

**GRANDVIEW CITY COUNCIL
REGULAR MEETING AGENDA
TUESDAY, MARCH 23, 2021**



Governor Proclamation 20-28.15 continues the prohibition on "in-person" meetings through termination of the State of Emergency or until rescinded whichever occurs first. This meeting will be available via teleconference. For meeting information and instructions, please contact City Hall at (509) 882-9200.

REGULAR MEETING – 7:00 PM

PAGE

1. **CALL TO ORDER & ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **PRESENTATIONS**
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 March 9, 2021 Committee-of-the-Whole meeting 1-4
 - B. Minutes of the March 9, 2021 Council meeting 5-8
 - C. Payroll Check Nos. 12081-12095 in the amount of \$93,485.49
 - D. Payroll Electronic Fund Transfers (EFT) Nos. 60515-60519 in the amount of \$92,667.30
 - E. Payroll Direct Deposit 3/1/21-3/15/21 in the amount of \$115,536.20
 - F. Claim Check Nos. 121672-121763 in the amount of \$944,855.72
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. Public Hearing – Ambulance Service Utility Fee 9-30
 - B. Ordinance No. 2021-03 adopting a new Title 7 of the Grandview Municipal Code Establishing an Ambulance Utility 31-38
 - C. Resolution No. 2021-12 authorizing the Mayor to sign a Recreational Use Permit by and between the City of Grandview and the Lower Valley Cal Ripken League 39-44
 - D. Resolution No. 2021-13 accepting the fuel bid from Bleyhl Farm Service for the year Beginning April 1, 2021 to March 31, 2022 45-46
7. **UNFINISHED AND NEW BUSINESS**
8. **CITY ADMINISTRATOR AND/OR STAFF REPORTS**
9. **MAYOR & COUNCILMEMBER REPORTS**
10. **ADJOURNMENT**

The City of Grandview Committee-of-the-Whole and Regular Council Meetings scheduled for Tuesday, March 23, 2021 at 6:00 pm and 7:00 pm will only be available via teleconference.

Please join the meeting from your computer, tablet or smartphone.

Join Zoom Meeting

<https://zoom.us/j/95425275112?pwd=eVRZcnFWRzgrdEVZSVhFYys4MnZYdz09>

Meeting ID: 954 2527 5112

Passcode: 185283

To join via phone: +1 253 215 8782

Meeting ID: 954 2527 5112

Passcode: 185283

**GRANDVIEW CITY COUNCIL
COMMITTEE-OF-THE-WHOLE MEETING MINUTES
MARCH 9, 2021**

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.

Governor Proclamation 20-28.15 continued the prohibition on "in-person" meetings through termination of the State of Emergency or until rescinded whichever occurs first. This meeting was available via teleconference.

2. ROLL CALL

Present: Mayor Mendoza and Councilmembers David Diaz, Mike Everett, Diana Jennings, Bill Moore (Mayor Pro Tem), Robert Ozuna, Javier Rodriguez (6:10 p.m.) and Joan Souders

Staff present: City Administrator/Public Works Director Cus Arteaga, City Attorney Quinn Plant, City Treasurer Matt Cordray, Parks and Recreation Director Gretchen Chronis 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 and Recreation Director Chronis explained that Washington Cities Insurance Authority strongly recommends 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 2021 season. Baseball League Coordinator Alicia Trevino of the Lower Valley Cal Ripken League previously reviewed and signed the agreement.

Discussion took place.

On motion by Councilmember Moore, second by Councilmember Souders, 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 March 23, 2021 regular Council meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Souders – Yes

B. The Road to Broadband: 2021 Grandview Boardband Planning – Chris Walker, Telecommunications Director, NoaNet

Chris Walker, Telecommunications Director with NoaNet provided a presentation entitled "The Road to Broadband: 2021 Grandview Broadband Planning. He stated that in 2019, NoaNet, a non-profit municipal corporation serving Washington State, submitted a Broadband Feasibility Study Grant Application to the Washington State Public Works Board to extend broadband services to the greater Grandview community. The Public Works Board awarded the Grandview Broadband Feasibility Study Grant in the amount of \$50,000 in December 2019. NoaNet anticipated starting the community engagement component of the feasibility study in early 2020, but due to COVID was put on hold. He explained that NoaNet would work with community stakeholders to compile the feasibility study by defining the problem and researching objectives; developing a research plan; collecting information; analyzing information; presenting findings in order to make decisions. The first step would be to develop a Broadband Action Team (community stakeholders) consisting of the City, Port, School District, College, business owners and residents.

Discussion took place.

Future meeting dates of the Broadband Action Team would be distributed.

C. 2021 Fuel Bid Award – Bleyhl Farm Service

City Clerk Palacios explained that the City uses a common strategy of having bidders provide a bid that was compared to the Oil Information Price Service (OPIS) rack price for a specified location. The bidder was bidding their margin of markup over the rack price for the delivery location they specify. If fuel prices increased or decreased, the price was adjusted accordingly, but the margin as bid must remain the same. Bids to provide fuel for the year beginning April 1, 2021 to March 31, 2022 were opened on March 3, 2021.

Four (4) bids were received as follows:

REGULAR UNLEADED	Bleyhl Farm Service	Brynes Oil Co., Inc.	Christensen Inc.	Christensen Inc.
Seller's cost per gallon	\$1.936	\$1.9433	\$1.9485	\$1.9550
Margin bid above seller's cost excluding taxes	\$0.05	\$0.2234	\$0.27	\$0.25
TOTAL	\$1.986	\$2.1667	\$2.2185	\$2.2105

DIESEL	Bleyhl Farm Service	Brynes Oil Co., Inc.	Christensen Inc.	Christensen Inc.
Seller's cost per gallon	\$2.0026	\$2.0512	\$1.9535	\$2.030
Margin bid above seller's cost excluding taxes	\$0.05	\$0.2546	\$0.27	\$0.25
TOTAL	\$2.0526	\$2.3058	\$2.2235	\$2.28

Staff recommended Council accept the lowest responsible bid submitted by Bleyhl Farm Service in the amount of \$1.986 per gallon for regular unleaded fuel and \$2.0526 per gallon for diesel fuel.

Discussion took place.

On motion by Councilmember Diaz, second by Councilmember Moore, the C.O.W. moved the acceptance of the lowest responsible bid submitted by Bleyhl Farm Service in the amount of \$1.986 per gallon for regular unleaded fuel and \$2.0526 per gallon for diesel fuel to the March 23, 2021 regular Council meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

D. Annual Street Maintenance Recommendation

City Administrator Arteaga explained that each year during the month of March, the Public Works Department re-evaluates the City streets and provides a recommendation to Council regarding which streets should be considered for an annual maintenance application. The annual street maintenance has been supported by the City's Transportation Benefit District (TBD). During the budget process last year, the City's TBD was pending due to the State's appeal of I-976. As a result, the City did not include any new expenditures to support street maintenance. The State did overturn the initiative and the TBD would continue to generate approximately \$180,000 per year that could be used to support annual street maintenance. A budget amendment would be necessary in order to incorporate any TBD expenditures into this year's budget and staff recommended Council consider increasing the street maintenance section to allow for a 2021 street maintenance program. He recommended Council increase the Street Expenditure Budget to include funds to support a 2021 street maintenance program and recommended Council consider a grind and overlay of Elm Street from East Second Street south to East Fourth Street in lieu of a Class B sealcoat treatment of West Fifth Street. The estimate for this project was approximately \$110,000. Should Council approve the Elm Street project recommendation,

staff would incorporate the project into the Wine Country Road grind and overlay project schedule for this spring.

Discussion took place.

On motion by Councilmember Everett, second by Councilmember Moore, the C.O.W. moved a budget amendment in the amount of \$110,000 for a grind and overlay of Elm Street from East Second Street south to East Fourth Street to the March 23, 2021 regular Council meeting for consideration.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

5. OTHER BUSINESS

Economic Development Goals – Councilmember Everett suggested Council have a special meeting to brainstorm economic development goals and direction.

Discussion took place. No action was taken.

6. ADJOURNMENT

On motion by Councilmember Moore, second by Councilmember Ozuna, the C.O.W. meeting adjourned at 7:03 p.m.

Mayor Gloria Mendoza

Anita Palacios, City Clerk

**GRANDVIEW CITY COUNCIL
REGULAR MEETING MINUTES
MARCH 9, 2021**

1. CALL TO ORDER

Mayor Gloria Mendoza called the regular meeting to order at 7:03 p.m. in the Council Chambers at City Hall.

Governor Proclamation 20-28.15 continued the prohibition on "in-person" meetings through termination of the State of Emergency or until rescinded whichever occurs first. This meeting was available via teleconference.

Present: Mayor Mendoza and Councilmembers David Diaz, Mike Everett, Diana Jennings, Bill Moore (Mayor Pro Tem), Robert Ozuna, Javier Rodriguez and Joan Souders

Staff present: City Administrator/Public Works Director Cus Arteaga, City Attorney Quinn Plant, City Treasurer Matt Cordray and City Clerk Anita Palacios

2. PLEDGE OF ALLEGIANCE

Mayor Mendoza led the pledge of allegiance.

3. PRESENTATIONS – None

4. PUBLIC COMMENT – None

5. CONSENT AGENDA

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

- A. Minutes of the February 23, 2021 Committee-of-the-Whole meeting
- B. Minutes of the February 23, 2021 Council meeting
- C. Payroll Check Nos. 12054-12080 in the amount of \$27,390.04
- D. Payroll Electronic Fund Transfers (EFT) Nos. 60505-60511 in the amount of \$95,716.61
- E. Payroll Direct Deposit 2/16/21-2/28/21 in the amount of \$116,589.54
- F. Claim Check Nos. 121584-121671 in the amount of \$665,283.41

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

6. **ACTIVE AGENDA**

A. **Resolution No. 2021-08 authorizing the Mayor to sign Change Order No. 1 with C & R Tractor and Landscaping, Inc., for the Sanitary Sewer Trunk Main Replacement**

This item was previously discussed at the February 23, 2021 C.O.W. meeting.

On motion by Councilmember Moore, second by Councilmember Jennings, Council approved Resolution No. 2021-08 authorizing the Mayor to sign Change Order No. 1 with C & R Tractor and Landscaping, Inc., for the Sanitary Sewer Trunk Main Replacement.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

B. **Resolution No. 2021-09 authorizing the Mayor to sign an Agreement between the City of Grandview and Natural Selection Farms, Inc., for the beneficial use of biosolids**

This item was previously discussed at the February 23, 2021 C.O.W. meeting.

On motion by Councilmember Diaz, second by Councilmember Souders, Council approved Resolution No. 2021-09 authorizing the Mayor to sign an Agreement between the City of Grandview and Natural Selection Farms, Inc., for the beneficial use of biosolids.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

C. **Resolution No. 2021-10 accepting a request from John and Diana Buettner for Annexation of Parcel No. 230915-23001, Puterbaugh Road, Grandview, Yakima County, Washington to the City of Grandview**

This item was previously discussed at the February 23, 2021 C.O.W. meeting.

On motion by Councilmember Diaz, second by Councilmember Jennings, Council approved Resolution No. 2021-10 accepting a request from John and Diana Buettner for

Annexation of Parcel No. 230915-23001, Puterbaugh Road, Grandview, Yakima County, Washington to the City of Grandview.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

D. Resolution No. 2021-11 renaming the Country Park Amphitheater to the Norm Childress Amphitheater

This item was previously discussed at the February 23, 2021 C.O.W. meeting.

On motion by Councilmember Moore, second by Councilmember Souders, Council approved Resolution No. 2021-11 renaming the Country Park Amphitheater to the Norm Childress Amphitheater.

Roll Call Vote:

- Councilmember Diaz – Yes
- Councilmember Everett – Yes
- Councilmember Jennings – Yes
- Councilmember Moore – Yes
- Councilmember Ozuna – Yes
- Councilmember Rodriguez – Yes
- Councilmember Souders – Yes

7. UNFINISHED AND NEW BUSINESS – None

8. CITY ADMINISTRATOR AND/OR STAFF REPORTS

Sewer Trunk Main Replacement Project – City Administrator Arteaga reported that the Sewer Trunk Main Replacement project was 50 percent complete at this point.

Appleway Estates Subdivision – City Administrator Arteaga reported the water and sewer improvements for the Appleway Estates Subdivision was completed this week.

9. MAYOR & COUNCILMEMBER REPORTS

New Residential Subdivisions and Construction Projects – Councilmember Diaz suggested that the new residential subdivisions and construction projects be photographed and documented from the start to completion for historical purposes.

City Promotional Video – Mayor Mendoza reported that a virtual meeting was held with a company from the Tri-Cities regarding the production of a promotional video of the City. A cost estimate would be presented to Council for consideration.

Community Website Development Update – City Administrator Arteaga reported that the re-development of the City's website was underway based on the survey results. Staff would be previewing the new website this next week.

Council Retreat – Mayor Mendoza recommended a Council retreat be scheduled for the month of June.

Meeting w/County Commissioner Amanda McKinney – Mayor Mendoza reported that newly appointed County Commissioner Amanda McKinney would be meeting with City Department Directors on March 17th. In addition, Commissioner McKinney would be introduced to the Council at the April 13th regular meeting.

10. ADJOURNMENT

On motion by Councilmember Moore, second by Councilmember Rodriguez, the Council meeting adjourned at 7:30 p.m.

Mayor Gloria Mendoza

Anita Palacios, City Clerk



**CITY OF GRANDVIEW
NOTICE OF PUBLIC HEARING
AMBULANCE SERVICE UTILITY FEE**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Grandview City Council on Tuesday, March 23, 2021 at 7:00 p.m., to receive comments on the implementation of an ambulance service utility fee. Due to Governor Inslee's prohibition on "in-person" meetings, this meeting will be available by teleconference:

To participate in the hearing via Zoom video:

<https://zoom.us/j/95425275112?pwd=eVRZcnFWRzgrdEVZSVhFYys4MnZYdz09>

Meeting ID: 954 2527 5112

Passcode: 185283

To participate in this hearing via telephone:

+1 253 215 8782 US (Tacoma)

+1 669 900 9128 US (San Jose)

Meeting ID: 954 2527 5112

Passcode: 185283

Written comments may also be submitted to anitap@grandview.wa.us or mailed to City of Grandview, Attn: City Clerk, 207 West Second Street, Grandview, WA 98930 and must be received by Tuesday, March 23, 2021 at 5:00 p.m.

**CIUDAD DE GRANDVIEW
AVISO DE AUDIENCIA PÚBLICA
TARIFA DE SERVICIOS DE AMBULANCIA**

POR LA PRESENTE SE DA AVISO de que el Consejo Municipal de Grandview llevará a cabo una audiencia pública el martes, 23 de marzo 2021 a las 7:00 p.m., para recibir comentarios sobre la implementación de una tarifa de servicio de ambulancia. Debido a la prohibición del Gobernador Inslee de las reuniones "en persona", esta reunion estará disponible por teleconferencia:

Para participar en la audiencia a través del video Zoom:

<https://zoom.us/j/95425275112?pwd=eVRZcnFWRzgrdEVZSVhFYys4MnZYdz09>

ID de Reunión: 954 2527 5112

Contraseña: 185283

Para participar en esta audiencia por teléfono:

+1 253 215 8782 US (Tacoma)

+1 669 900 9128 US (San Jose)

ID de Reunión: 954 2527 5112

Contraseña: 185283

Los comentarios por escrito también pueden enviarse a anitap@grandview.wa.us o enviarse por correo a City of Grandview, Attn: City Clerk, 207 West Second Street, Grandview, WA 98930 y deben recibirse antes del 23 de marzo de 2021 a las 5:00 p.m.

CITY OF GRANDVIEW CITY COUNCIL

PUBLIC HEARING PROCEDURE

THE FOLLOWING PROCEDURE IS USED BY THE GRANDVIEW CITY COUNCIL TO MEET APPEARANCE OF FAIRNESS REQUIREMENTS:

MAYOR

1. The public hearing for the purpose of receiving comments on the implementation of an ambulance service utility fee is now open.
2. Before hearing from the public, the Fire Chief will present the staff report.
3. Comments received by mail will now be entered in the record. The City Clerk will read any received.
4. As this public hearing must proceed in an orderly fashion, I am asking your cooperation in the following procedure:
 - a. When you address the Council begin by stating your name and address for the record.
 - b. Speak slowly and clearly.
 - c. You will be allowed three (3) minutes to comment.
 - d. If additional time is needed, it will be provided after everyone has had an opportunity to comment.
5. The public testimony portion of this hearing is now closed. No further comments will be received.



CITY OF GRANDVIEW AMBULANCE UTILITY FEE FACT SHEET

- **Goal is to provide Financial Stability for providing Emergency Medical Services (including Ambulance Service, [EMS/AMB]) for the community of Grandview.**
- **We currently have a system made up of local resources (Grandview Fire Dept.) and contracted ambulance resources (Sunnyside Fire Dept.) to provide the EMS/AMB services. This current system provides us with the ability to provide a high level of care for the least amount of expense to the community.**
- **Why do we need an Ambulance Utility Fee?**
 - **In the past, EMS/AMB services were provided by private companies at no cost to the city.**
 - **Call volume for EMS/AMB services is steadily rising over the years (approximately 4% per year in Grandview).**
 - **The cost of providing those EMS/AMB services has steadily increased over the years.**
 - **The return payments on billing for those EMS/AMB services from individuals, insurance companies and the government over the years has steadily declined.**
 - **Several private company providers have closed for financial reasons and publicly funded agencies (such as fire dept's and hospital districts) have had to take over operating these types of services to keep them available.**
- **The City of Grandview started contributing monies in Sept. 2019 in order to be able to continue providing EMS/AMB at our current level of services out of its reserve funds.**
- **To be able to sustain these services financially, the City of Grandview will have to find additional funding or reduce other services in the community to free up funding. We have currently exhausted our EMS reserve funds and are now starting to use the City's overall reserve General Funds to financially support this service.**
- **The cost per household to provide this service will be \$5.95 per month.**
- **This amount of funding is based on maintaining services at our current levels.**
- **This funding will ensure a financial stability for the City of Grandview to continue to provide for EMS/AMB services.**

**Pat Mason, Fire Chief
Grandview Fire Department
PH: (509) 882-9224**



LA CIUDAD DE GRANDVIEW

HOJA INFORMATIVA DE TARIFAS DE SERVICIOS PÚBLICOS DE AMBULANCIA

- **El objetivo es brindar estabilidad financiera para brindar servicios médicos de emergencia (incluido el servicio de ambulancia, [EMS/AMB]) para la comunidad de Grandview.**
- **Actualmente contamos con un sistema compuesto por recursos locales (Departamento de Bomberos de Grandview) y recursos de ambulancia contratados (Departamento de Bomberos de Sunnyside) para brindar los servicios de EMS/AMB. Este sistema actual nos brinda la capacidad de brindar un alto nivel de atención por el menor costo posible para la comunidad.**
- **¿Por qué necesitamos una tarifa de servicios públicos de ambulancia?**
 - **En el pasado, los servicios EMS/AMB eran proporcionados por empresas privadas sin costo para la ciudad.**
 - **El volumen de llamadas para los servicios EMS/AMB está aumentando constantemente a lo largo de los años (aproximadamente un 4% anual en Grandview).**
 - **El costo de proporcionar esos servicios EMS/AMB ha aumentado constantemente a lo largo de los años.**
 - **Los pagos de devolución de la facturación de esos servicios EMS/AMB de personas, compañías de seguros y el gobierno a lo largo de los años han disminuido constantemente.**
 - **Varios proveedores de empresas privadas han cerrado por razones financieras y las agencias financiadas con fondos públicos (como los departamentos de bomberos y los distritos hospitalarios) han tenido que hacerse cargo de la operación de estos tipos de servicios para mantenerlos disponibles.**
- **La Ciudad de Grandview comenzó a contribuir dinero en septiembre de 2019 para poder continuar brindando EMS/AMB a nuestro nivel actual de servicios con sus fondos de reserva.**
- **Para poder mantener estos servicios financieramente, la Ciudad de Grandview tendrá que encontrar fondos adicionales o reducir otros servicios en la comunidad para liberar fondos. Actualmente hemos agotado nuestros fondos de reserva de EMS y ahora estamos comenzando a utilizar los Fondos Generales de reserva general de la Ciudad para apoyar financieramente este servicio.**
- **El costo por hogar para brindar este servicio será de \$5.95 por mes.**
- **Esta cantidad de fondos se basa en mantener los servicios en nuestros niveles actuales.**
- **Este financiamiento asegurará una estabilidad financiera para que la Ciudad de Grandview continúe brindando servicios de EMS/AMB.**

**Pat Mason, Jefe de Bomberos
Departamento de Bomberos de Grandview
PH: (509) 882-9224**



GRANDVIEW FIRE DEPARTMENT

AMBULANCE UTILITY COST OF SERVICE AND RATE STUDY

FIRE CHIEF
PAT MASON

NOVEMBER 2020



CHAPTER 1: INTRODUCTION

This rate study is presented because of significant funding issues that must be addressed. The City of Grandview currently contracts with the City of Sunnyside to provide Ambulance services to be available to the citizens of Grandview.

In the 2021 Budget it has been necessary for the City to reduce our Ending Fund Balance (reserves) in the Current Expense Fund, in order to support the Ambulance Service. Which means that we need to find additional and appropriate funding in order to continue to provide this service.

This study is designed to find both a short term and a long term solution.

In 2019, 599 (82.7%) of the City's Fire Department calls were related to EMS, while only 125 (17.3%) were fires, hazardous materials, technical rescues, fire prevention, and other service calls. There were 724 calls total in 2019. Based on the average increase in call numbers of 4% per year over the last 10 years, the number of calls is expected to grow to 840 by 2025.

In the 2020 approved budget, the Fire Department is currently supported 60% by the Current Expense Fund and 40% by our existing EMS Fund.

AMBULANCE UTILITY LEGISLATION

The Revised Code of Washington (RCW) Section 35.21.766 gives all cities and towns the authority to establish an ambulance service to be operated as a public utility. This includes the authority for a City Council to set and collect rates and charges for regulating, operating, and maintaining an ambulance utility. It also identifies the policies with regard to classifying expenditures and setting rates for an ambulance utility.

A city must complete the following before implementing support from ambulance utility rates:

- Establish City Council consensus on moving forward with implementing an Ambulance Utility Fee. **Completed.**
- Determine if an Ambulance Utility Fee supported by a public ambulance system will displace a private ambulance provider. In our case, we are already working with a public agency provider and we are not looking to displace a private ambulance provider or make any changes. **This step is not applicable in this case.**
- Complete a "Cost of Service and Rate Analysis."
- Host a public hearing. The hearing must be preceded by at least 30 days' notice provided in each ratepayer's utility bill.
- During the public hearing, allow for public comment and present the following information:

- The utility's most recent cost of service study,
 - A summary of the utility's current revenues sources,
 - A proposed budget reflecting the reduced allocation of General Fund revenues,
 - Any proposed changes to utility rates, and
 - Any anticipated impact to the utility's level of service.
- Pass an Ordinance approved by the City Council establishing an Ambulance Utility Fee.
 - Establish a chapter for the Grandview Municipal Code detailing the Ambulance Utility, such as:
 - Establish how the fee will be applied,
 - Establish the amount of the fee,
 - Establish the future process for adjustments to the fee.

COST OF SERVICE STUDY REQUIREMENTS

According to RCW 35.21.766, a cost of service study is required to identify the total cost necessary to regulate, operate, and maintain the ambulance utility. The City is developing this cost of service study and the related ambulance utility rates to meet the requirements of RCW. This scope of work includes:

- Reviewing and analyzing fire department and ambulance expenditures and workload data,
- Developing the cost of service framework and establishing the cost of service for fire and emergency medical services,
- Establish and identify customer classes and cost allocation methods for the ambulance utility,
- Calculating availability and demand rates for each customer class, consistent with RCW 35.21.766.

To accomplish the scope of work, city staff worked with financial information from the 2019 fiscal year, the 2021 projected fiscal year and call volume data from the last 10 years.

THE GRANDVIEW FIRE DEPARTMENT

The Grandview Fire Department strives to provide a high quality of services for the City's residents and visitors, while taking a modern-day approach to firefighting and emergency medical services that emphasizes treating community members like family. The Department provides for fire suppression, advanced and basic life support ambulance service, technical rescue, hazardous materials response, fire prevention inspections, public fire education programs, emergency preparedness planning, fire cause and origin investigation, and incident management.

The Department staffing includes a full-time Fire Chief and Captain, and volunteers consisting of a Deputy Chief, four Captains, four Lieutenants, five Company Officers, nine Firefighters, six Recruits and three EMS Personnel. Of the thirty-four members currently on the department, twenty-five of them are trained as Emergency Medical Technicians (EMT's). The department currently operates out of one station.

The City currently finances its Fire Department expenditures through the Current Expense Fund and the Emergency Medical Services Fund. The 2019 actual expenditures for the Fire Department are displayed below in Exhibit 1. The total combined cost of providing fire and EMS services in 2019 was \$638,485. The 2021 projected expenditures for the Fire Department are displayed below in Exhibit 2. The total combined projected cost of providing fire and EMS services in 2021 is \$891,570 (a 28.4% increase).

Exhibit 1

2019 General Fund and Emergency Medical Services Fund Expenditures

Expense Category	General Fund	Emerg. Medical Services Fund	Total
Personnel	\$222,580	\$144,425	\$367,005
Supplies & Services	30,678	9,574	\$ 40,252
Equipment	10,240	0	\$ 10,240
Facilities	10,911	4,676	\$ 15,587
Communications	16,266	20,885	\$ 37,151
Ambulance Service	0	85,775	\$ 85,775
Vehicles & Rentals	72,863	9,612	\$ 82,475
Total	\$363,538	\$274,947	\$638,485

Exhibit 2

2021 Projected General Fund and Emergency Medical Services Fund Expenditures

Expense Category	General Fund	Emerg. Medical Services Fund	Total
Personnel	\$253,911	\$163,679	\$417,590
Supplies & Services	50,261	19,609	\$ 69,870
Equipment	12,100	2,000	\$ 14,100
Facilities	13,230	5,670	\$ 18,900
Communications	22,310	30,490	\$ 52,800
Ambulance Service	0	187,600	\$187,600
Vehicles & Rentals	122,020	8,690	\$130,710
Total	\$473,832	\$417,738	\$891,570

In 2019, the Fire Department had a total of 724 emergency responses. Of those responses, approximately 83% or 599 responses were for EMS with the remaining 125 responses for fire and other related calls. All of the EMS calls were inside the city limits of Grandview. In addition, an evaluation of the call numbers for the last 10 years shows that our call volume is rising on average 4% per year.

CHAPTER 2: COST OF SERVICE AND RATE ANALYSIS

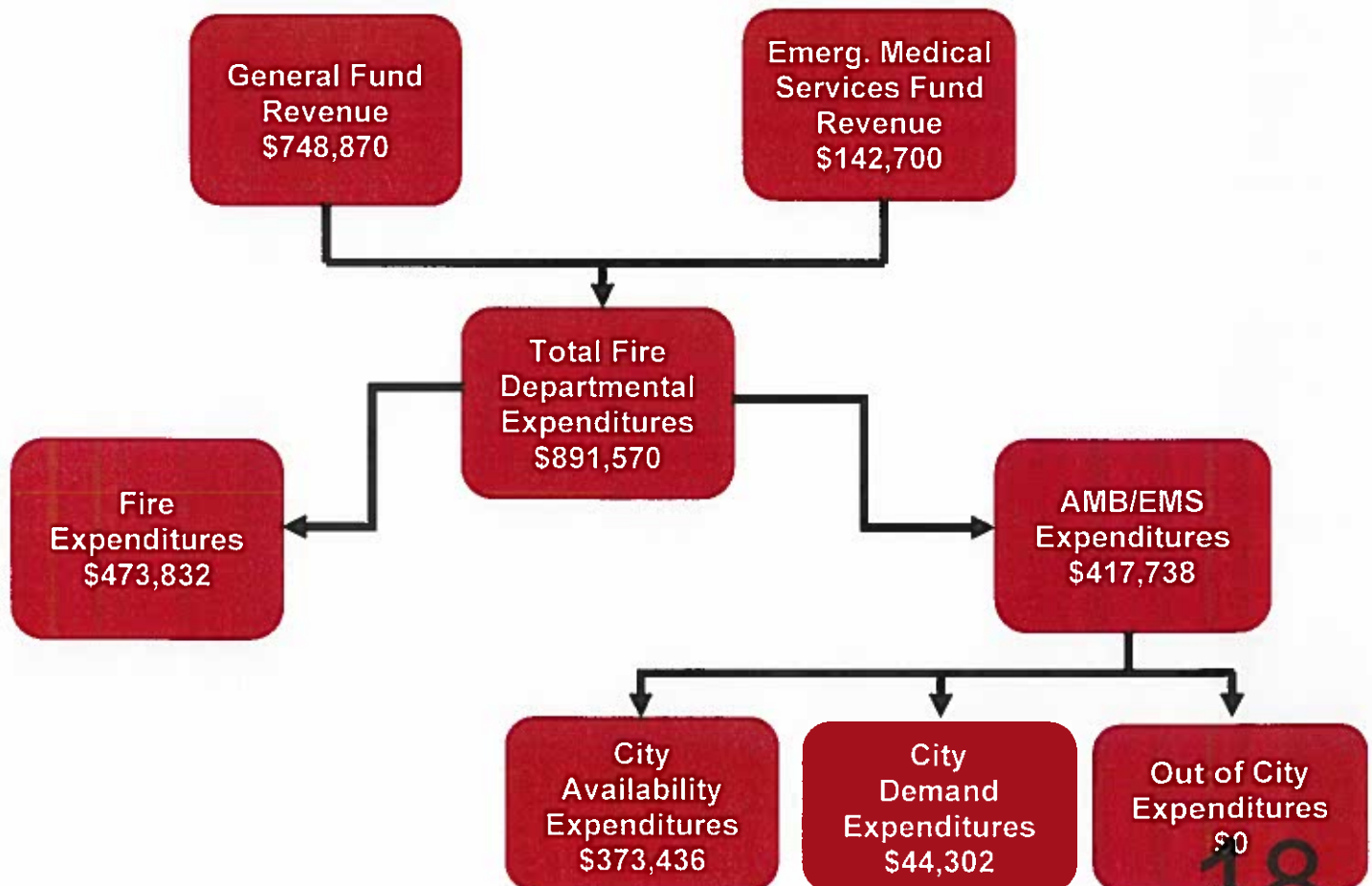
In order to determine the cost of service, the Department's expenditures must be divided between fire and ambulance/EMS activities. The allocation process consisted of the following steps.

- Allocating the expenditures within the Current Expense Fund and Emergency Medical Services Fund budget between those related to fire and ambulance/EMS services,
- Dividing the ambulance/EMS expenditures between availability and demand expenditures, and
- Determining City EMS expenditures versus outside of City EMS expenditures. **It has been determined that there are no outside of City expenditures.**

Exhibit 3 shows the framework and summary for the overall allocation process to determine the cost of service for ambulance/EMS services based on the 2021 projected expenditures. The amounts shown at each step represent the allocated revenues and expenditures.

Exhibit 3

2021 Projected Cost of Service Framework



KEY ASSUMPTIONS

1. The first steps in the process is to analyze the call volumes from 2010 to 2019 with an emphasis on 2019 to determine average rise in call numbers and the percentage of EMS calls to other type calls.
2. The next step involved analyzing actual fire department year end expenditure totals for the 2019 Budget. And then extending that same breakdown to the 2021 Projected Budget. This provided dollar amounts in the Current Expense Fund (Fire Administration, Fire Suppression, Facilities) and Emergency Medical Services Fund to determine the total cost of providing fire and EMS/ambulance services.

The information was divided into the following categories:

- ❖ Personnel
- ❖ Supplies and Services
- ❖ Equipment
- ❖ Facilities
- ❖ Communications
- ❖ Ambulance Services
- ❖ Vehicles

The following sections discuss the allocation factors that were used to support expenditures between fire and EMS/ambulance services and between availability and demand expenditures.

Personnel Expenditures

The City budgets for fire suppression personnel and EMS personnel expenditures in both the Current Expense Fund and the Emergency Medical Services Fund. The personnel expenditures were allocated between fire and AMB/EMS based on the time staff spent responding to fire and EMS emergency calls and/or training. Expenditures were divided based on the information described below.

- Fire Chief / Fire Administration Program; (Current Expense – 100%) / An analysis of the fire chief's position in 2019 determined that 691 hours (33.2% of his time) went to handling AMB/EMS duties. These duties included call response, reports, training, providing training, administrative duties and etc.
- FTE Captain / Fire Suppression Program and the Emergency Medical Services Program; (Current Expense – 75% / EMS – 25%) / An analysis of the FTE captain's position in 2019 determined that 520 hours (25% of his time) went to handling AMB/EMS duties. **These duties included call response, reports, taking training, payroll, equipment maintenance and etc.** The captain's labor expenditures are already divided between Fire Suppression and AMB/EMS (75% / 25%).

- Volunteers / Fire Suppression Program and the Emergency Medical Services Program; (Current Expense – 40% / EMS – 60%) / An analysis of the volunteers in 2019 determined that 60% of their time is spent responding to or training for AMB/EMS duties. 40% of their time is spent responding to or training for fire response duties and etc. The Volunteers labor expenditures are already divided between Fire Suppression and AMB/EMS (40% / 60%).

Supplies and Services

- Administration supplies and service expenditures were allocated to fire response, except 33% of uniforms and clothing and 10% of office and operating expenses.
- The supplies and services expenditures of fire suppression and facilities were allocated to fire response.
- The supplies and services expenditures of EMS were allocated to AMB/EMS.

Equipment

- The equipment expenditures of fire administration, fire suppression and facilities were allocated to fire response.
- The equipment expenditures of EMS were all allocated to AMB/EMS.

Facilities

- There are no facilities expenditures in fire administration, fire suppression or emergency medical services.
- 30% of professional services and public utilities in the Facilities category were allocated to AMB/EMS based on the square footage of the station that is used to house EMS equipment and address AMB/EMS needs.

Communications

- 10% of communications expenditures in fire administration were allocated to AMB/EMS for record keeping, conducting EMS business and etc.
- All communication expenditures in fire suppression are dispatch related and were allocated to fire response.
- There are no communication expenditures in facilities.
- All communication expenditures in emergency medical services are dispatch related and were allocated to AMB/EMS.

Ambulance Services

- Ambulance service fees are the agreed fees paid to the City of Sunnyside for their ambulance to be staffed and available for City of Grandview. Ambulance service fees are allocated to AMB/EMS.

Vehicles

- 10% of fire administration operating rentals and leases line item are allocated for vehicle use to handle AMB/EMS business.
- 18% of fire suppression operating rentals and leases line item (share designated for the FTE Captain's vehicle) are allocated for vehicle use to handle AMB/EMS business.
- All facilities vehicle expenditures were allocated to fire response.
- All emergency medical service vehicle expenditures were allocated to AMB/EMS.

Personnel expenditures and etc. have risen since 2019. In addition, we have projected expenditures for some categories such as ambulance service fees that were not in place in 2019. The dollar amounts in Exhibit 2, 3 and 4 are based on the 2021 proposed budget to provide a more accurate financial breakdown.

Exhibit 4

2021 Projected Fire and AMB/EMS Expenditures by Category

Category	Fire	AMB/EMS	Total
Personnel	\$253,911	\$163,679	\$417,590
Supplies & Services	50,261	19,609	\$ 69,870
Equipment	12,100	2,000	\$ 14,100
Facilities	13,230	5,670	\$ 18,900
Communications	22,310	30,490	\$ 52,800
Ambulance Service	0	187,600	\$187,600
Vehicles & Rentals	122,020	8,690	\$130,710
Total	\$473,832	\$417,738	\$891,570

TOTAL CITY AMBULANCE AVAILABILITY AND DEMAND EXPENDITURES

The expenditures listed in the AMB/EMS category represent the City expenditures for providing AMB/EMS services inside the City. The City has no financial expenditures involved in providing service outside the City limits.

Once AMB/EMS expenditures are identified, they are then divided between availability and demand expenditures. According to RCW 35.21.766, availability expenditures are attributable to the basic infrastructure needed to respond to a single call for service and may include dispatch, labor, training, equipment, patient care supplies, and equipment maintenance expenditures, while demand expenditures are attributable to the burden placed on the AMB/EMS service by responding on individual calls.

To determine availability and demand expenditures, the following assumptions and allocation factors were used.

1. On average 2 Grandview Fire Department (GFD) personnel and the ambulance crew respond to EMS calls.
2. The average EMS call lasts one hour.
3. Total EMS expenditures, minus the ambulance agreement fees, were divided by 8,760 (total hours in a year) to arrive at a **base cost per hour for EMS services**.
 - o \$417,738 (Exhibit 3 – AMB/EMS Expenditures) minus \$187,600 (Exhibit 4 – AMB. Service Expenditures) equals \$230,138 // \$230,138 divided by 8,760 (hours in a year) equals \$26.27 (**base cost per hour for EMS services**)
4. Ambulance agreement fees were divided by 8,760 (hours in a year) to arrive at a **base cost per hour for ambulance agreement fees**.
 - o \$187,600 (Exhibit 4 – AMB Service Expenditures) divided by 8,760 (hours in a year) equals \$21.42 (**base cost per hour for ambulance agreement fees**)
5. Two hours of the base cost per hour for EMS services (**Number 3**) rate and one hour of the base cost per hour for ambulance agreement fees (**Number 4**) were combined to determine the **Per Call Demand Cost**.
 - o \$26.27 (Bullet 3) plus \$26.27 (Bullet 3) plus \$21.42 (Bullet 4) equals \$73.96 (**Per Call Demand Cost**)
6. The number of EMS calls documented in 2019 (599) was used as the number of hours to determine **Total Demand Expenditures**.
 - o \$73.96 (Per Call Demand Cost) times 599 (Total EMS Calls) equals **\$44,302.04 (Total Demand Expenditures)**

The Availability versus Demand expenditures have been broken down in Exhibit 5.

Exhibit 5

2021 Projected AMB/EMS Expenditures Per Hour

Total GFD EMS Expenditures	\$230,138	Per Hour	\$26.27 (As per Bullet #3 above)
Total Ambulance Agreement Fees	\$187,600	Per Hour	\$21.42 (As per Bullet #4 above)
Total (Exhibit 3 – AMB/EMS Expenditures)	\$417,738		

2021 Projected AMB/EMS Demand Expenditures

Total Per Call Cost: $26.27 + 26.27 + 21.42 = \73.96 (Demand Cost Per Call)
 (As per Bullet #5 above)

Total Demand Cost: $73.96 \times 599 = \$44,302.04$ (2021 Total Demand Expenditures)
 (As per Bullet #6 above)

2021 Projected AMB/EMS Availability and Demand Expenditures

Total Availability Expenditures	\$373,436
Total Demand Expenditures	<u>\$ 44,302</u>
Total AMB/EMS Expenditures	\$417,738

The total AMB/EMS Expenditures are \$417,738 representing 47% of the total department expenditures. Of that total, \$373,436, representing 89%, is for the Availability Expenditures and \$44,302, representing 11%, is for the Demand Expenditures.

The City of Grandview does not bill for its services. Therefore, we currently do not have an expenditure recovery system.

Revenues from our existing EMS Levy will be utilized to offset the Demand Expenditures with the balance used to offset a portion of the Availability Expenditures. This will allow us to lessen the impact of the Ambulance Utility Fee to our citizens. Thus, our rates will be equal per account across the utility at this time.

CHAPTER 3: AMBULANCE UTILITY RATE ANALYSIS

Once the availability and demand expenditures are identified, the next step is to determine the availability and demand rates. RCW 35.21.766 establishes the following rate policies.

- Availability expenditures must be uniformly applied across user classifications,
- Demand expenditures must be based on each user classification's burden on the utility,
- Transport revenues must be allocated against the demand expenditures,
- The expenditures for exemptions or reductions are a general expense of the utility and are designated as an availability cost to be spread uniformly across the utility user classifications,
- Medicaid eligible persons who reside in a nursing home, boarding home or adult family home, or who receive in-home services are exempt, and
- Designated classes consistent with Article VIII, section 7 of the state Constitution may be exempt from or have reduced rates.

CUSTOMER CLASSES

To determine the rates, the total number of customers in the City needs to be identified. To do this the City identified the various classes that customers would be grouped into. Next, the City determined the total number of Equivalent Residential Units (ERUs) for the single family, multi-family and commercial customer classes. The City uses ERUs in order to make all customers classes equivalent to single family billing units.

For the single-family class, each billing unit is a single ERU. For the multi-family class (including mobile home parks), the ERUs represent the total number of housing units in a complex.

For the commercial class, the ERUs represent the total number of employees divided by the City's average household size (3.3 persons).

Municipal organizations were considered the same as the commercial class with the exception that each building and/or location is considered to be a separate business. The Assisted Living/Nursing Home class, each resident is considered to be one ERU noting the exemption for Medicaid eligible persons.

To calculate the ERUs for business and municipal classes, the City has set a maximum number of 66 employees that will be utilized to calculate their ERUs. Based on this maximum, the maximum number of ERUs that will be billed is 20 (i.e. 66 employees divided by 3.3 persons per household) for the commercial, hotel/motel and municipal classes. The maximum number of ERUs was not capped for the multi-family class since the ERUs in this class represent the total number of housing units at a location, such as the number of apartments in an apartment complex.

Based on the maximum number of 20 ERUs, the City's initial data shows a total of 3,954 ERUs. See Exhibit 6.

Exhibit 6

Estimated Number of Billing ERUs by Customer Class

Customer Class	Regular	Medicaid	Total Billing ERUs	Percent of Total Billing ERUs
Residential	2,261	0	2,261	57%
Multi-Family	881	0	881	22%
Commercial	562	0	562	15%
Municipal	150	0	150	4%
Assisted Living/ Nursing Homes	0	100	100	2%
Total	3,854	100	3,954	100%

In addition to the number of ERUs, the City EMS responses in 2019 were divided by customer classes. Exhibit 7 shows a breakdown of the 599 EMS responses by customer class. The following information was used to help determine what class calls would be put in.

- Incidents on public streets or open land were included under municipal,
- Incidents that did not have a customer class listed are shown under miscellaneous and
- Responses to the assisted living/nursing home class were distributed between the regular and Medicaid categories based on the estimated proportional share of ERUs between these categories for this customer class.

Exhibit 7

Number of EMS Incidents by Customer Class (599 Calls Total)

<i>Customer Class</i>	<i>Regular</i>	<i>Medicaid</i>	<i>Total Billing ERUs</i>	<i>Percent of Total Billing ERUs</i>
Residential	253	0	2,261	42%
Multi-Family	134	0	881	22%
Commercial	52	0	562	9%
Municipal	79	0	150	13%
Assisted Living/ Nursing Homes	0	81	100	14%
Total	518	81	3,954	100%

AVAILABILITY AND DEMAND RATES

The law requires that revenues such as ambulance billing, EMS levy, grants and etc., be subtracted from the revenue needed for the ambulance utility. We do not bill for our services, so we have no revenue from billing. We do receive EMS levy dollars and an annual Trauma grant. The 2021 projected budget includes \$141,500 in EMS levy revenues and \$1,200 in Trauma grant revenues. To calculate the cost that can be recovered from AMB/EMS utility rates, these two revenues were subtracted from the availability and demand expenditures identified previously in this study. Exhibit 8 shows those revenues and their application to the availability and demand expenditures of the AMB/EMS expenditures.

Because the \$141,500 in EMS levy revenues was greater than the \$44,302 in demand expenditures, the remaining \$97,198 in revenue was then used to offset availability expenditures. As a result, there are no demand expenditures and remaining net expenditures of \$275,038 are all availability expenditures. The details of this calculation are displayed below in Exhibit 8.

Exhibit 8

Adjusted Availability and Demand Expenditures

	Availability	Demand	Total
Ambulance/EMS Utility Expenditures	\$373,436	\$ 44,302	\$417,738
Adjustments (Less Revenues)			Total
EMS Levy		(\$141,500)	\$141,500
Trauma Grant	(\$ 1,200)		\$ 1,200
Net Ambulance Utility Expenditures	\$372,236	(\$ 97,198)	\$275,038

Based on the net ambulance utility expenditures of \$275,038 and 3,854 regular ERUs (i.e. 3,954 total ERUs minus the 100 ERUs attributed to Medicaid), the projected AMB/EMS rate per ERU is \$71.40 per year or \$5.95 per month, as shown below in Exhibit 9.

Exhibit 9

Utility Rates

Customer Class	Availability	Demand	Annual Rate Per ERU	Monthly Rate Per ERU
Residential	\$71.40	\$0	\$71.40	\$5.95
Multi-Family	\$71.40	\$0	\$71.40	\$5.95
Commercial	\$71.40	\$0	\$71.40	\$5.95
Municipal	\$71.40	\$0	\$71.40	\$5.95
Assisted Living/ Nursing Homes	\$71.40	\$0	\$71.40	\$5.95

CHAPTER 4: SUMMARY OF INFORMATION

Projected Annual Fire Department Budget (2021):	\$891,570
Current Expense Revenue:	\$748,870
EMS Revenue:	\$142,700

Projected 2021 Expenditures to Provide Fire Services:	\$473,832
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Projected 2021 Expenditures to Provide AMB/EMS Services:	\$417,738
Availability Expenditures:	\$373,436
Demand Expenditures:	\$ 44,302

EMS Revenues to Offset Demand and Availability Expenditures:	\$142,700
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Net Expenditures to Provide AMB/EMS Services:	\$275,038
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Estimated ERUs: 3,854 (3,954 - 100 for Medicaid exemption)

Annual Cost per ERU:	\$ 71.40
Monthly Cost per ERU:	\$ 5.95

CHAPTER 5: CONCLUSIONS AND RECOMMENDATION

Based on the Cost of Service Study, the net cost to provide AMB/EMS services in 2021 will be \$275,038. This includes the cost of providing AMB/EMS services minus EMS levy and Trauma grant revenues. If the City chooses to initiate the \$71.40 per year rate fee per ERU, then the AMB/EMS services would require less support from the Current Expense fund. Currently the Current Expense fund and Yakima County EMS Levy Funds support all of the budgeted costs of the fire department with the exception of the ambulance agreement contract costs with the City of Sunnyside. Those costs for 2021 are projected to be \$187,600. The amount needed per ERU to cover this cost is \$48.72 per year or \$4.06 per month

My recommendation is to set the rate at \$4.72 per month (\$56.64 per year, for a total of \$218,290.56). This allows us to cover the ambulance agreement costs, provide for any potential shortfalls if we don't receive 100% of expected revenues and hopefully provides enough funding for any increases for 2022 which will only be a few months away by the time we start collecting the fee.

Although this study determined the maximum allowable rate for 2021, the City Council will decide how much it will actually charge if it chooses to initiate it and how much, if any, from the Current Expense fund will be requested to support the AMB/EMS services. The City also has the option to have an updated study done in the future and then adjust the rates at a future date.

$$\$0.22 \times 12 = 2.64 \times 3,854 = \$10,175$$

APPENDIX A: COST OF SERVICES ANALYSIS DETAILS

A – 1: 2019 Actual Cost Breakdown Allocation

A – 2: 2021 Projected Cost Breakdown Allocation

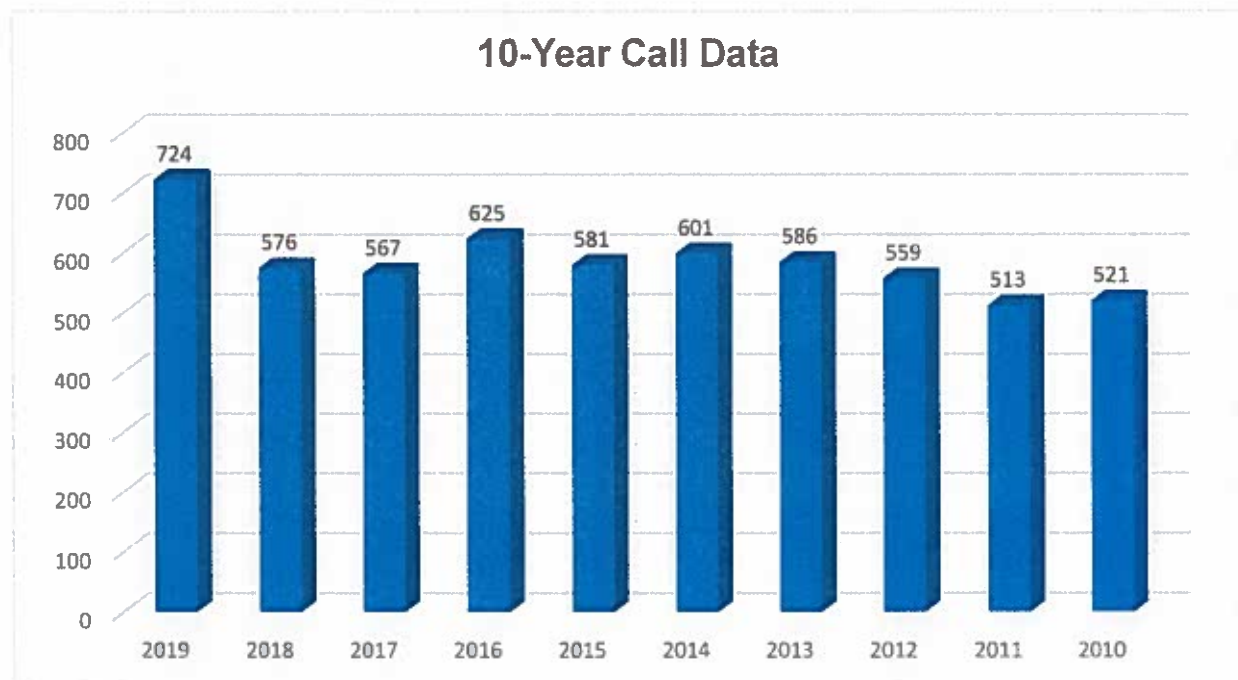
A – 3: Miscellaneous Data Used for this Study

A – 3

2019 Call Data: EMS – 599 / Fire & Other – 125 / Total 724

EMS Call Type:	Number
Accident – Injury	19
Accident – Unknown	8
Alarm Medical	10
EMR – Lift Assist	29
EMR – Medic	316
EMR – Red	214
EMR – Yellow	3
Total	599

Calls Per Year (Last 10 Years) / Average Yearly Increase – 3.9%



$724 - 521 = 203$ * $521 = 39\%$ * $10 = 3.9\%$ increase in calls per year average

Fire Administration Ambulance/EMS Analysis:

Calls & Reports - 335 Hours

Training taken and/or given - 8 Hours per month / 96 Hours per year

EMS Admin. & etc. – 5 Hours per week / 260 Hours per year

691 (total hours) of 2080 = 33.2% of personnel expenditures

1/3 of uniform and clothing expenditures were allocated to ambulance/EMS expenditures

10% of Office Supplies, Communication (phones, internet, ERS record keeping) & vehicles were allocated to ambulance/EMS expenditures

Fire Suppression Ambulance/EMS Analysis:

18% of vehicle expenditures were allocated to ambulance/EMS expenditures for call response and etc.

Facilities Ambulance/EMS Analysis:

30% of Professional Services and Public Utilities were allocated to ambulance/EMS expenditures based on square footage of the station used for EMS. Two apparatus bays, 1 office and misc. parts of the other offices, training room, bathrooms, kitchen and foyer.

Emergency Medical Services Fund:

All emergency medical services expenditures were allocated to ambulance/EMS expenditures.

Public Hearing Topics:

The utility's most recent cost of service study

A summary of the utility's current revenues sources,

A proposed budget reflecting the reduced allocation of General Fund revenues,

Any proposed changes to utility rates

Anticipated Impact to the Utility's Level of Service

The impact of establishing this Ambulance Utility Fee is to provide financial stability to be able to continue providing the service at the level that we are now. Without this funding, there is the possibility that the level of service will have to decrease.

Anticipated Budget

Revenues: (Estimated Accounts) $3,450 \times \$6.00 = \$20,700 \times 12 = \$248,400$

Expenditures: (Applied to Availability Expenditures)

Ambulance Services	187,600
Communications	29,200
Operating Rentals & Leases	7,690
Insurance	5,920
Personnel	17,990
Total	248,400

ORDINANCE NO. 2021-03

**AN ORDINANCE OF THE CITY OF GRANDVIEW, WASHINGTON,
ADOPTING A NEW TITLE 7 OF THE GRANDVIEW MUNICIPAL
CODE ESTABLISHING AN AMBULANCE UTILITY**

WHEREAS, the City of Grandview has not had consistent private ambulance services; and,

WHEREAS, it is important to the City of Grandview and to the citizens of the City that a viable, consistent ambulance service be in operation in the City of Grandview; and,

WHEREAS, the City of Grandview is not adequately served by existing private ambulance services; and,

WHEREAS, Section 35.21.766 of the Revised Code of Washington authorizes cities to establish municipal ambulance services, to be operated as a public utility where the City is not adequately served by existing private ambulance services; and,

WHEREAS, the City is also authorized, pursuant to Section 35.21.768 of the Revised Code of Washington to adopt an ordinance levying and collecting an excise tax for the purpose of operating and maintaining the municipal ambulance service;

WHEREAS, the City Council of the City of Grandview finds and determines that establishing an ambulance utility within the City is in the best interest of the City, its residents, and will promote the general health, safety and welfare of the City and its residents; and

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

Section 1. A new Title 7 of the Grandview Municipal Code Chapter entitled "Ambulance Utility" is adopted to read as follows:

**TITLE 7
AMBULANCE UTILITY**

**Chapter 7.04
Ambulance Utility**

Sections:

- 7.04.010** Purpose and legislative findings.
- 7.04.020** Ambulance utility established.
- 7.04.030** Definitions.
- 7.04.040** Administration.

- 7.04.050 Utility zones.
- 7.04.060 Ambulance service – City utility zone.
- 7.04.070 Ambulance service – Outside utility zone.
- 7.04.080 Base utility charges.
- 7.04.090 Ambulance utility rates.
- 7.04.100 Emergency Medical Services and Ambulance Utility Fund.
- 7.04.110 Severability.

7.04.010 Purpose and legislative findings.

The purpose of this chapter is to confirm and establish a system of emergency medical service/ambulance service operated by the City of Grandview as a public utility of the City of Grandview. The City Council finds and determines that the City establish a public utility ambulance service system pursuant to RCW 35.21.766 and 35.21.768. Furthermore, the City Council finds and determines that the City of Grandview is not adequately served by any existing private ambulance service. The City Council declares its intent and purpose to confirm and ratify the existing city-operated ambulance utility as the ambulance utility of the City of Grandview with exclusive right to provide necessary and appropriate ambulance services to residents of the City in accordance with law and the provisions below. The ambulance utility charges set forth below are based on benefits of the ambulance utility accruing to all residents, schools, churches, nonprofit agencies, businesses and industries within the City of Grandview, to wit:

A. Availability of ambulance personnel qualified to administer emergency medical service, which personnel are employees of the City of Grandview, volunteers of the City of Grandview, and contracted personnel, thereby subject to personnel policies, supervision, direction, funding and control by the City, subject to budgetary direction and control of a legislative body elected by citizens of the City of Grandview;

B. Availability of city-owned or contracted, operated and maintained equipment and emergency medical supplies, located within public facilities in the City facilitating timely response to calls for emergency medical services and 24-hour-per-day accessibility;

C. Ambulance utility charges set and established by elected officials of the City of Grandview, differentiating between types of services offered and specific needs of different components of the community: residential, educational, charitable, commercial and industrial;

D. Uniform regulation of ambulance utility services provided to residents, businesses and industries within the City of Grandview, established pursuant to ordinances adopted by the elected officials of the City and regulations and laws of the County, State and federal government;

E. Availability of enhanced emergency medical service levy revenues associated with operation of the City-owned and operated ambulance utility for residents, schools, churches, nonprofit agencies, businesses and industries within the City of Grandview and surrounding service area; and

F. Enhancement of the general health, safety and welfare of residents of the City of Grandview.

7.04.020 Ambulance utility established.

From the effective date of this chapter, the ambulance service operated and maintained by the City of Grandview is hereby confirmed and established as the ambulance utility of the City of Grandview. Such utility is and shall be the exclusive provider of ambulance services to and for residents of the City of Grandview except as specifically provided otherwise in the sections below. This chapter sets forth the uniform requirements for residents within the City regarding use, operations and funding of the ambulance utility

7.04.030 Definitions.

The following definitions apply to this chapter:

A. "Ambulance" means any vehicle designed and used to transport the ill and injured and to provide personnel, facilities and equipment to treat patients before and during transportation.

B. "Ambulance service" means those emergency medical services provided by the City ambulance utility, including but not limited to emergency medical services provided by paramedic and emergency medical technician personnel, emergency medical transport, nonemergency medical transport, administration of such services, and other emergency or nonemergency services customarily provided by the ambulance service.

C. "City" means the City of Grandview.

D. "Emergency equipment" means such facilities and equipment, including ambulance vehicles and medical supplies, to be used in the treatment of persons injured, ill, incapacitated, or transported by the ambulance or ambulance service.

E. "Emergency medical service" means medical treatment and care which may be rendered at the scene of any medical emergency or while transporting any patient in an ambulance to an appropriate medical facility, including ambulance transportation between medical facilities.

F. "Basic life support" means noninvasive emergency medical services requiring basic medical treatment skills as defined in Chapter 18.73 RCW.

G. "Advanced life support" means invasive emergency medical services requiring advanced medical treatment skills as defined by Chapter 18.71 RCW.

H. "Household" means any residential unit in the City, including all single-family residences, each apartment or individual unit in multiple dwelling units, each manufactured home and any other residential dwelling unit within the City; except the term "household" shall not include units or rooms intended, designed and used for itinerant or temporary housing, such as hotels, motels, or bed-and-breakfast businesses where occupancy does not exceed 30 days.

I. "Business" means any person, corporation, partnership or other entity engaged in commerce or nonprofit or charitable activities in the City, including those commercial uses described in Chapters 17.41, 17.42, 17.44, 17.45, 17.50, 17.52 and 17.54 GMC, and including public and private schools, and churches, where such person, corporation, partnership or other entity operates from an established building or other location within the City, including but not limited to stores, shops, vending businesses (including mobile vending businesses licensed under Chapter 5.14 GMC), offices, schools, churches, hotels, motels, bed-and-breakfast businesses, or other permanent or temporary structure, except where a person operates a licensed business

in a residence pursuant to approved license for home occupation. For purposes of this chapter, "school" means each separate school facility operated as a separate educational entity with its own administrative staff, such as a principal, vice principal and other assigned staff.

J. "Industry" means any business, firm, person, corporation or other entity engaged in manufacturing or other industrial use described in Chapter 17.52 or 17.54 GMC, where such business, firm, person, corporation or other entity operates from an established building or other location within the City and is subject to the business license requirements of GMC Title 5.

7.04.040 Administration.

The City shall administer, implement and enforce the provisions of the ambulance service and this chapter.

7.04.050 Utility zones.

The service areas of the ambulance service shall be designated by utility zones described below.

A. City Utility Zone. All properties, structures, facilities and areas within the City limits of the City of Grandview, as such now exist and are expanded or modified, are hereby designated and established as the City utility zone.

B. Outside Utility Zone. All properties, structures, facilities and areas lying outside the City limits of the City of Grandview, as such are established, approved and delineated by appropriate agencies of the State of Washington and the Emergency Medical Services Medical Program Director with jurisdiction over the ambulance service.

C. Criteria for Designation and Creation of Utility Zones. The City utility zone is created and designated as a separate service zone for reasons and purposes as follows, including but not limited to:

1. Areas within the City are accessed using City streets and rights-of-way, allowing the City to provide efficient emergency response over streets and rights-of-way maintained and established by the City, together with the availability of other utility services (water, sewer, streets) and franchise utility services (power, gas, telecommunications);

2. Addresses and street maps for residences, schools, businesses and other structures are established and maintained by the City within such zone, facilitating efficiency of emergency response;

3. Access to individual lots, including residential, school, commercial and industrial, is subject to development standards and zoning requirements of the City, thus facilitating rapid emergency response and access to such properties, lots and structures;

4. Properties, facilities and structures within the City are identified, categorized and listed within the City's emergency response plan, as required by law, which includes designation of and procedures for response to hazardous sites and continuing City inspection and regulation of such sites;

5. Immediate assistance from the Grandview Police Department is available as needed or requested for emergency medical services to locations within the City;

6. The City maintains a system of regular, scheduled fire safety inspections for commercial and industrial facilities and structures within the City, as well as inspections for all new construction, thus facilitating fire prevention and safety and reducing risk of the need for emergency medical responses.

D. The outside utility zone is created and designated as a separate service zone for reasons and purposes as follows, including but not limited to:

1. Streets and rights-of-way necessary to access properties and facilities outside the City are not within the jurisdiction or control of the City, and are not subject to City maintenance and care, thus increasing the need for precaution and reducing efficiency of response;

2. For mutual aid fire services, which are likely to include emergency medical or ambulance response by the City, there is no availability of City water utility access for assured minimum fire flows, thus increasing the possibility of more destructive fires and consequent need for emergency medical treatment of affected persons;

3. Access to lots within the outside utility zone is subject to locating unmarked, unpaved driveways developed to rural standards, thus increasing response times and decreasing efficiency of response;

4. Designation of addresses is not subject to control or maintenance by the City, thereby causing less efficient response;

5. Designation of hazardous sites within the outside utility zone is not subject to control by the City;

6. Such hazardous sites are not subject to inspection or regulatory control by the City, thus increasing the need for precaution and reducing efficiency of emergency response;

7. Lack of immediate assistance from law enforcement agencies with jurisdiction in the outside utility zone.

E. Creation of Additional Utility Zone(s). The City reserves the right to create additional or modified utility zones based upon criteria deemed appropriate and necessary in order to provide for the efficient provision of ambulance utility services.

7.04.060 Ambulance service – City utility zone.

All persons receiving emergency medical service within the City, including residents, employees of businesses and industries, and customers or business invitees thereof while within the City, shall be deemed to be within the City utility zone for purposes of administration of this chapter. Calls for ambulance service generated within the City of Grandview shall be made or referred to the City of Grandview Fire Department..

7.04.070 Ambulance service – Outside utility zone.

All persons residing outside the City limits, who receive initial emergency medical service outside the City limits, shall be deemed to be within the outside utility zone for purposes of administration of this chapter, regardless of whether or not, in the course of such emergency medical service, such persons are transported or provided any portion

of such service within the City limits. Calls for emergency medical service and ambulance service generated outside the City limits of the City of Grandview shall be referred to the appropriate fire district having jurisdiction.

7.04.080 Base utility charges.

A. City Utility Zone Fee Formula. A monthly service fee for the operations of the utility shall be established from time to time by ordinance of the City Council in conformity with RCW 35.21.776. The amount of the fee shall be based upon cost of regulating ambulance services and the cost of providing the EMS program as determined by a cost-of-service study done pursuant to RCW 35.21.766(3). Those costs, after deducting transport charges and other fund contributions, shall be divided among Grandview residents and other occupants based on a calculation of demand costs and availability costs, consistent with accepted principles of utility rate setting:

1. The rate attributable to availability costs of the utility shall be uniformly applied across all user classifications within the City utility zone.

2. The rate attributable to the demand costs shall be established and billed to each user classification based on each user classification's burden on the utility.

3. The base utility charge shall be collected and enforced in the same manner and with the procedures established for City utilities including, but not limited to, water, sewer and garbage utilities.

B. Base Utility Charge – Rates. The following monthly utility charges shall be assessed and collected:

1. Residential Units. Each residential unit shall be assessed a monthly base utility charge in the amount indicated in GMC 7.04.090.

2. Commercial Businesses and Industries. Each commercial business shall be assessed a monthly base utility charge in the amount indicated in the schedule of fees and charges for each "equivalent residential unit (ERU)" computed as follows: The ERU shall be calculated by dividing the total number of employees employed by such business or industry, up to a maximum of 66 employees, by the number representing the average "household size" of residential and housing units within the City (as published from time to time by the Office of Financial Management of the State of Washington). (Note: For purposes of initial calculation, the household size is 3.3 persons per household according to current OFM calculations. The total number of employees would thus be divided by 3.3, and the resulting number multiplied by the monthly base fee as indicated in the schedule of fees and charges; provided, however, that a church shall not be assessed a base utility charge greater than the minimum monthly base ambulance utility fee.)

3. Assisted Living and Nursing Homes. Any nursing home or rest home which is licensed by the State of Washington or adult family home or assisted living facility shall be billed based upon the number of rooms per facility. Those rooms occupied by residents who are Medicaid eligible shall be exempt from this calculation. The number of residential units shall be based upon the number of residential units authorized for the facility by the governmental agency having jurisdiction over such matters.

4. **Adjustment of Base Utility Rate.** The base utility rate may be adjusted annually by the City Council to reflect adjustments or changes in maintenance and operations costs of the ambulance utility; provided, however, that no annual increase shall exceed six percent.

5. **Medicaid Adjustment.** As provided by this section, the base rate established above shall be adjusted for persons who are Medicaid eligible and who reside in a nursing home, boarding home, adult family home, or receive in-home services. Any customer seeking an exemption from the utility fee must file a written Medicaid exemption application to the Finance Director. Medicaid eligibility will be verified before an exemption is granted.

6. **Federally Subsidized Rental Properties.** Owners and landlords of properties with multiple rented residential units that are not individually metered and that are subject to rent control under Section 8 of the Housing Act of 1937 (42 U.S.C. § 1437f) or other similar federal housing programs may request that the City assign, cost-allocate, and disseminate monthly assessments, as authorized by this section, to the tenant leaseholder of each residential unit; provided, that:

a. The owner or landlord making such request shall provide to the Finance Director proof of participation in Section 8 or other similar federal rent controlled housing program(s) for each individual unit the owner or landlord is seeking assignment, cost-allocation, and dissemination of monthly assessment; and

b. The owner or landlord making such request shall submit and continually update a listing of each federally subsidized tenant leaseholder's name and address to the Finance Director; and

c. Upon the City's approval of such request, provided no statutory or other prohibitions exist, the tenant leaseholder shall then bear fiscal responsibility for monthly utility assessments as authorized by this section; provided, that:

i. The owner or landlord making such request, as a condition of its business license or occupancy and operational permit, shall assume financial liability for any past due amount, to include late fees, for each delinquent uniquely addressed utility assessment in the event that:

(A) Any tenant leaseholder subject to this request becomes 45 or more days delinquent on any assessed utility fee, as authorized under this section and published in SMC 2.02.020(D); or

(B) Any utility fee assessment addressed to the tenant leaseholder is returned marked undeliverable by the U.S. Postal Service.

ii. The City may take enforcement action, to include interruption of City utility services, until such time that any past due amount, to include late fees, for each delinquent utility assessment is paid in full.

Nothing in this section shall create a warranty of eligibility for reimbursement in a federally subsidized housing program or other housing assistance program.

C. **Emergency Medical Services and Ambulance Fund.** All base utility charge revenues collected pursuant to this chapter shall be deposited by the City into the Emergency Medical Services and Ambulance Fund. Such revenues shall be used solely for the operation, maintenance and capital needs of the ambulance service utility and emergency medical services provided thereby.

7.04.090 Ambulance utility rates.

A. The monthly ambulance utility rate per ERU: \$5.95

7.04.100 Emergency Medical Services and Ambulance Utility Fund.

There is established within the budget of the City a separate fund to be known as the "Emergency Medical Services and Ambulance Utility Fund." Monies deposited in this fund shall be used for the purposes of operation, maintenance and capital needs of the City's ambulance and emergency medical services utility.

7.04.110 Severability.

In the event any provision, sentence, clause or portion of this chapter is found to be unconstitutional or unenforceable by a court of competent jurisdiction, such finding or determination of unconstitutionality or unenforceability shall not be deemed or construed to render ineffective or unenforceable any remaining portion of this chapter

Section 2. 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 March 23, 2021

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

PUBLICATION: 03/24/2021
EFFECTIVE: 03/29/2021

RESOLUTION NO. 2021-12

**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 Ballfields 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 March 23, 2021.

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 9th day of March, 2021, 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 15 and July 30, 2021. 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. 2021-13

**A RESOLUTION OF THE CITY OF GRANDVIEW, WASHINGTON,
ACCEPTING THE FUEL BID FROM BLEYHL FARM SERVICE FOR THE
YEAR BEGINNING APRIL 1, 2021 TO MARCH 31, 2022**

WHEREAS, the City has solicited bids from qualified fuel companies to provide vehicle fuel to the City of Grandview for the year beginning April 1, 2021 to March 31, 2022; and,

WHEREAS, the City received four (4) bids in response to such solicitation; and,

WHEREAS, the City Council finds and determines that Bleyhl Farm Service is the lowest responsible bidder;

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

That the bid submitted by the Bleyhl Farm Service in the amount of \$1.986 per gallon for regular unleaded fuel and \$2.0526 per gallon for diesel fuel, as set forth in the attached bid, is hereby approved and accepted, and the Mayor is hereby authorized to execute any and all documents necessary or appropriate to accomplish such transaction.

PASSED by the **CITY COUNCIL** and **APPROVED** by the **MAYOR** at its regular meeting on March 23, 2021.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

RECEIVED

MAR - 3 2020

BID FORM

CITY OF GRANDVIEW

I/We the undersigned, having read all requirements of this call for bids, together with all the special provisions and specifications set forth herein, do agree in every particular, and will furnish petroleum products and documentation as specified herein as follows:

Bidder's Major Supplier is: CHS Cenex and the OPIS price adjustment reference city shall be: Seattle; Spokane; Moses Lake; Portland; or X Pasco.

	<u>Regular Unleaded</u>	<u>Diesel</u>
Estimated Annual Gallons:	<u>28,000</u>	<u>14,500</u>
Seller's Cost Per Gallon for Friday, February 26, 2021 :	<u>1.936</u>	<u>2.0026</u>
Margin Bid Above Seller's Cost Excluding Taxes:	<u>.05</u>	<u>.05</u>
TOTAL:	<u>1.986</u>	<u>2.0526</u>

Location(s) of 24-Hour Pumping Facilities with a minimum number of two fueling islands:

940 E Wine Country RD (Grandview), ID

Description of Method to be Used to Meet Bid Specifications B Through E: _____

YES

This bid shall be valid for a period of thirty (30) days from the bid opening date.

The undersigned hereby submits the above bid to the City of Grandview, together with a bid bond in the amount of \$_____.

Bidders Name: Bleyhl Farm Service

Company Name: Bleyhl Farm Service

Mail Address: 940 suite A Grandview, WA

Telephone Number: 509-882-2248 Fax Number: _____

Signature of Authorized Official: [Signature]

Title of Official: GM