GRANDVIEW CITY COUNCIL COMMITTEE-OF-THE-WHOLE MEETING AGENDA TUESDAY, OCTOBER 26, 2021



This meeting will be held in person and will also be available via teleconference. For meeting information and instructions, please contact City Hall at (509) 882-9200.

CON	MITTE	E-OF-THE-WHOLE MEETING — 6:00 PM	PAGE
1.	CAL	L TO ORDER	
2.	ROL	L CALL	
3.	PUB agen	LIC COMMENT – At this time, the public may address the Council on any topic whether on the da or not, except those scheduled for public hearing.	
4.	NEV	BUSINESS	
	A.	Ordinance levying the 2022 ad valor property taxes and excess levy taxes	1-8
	В.	Ordinance increasing the 2022 property tax levy for the City of Grandview above the "limit factor" up to 101 percent	(1-8)
	C.	Resolution authorizing the Mayor to sign Change Order No. 3 with C & R Tractor and Landscaping, Inc., for the Sanitary Sewer Trunk Main Replacement	9-12
	D.	COVID-19 Vaccine Mandate	13-42
	E.	Ordinance establishing a custodial fund for the receipting and payment of funds the City is holding as a trustee	43-44
	F.	Ordinance establishing a separate fund for the American Rescue Plan Act (ARPA) funds	45-46
	G.	Ordinance amending 2021 Annual Budget	47-50
5.	ОТН	ER BUSINESS	
6.	AD.J	OURNMENT	

The City of Grandview Committee-of-the-Whole and Regular Council Meetings scheduled for Tuesday, October 26, 2021 at 6:00 pm and 7:00 pm will be held in person and will also be available via teleconference.

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

Join Zoom Meeting https://us06web.zoom.us/j/84956668876?pwd=VGhLSjRXSmkvcWYvVmdMM1p0aEt3Zz09

To join via phone: +1 253 215 8782

Meeting ID: 849 5666 8876

Passcode: 049659



BOARD OF YAKIMA COUNTY COMMISSIONERS

Amanda McKinney
District 1

Ron Anderson
District 2

LaDon Linde District 3

September 3, 2021

SEP - 7 2021

CITY OF GRANDVIEW

Anita Palacios City of Grandview 207 W 2nd Street Grandview WA 98930

Pursuant to legislation RCW 84.52.020, your Certification for the purpose of levying 2022 property taxes is to be filed with the Board of Yakima County Commissioners on or before November 30 or you will receive no funding from this source.

To meet this objective you need to complete the following:

- 1. As a result of Referendum 47, in a public hearing or forum you will need to pass the following:
 - <u>ALL TAXING DISTRICT</u>—
 Will need to pass one resolution for the levy amount up to the full 101% (see sample #1).
 - TAXING DISTRICTS WITH OVER 10,000 POPULATION –
 Will need to pass a second resolution increasing the property tax levy to the Implicit Price Deflator (IPD) (see sample #2).
- Complete a Tax Levy Certification form (see sample #3). On November 30, 2021 the Board of Yakima County Commissioners will, by resolution certify the requested tax amounts to be levied upon property for each taxing district, per RCW 84.52.070.
- 3. Include an estimate of your cash balance at the beginning and ending of your budget period, per RCW 84.52.025.

Please return each of the above items to me in the County Commissioners Office and a copy of the resolution(s) or ordinance(s) to the Yakima County Department of Assessment on or before November 22, 2021.

If you have any questions you may contact me at 574-1316 or by e-mail at forrest.smith@co.yakima.wa.us.

Thank you for your cooperation.

Sincerely,

Forrest A. Smith

Assistant Budget Director, Yakima County Commissioners

Cc: Jacob Tate, Department of Property Assessment

Sample #1(for all districts)

Taxing District Name Resolution/Ordinance #XXX

A RESOLUTION/ORDINANCE levying the 2022 ad valor property taxes and excess levy taxes.
WHEREAS, the board/council of the taxing district name has met and considered its budget for the calendar year 2022; and
WHEREAS, the board/council, in the course of considering the budget for 2022 has reviews all sources of revenue and examined all anticipated expenses and obligations; and
WHEREAS, the board/council has determined that it is in the best interest of and necessary to meet the expenses and obligations of taxing district name and a substantial need exists for the property tax revenue to be increased in 2022;
NOW, THEREFORE, BE IT RESOLVED/ORDAINED, the regular levy request in the amount of \$, which is a \$ dollar increase from 2021 levy amount and a% increase of that same 2021 levy amount, plus any amount allowed for new construction and increase in state assessed values.
BE IT FURTHER RESOLVED/ORDAINED, excess levy in the amount of \$ for the sole purpose of paying the interest and principal of taxing districts name's general obligation bonds.
RESOLVED/ORDAINED this day of 2021
Signatures

Sample #2(for districts over 10,000 population)

Taxing District Name

Resolution/Ordinance #XXX

A RESOLUTION/ORDINANCE to increase the 2022 property tax levy for the taxing district name above the "limit factor", up to 101 percent.

WHEREAS, the board/council of the taxing district name has met and considered its budget for the calendar year 2022; and

WHEREAS, the board/council, in the course of considering the budget for 2022 has reviews all sources of revenue and examined all anticipated expenses and obligations; and

WHEREAS, the board/council has determined that, due to ... the board/council finds there is a substantial need to increase the regular property tax levy rate above the rate of inflation;

NOW, THEREFORE, BE IT RESOLVED/ORDAINED, the limit factor for the regular levy for the calendar year of 2022 shall be 101% of the highest amount of regular property taxes that could have been lawfully levied in this taxing district in any year.

RESOLI	/ED/ORD	AINED t	his da	y of	2021

Signatures

Sample #3

Tax Levy Request Certification

STATE OF WASHINGTON) COUNTY OF YAKIMA)	
I,, Clandereby certify that the city council of said held on the day of commissioners of Yakima County to levy	erk of the City/Town of, do city and appearing in the minutes of a meeting, 2021, requesting the board of taxes as follows:
\$ dollar increase from	t of \$, which is a the 2021 levy amount and a% increase plus any amount allowed for new construction es.
Excess levy in the amount of \$ paying the interest and principal of	for the sole purpose of said District's General Obligation Bonds.
At this time, I also certify that the populati	ion of said district is approximately
Clerk	Date



Mathew Cordray City of Grandview 207 W 2nd St Grandview, WA 98930

September 22nd, 2021

The attached Levy calculation forms include information needed for your 2022 property tax levy certification. Because certain elements of value are not provided to the County Assessor until later in the year the calculations include certain estimates. In addition, exemptions and changes to property can change the total assessed value which can adjust the final maximum levy in some cases.

The forms go into more detail, but the most important numbers are as follows:

2022 Maximum Allowed (estimate)	\$1,676,235.80
2022 1% Amount	\$16,490.31
2022 Maximum %	1.0000%
2022 Maximum \$ Increase	\$16,490.31

If you are choosing some amount other than the 1% increase, please check with me to go over what your request should be. It is always a good idea to add to the Maximum Allowed in your levy requests to account for growth. Forms from the Department of Revenue have been included and originals can be found at https://dor.wa.gov/get-form-or-publication/forms-subject/property-tax-forms#Levy.

If you have any questions, you may contact me at (509) 574-1112 or by e-mail at jacob.tate@co.yakima.wa.us.

Sincerely,

Jacob Tate

Property Database Manager Yakima County Assessors Office

Jacob Clate

ORDINANCE NO. 2021-___

AN ORDINANCE OF THE CITY OF GRANDVIEW, WASHINGTON, LEVYING THE 2022 AD VALOR PROPERTY TAXES AND EXCESS LEVY TAXES

WHEREAS, the City Council has met and considered its budget for the calendar year 2022; and

WHEREAS, the City Council, in the course of considering the budget for 2022, has reviewed all sources of revenue and examined all anticipated expenses and obligations; and

WHEREAS, the City Council has determined that it is in the best interest of and necessary to meet the expenses and obligations of the City of Grandview and a substantial need exists for the property tax revenue to be increased in 2022;

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

Section 1. The regular levy request in the amount of \$1,676,235.00, which is a \$27,205.00 increase from 2021 levy amount and a 1% increase of that same 2021 levy amount, plus any amount allowed for new construction and increase in state assessed values.

Section 2. This Ordinance shall be in full force and effect five (5) days after its passage and publication as required by law.

meeting on, 2	oncil and approved by the Mayor at its regula
	MAYOR
	ATTEST:
APPROVED AS TO FORM:	CITY CLERK
CITY ATTORNEY	
PUBLISHED: EFFECTIVE:	

ORDINANCE NO. 2021-___

AN ORDINANCE OF THE CITY OF GRANDVIEW, WASHINGTON, INCREASING THE 2022 PROPERTY TAX LEVY FOR THE CITY OF GRANDIEW ABOVE THE "LIMIT FACTOR" UP TO 101 PERCENT

WHEREAS, the Grandview City Council has met and considered its budget for the calendar year 2022; and

WHEREAS, the City Council, in the course of considering the budget for 2022 has reviewed all sources of revenue and examined all anticipated expenses and obligations; and

WHEREAS, the City Council has determined that it is in the best interest of and necessary to meet the expenses and obligations of the City of Grandview and there is a substantial need to increase the regular property tax levy rate above the rate of inflation;

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

Section 1. The limit factor for the regular levy for the calendar year of 2022 shall be 101% of the highest amount of regular property taxes that could have been lawfully levied in the City of Grandview in any year.

Section 2. This Ordinance shall be in full force and effect five (5) days after its passage and publication as required by law.

_	UNCIL and APPROVED by the MAYOR at its regula 2021.
	MAYOR
	ATTEST:
APPROVED AS TO FORM:	CITY CLERK
CITY ATTORNEY	
PUBLISHED: EFFECTIVE:	



Tax Levy Request Certification

STATE OF WASHINGTON)
COUNTY OF YAKIMA)

I, Anita Palacios, City Clerk of the City of Grandview, do hereby certify that the City Council of said City and appearing in the minutes of a meeting held on the 9th day of November, 2021, requesting the Board of Commissioners of Yakima County to levy taxes as follows:

Regular levy request in the amount of \$1,676,235.00, which is a \$27,205.00 increase from the 2021 levy amount and a 1% increase of that same 2021 levy amount, plus any amount allowed for new construction and increase in state assessed values.

At this time, I also certify that the population of said City is approximately 11,360.

CITY OF GRANDVIEW

Anita G. Palacios, MMC City Clerk

Dated: November 9, 2021

CITY OF GRANDVIEW AGENDA ITEM HISTORY/COMMENTARY COMMITTEE-OF-THE-WHOLE MEETING

Resolution authorizing the Mayor to sign Change
Order No. 3 with C & R Tractor and Landscaping,
Inc., for the Sanitary Sewer Trunk Main Replacement

Public Works Department

AGENDA NO.: New Business 4 (C)

AGENDA DATE: October 26, 2021

FUNDING CERTIFICATION (City Treasurer)
(If applicable)

N/A

DEPARTMENT HEAD REVIEW

Cus Arteaga, City Administrator/Public Works Director

CITY ADMINISTRATOR

MAYOR

ITEM HISTORY (Previous council reviews, action related to this item, and other pertinent history)

The City contracted with C & R Tractor and Landscaping, Inc., as the contractor for the Sanitary Sewer Replacement.

ITEM COMMENTARY (Background, discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

After reviewing videos of the new sewer installation, it was determined by the Engineer that the new 30-inch sanitary sewer main segments between manhole 23 and 26 exhibit sags and are holding between ½" to 2" of water after being cleaned. The City will accept a credit of \$30 per linear foot for 865 linear feet of new 30-inch sanitary sewer main for the deficiency and loss of pipe capacity.

ACTION PROPOSED

Move a resolution authorizing the Mayor to sign Change Order No. 3 with C & R Tractor and Landscaping, Inc., for the Sanitary Sewer Trunk Main Replacement to a regular Council meeting for consideration.

RESOLUTION NO. 2021-___

A RESOLUTION OF THE CITY OF GRANDVIEW, WASHINGTON, AUTHORIZING THE MAYOR TO SIGN CHANGE ORDER NO. 3 WITH C & R TRACTOR AND LANDSCAPING, INC., FOR THE SANITARY SEWER TRUNK MAIN REPLACEMENT

WHEREAS, the City of Grandview has contracted with C & R Tractor and Landscaping, Inc., as the contractor for the Sanitary Sewer Trunk Main Replacement; and

WHEREAS, after reviewing videos of the new sewer installation, it was determined by the Engineer that the new 30-inch sanitary sewer main segments between manhole 23 and 26 exhibit sags and are holding between ½" to 2" of water after being cleaned; and

WHEREAS, Change Order No. 3 provides for a credit of \$30 per linear foot for 865 linear feet of new 30-inch sanitary sewer main for the deficiency and loss of pipe capacity;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANDVIEW, AS FOLLOWS:

The Mayor is hereby authorized to sign Change Order No. 3 with C & R Tractor and Landscaping, Inc., as a credit in the amount of \$28,026.00 in the form as is attached hereto and incorporated herein by reference.

PASSED by the CITY CO meeting on, 20	UNCIL and APPROVED by the MAYOR at a specia 021.
	MAYOR
	ATTEST:
	CITY CLERK
APPROVED AS TO FORM:	
CITY ATTORNEY	

CHANGE ORDER NO. 3

OW	/N	E	R:
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City of Grandview

PROJECT NAME:

SANITARY SEWER TRUNK MAIN REPLACEMENT

DOE PROJECT NO.:

WQC-2019-GRANDVIEW-00092

CDBG PROJECT NO.:

18-62210-024

HLA PROJECT NO.:

17165C

CONTRACTOR:

C & R Tractor and Landscaping, Inc.

THE FOLLOWING CHANGES ARE HEREBY MADE TO THE CONTRACT DOCUMENT:

Original Contract Price (Including State Sales Tax):	\$3,327,292.87
Current Contract Price Adjusted by Previous Change Order(s) (Including State Sales Tax):	\$3,458,569.03
Change in Contract Price Due to This Change Order (Including State Sales):	(\$28,026.00)
Adjusted Contract Price Due to This Change Order (Including State Sales Tax):	\$3,430,543.03

Original Contract Completion Date:	May 10, 2021
Current Contract Completion Date Adjusted by Non-Working Days and/or Previous Change Order:	September 24, 2021
Change in Contract Completion Date Due to This Change Order:	zero (0) working days
Revised Contract Completion Date:	September 24, 2021

CONTRACTOR:	C & R Tractor and Landscaping, Inc.	Date:	10/7/2021
ENGINEER:	HLA Engineering and Land Surveying, Inc.	Date:	10.07.21
OWNER:	City of Grandview	Date:	<u> </u>

City of Grandview SANITARY SEWER TRUNK MAIN REPLACEMENT

DOE Project No.: WQC-2019-GRANDVIEW-00092 CDBG Project No.: 18-62210-024

HLA Project No.: 17165C

CHANGE ORDER NO. 3

ITEM NO.	DESCRIPTION	UNIT	QTY	UNIT PRICE	AMOUNT
3-1	Credit for Pipe Profile Deficiencies	LF	865	(\$30.00)	(\$25,950.00)
		CHANGE	ORDER NO	D. 2 SUBTOTAL	(\$25,950.00)
			8.0% STA	TE SALES TAX	(\$2,076.00)
		CHAN	NGE ORDEI	R NO. 3 TOTAL	(\$28,026.00)

JUSTIFICATION:

After reviewing videos of the new sewer installation it was determined by the Engineer that the new 30-Inch sanitary sewer main segments between manholes 23 and 26 exhibit sags and are holding between 1/2" to 2" of water after being cleaned. The City of Grandview will accept a credit of \$30 per linear foot for 865 linear feet of new 30-Inch sanitary sewer main for the deficiency and loss of pipe capacity.

Anita Palacios

From: Anita Palacios

Sent: Friday, October 1, 2021 8:17 AM

To: Bill Moore (mooreb@grandview.wa.us); Bill Moore 1 (billandrachel@charter.net); Cus

Arteaga; David Diaz (ddiaz@grandview.wa.us); David Diaz 1; Diana Jennings

(jenningsd@grandview.wa.us); Diana Jennings 1 (diana.r.jennings@gmail.com); Gloria Mendoza; Gloria Mendoza (mendozag@grandview.wa.us); Javier Rodriguez; Javier

Rodriguez (rodhav1@yahoo.com); Joan Souders; Joan Souders 1

(jesouders@hotmail.com); Mike Everett (everettm@grandview.wa.us); Mike Everett 1

(mike@everettlaw.net); Quinn Plant; Robert Ozuna; Robert Ozuna 1

(ozunar@grandview.wa.us)

Subject: FW: Letter to Mayor

Attachments: 0808 Covid letter to the Mayor.doc

From: Mike Everett <Mike@everettlaw.net>
Sent: Friday, October 1, 2021 8:14 AM

To: Anita Palacios <anitap@grandview.wa.us>

Subject: Letter to Mayor

CAUTION: This message was sent from outside the company by someone with a display name matching a user in your organization. Please do not click links or open attachments unless you recognize the source of this email and know the content is safe.

CAUTION: External Email

Anita:

Could you please forward a copy of the attached letter to the Mayor, City Administrator and all Council Members. Thank you.

Michael Everett



E-mail: mike@everettlaw.net

The Law Offices of

Michael R. Everett

802 W. 2ND • P.O. BOX 66B • GRANDVIEW, WA 98930 • PHONE (509) 882-1133 • 1-888-593-3576 • FAX: (509) 882-1472

Michael L. Everett

Tyler Everett

E-mail: tyler@everettlaw.net

October 1, 2021

Honorable Mayor Gloria Mendoza City Hall Grandview, WA 98930

Dear Mayor Mendoza:

I am writing about a concern I have that I believe you, as chief executive of the City can address, promptly.

All of us either election, or employed by the City are public servants. That means we act on behalf of the citizens to insure that their needs are address and they are not endangered. I believe that our Department Heads and First Responders have a particularly important responsibility.

It has come to my attention that a number of Department Heads and First Responders have not been vaccinated against the COVID virus. I do not understand, how these hard working, people can respond to the citizens (with whom they have a great deal of contact) without being vaccinated. If they are not vaccinated, the endanger our citizens. That is ignoring their responsibilities.

We are all aware that we are involved in the long and expensive process of hiring new police officers. Before we under go the expense of sending them off to the Academy, I believe their vaccination should be required. I would hope you would immediately implement this policy.

As Mayor I am asking you to develop a program or approach to get us to 100% vaccinated public servants and particularly First Responders such as fire fighters and police officers. This should cover everyone from top to the bottom of the Departments.

Thank you for your consideration. Keep up the good work.

Sincerely,

Michael Everett

Michael Everett Council Member

MENKE JACKSON BEYER, LLP

Attorneys at Law

807 NORTH 39^{1H} AVENUE • YAKIMA, WASHINGTON 98902 (509) 575-0313 • FAX: (509) 575-0351

ANTHONY F. MENKE KIRK A. EHLIS KENNETH W. HARPER QUINN N. PLANT SEANN M. MUMFORD

ROCKY L. JACKSON, Of Counsel

G. SCOTT BEYER, Of Counsel

TO:

Mayor, City of Grandview

City Council, City of Grandview

FROM:

Quinn N. Plant, City Attorney

SUBJECT:

COVID-19 Vaccine Mandate

DATE:

October 19, 2021

In a letter dated October 1, 2021, Council Member Everett encouraged the Mayor to develop an approach or program oriented towards ensuring City employees are vaccinated.

The Mayor has authority to require City employees to be vaccinated against COVID-19. A vaccine mandate would not excuse the City from accommodating employee requests for disability-related medical and religious exemptions. The effects of a vaccine mandate are likely a mandatory subject of bargaining. The effects of a vaccine mandate would need to be negotiated with the City's bargaining units.

The City of Bellingham recently adopted a vaccine mandate by emergency order. A copy of the emergency order is attached to this memorandum.

CITY OF BELLINGHAM EXECUTIVE ORDER 2021-02 COVID-19 VACCINATIONS FOR CITY OF BELLINGHAM EMPLOYEES, VOLUNTEERS, AND ON-SITE INDOOR CONTRACTORS

WHEREAS, on February 29, 2020, the Governor of the State of Washington proclaimed that a State of Emergency exists in all counties in the State of Washington due to the outbreak of novel coronavirus (COVID-19); and

WHEREAS, on March 10, 2020, the Whatcom County Executive, in coordination with the Whatcom County Health Board, declared a Whatcom County public health emergency to reduce the spread of COVID-19 in our community; and

WHEREAS, on March 12, 2020, the City of Bellingham's Mayor issued a Proclamation of Local Emergency as a result of COVID-19; and

WHEREAS, in response to the rapidly evolving situation in Whatcom County, the Whatcom County Health Officer issued recommendations to slow the spread of COVID-19; and

WHEREAS, the City of Bellingham (City) has implemented measures within City operations, services, and facilities to follow the recommendations of the Whatcom County Health Department; and

WHEREAS, COVID-19 is a threat to life and public health and demands ongoing and further emergency action; and

WHEREAS, the World Health Organization (WHO) has declared that COVID-19 disease is a global pandemic, which is particularly severe in high risk populations such as people with underlying medical conditions and the elderly, and the WHO has raised the health emergency to the highest level requiring dramatic interventions to disrupt the spread of this disease; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency to allow the government to marshal additional resources to combat the virus; and

WHERAS, after months of improving COVID-19 epidemiological conditions in Washington State and Whatcom County, the emergence of highly contagious COVID-19 variants,

Executive Order 2021-02 Page 1 of 5 including the "delta variant" that is at least twice as transmissible as the virus that emerged in late 2019, coupled with the continued significant numbers of unvaccinated people, have caused COVID-19 cases and hospitalizations to rise sharply among unvaccinated populations and have resulted in breakthrough infections in some fully vaccinated individuals; and

WHERAS, COVID-19 vaccines are effective in reducing serious disease and hospitalizations, and

WHEREAS, widespread vaccination is the primary means available to the City to protect its employees and the public, including persons who cannot be vaccinated for medical reasons, youth who are not eligible to receive a vaccine, immunocompromised individuals, and vulnerable persons; and

WHEREAS, the Center for Disease Control (CDC) continues to rate Whatcom County at a "High" level of COVID-19 transmission despite numerous public health measures such as mask wearing and social distancing; and

WHEREAS, COVID-19 vaccinations have been available in Whatcom County for certain priority groups since December 2020, and for those over the age of 16 since April 2021, and for those over the age of 12 since May 2021, and have been free of charge and widely available; and

WHEREAS all three available COVID-19 vaccinations, Pfizer, Moderna, and Janssen (Johnson & Johnson), have proven safe and effective at reducing the risk of contracting the virus, severe illness, hospitalization, and death; and

WHEREAS, on July 6, 2021, the Office of Legal Counsel of the United States Department of Justice issued a legal opinion stating that federal and state governments were not prohibited by federal law from imposing vaccination mandates, even when the only vaccines available were those authorized under U.S. Food and Drug Administration Emergency Use Authorizations; and

WHERAS, the Pfizer vaccine received full Food and Drug Administration (FDA) approval for use in the United States on August 23, 2021; and

WHEREAS, on August 9, 2021 Governor Jay Inslect issued a proclamation requiring all employees, on-site independent contractors, volunteers, goods and services providers, and

Executive Order 2021-02 Page 2 of 5 appointees of designated state agencies to be fully vaccinated against COVID-19 on or before October 18, 2021 and encouraged local governments to adopt a vaccine mandate; and

WHEREAS, on September 9, 2021, President Joe Biden ordered the Department of Labor to issue an emergency temporary standard that requires all federal employees and contractors to be vaccinated, and all employers with more than 100 employees to mandate vaccination against COVID-19 or conduct weekly testing of unvaccinated employees; and

WHEREAS, President Joe Biden has encouraged private employers and local governments to adopt vaccine mandates; and

WHEREAS, it is the duty of every employer to protect the health and safety of employees by establishing and maintaining a healthy and safe work environment and by requiring all employees to comply with health and safety measures; and

WHEREAS, City employees, volunteers, and On-Site Indoor Contractors provide services to and interact with the public; and

WHEREAS, Article 4.01 of the Bellingham City Charter states that the Mayor "shall be the chief executive and administrative officer of the City with the prime responsibility of coordination and supervision of the activities of all departments and employees of the City; and

WHEREAS, the Mayoral Proclamation of Local Emergency dated March 12, 2020 is still in effect and BMC 2.57.060 authorizes the Mayor to "make and issue orders" that are related to the protection of life as affected by the emergency; and

WHEREAS, to preserve and protect the health and safety of City employees and the public during the COVID-19 pandemic, the Mayor has made the managerial decision to require all employees, volunteers and On-Site Indoor Contractors (defined below) to be vaccinated;

NOW THEREFORE, I, Seth Fleetwood, at my sole discretion as chief administrator of the City of Bellingham, order the following:

Section 1. Mandatory COVID-19 Vaccination for All City Employees, Volunteers, and On-Site Indoor Contractors.

A. All City employees are required to be fully vaccinated against the COVID-19 virus as a condition of employment no later than December 3, 2021. All

Executive Order 2021-02 Page 3 of 5 volunteers and On-Site Indoor Contractors (defined below) are required to be fully vaccinated against the COVID-19 virus by December 3, 2021, in order to perform work for the City. Employees seeking reasonable accommodations for legitimate medical reasons or sincerely held religious beliefs may apply for an accommodation no later than close of business on October 15, 2021. Fully vaccinated means two weeks after the second dose of the Pfizer or Moderna vaccine or two weeks after the single dose of Johnson & Johnson's Janssen vaccine. Requests for reasonable accommodations will be evaluated on an individualized basis.

- B. An On-Site Indoor Contractor is an entity, including its employees and subcontractors and their employees, that performs on-site indoor work inside City-owned or leased facilities pursuant to a contract with the City ("Contractor"). This Order applies only to such work performed pursuant to a contract entered into after the Effective Date hereof. Contractors who are subject to this Order shall assume responsibility for the vaccination verification and accommodations requirements in this Order. The Contractor is prohibited from engaging in such work for the City and is prohibited from permitting such employees to engage in such work for them, unless the following requirements are met by December 3, 2021:
 - the Contractor must obtain a copy of or visually observe proof of full vaccination against COVID-19 for every current employee who performs on-site indoor work inside City-owned or leased facilities:
 - the Contractor must obtain a copy of or visually observe proof of full vaccination against COVID-19 for every employee hired after December 3, 2021, who will perform on-site indoor work in Cityowned or leased facilities;
 - the Contractor must follow applicable requirements for granting disability and religious accommodations to its current and future employees;
 - by December 3, 2021, the Contractor must submit to the City a signed declaration in substantially the form prescribed in RCW 5.50.050 declaring that the Contractor has met the above requirements;
 - the Contractor must submit additional signed declarations upon the request of and by the date designated by the City.

Section 2. Collective Bargaining. The City will comply with its collective bargaining obligations for represented employees regarding impacts of this Order.

Section 3. Acceptable Proof of Full Vaccination Against COVID-19. City employees, volunteers and employees of Contractors shall provide proof of full vaccination against

COVID-19 to the Human Resources Department no later than close of business on November 19, 2021. Acceptable proof includes:

- CDC COVID-19 Vaccination Record Card or photo of the card;
- Documentation of vaccination from a health care provider or electronic health record;
- State immunization information system record.

Section 4. Duration of Executive Order. This Executive Order shall be in effect until rescinded.

Section 5. Effective Date. This Executive Order shall be in full force and effect on September 21, 2021.

Section 6. Conflict with BMC Provisions. If the provisions of this Executive Order are found to be inconsistent with any provisions of the Bellingham Municipal Code, this Order shall control.

Section 7. Severability. If any section, sentence, clause or phrase of this Executive Order should be held to be unconstitutional or unlawful by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Order.

Section 8. Recitals. I adopt the above "WHEREAS" recitals as findings of fact and conclusions of law in support of this Executive Order.

Dated this 215T day of SEPTEMBER 2021

ATTEST:

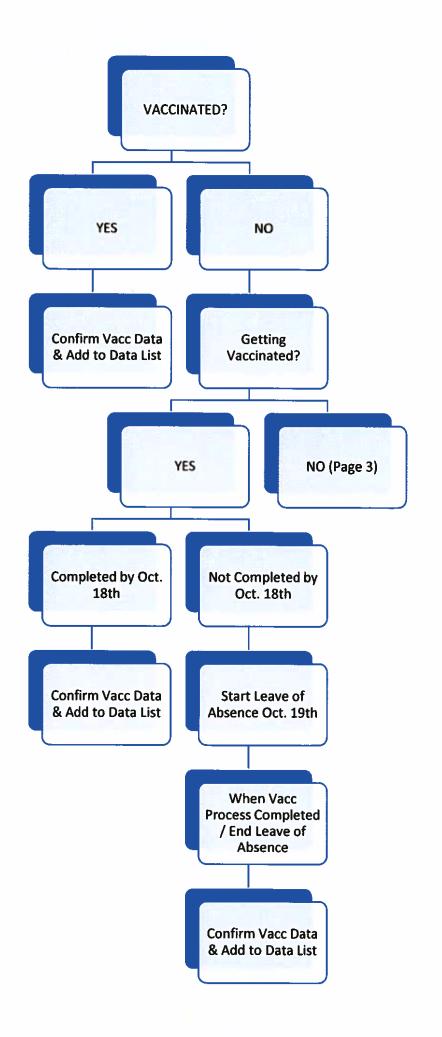
Finance Director

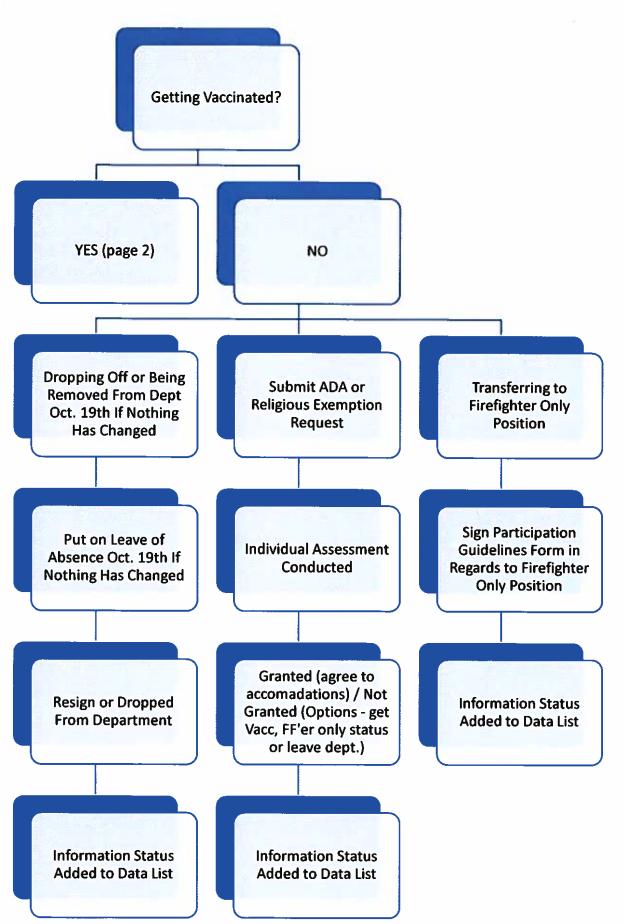
APPROVED AS TO FORM:

Office of the City Altorney

COVID VACCINATION GOVERNOR MANDATE PLAN

September 2021





Request for Medical Exemption from COVID-19 Vaccine Mandate

A medical exemption may be granted upon receipt of a completed form, signed and certified by a licensed health care provider, whose specialty is appropriate to the associated condition. The City is committed to providing a safe, inclusive and supportive experience for all. Medical exemptions do expire if/when the medical condition(s) contraindicating COVID-19 vaccination changes in a manner which would permit vaccination. An in-person Individual Assessment will be required before being granted or denied.

		ion will be required to comply with all appr f Monitoring Form on a daily basis.	opriate PPE requirements of
		(Print Name) is requesting a medical exemp	ation from this vascination
requirement. A medica	l exemption may l	pe allowed for certain recognized contraindication	
Option 1 – Allergy	Option 2 – P	hysical Condition/Medical Circumstance	Option 3 – Other
My Medical Exemption	Request is Based	On Option?	
		ou for a medical Exemption (you may type it out	and attach it to this form if
6 190 6 2			
		Contraindicating COVID-19 vaccine:	
Signatur		Printed Name	Date
		Health Care Provider	
I certify that request for a medical exen		(patient name) has the above VID-19 vaccine requirements.	contraindication and support the
Signature	e	Printed Name	Date
Provider License Numb	er _	Address, City, State, Zip Cod	ie
Phone Number	 -	E-mail Address	
EXEMPTION APPROVED): YES NO	DEPARTMENT DIRECTOR:	
		HUMAN RESOURCES:	

Request for Religious Exemption from COVID-19 Vaccine Mandate

A religious exemption may be granted if an individual holds a sincere religious belief that is contrary to receiving this vaccine. The City is committed to providing a safe, inclusive and supportive experience for all and recognizes sincere observance of faith. To be considered for a Religious Exemption you will need to complete this form and submit it. An in-person Individual Assessment will be required before being granted or denied.

Individuals with an approved exemption will be required to comply with all appropriate PPE requirements of the department and complete the Self Monitoring Form on a daily basis.

requirement.	(Print Name) is requesting a religious exemption	n from this vaccination
eligious exemption, the religious p	gious basis for your vaccination objection, explaining why inciple(s) that guide your objection to vaccination, and the you may type it out and attach it to this form if preferred	e religious basis that
Signature	Printed Name	Date
XEMPTION APPROVED: YES N	D DEPARTMENT DIRECTOR:	
	HUMAN RESOURCES:	

Acceptable Proof of Full Vaccination

- CDC COVID-19 Vaccination Record Card or photo of the card
- Documentation of vaccination from a health care provider or electronic health record
- State Immunization Information System record
- WA State Certificate of COVID-19 Vaccination from MylRmobile.com
- If vaccinated outside of the United States, a reasonable equivalent of any of the above

Personal attestation is not an acceptable form of verification.

Valid CDC vaccination cards and WA State Certificates of COVID-19 Vaccination should include all of the following information: product name, date of dose(s), vaccine lot number, patient's date of birth, the clinic/location or medical provider's name, and possibly an IIS reference number.

GRANDVIEW FIRE DEPARTMENT

COVID-19 VACCINATION MANDATE

PURPOSE: To provide Grandview Fire Department (GVFD) direction as it relates to the August 9th,

2021, Governor Inslee signed Proclamation 21-14 COVID-19 Vaccination Requirement.

POLICY: It shall be the policy of the GVFD that all department employees or volunteers that

provide any level of health care services as part of their job duties must comply with

Proclamation 21-14 by October 18, 2021.

AUTHORITY & RESPONSIBILITY:

DEFINITIONS:

- Health Care Provider: Proclamation 21-14 requires all Health Care Providers to be fully vaccinated against COVID-19. "Health Care Provider" is defined to include individuals with credentials listed on the Washington Department of Health licensing requirements site, which includes Emergency Medical Technicians and Paramedics.
- Fully Vaccinated against COVID-19: A person is fully vaccinated against COVID-19 two (2) weeks
 after they have received the second dose in a two-dose series of a COVID-19 vaccine authorized
 for emergency use, licensed, or otherwise approved by the FDA (e.g., PfizerBioNTech or
 Moderna) or two (2) weeks after they have received a single-dose COVID-19 vaccine authorized
 for emergency use, licensed, or otherwise approved by the FDA (e.g., Johnson & Johnson (J&J).
- **Proclamation 21-14 COVID-19 Vaccination Requirement**: Proclamation signed by Governor Inslee on August 9th, 2021. The full text of the proclamation can be found attached to this policy (Exhibit A).

PROCEDURE:

I. DEMONSTRATING COMPLIANCE

All qualifying GVFD personnel shall ensure they comply with the proclamation by completing the following tasks:

- Submit an acceptable proof of full vaccination against COVID-19 to the City Clerk or Fire Chief no later than October 17, 2021 at 1600 hours. This can be accomplished by submitting one of the following records:
 - o A completed CDC COVID-19 Vaccination Record Card or photo of the card.
 - Documentation of vaccination from a healthcare provider or electronic health record.

- o A state immunization information system record.
- o WA State Certificate of COVID-19 Vaccination from MylRmobile.com.
- o If vaccinated outside of the United States, a reasonable equivalent of any of the above.

Note: Personal attestation is not an acceptable form of verification of COVID-19 vaccination status.

Note: Valid CDC vaccination cards and WA State Certificates of COVID-19 Vaccination should include all of the following information: product name, date of dose(s), vaccine lot number, patient's date of birth, the clinic/location or medical provider's name, and possibly an IIS reference number.

II. IN PROCESS OF FULLY VACCINATED

Should qualifying GVFD personnel find themselves in the process of becoming fully vaccinated, but missing the October 18, 2021 fully vaccinated deadline, personnel will be put on a leave of absence where they cannot respond to calls until the vaccination process is completed. Personnel will still be able to attend training during this time period.

III. ADVERSE REACTION

Should qualifying GVFD personnel find themselves experiencing an adverse reaction to the vaccination process, Sick time (if available) is authorized for the time of recovery. Volunteer firefighters experiencing an adverse reaction are covered under the provisions of Washington State Volunteer Relief and Pension.

VACCINATION TIMEFRAMES

- Moderna Vaccine- series must begin no later than September 6, 2021.
- Pfizer Vaccine- series must begin no later than September 13, 2021.
- Johnson & Johnson Vaccine- series must begin no later than October 4, 2021.

A. Persons that are unable to comply with the requirement to be fully vaccinated by October 18th due to

- a) COVID infection in the weeks immediately preceding the deadline,
- b) An adverse reaction to the first dose of the vaccine.

will be considered for a reasonable accommodation.

B. Personnel hired after the October 18, 2021 deadline will be required to be vaccinated.

Note: GVFD has been made aware that access to the Johnson and Johnson vaccine may become limited. Individuals choosing this vaccine option should obtain the vaccine immediately.

IV. FAILURE TO COMPLY

GVFD personnel who are not fully vaccinated by October 18, 2021 and who have not received approval for their requested accommodation or transferred to a Firefighter Only Non-Medical Position will be

placed on a "6 Month Leave of Absence" effective October 19, 2021. After being put on a leave of absence, they will be contacted in regards to their options. Their options will include:

- Extend their 6 month leave of absence to 12 months to see if anything changes with the Governor's Proclamation. During this leave of absence, personnel are allowed to attend training to keep up any certifications they currently hold.
- Meet the requirements to be fully vaccinated and request to be reinstated on the department.
- Request to be transferred to a Firefighter Only Non-Medical Position and be reinstated.
 Personnel requesting this transfer will be required to meet the requirements listed in the job description.
- Apply for a receive an approved medical or religious exemption and accommodation.
 Personnel receiving a medical or religious exemption and accommodation are required to meet the requirements of their accommodation. See Exhibit B and C.
- Retire.
- Termination. Any personnel who have not acted on any of the above options by the end of their leave of absence will have their position with the department terminated. Terminated personnel may request to be reinstated at such time they attain fully vaccinated status.

V. EXEMPTIONS & ACCOMODATIONS

- GVFD personnel are eligible to request an exemption under the Americans with Disabilities Act
 (ADA). Title VII of the Civil Rights Act of 1964 (Title VII), the Washington Law Against
 Discrimination (WLAD), or any other applicable law to a disability related reasonable
 accommodation, or a sincerely held religious belief.
 - Disability/Medical Accommodation- personnel requesting a disability/medical accommodation shall submit the attached Medical Exemption form (Exhibit B) and any other documentation outlining your disability/medical need for accommodation from a Licensed Washington Healthcare Provider to the Fire Chief or Human Resources.
 - Religious Accommodation- personnel requesting a religious accommodation shall submit the attached Request for Religious Accommodation form (Exhibit C) and any other documentation needed to the Fire Chief or Human Resources.
- All exemptions must be approved by the Department Director and Human Resources Director and the person requesting it must agree to meet the requirements of the accommodation if granted.

APPROVED:

PAT MASON

FIRE CHIEF

EXHIBIT A

PROCLAMATION BY THE GOVERNOR

AMENDING PROCLAMATION 20-05, et seg.

21-14

COVID-19 VACCINATION REQUIREMENT

WHEREAS, on February 29, 2020, I issued Proclamation 20-05, proclaiming a State of Emergency for all counties throughout Washington State as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and confirmed person-to-person spread of COVID-19 in Washington State; and

WHEREAS, as a result of the continued worldwide spread of COVID-19, its significant progression in Washington State, and the high risk it poses to our most vulnerable populations and our health care system, I have subsequently issued several amendatory proclamations, exercising my emergency powers under RCW 43.06.220 by prohibiting certain activities and waiving and suspending specified laws and regulations, including issuance of Proclamations 20-25, et seq., which limit Washingtonians' ability to participate in certain activities unless certain conditions are met; and

WHEREAS, during early stages of the COVID-19 pandemic, health professionals and epidemiological modeling experts indicated that the spread of COVID-19, if left unchecked, threatened to overwhelm portions of Washington's public and private health-care system; and

WHEREAS, to protect some of our most vulnerable populations – persons in health care facilities, long-term care facilities (which includes nursing homes), and similar congregate care facilities – and to protect our health and congregate care systems themselves, I issued several proclamations imposing heightened protections on workers, residents and visitors in those facilities; and

WHEREAS, although COVID-19 continues as an ongoing and present threat in Washington State, the measures we have taken together as Washingtonians over the past 18 months, including the willingness of most Washingtonians to take advantage of the remarkable, life-saving vaccines being administered throughout the state, have made a difference and have altered the course of the pandemic in fundamental ways; and

WHEREAS, after months of improving COVID-19 epidemiological conditions in Washington State, the emergence of highly contagious COVID-19 variants, including the "delta variant" that is at least twice as transmissible as the virus that emerged in late 2019, coupled with the continued significant numbers of unvaccinated people, have caused COVID-19 cases and hospitalizations to rise sharply among unvaccinated populations and have resulted in breakthrough infections in some fully vaccinated individuals; and

WHEREAS, COVID-19 vaccines are effective in reducing infection and serious disease, widespread vaccination is the primary means we have as a state to protect everyone, including persons who cannot be vaccinated for medical reasons, youth who are not eligible to receive a vaccine, immunocompromised individuals, and vulnerable persons including persons in health care facilities, long-term care facilities and other congregate care facilities from COVID-19 infections; and

WHEREAS, widespread vaccination is also the primary means we have as a state to protect our health care system, to avoid the return of stringent public health measures, and to put the pandemic behind us; and

WHEREAS, COVID-19 vaccinations have been available in Washington State from December 2020 to the present, and since April 15, 2021, all Washingtonians over the age of 16 have been eligible to receive free COVID-19 vaccinations from a wide variety of providers at many locations; and WHEREAS, as of August 4, 2021, nearly 4.4 million Washingtonians, about 70% of those eligible and 58% of the total population, had initiated their vaccine series, leaving 2.1 million eligible Washingtonians who were unvaccinated; and

WHEREAS, according to the CDC, as of August 1, 2021, approximately 67% of staff in Washington state nursing homes were fully vaccinated; and WHEREAS, healthcare workers face COVID-19 exposures in a variety of healthcare settings, with those involving direct patient care likely at higher risk; and

WHEREAS, COVID-19 vaccines are safe and effective. COVID-19 vaccines were evaluated in clinical trials involving tens of thousands of participants and met the U.S. Food & Drug Administration's rigorous scientific standards for safety, effectiveness, and manufacturing quality needed to support emergency use authorization; and, to date, more than 346 million doses of COVID-19 vaccines have been given in the United States with 8.2 million of those doses administered in Washington, and serious safety problems and long-term side effects are rare; and

WHEREAS, on July 6, 2021, the Office of Legal Counsel of the United State Department of Justice issued a legal opinion stating that federal and state governments were not prohibited by federal law from imposing vaccination mandates, even when the only vaccines available are those authorized under U.S. Food and Drug Administration Emergency Use Authorizations; and

WHEREAS, on July 26, 2021, approximately 60 medical groups, including the American Medical Association, the American College of Physicians, the American Academy of Pediatrics, the American Academy of Family Physicians, the American Nurses Association, the American Academy of Physician Assistants, the Association of Professionals in Infection Control and Epidemiology, the American Public Health Association, the Infectious Diseases Society of America LeadingAge, the National Hispanic Medical Association, the National Medical Association, and the Society of Infectious Disease Pharmacists, issued a memorandum supporting mandatory, universal vaccination of all public and private health care and long-term care workers, noting that such a requirement is the "fulfillment of the ethical commitment of all health care workers to put patients as well as residents of long-term care facilities first and take all steps necessary to ensure their health and well-being"; and on August 2, 2021, the Washington State Society of Post-Acute and Long-Term Care Medicine submitted a letter in support of the above noted July 26, 2021 memorandum; and

WHEREAS, on July 15, 2021, the American College of Obstetricians and Gynecologists, together with the Society for Maternal-Fetal Medicine, posted a formal opinion stating that medical professionals have an ethical obligation to be vaccinated against COVID-19 to prevent the spread of harmful infectious diseases, and that women who are or may become pregnant should be vaccinated against COVID-19; and

WHEREAS, it is the duty of every employer to protect the health and safety of employees by establishing and maintaining a healthy and safe work environment and by requiring all employees to comply with health and safety measures; and

WHEREAS, state employees live in and provide services to the public in every county in our state, and many interact with the public on a regular basis, and they all interact with some portion of the community at large to varying degrees before and/or after state work hours; and

WHEREAS, to further our individual and collective duty to reduce the spread of COVID-19 in our communities, I am requiring all employees, on-site independent contractors, volunteers, goods and services providers, and appointees of designated state agencies to be fully vaccinated against COVID-19 on or before October 18, 2021; and

WHEREAS, the worldwide COVID-19 pandemic and its persistence in Washington State continue to threaten the life and health of our people as well as the economy of Washington State, and remain a public disaster affecting life, health, property or the public peace; and

WHEREAS, the Washington State Department of Health continues to maintain a Public Health Incident Management Team in coordination with the State Emergency Operations Center and other supporting state agencies to manage the public health aspects of the incident; and

WHEREAS, the Washington State Military Department Emergency Management Division, through the State Emergency Operations Center, continues coordinating resources across state government to support the Department of Health and local health officials in alleviating the impacts to people, property, and infrastructure, and continues coordinating with the state Department of Health in assessing the impacts and long-term effects of the incident on Washington State and its people; and

NOW, THEREFORE, I, Jay Inslee, Governor of the state of Washington, as a result of the above noted situation, and under Chapters 38.08, 38.52 and 43.06 RCW, do hereby proclaim and order that a State of Emergency continues to exist in all counties of Washington State, that Proclamation 20-05, as amended, remains in effect, and that, to help preserve and maintain life, health, property or the public peace pursuant to RCW 43.06.220(1)(h), and (3), I hereby prohibit, subject to the conditions, exceptions, and circumstances set forth below, the following activities:

- 1. Prohibitions. This order prohibits the following:
- a. Any Worker from engaging in work for a State Agency after October 18, 2021 if the Worker has not been fully vaccinated against COVID-19;
- b. Any State Agency from permitting any Worker to engage in work for the agency after October 18, 2021 if the Worker has not been fully vaccinated against COVID19 and provided proof thereof to the agency;
- c. Any Health Care Provider from failing to be fully vaccinated against COVID19 after October 18, 2021; and
- d. Any individual or entity that operates a Health Care Setting from permitting a Health Care Provider to engage in work for the individual or entity as an employee, contractor, or volunteer after October 18, 2021 if the Health Care Provider has not been fully vaccinated against COVID-19 and provided proof

thereof to the individual or entity. Providers who do not work in a Health Care Setting must provide proof of vaccination to the operator of the facility in which the Provider works, if any, or, if requested, to a lawful authority. A lawful authority includes, but is not limited to, law enforcement, local health jurisdictions, and the state Department of Health.

- 2. Exemptions from Vaccine Requirement.
- a. Health Care Providers and Workers for State Agencies are not required to get vaccinated against COVID-19 if they are entitled under the Americans With Disabilities Act (ADA), Title VII of the Civil Rights Act of 1964 (Title VII), the Washington Law Against Discrimination (WLAD), or any other applicable law to a disability-related reasonable accommodation or a sincerely held religious belief accommodation to the requirements of this order. Nothing herein precludes individuals or entities for which Health Care Providers work as employees, contractors, or volunteers and State Agencies from providing disability-related reasonable accommodations and religious accommodations to the requirements of this order as required by the laws noted above. As provided in the ADA, Title VII, and the WLAD, individuals or entities for which Health Care Providers work as employees, contractors, or volunteers and State Agencies are not required to provide such accommodations if they would cause undue hardship.
- b. To the extent permitted by law, before providing a disability-related reasonable accommodation to the requirements of this order, individuals or entities for which Health Care Providers work as employees, contractors, or volunteers and State Agencies must obtain from the individual requesting the accommodation documentation from an appropriate health care or rehabilitation professional authorized to practice in the State of Washington stating that the individual has a disability that necessitates an accommodation and the probable duration of the need for the accommodation.
- c. To the extent permitted by law, before providing a sincerely held religious belief accommodation to the requirements of this Order, individuals or entities for which Health Care Providers work as employees, contractors, or volunteers and State Agencies must document that the request for an accommodation has been made and the document must include a statement regarding the way in which the requirements of this order conflict with the religious observance, practice, or belief of the individual.
- 3. Acceptable Proof of Full Vaccination Against COVID-19: Where required above, Workers for State Agencies and Health Care Providers must provide proof of full vaccination against COVID-19 by providing one of the following:
- a. CDC COVID-19 Vaccination Record Card or photo of the card;
- b. Documentation of vaccination from a health care provider or electronic health record; or
- c. State immunization information system record. Personal attestation is not an acceptable form of verification of COVID-19 vaccination.
- 4. Public and Private Entities and Employers May Exceed These Requirements: Nothing in this order prohibits individuals or entities employing or using the services of Health Care Providers and State Agencies from implementing requirements that exceed the requirements of this Order.
- 5. Definitions.
- a. "Worker":

- For purposes of this order, "worker" includes:
- A person engaged to work as an employee, independent contractor, service provider, volunteer, or through any other formal or informal agreement to provide goods or services, whether compensated or uncompensated, but does not include a visitor or patron;
- The director, secretary, or other executive officer of a State Agency;
- A person appointed to serve on a board, commission, or similar body that is an executive cabinet agency listed at https://www.governor.wa.gov/office-governor/office/executive-cabinet or a small cabinet agency listed at https://www.governor.wa.gov/officegovernor/office/small-cabinet.
- The following exceptions apply to the definition of "worker":
- Independent contractors, and any of their workers, are exempt from this order unless any provision of the contract to provide goods or services requires work to be performed in person and on site, regardless of frequency, whether other workers are present, or any contingent nature of that requirement.
- For any State Agency that is listed as an agency under the authority of a board, council, or commission at https://ofm.wa.gov/sites/default/files/public/publications/2021_State_Org_Chart.pdf and that is not also listed as an executive cabinet agency at https://www.governor.wa.gov/officegovernor/office/executive-cabinet or a small cabinet agency at https://www.governor.wa.gov/office-governor/office/small-cabinet, only the State Agency's compensated employees are "workers" subject to the requirements of this proclamation.
- b. "Health Care Provider" includes:
- Individuals with credentials listed in the Healthcare Professional Credentialing Requirements list;
- Individuals who are permitted by law to provide health care services in a professional capacity without holding a credential;
- Long-term care workers unless specifically excluded in this order; and
- Workers in any Health Care Setting, as defined herein.
- "Health Care Provider" does not include, for purposes of this order:
- Individual providers, as defined in RCW 74.39A.240;
- Providers of personal care in a person's home, such as home care, home health or hospice care;
- Providers who are not actively practicing or providing services; and
- Providers who provide services only at one or more of the settings that are expressly excluded from the list of Health Care Settings under this order.
- c. "Health Care Setting" is any public or private setting that is primarily used for the delivery of in-person health care services to people, except as specifically exempted below. If located at a facility that is primarily used for the delivery of health-care services, such as a hospital, then the entire facility is a Health Care Setting. If located at a facility that is primarily used for another purpose, such as a pharmacy

within a grocery store, school nurse's office, or vaccination clinic within a business establishment, the Health Care Setting includes only the areas that are primarily used for the delivery of health care and the areas regularly occupied by Health Care Providers and people seeking care, but not the other areas of the facility.

"Health Care Setting" includes, but is not limited to:

- Acute care facilities, including, but not limited to, hospitals;
- · Long-term acute care facilities;
- Inpatient rehabilitation facilities:
- Inpatient behavioral health facilities, including, but not limited to, evaluation and treatment facilities, residential treatment facilities, secure detox facilities;
- Residential long-term care facilities, including, but not limited to, nursing homes, assisted living facilities, adult family homes, settings where certified community residential services and supports are provided, and enhanced services facilities;
- Mobile clinics or other vehicles where health care is delivered;
- Outpatient facilities, including, but not limited to, dialysis centers, physician offices, and behavioral health facilities (including offices of psychiatrists, mental health counselors, and substance use disorder professionals);
- Dental and dental specialty facilities;
- Pharmacies (not including the retail areas);
- Massage therapy offices (this includes designated areas where massage is administered within non-health care settings like spas and wellness/fitness centers);
- Chiropractic offices;
- Midwifery practices and stand-alone birth centers;
- Isolation and/or quarantine facilities;
- Ambulatory surgical facilities;
 Urgent care centers;
 and
- Hospice care centers.

"Health Care Setting" does not include:

• Settings where sports and spectator events or other gatherings are held (including when credentialed athletic trainers are providing care to players), other than areas primarily used for the delivery of health care services, such as designated first aid areas (which are Health Care

Settings);

• Department of Children, Youth & Families (DCYF)-licensed foster homes that do not primarily provide health care services;

- Research facilities where no health care is delivered to people;
- Veterinary health care settings;
 Animal control agencies; and

Non-profit humane societies.

- d. "State Agency" includes:
- Every agency listed at https://www.governor.wa.gov/officegovernor/office/executive-cabinet;
- Every agency listed at https://www.governor.wa.gov/officegovernor/office/small-cabinet; and
- Every agency under the authority of a board, council, or commission listed at https://ofm.wa.gov/sites/default/files/public/publications/2021_State_Org_Ch art.pdf except the State Board for Community and Technical Colleges and the governing boards of four-year institutions of higher education.
- e. "Fully Vaccinated against COVID-19": A person is fully vaccinated against COVID19 two weeks after they have received the second dose in a two-dose series of a COVID-19 vaccine authorized for emergency use, licensed, or otherwise approved by the FDA (e.g., Pfizer-BioNTech or Moderna) or two weeks after they have received a single-dose COVID-19 vaccine authorized for emergency use, licensed, or otherwise approved by the FDA (e.g., Johnson & Johnson (J&J)/Janssen.

ADDITIONALLY, the specific prohibitions in this Proclamation are severable and do not apply to the extent that compliance with a prohibition would violate

- (1) any U.S. or Washington constitutional provision;
- (2) federal statutes or regulations;
- (3) any conditions that apply to the state's receipt of federal funding;
- (4) state statutes; or
- (5) applicable orders from any court of competent jurisdiction.

ADDITIONALLY, nothing in this Proclamation limits otherwise applicable requirements related to personal protective equipment, personnel training, and infection control policies and procedures.

I again direct that the plans and procedures of the Washington State Comprehensive Emergency Management Plan be implemented throughout state government. State agencies and departments are directed to continue utilizing state resources and doing everything reasonably possible to support implementation of the Washington State Comprehensive Emergency Management Plan and to assist affected political subdivisions in an effort to respond to and recover from the COVID-19 pandemic.

I continue to order into active state service the organized militia of Washington State to include the National Guard and the State Guard, or such part thereof as may be necessary in the opinion of The Adjutant General to address the circumstances described above, to perform such duties as directed by competent authority of the Washington State Military Department in addressing the outbreak.

Additionally, I continue to direct the Department of Health, the Washington State Military Department Emergency Management Division, and other agencies to identify and provide appropriate personnel for conducting necessary and ongoing incident related assessments.

Violators of this order may be subject to criminal penalties pursuant to RCW 43.06.220(5).

Further, if people fail to comply with the required facial coverings, social distancing and other protective measures while engaging in this phased reopening, I may be forced to reinstate the prohibitions established in earlier proclamations.

This order is effective immediately. Unless extended or amended, upon expiration or termination of this amendatory proclamation the provisions of Proclamation 20-25, et seq., will continue to be in effect until the state of emergency, issued on February 29, 2020, pursuant to Proclamation 2005, is rescinded.

Signed and sealed with the official seal of the state of Washington on this 9th day of

August, A.D., Two Thousand and Twenty-One at Olympia, Washington.

By:

/s/ Jay

Inslee, Governor

EXHIBIT B

Request for Medical Exemption from COVID-19 Vaccine Mandate

A medical exemption may be granted upon receipt of a completed form, signed and certified by a licensed health care provider, whose specialty is appropriate to the associated condition. The City is committed to providing a safe, inclusive and supportive experience for all. Medical exemptions do expire if/when the medical condition(s) contraindicating COVID-19 vaccination changes in a manner which would permit vaccination. An in-person Individual Assessment will be required before being granted or denied.

Individuals with an approved department and complete		ill be required to comply with all appropriate fing Form on a daily basis.	PE requirements of the
	_	(Print Name) is requesting a medical exempti	on from this vaccination
requirement. A medical ex	emption may be	allowed for certain recognized contraindication	is.
Option 1 – Allergy	Option 2 – F	Physical Condition/Medical Circumstance	Option 3 - Other
My Medical Exemption Re	quest is Based O	n Option?	
Describe the circumstances if preferred):	s that qualify you	for a medical Exemption (you may type it out a	nd attach it to this form
		ntraindicating COVID-19 vaccine:	
Signature		Printed Name	
=======================================		Health Care Provider	
I certify that and support the request fo	r a medical exem	(patient name) has the option from the COVID-19 vaccine requirements	
Signature		Printed Name	Date
Provider License Number	-	Address, City, Sta	te, Zip Code
Phone Number EXEMPTION APPROVED:		E-mail Address DEPARTMENT DIRECTOR:	
		HUMAN RESOURCES:	

EXHIBIT C

Request for Religious Exemption from COVID-19 Vaccine Mandate

A religious exemption may be granted if an individual holds a sincere religious belief that is contrary to receiving this vaccine. The City is committed to providing a safe, inclusive and supportive experience for all and recognizes sincere observance of faith. To be considered for a Religious Exemption you will need to complete this form and submit it. An in-person Individual Assessment will be required before being granted or denied.

Individuals with an approved exemption will be required to comply with all appropriate PPE requirements of the department and complete the Self Monitoring Form on a daily basis. _(Print Name) is requesting a religious exemption from this vaccination requirement. Describe in your own words the religious basis for your vaccination objection, explaining why you are requesting this religious exemption, the religious principle(s) that guide your objection to vaccination, and the religious basis that prohibits the COVID-19 vaccination (you may type it out and attach it to this form if preferred): Printed Name Signature Date **EXEMPTION APPROVED: YES NO** DEPARTMENT DIRECTOR:

HUMAN RESOURCES:



Vice President for Administrative Services

S. 16th Avenue & Nob Hill Boulevard, PO Box 22520, Yakima, WA 98907-2520 P: 509.574.4668 • www.yvcc.edu

September 1, 2021

To All Contractors and Vendors that Provide Services to Yakima Valley College

On August 18, 2021, Washington State Governor Jay Inslee, announced, per Proclamation 21-14.1 COVID-19 Vaccination Requirement, that all contractors and vendors that provide services to a state agency, institution of higher education or operator of a health care setting are required to be fully vaccinated in order to continue to provide a service to said entity. Additionally, as part of the Proclamation the state agency, institution of higher education or operator of a health care setting may elect to require employers of contractors or vendors to assume responsibility for vaccination verification and accommodation requirements. The Proclamation language is attached.

Yakima Valley College (YVC) has elected to require all employers of contractors or vendors to assume responsibility for vaccination verification and accommodation requirements.

You are receiving this notice because you have provided services to YVC in the past. If you wish to continue to provide service to YVC you will be required to certify the vaccination or accommodation status of your employees that come to any YVC campus to perform a service by supplying YVC with a completed Contractor Vendor COVID 19 Certification Form. The certification form is attached. Completed forms may be emailed to vpadminservices@yvcc.edu.

YVC values the relationship we have with our contractors and vendors and hope that we can continue to partner with you as we continue to navigate the impacts of the COVID-19 pandemic and follow the mandates of Washington State Governor Jay Inslee.

Sincerely,

Teresa Rich

Teresa Rich, PhD Vice President for Administrative Services

Encl/

Contractor Vendor COVID-19 Certification Form
Name:
Address:
City, State, Zip Code:
Phone Number
I declare under penalty of perjury under the law of Washington that the foregoing is true and correct.
Contractor's or Vendor's staff working on and for YVC and YVC campuses have been fully vaccinated or have been provided an authorized exemption from the COVID-19 vaccination per the State of Washington Proclamation by the Governor Amending Proclamations 20-05 and 20-14, 21-14.1, COVID-19 Vaccination Requirement.
Signed on the day of , , (date) (month) (year)
at
(printed name)

(signature)

Election to Require Employers of Contractors to Assume Responsibility for Vaccination Verification and Accommodation Requirements

- a. Notwithstanding anything to the contrary in this Order, a State Agency, an operator of an Educational Setting, or an operator of Health Care Setting may elect to require the employer of a contractor who is subject to this Order to assume responsibility for the vaccination verification and accommodations requirements in this Order. This election may be made with respect to any or all of an employer's contractor-employees who are subject to this Order.
- b. If such an election is made, after October 18, 2021, the employer's contractoremployees are prohibited from engaging in work for the State Agency, operator of the Educational Setting, or operator of the Health Care Setting, and the State Agency, operator of the Educational Setting, or operator of the Health Care Setting is prohibited from permitting such employee to engage in work for them, unless the following requirements are met:
 - By October 18, 2021, the employer must obtain a copy of or visually observe proof of full vaccination against COVID-19 for every current employee who is subject to the vaccination requirement in this Order;
 - The employer must obtain a copy of or visually observe proof of full vaccination against COVID-19 for every employee hired after October 18, 2021 who is subject to the vaccination requirement in this Order;
 - The employer must follow the requirements for granting disability and religious accommodations to its current and future employees that apply to State Agencies, operators of Educational Settings, and operators of Health Care Settings under this Order;
 - By October 18, 2021, the employer must submit to the State Agency, operator of the Educational Setting, or operator of the Health Care Setting a signed declaration in substantially the form prescribed in RCW 5.50.050 declaring that the employer has met the above requirements;
 - The employer must submit additional signed declarations upon the request of and by the date designated by the State Agency, operator of the Educational Setting, or operator of the Health Care Setting;
 - If an employer is also a contractor subject to this Order, the employer must include in their declaration that the employer is fully vaccinated against COVID-19 or is unable to get vaccinated because of a disability or a conflict between the vaccination requirement and their sincerely held religious beliefs, practice, or observance, as applicable; and
 - The employer must cooperate with any investigation or inquiry the State Agency, operator of the Educational Setting, or operator of the Health Care Setting makes into the employer's compliance with these requirements, including by providing information and records upon request, except any information or records that the employer is prohibited by law from disclosing.
- c. Any State Agency, operator of an Educational Setting, or operator of Health Care Setting who makes the election above retains the right to investigate or inquire into the employer's compliance with the above requirements, to obtain proof of vaccination directly from any contractor-employee, and to withdraw the election in whole or in part at any time.

CITY OF GRANDVIEW AGENDA ITEM HISTORY/COMMENTARY COMMITTEE-OF-THE-WHOLE MEETING

Ordinance establishing a custodial fund for the receipting and payment of funds the City is holding as a trustee

DEPARTMENT
City Treasurer

AGENDA NO.: New Business 4 (E)

AGENDA DATE: October 26, 2021

FUNDING CERTIFICATION (City Treasurer) (If applicable)

DEPARTMENT DIRECTOR REVIEW

Matthew Cordray, City Treasurer

CITY ADMINISTRATOR

MAYOR

ITEM HISTORY (Previous council reviews, action related to this item, and other pertinent history)

The City of Grandview receives court and state fees every month. The City then turns around and remits a portion of these fees to the state. In 2020, a new reporting requirement was mandated by the State Auditor to show these fiduciary activities in a separate custodial fund.

ITEM COMMENTARY (Background, discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

By Fund the highlights of the budget changes are:

COURT AND STATE REMITTANCE FUND: The revenue that is received is held and then that same amount is remitted to the state monthly. This will be an unbudgeted fund as the assets are not derived from the government's own-source revenues.

ACTION PROPOSED

Move an ordinance establishing a custodial fund for the receipting and payment of funds the City is holding as a trustee to a regular Council meeting for consideration.

ORDINANCE NO. 2021-___

AN ORDINANCE OF THE CITY OF GRANDVIEW, WASHINGTON, ESTABLISHING A CUSTODIAL FUND FOR ASSETS THAT ARE BEING HELD BY THE CITY AS A TRUSTEE

WHEREAS, the City Council for the City of Grandview, Washington, has determined that for accounting purposes it would be in the best interest of the City to establish a Custodial Fund for the receipt and remittance of court or state fees held by the City as a trustee.

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

- Section 1. <u>Courts and State Remittance Fund</u>: The Courts and State Remittance Fund (635) is hereby created. Said fund shall be available for deposit of any court or state receipts.
- Section 2. <u>Expenditures of Fund</u>: Monies in the Courts and State Remittance Fund shall be expended exclusively for court or state remittance fees.
- Section 3. <u>Severability</u>: If any provision of this Ordinance or its application to any person or circumstances is held to be invalid the remainder of this Ordinance or the application of the provisions to other persons or circumstances, shall not be affected.
- Section 4. <u>Effect</u>: 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 COU meeting on, 2021.	JNCIL and APPROVED by the MAYOR at its regular
	MAYOR
	ATTEST:
	CITY CLERK
APPROVED AS TO FORM:	
CITY ATTORNEY	
PUBLICATION:	

EFFECTIVE:

CITY OF GRANDVIEW AGENDA ITEM HISTORY/COMMENTARY COMMITTEE-OF-THE-WHOLE MEETING

Ordinance establishing a separate fund for the American Rescue Plan Act (ARPA) funds

DEPARTMENT
City Treasurer

AGENDA NO.: New Business 4 (F)

AGENDA DATE: October 26, 2021

FUNDING CERTIFICATION (City Treasurer) (If applicable)

DEPARTMENT DIRECTOR REVIEW

Matthew Cordray, City Treasurer

CITY ADMINISTRATOR

MAYOR

ITEM HISTORY (Previous council reviews, action related to this item, and other pertinent history)

In June 2021, the City of Grandview was informed that it would be receiving Coronavirus Local Fiscal Recovery funds from the federal American Rescue Plan Act (ARPA). The City will receive 50% of the funds in 2021 and the remaining 50% in 2022. The City has until 2024 to obligate uses of the funds and has until 2026 to expend the funds. Expenditures will need to meet pandemic response needs that rebuild a stronger and more equitable economy as the country recovers. This ordinance would create a separate fund to better track the sources and uses.

ITEM COMMENTARY (Background, discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

By Fund the highlights of the budget changes are:

AMERICAN RESCUE PLAN ACT (ARPA) FUND: Increases revenues to show the Coronavirus Local Fiscal Recovery funds that were received. Increase appropriations for fire department defibrillators. Other expenditures will be included as discussions take place.

ACTION PROPOSED

Move an ordinance establishing a separate fund for the American Rescue Plan Act (ARPA) funds to a regular Council meeting for consideration.

ORDINANCE NO. 2021-___

AN ORDINANCE OF THE CITY OF GRANDVIEW, WASHINGTON, ESTABLISHING A FUND FOR THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDS

WHEREAS, the City Council for the City of Grandview, Washington, has determined that for accounting purposes it would be in the best interest of the City to establish an ARPA Fund to better track the uses.

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

Section 1. <u>American Rescue Plan Act (ARPA) Fund</u>: The ARPA Fund (010) is hereby created. Said fund shall be available for deposit of any Coronavirus Local Fiscal Recovery funds.

Section 2. <u>Expenditures of Fund</u>: Monies in the ARPA Fund shall be expended exclusively to meet pandemic response needs and rebuild a stronger and more equitable economy as the country recovers.

Section 3. <u>Severability</u>: If any provision of this Ordinance or its application to any person or circumstances is held to be invalid the remainder of this Ordinance or the application of the provisions to other persons or circumstances, shall not be affected.

Section 4. <u>Effect</u>: 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 COI meeting on, 2021.	JNCIL and APPROVED by the MAYOR at its regular
	MAYOR
	ATTEST:
	CITY CLERK
APPROVED AS TO FORM:	
CITY ATTORNEY	
PUBLICATION:	

EFFECTIVE:

CITY OF GRANDVIEW AGENDA ITEM HISTORY/COMMENTARY COMMITTEE-OF-THE-WHOLE MEETING

Ordinance amending the 2021 Annual Budget

DEPARTMENT

City Treasurer

AGENDA NO.: New Business 4 (G)

AGENDA DATE: October 26, 2021

FUNDING CERTIFICATION (City Treasurer)

(If applicable)

DEPARTMENT DIRECTOR REVIEW

Matthew Cordray, City Treasurer

MAYOR

CITY ADMINISTRATOR

ITEM HISTORY (Previous council reviews, action related to this item, and other pertinent history)

Staff monitoring and review of fund and department budgets has identified budget accounts to be amended. An ordinance will be prepared to provide for the amending of the 2021 Annual Budget to accommodate the changes in sources and uses.

ITEM COMMENTARY (Background, discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

By Fund the highlights of the budget changes are:

CURRENT EXPENSE FUND: Decrease revenues for Coronavirus Fiscal Recovery funds. Net effect is a decrease in estimated ending fund balance.

AMERICAN RESCUE PLAN ACT (ARPA) FUND: Increases revenues for Coronavirus Local Fiscal Recovery funds. Increase appropriations for fire department defibrillators. Net effect is an increase to estimated ending fund balance.

SEWER FUND: Increases revenues for CDBG Grant – 21" Sewer Main and Department of Ecology Loan – 21" Sewer Main. Increase appropriations for 21" Sewer Main Construction. Net effect is a decrease to estimated ending fund balance.

ACTION PROPOSED

Move an ordinance amending the 2021 Annual Budget to a regular Council meeting for consideration

2021 Budget Amendment October 10/20/2021 16:34

2021 Budget Amendment - October

to Sue 10/XX/2021 - mc	Ordinance No. 2021-X				
	Description Fund/Account	Original Estimate	Amendment Amount	New Estimate	Treasurer's notes
Account 001 000 000 308 80 00 00	Current Expense Fund Beginning Fund Balance	1,350,130		1,350,130	
001 000 000 332 92 10 00	Coronavirus Local Fiscal Recovery Revenues/Sources	7,357,390	(1,546,200)	5,811,190	Separating ARPA sources and uses into own fund
	Current Exp. Fund Total	8,707,520	(1,546,200) 7,161,320	7,161,320	
	Expenditures/Uses	7,024,240		7,024,240	
001 099 000 508 80 00 00	Ending Fund Balance Current Exp. Fund Total	1,683,280 8,707,520	(1,546,200) (1,546,200)	137,080 7,161,320	
Account 010 000 000 308 80 00 00	American Rescue Plan Act Fund Beginning Fund Balance	,			
010 000 000 332 92 10 00	Coronavirus Local Fiscal Recovery Revenues/Sources	•	1,546,200	1,546,200	Separating ARPA sources and uses into own fund
	ARPA Fund Total		1,546,200	1,546,200	
010 038 000 594 22 64 04	Lifeline ARM Compression Device Expenditures/Uses	ŀ	34,500	34,500	Defibrillators for the fire department
010 039 000 508 80 00 00	Ending Fund Balance ARPA Fund Total		1,546,200	1,546,200	

ORDINANCE NO. 2021-____

AN ORDINANCE OF THE CITY OF GRANDVIEW, WASHINGTON, AMENDING THE 2021 ANNUAL BUDGET

WHEREAS, the original 2021 estimated beginning fund balances and revenues do not reflect available budget sources; and

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

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

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

Section 1. That the 2021 annual budget be amended to reflect the changes presented in Exhibit A.

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

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

PASSED by the	CITY COUNCIL	and APPROVED	by the MA	AYOR at its	regular
meeting on October	, 2021.		•		

meeting on October, 2021.		
	MAYOR	
	ATTEST:	
	CITY CLERK	
APPROVED AS TO FORM:		
CITY ATTORNEY		
PUBLICATION: EFFECTIVE:		

Exhibit A

	Beginning Balance	Estimated Revenues	Appropriated Expenditures	Ending Balance	Budget Total
Current Expense Fund				_	
Original 2021 Budget	1,350,130	7,357,390	7,024,240	1,683,280	8,707,520
Amendment Amount		(1,546,200)		(1,546,200)	(1,546,200)
Amended Total	1,350,130	5,811,190	7,024,240	137,080	7,161,320
American Rescue Plan Fund Original 2021 Budget					
Original 2021 Budget		三条数数约约		100000	
Amendment Amount		1,546,200	34,500	1,511,700	1,546,200
Amended Total	new per	1,546,200	34,500	1,511,700	1,546,200
Sewer Fund					
Original 2021 Budget	6,463,035	6,554,105	6,465,530	6,551,610	13,017,140
Amendment Amount		293,000	635,000	(342,000)	293,000
Amended Total	6,463,035	6,847,105	7,100,530	6,209,610	13,310,140