	OFFICE SOLUTIONS NORTHWEST	78.76	COPY PAPER; PENS
3018	05/12/2014	Claims	2	87818	ONE CALL CONCEPTS INC	42.24	UTILITY LOCATES - 04/2014
3019	05/12/2014	Claims	2	87819	OWEN EQUIPMENT CO	872.42	CURTAIN SET, ELGIN 5 SEG BLU
3020	05/12/2014	Claims	2	87820	OXARC INC	113.51	NITRILE GLOVES
3021	05/12/2014	Claims	2	87821	PACIFIC POWER	24,681.32	107 W AHTANUM RD - APRIL 2014; 3007 2ND ST - APRIL 2014; CH - 04/2014; LIFT STATION, STREET LIGHTS, TRAFFIC LIGHTS/ IRRIGATION, TRAFFIC LIGHTS, WELLS & AREA LIGHTS- 4/14
3022	05/12/2014	Claims	2	87822	TYLER QUANTRILLE	15.55	ADVANCED ITAC TRNG - MEALS
3023	05/12/2014	Claims	2	87823	MARIA RAMOS	5.00	PARK LABOR & TABLE FEE REFUND
3024	05/12/2014	Claims	2	87824	REPUBLIC PUBLISHING CO	2,257.59	CITY OF UG MORATORIUM/PUBLIC HEARING (02/26) AD PROOF-02/09-02/12: BLD ISNPECTOR/CODE ENF JOB ANNOUNCEMENT; NTC OF APP FOR ENV REVIEW - CAS PROP; SUMMARY OF ORD #2858; LODGING TAX SPECIAL MTG AD; NTC

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 05/31/2014

Time: 16:34:20 Date: 05/07/2014

Page: 4

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
3025	05/12/2014	Claims	2	87825	RICOH USA, INC (LEASE)	353.88	COPIER LEASE 4/11/14-5/10/14
3026	05/12/2014	Claims	2	87826	ALEJANDRO RODRIGUEZ MARTINEZ	5.83	Refund Utility Deposit
3027	05/12/2014	Claims	2	87827	SEA-WESTERN INC	249.70	MSA O2 SENSOR
3028	05/12/2014	Claims	2	87828	SENSKE	108.05	QTRLY PEST CONTROL - STATION 85
3029	05/12/2014	Claims	2	87829	SHELL OIL COMPANY	43.72	PD FUEL 3/27/14
3030	05/12/2014	Claims	2	87830	SHOPKO STORES OPERATING CO	10.79	MARKERS FOR BOARD
3031	05/12/2014	Claims	2	87831	SIX ROBBLEES INC	207.32	LAMP AND BULB; SMART STROBE, VINYL ELECT, SERVICE GLADHAND
3032	05/12/2014	Claims	2	87832	SPRINT ACCT #929468397	81.98	PARKS/ SR CTR- 04/14
3033	05/12/2014	Claims	2	87833	SPRINT CH/FD/PW ACT #516627226	1,035.88	PD PHONES MARCH 23-APRIL 22, 2014; FIRE DEPT CELL - 4/2014; R85 CELL - 4/2014; FINANCE - 04/2014; PARKS & PW- 03/21-04/20
3034	05/12/2014	Claims	2	87834	T C TRANSPORTATION SERVICES	39,951.34	DIAL A RIDE/FIXED BUS ROUTE - 04/2014
3035	05/12/2014	Claims	2	87835	TACTICAL SUPPLY	4,015.00	PD RIFLES, UPGRADED BARRELS, SLINGS
3036	05/12/2014	Claims	2	87836	U-HAUL MOVING & STORAGE	422.85	CH STORAGE - 05/2014
3037	05/12/2014	Claims	2	87837	UNION GAP WATER FUND & SEWER	5,086.57	107 W AHTANUM RD - APRIL 2014; WATER, SEWER, GARBAGE 3/21/14-4/20/14; CH - 04/2014; PW UTILITIES- 04/13; AG MUSEUM - 04/2014
3038	05/12/2014	Claims	2	87838	UNION GAP	240.00	FILING FEES - CBS SIGNS LAWSUIT
3039	05/12/2014	Claims	2	87839	US BANK CARDMEMBER SVC	2,619.44	WENTZ MAYOR MEETING; HOMOSOTE EXPAN JOINT; GO TO MY PC/LATE FEE; HOMOSOTE EXPAN JOINT; CARD LATE FEES; SEPA SIGN SUPPLIES; FOOD FOR OFFICER OF THE YEAR CELEBRATION-TURLEY; OLSON AWC CONF REGISTRATION;
3040	05/12/2014	Claims	2	87840	US CELLULAR	50.73	TOURISM PROMOTER - 05/2014
3041	05/12/2014	Claims	2	87841	VALLEY MEDI-CENTER	65.00	DOT PHYSICAL - STILLWAUGH
3042	05/12/2014	Claims	2	87842	VERIZON WIRELESS	923.08	PD MDT MODEMS MARCH 14-APRIL 13, 2014
3043	05/12/2014	Claims	2	87843	WA ASSOC OF BUILDING OFFICIALS	50.00	BLDG INSP JOB POSTING
3044	05/12/2014	Claims	2	87844	WA STATE CRIMINAL JUSTICE	35.00	LAW ENFORCEMENT RECORDS TRAINING-SCHELHAMMER
3045	05/12/2014	Claims	2	87845	WA STATE DEP OF LICENSING	111.00	CONCEALED PISTOL LICENSES 04-2014

WARRANT/CHECK REGISTER

CITY OF UNION GAP
MCAG #: 0853

01/01/2014 To: 05/31/2014

Time: 16:34:20 Date: 05/07/2014
Page: 5

Trans	Date	Type	Acct #	War #	Claimant	Amount	Memo
3046	05/12/2014	Claims	2	87846	WA STATE DEPT OF TRANS.	70.13	MAIN ST GENERAL PROJECT MANAGEMENT, RIGHT OF WAY & LIMITED ACCESS
3047	05/12/2014	Claims	2	87847	WA STATE DEPT OF TRANSPORTATION	126.72	SIGNAL MAINT, REPAIR & ADDITIONS
3048	05/12/2014	Claims	2	87848	WA STATE TREASURER	27,024.68	CJRS - 04/2014
3049	05/12/2014	Claims	2	87849	WESTURF SOD	43.16	160 SQ FT SOD MLK METER
3050	05/12/2014	Claims	2	87850	WILSON IRRIGATION &	39.38	SUCTION HOSE/HOSE CLAMPS
3051	05/12/2014	Claims	2	87851	WONDRACK DIST INC	3,843.41	PW FUEL- 03/14; BLD/PLN CAR WASH
3052	05/12/2014	Claims	2	87852	YAKIMA CO TREAS PROSECUTING	505.43	CVC - 04/2014
3053	05/12/2014	Claims	2	87853	YAKIMA COUNTY AUDITOR	72.00	UB LIEN - CHOI
3054	05/12/2014	Claims	2	87854	YAKIMA IMPLEMENT & IRRIGATION	7.34	DISC/ ORIFI OUT FRT
3055	05/12/2014	Claims	2	87855	YAKIMA NETWORKING	102.70	METER READ COMPUTER SUPPORT
3056	05/12/2014	Claims	2	87856	YAKIMA REGIONAL	28.07	INMATE MEDICAL
3057	05/12/2014	Claims	2	87857	YAKIMA VALLEY FIRE & INJURY	50.00	2014 MEMBERSHIP
3058	05/12/2014	Claims	2	87858	YAKIMA VALLEY SPORTS COMMISSION	1,500.00	WIAA 2013 - 2014 AGREEMENT
3059	05/12/2014	Claims	2	87859	YAKIMA WELDERS SUPPLY INC	22.06	MEDICAL O2 CYLINDER RENTAL; O2 CYLINDER RENTAL

001 Current Expense Fund	73,935.94	
101 Street Fund	15,997.04	
106 Parks & Recreation Fund	2,286.92	
107 Convention Center Reserve Fund	6,421.30	
108 Tourism Promotion Area Fund	7,895.94	
121 Street Development Reserve Fund	21,783.44	
124 Infrastructure Reserve Fund	14,702.50	
128 Transit System Fund	41,120.93	
131 Drug Seizure Forfeiture Fund	3,949.34	
170 Housing Rehabilitation Fund	70.00	
401 Water Fund	19,402.16	
402 Garbage Fund	5,197.01	
403 Sewer Fund	15,199.94	
404 Water/Sewer Improvement Reserve	748.50	
414 Water Deposits	301.91	
	229,012.87	Claims: 229,012.87

CERTIFICATION: I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered, or the labor performed as described and that the claim is a due and unpaid obligation against the City of Union Gap, and that I am authorized to authenticate and certify to said claim.

Certified By: _____ Date: _____

() Finance Director () Auditing Officer () Deputy Finance Director



City Council Communication

Meeting Date: May 12, 2014
From: Gregory Cobb, Acting Public Safety Director
Topic/Issue: Resolution – Yakima County Comprehensive Emergency Management Program

SYNOPSIS: The City's Comprehensive Emergency Management Program (CEMP) has been revised for 2014 and needs to be adopted by resolution.

RECOMMENDATION: Adopt a resolution for the 2014 Comprehensive Emergency Management Program.

LEGAL REVIEW: The City Attorney has reviewed the resolution.

FINANCIAL REVIEW: N/A

BACKGROUND INFORMATION: An approved CEMP is required for Cities/Towns by RCW 38.52. This is the 2014 revision that includes lessons learned from previous emergency management exercises.

ADDITIONAL OPTIONS: N/A

ATTACHMENTS: 1. Resolution
2. Letter from Jim Hall, Yakima County Office of Emergency Management

CITY OF UNION GAP, WASHINGTON
RESOLUTION NO. _____

A RESOLUTION adopting the 2014 Comprehensive Emergency Management Program as the official emergency response plan for the City of Union Gap.

WHEREAS, the 2014 Yakima County Comprehensive Emergency Management Program (CEMP) meets state requirements for an emergency management program, and is the parent plan for response to emergencies in Yakima County;

WHEREAS, the Yakima County Comprehensive Emergency Management Program and other supporting documents and plans, to include the flood response plan; Columbia Generating Station; hazardous materials, fixed and transportation; terrorism incident plan; USBR dams; transboundary animal disease of livestock; public health response plan; airport plan; wildland fire plan; and volcano plans provide a basis for coordinating emergency operations throughout every level of government in the Yakima Valley. The CEMP is required per RCW 38.52.070;

WHEREAS, keeping the Yakima County Comprehensive Emergency Management Program up to date is timely and provides the umbrella needed to continue with active participation in both state and federal programs;

WHEREAS, it is concluded that the adoption of the Yakima County Comprehensive Emergency Management Program is necessary and in the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE UNION GAP CITY COUNCIL, as follows:

Section 1. The 2014 Yakima County Comprehensive Emergency Management Program is hereby adopted as the official emergency response plan for the City of Union Gap.

PASSED this 12th day of May, 2014.

Roger Wentz, Mayor

ATTEST:

APPROVED AS TO FORM:

Karen Clifton, City Clerk

Robert F. Noe, City Attorney

Yakima Valley
Office of Emergency Management

2403 SOUTH 18TH STREET, UNION GAP WASHINGTON 98903
PHONE: (509) 574-1900 FAX: (509) 574-1901

April 22, 2014

Mr. Rodney Otterness City Manager
City of Union Gap
P. O. Box 3008
Union Gap, WA 98903

After a yearlong process the review and update of the 2014 Yakima County Comprehensive Emergency Management Program (CEMP), or plan, is complete and ready for your jurisdiction's adoption. The planning effort is pursuant to the requirement as identified in Revised Code of Washington (RCW) 38.52 and 39.34 and the Washington Administrative Codes 118.04, 118.30, and 296-62-3112. The CEMP is a living document as we learn more about our response and preparedness systems; modifications will be on going The Yakima Valley Office of Emergency Management considers the CEMP the strategic planning and policy document for major emergencies and/or disasters within the county.

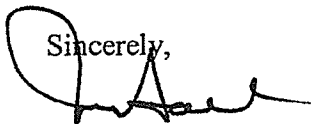
Maintaining an approved CEMP is required for the cities/towns and the county by RCW 38.52 and 39.34 and WAC 118.04, 118.30, and 296-62-3112. Cities/towns and the county are required to formally adopt the CEMP. To that end we have included a paper copy of the 2014 CEMP with an electronic copy included on a CD inside the cover. We will also be mailing a copy on a CD to your Fire and Police Chief's and your Public Works Director.

Charles Erwin, OEM's Senior Program Analyst, and myself will be available to you to provide assistance and guidance on the adoption process. We are prepared to formally present the CEMP to your council or commissioners to clear up any question you or others may have if needed. Charles's contact information is: Email; charles.erwin@co.yakima.wa.us and office; 509.574.1905 and my contact information is: E-mail jim.hall@co.yakima.wa.us and office 509-574-1904.

We are asking your help in adoption of the CEMP for your jurisdiction. We are asking you to complete the process by June 13, 2014. If you cannot make this timeline, please advise us.

Thank you for the continued support of this vital emergency management program.

Sincerely,



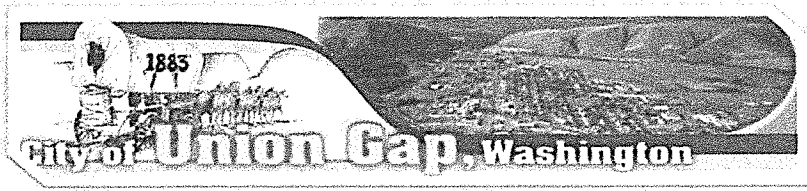
Jim Hall, Director

Attached please find:

- (1) A complete paper copy of the 2014 CEMP with a CD with the plan included
- (2) A Copy of the March 10, 2014 approval letter from WA State Emergency Management Division;
- (3) A Copy of your 2010 Resolution adopting the 2010 CEMP;
- (4) A Sample 2014 Adopting Resolution;

Member Jurisdictions

GRANDVIEW, GRANGER, HARRAH, MABTON, MOXEE, NACHES,
SELAH, SUNNYSIDE, TIETON, TOPPENISH, UNION GAP, WAPATO, YAKIMA, YAKIMA COUNTY, ZILLAH



City Council Communication

Meeting Date: May 12, 2014
From: Karen Clifton, Director of Finance and Administration
Topic / Issue: Ordinance - WA State Department of Health Prehospital Grant

SYNOPSIS: The Fire department has been awarded Prehospital Grant from the Washington State Department of Health for \$1,473 for costs associated with emergency medical supplies.

RECOMMENDATION: Amend the 2013 budget to show the receipt of \$1,473 into the Current Expense Fund (001.334.04.91.01) and authorize the expenditure of \$1,473 from the Current Expense – Fire Fund (001.522.70.31).

LEGAL REVIEW: N/A

FINANCIAL REVIEW: There is no financial impact.

BACKGROUND INFORMATION: N/A

ADDITIONAL OPTIONS: N/A

ATTACHMENTS: Ordinance

CITY OF UNION GAP, WASHINGTON
ORDINANCE NO. _____

AN ORDINANCE amending the 2014 Budget to reflect the receipt of \$1,473 from the Washington State Dept. of Health and authorizing expenditures of said funds from the Current Expense – Fire Department Fund (001.522.70.31).

WHEREAS, the City received a Pre-Hospital Participation Grant from Washington State Dept. of Health for emergency medical supplies;

WHEREAS, it is necessary to amend the 2014 Budget to reflect the receipt and expenditure of these funds;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNION GAP DO ORDAIN as follows:

Section 1. The 2014 Budget is hereby amended to reflect the receipt of \$1,473 from Washington State Dept. of Health into the Current Expense Fund (001.334.04.91.01).

Section 2. The 2014 Budget is hereby amended to authorize an expenditure of \$1,473 from the Current Expense – Fire Department Fund (001.522.70.31) to be used for emergency medical supplies.

ORDAINED this 12th day of May 2014.

Roger Wentz, Mayor

ATTEST:

APPROVED AS TO FORM:

Karen Clifton, City Clerk

Robert Noe, City Attorney



City Council Communication

Meeting Date: May 12, 2014
From: Karen Clifton, Director of Finance and Administration
Topic / Issue: Resolution – MailFinance, Inc. – Postage Machine Lease Agreement

SYNOPSIS: The MailFinance, Inc. postage machine lease agreement will be expiring soon and needs to be renewed.

RECOMMENDATION: Adopt a resolution authorizing the City Manager to sign a lease agreement with MailFinance, Inc. for our mail machine. The monthly lease will remain the same as our current lease agreement.

LEGAL REVIEW: The City Attorney prepared the resolution.

FINANCIAL REVIEW: N/A

BACKGROUND INFORMATION: N/A

ADDITIONAL OPTIONS: N/A

ATTACHMENTS: 1. Resolution
2. Lease Agreement

CITY OF UNION GAP, WASHINGTON
RESOLUTION NO. _____

A **RESOLUTION** authorizing the City Manager to sign a Product Lease Agreement with Meter Rental Agreement with MailFinance, Inc., Neopost USA, Mailroom Finance, Inc. for the rental of a postage meter and associated services.

WHEREAS, the City has need of ensuring that mailings can be processed expeditiously and that postage can be set at appropriate rates, monitored, and processed on site;

WHEREAS, the City desires to enter into a lease for equipment and services for a postage meter and associated services;

WHEREAS, MailFinance, Inc., Neopost USA, and Mailroom Finance, Inc. can provide the product (meter) for lease, they can provide online services and necessary software for the meter for lease, they can provide funds management for its use, and they have proposed a 63 month lease for the City's consideration;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNION GAP, WASHINGTON, HEREBY RESOLVES as follows:

The City Manager is authorized to sign a Product Lease Agreement with Meter Rental Agreement with MailFinance, Inc., Neopost USA, Mailroom Finance, Inc. for the rental of a postage meter and associated services.

PASSED this 12th day of May, 2014.

Roger Wentz, Mayor

ATTEST:

APPROVED AS TO FORM:

Karen Clifton, City Clerk

Robert F. Noe, City Attorney

Section (A) Dealer Information

Dealer Office Number: 974	Dealer Office Name: Northwest Mailing, Inc.	Phone #: 509 466 7575	Date Submitted:
-------------------------------------	---	---------------------------------	-----------------

Section (B) Billing Information

Company Name (Full legal name): City of Union Gap			
DBA:			
Billing Address: PO Box 3008			
Billing City: Union Gap	State: WA	Zip Code + 4: 98903	
Billing Contact Name: Karen Clifton	Contact Phone Number: 509-248-0432		
Billing Contact Title: City Treasurer	Contact Fax Number:		
Billing Contact email Address: kgtr@ci.cityofuniongap.com	Purchase Order Number:		

Section (C) Installation Information (if different than Billing Information)

Company Name (Full legal name):			
DBA:			
Installation Address (No PO Boxes or General Delivery): 107 W. Ahtanum Rd			
Installation City: Union Gap	State: WA	Zip Code + 4: 98903	
Installation Contact Name:	Phone Number:		
Installation Contact Title:	Fax Number:		
Installation Contact email Address:			

Section (D) Products

Quantity	Model / Part Number	Description (Include Serial Number, if applicable)	<input type="checkbox"/> See additional listed products on attached continuation schedule.
1	IN-600AF	Mail Machine w/ 516 Seals	
2			
3			
4			
5			

Section (E) Lease Payment Information & Lease Payment Schedule

Tax Status: <input checked="" type="checkbox"/> Taxable <input type="checkbox"/> Tax-Exempt. <i>Certificate attached.</i>	Period	# of Months	Monthly Payment (plus applicable taxes)
	First	63	\$ 220 ⁻
	Next		
	Next		
	Next		
Billing Frequency: <input type="checkbox"/> Monthly <input checked="" type="checkbox"/> Quarterly <input type="checkbox"/> Annually	Billing Method: <input checked="" type="checkbox"/> Standard <input type="checkbox"/> Government Payment in Arrears		
Current Lease Number: New Lease Number:			

Section (G) Postage Meter & Postage Funding Information

Main Post Office Name:	Post Office 5-Digit Zip Code:
Postage Funding Method: <input checked="" type="checkbox"/> Bill Me <input type="checkbox"/> Prepay by Check <input type="checkbox"/> ACH Debit <i>Attach ACH Authorization Form</i>	<input type="checkbox"/> OMAS / CPU OMAS Agency Code <i>Attach USPS CPU Authorization Letter</i>
Postage Funding Account: <input type="checkbox"/> POC <input type="checkbox"/> TMS <input type="checkbox"/> New <input checked="" type="checkbox"/> Existing Existing Account Number	

Section (H) Services

Rate Protection: <input checked="" type="checkbox"/> Online Postal Rates <input type="checkbox"/> RCP (Shipped Update) <input type="checkbox"/> None	Covered Product:
iMeter Apps: <input type="checkbox"/> Online Postal Expense Management <input type="checkbox"/> Online E-Services <input type="checkbox"/> Online E-Services with Electronic Return Receipt	Covered Product:
Software: <input type="checkbox"/> Software Advantage	Covered Product:
Dealer Services: <input checked="" type="checkbox"/> Maintenance <input checked="" type="checkbox"/> Installation / Training	




Section (F) ACH Direct Debit for Lease Payments (Attach Voided Check)

Bank Name	Bank Contact Name
Bank City, State	Bank Contact Phone Number
Bank Routing Number	Bank Account Number

Section (I) Approval

Existing customers who currently fund the Postage account by ACH Debit will not be converted to neoFunds/TotalFunds unless initiated here _____.

This document consists of a Product Lease ("Lease") with MailFinance Inc.; and a Postage Meter Rental Agreement ("Rental Agreement"), and an Online Services and Software Agreement with Neopost USA Inc.; and a neoFunds/TotalFunds Account Agreement with Mailroom Finance, Inc. Your signature constitutes an offer to enter into the Lease and, if applicable, the other agreements, and acknowledges that you have received, read, and agree to all applicable terms and conditions (version DealerLease-06-13), which are also available at <http://www.neopostusa.com/terms/DealerLease-06-13.pdf>, and that you are authorized to sign the agreements on behalf of the customer identified above. The applicable agreements will become binding on the companies identified above only after an authorized individual accepts your offer by signing below, or when the equipment is shipped to you.

		
Authorized Signature	Print Name and Title	Date Accepted
Accepted by Neopost USA and its Affiliates		Date Accepted