

RESOLUTION 2015 - 21



ORIGINAL

**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF SUNNYSIDE, WASHINGTON, AUTHORIZING  
AN AGREEMENT WITH YAKIMA COUNTY FOR  
CERTIFIED ACCEPTANCE SERVICES FOR THE  
16<sup>th</sup> STREET SIDEWALK IMPROVEMENTS (TAP)**

**WHEREAS**, the City has been awarded federal funds for the 16<sup>th</sup> Street Sidewalk Improvements; and

**WHEREAS**, the expenditure of federal funds requires that the project be designed and administered in accordance with the Washington State Department of Transportation (WSDOT), Local Agency Guidelines (LAG), including certification by a certified acceptance (CA) agency; and

**WHEREAS**, Yakima County is a certified agency and this agreement will allow the County to administer and certify the project for the City in accordance with WSDOT/ LAG requirements; and

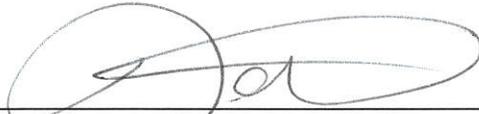
**WHEREAS**, the City of Sunnyside City Council finds and determines that an agreement between the City of Sunnyside and Yakima County is in the best interest of the residents of the City of Sunnyside and will promote the general health, safety and welfare;

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WAHSINGTON**, as follows:

**SECTION 1.** That the Agreement for Certification Acceptance Services with Yakima County, which agreement is attached hereto as Exhibit "A" and incorporated herein by this reference, for administration of the 16<sup>th</sup> Street Sidewalk Improvements, is hereby approved; and the City Manager is hereby authorized to execute and administer such agreement for and on behalf of the City of Sunnyside.

**SECTION 2.** This Resolution shall be effective upon passage, approval and signatures hereon in accordance with law.

**PASSED** this 23<sup>rd</sup> day of March, 2015.

  
\_\_\_\_\_  
JAMES A. RESTUCCI, MAYOR

**ATTEST:**

  
\_\_\_\_\_  
DELILAH SAENZ, CMC, CITY CLERK

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
KERR LAW GROUP, PLLC  
Attorneys for the City of Sunnyside

**AGREEMENT FOR CERTIFIED ACCEPTANCE SERVICES**

THIS AGREEMENT is entered into between Yakima County, Washington (hereinafter the "County") through its Public Services Department whose address is 128 North 2nd Street, Yakima, Washington, 98901, and the City of Sunnyside (hereinafter the "City") whose address is 818 East Edison, Sunnyside, WA 98944.

WHEREAS, the City has been awarded federal funds for the **16<sup>th</sup> Street Sidewalk Improvements** (hereinafter the "Project"); and,

WHEREAS, the City desires to utilize these federal funds to undertake the Project.

WHEREAS, the expenditure of federal funds requires that the project be designed and administered in accordance with the Washington State Department of Transportation Local Agency Guidelines, including certification by a certified acceptance agency (CA agency); and,

WHEREAS, the City is not presently certified to administer federal aid projects; and,

WHEREAS, the County is presently certified to administer federal aid projects; and,

WHEREAS, The Local Agency Guidelines provides that a noncertified local agency may enter into agreement with a CA agency to have the CA agency perform project development and/or contract administration; and,

WHEREAS, the accomplishment of the project is a benefit to the regional transportation system.

NOW, THEREFORE IT IS HEREBY AGREED as follows:

1. The County will administer and certify the project for the City in accordance with the Washington State Department of Transportation Local Agency Guidelines.
2. The City will:
  - 2.1. Prepare all of the project plans, specifications, and estimates in accordance with the Local Agency Guidelines;
  - 2.2. Provide construction inspection services through the City's consultant in accordance with the Local Agency Guidelines; and

EXHIBIT "A"

2.3.Reimburse the County for services provided by the County on a time and materials basis when billed by the County.

3. This Interlocal Agreement shall be in full force and effect when executed by the City and County.

CITY OF SUNNYSIDE

BOARD OF YAKIMA COUNTY  
COMMISSIONERS

\_\_\_\_\_  
Signature

\_\_\_\_\_  
J. Rand Elliott, Chairman

\_\_\_\_\_  
Print or Type Name

\_\_\_\_\_  
Michael D. Leita, Commissioner

\_\_\_\_\_  
Title

\_\_\_\_\_  
Kevin J. Bouchey, Commissioner  
*Constituting the Board of County Commissioners  
for Yakima County, Washington*

\_\_\_\_\_  
Date Signed

Attest:

Attest:

\_\_\_\_\_  
Tiera L. Girard, Clerk of the Board

By: \_\_\_\_\_

\_\_\_\_\_  
Deputy Prosecuting Attorney