

## RESOLUTION 2018 - 02

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL COOPERATION AGREEMENT WITH Yakima Valley Conference of Governments (YVCOG) Yakima County, City of Grandview, City of Granger, Town of Harrah, City of Mabton, City of Moxee, Town of Naches, City of Selah, City of Sunnyside, City of Tieton, City of Toppenish, City of Union Gap, City of Wapato, City of Yakima, City of Zillah, and the Confederated Tribes and Bands of the Yakama Nation

#### GOVERNANCE AGREEMENT

**WHEREAS**, Yakima Valley Conference of Governments was established in 1966 and has served as a regional agency serving the individual and collective interests of participating member cities, towns, communities and political subdivisions within Yakima County, Washington; and

**WHEREAS**, RCW 36.64.080 authorizes counties, cities, towns and other participating political subdivisions to establish a regional agency (i.e. "Conference"), for the purpose of studying, coordinating, assisting and managing matters of regional or governmental interest and concern, including but not limited to transportation, land use planning, codes and ordinances, comprehensive facility and land use planning, government finances, air and water quality, regional and local social services, and other matters of local and regional interest or significance; and

**WHEREAS**, Federal transportation legislation (23 U.S.C. 134 and 49 U.S.C. 5303) requires the designation, by agreement between the Governor of the State of Washington and units of general purpose local government, of a Metropolitan Planning Organization (MPO) which, in cooperation with the State of Washington is to develop transportation plans and programs for urbanized areas of Washington State; and

**WHEREAS**, YVCOG has been designated as MPO for Yakima County with responsibility for implementing national policy set forth in 23 CFR §§450.300-.338 the local urbanized area including a continuing, cooperative, and comprehensive performance-based multimodal transportation planning process, together with development of a metropolitan transportation plan and a transportation improvement program (TIP); and

**WHEREAS**, State of Washington authorizes formation of a Regional Transportation Planning Organization (RTPO) through the voluntary association of local governments within a county (RCW 47.80.020); provided each RTPO shall encompass at least one complete county, have a population of at least 100,000 and have as members all counties within the region and at least sixty percent of the cities and towns collectively representing a minimum of seventy-five percent of the population of all incorporated municipalities; and

**WHEREAS**, each RTPO formed by local governments is required to create a transportation policy board in accordance with RCW 47.80.040 which board shall provide policy advice to the RTPO and shall allow representatives of major employers within the region, the department of transportation, transit districts, port districts, and member cities, towns, and counties within the region to participate in policy making; and

**WHEREAS**, RCW 47.80.020 provides that the RTPO in an urbanized area shall be the same as the MPO designated for federal transportation planning purposes; and

**WHEREAS**, in accordance with applicable federal and state laws, the Members affirm and ratify the formation and continuation of a unified metropolitan and regional transportation planning program to carry out the responsibilities of the MPO and RTPO,

as well as other responsibilities determined by YVCOG (Articles of Association and Bylaws, attached as Exhibits A and B); and

**WHEREAS**, Yakima Valley Conference of Governments (YVCOG) has been designated as the lead planning agency and fiscal agent for the Metropolitan Planning Organization and the Regional Transportation Planning Organization; and

**WHEREAS**, the Washington State Growth Management Act, Chapter 36.70A RCW, requires the coordinated countywide planning by counties, cities, towns and other political subdivisions that develops and implements policies for contiguous and orderly growth, provision of urban services, siting of capital facilities, transportation, planning, consideration of needs for affordable housing, economic development and employment, and other comprehensive planning matters; and

**WHEREAS**, the Members executing this Agreement confirm and represent that each of the Members has adopted one or more resolutions authorizing the execution of this Agreement, and that such resolutions are in all ways valid and binding; and

**WHEREAS**, the Yakima Valley Conference of Governments has been and may be named as a subrecipient on federal and state transportation planning grant funds; and

**WHEREAS**, the Yakima County Commissioners authorized the execution of this Agreement by Resolution No. 2017-AA, adopted on December, 2017;

**WHEREAS**, the Confederated Tribes and Bands of the Yakama Nation Tribal Council authorized the execution of this Agreement by Resolution No. 2017-BB adopted on December, 2017;

**WHEREAS**, the City of Grandview Council authorized the execution of this Agreement by Resolution No. 2017-CC adopted on December, 2017;

**WHEREAS**, the City of Granger Council authorized the execution of this Agreement by Resolution No. 2017-DD adopted on December, 2017;

**WHEREAS**, the Town of Harrah Council authorized the execution of this Agreement by Resolution No. 2017-EE adopted on December, 2017;

**WHEREAS**, the City of Mabton Council authorized the execution of this Agreement by Resolution No. 2017-FF adopted on December, 2017;

**WHEREAS**, the City of Moxee Council authorized the execution of this Agreement by Resolution No. 2017-GG adopted on December, 2017;

**WHEREAS**, the Town of Naches Council authorized the execution of this Agreement by Resolution No. 2017-HH adopted on December, 2017; and

**WHEREAS**, the City of Selah Council authorized the execution of this Agreement by Resolution No. 2017-II adopted on December, 2017; and

**WHEREAS**, the City of Sunnyside Council authorized the execution of this Agreement by Resolution No. 2017-JJ adopted on December, 2017; and

**WHEREAS**, the City of Tieton Council authorized the execution of this Agreement by Resolution No. 2017-KK adopted on December, 2017; and

**WHEREAS**, the City of Toppenish Council authorized the execution of this Agreement by Resolution No. 2017-LL adopted on December, 2017; and

**WHEREAS**, the City of Union Gap Council authorized the execution of this Agreement by Resolution No. 2017-MM adopted on December, 2017; and

**WHEREAS**, the City of Wapato Council authorized the execution of this Agreement by Resolution No. 2017-MM adopted on December, 2017; and

**WHEREAS**, the City of Yakima Council authorized the execution of this Agreement by Resolution No. 2017-NN adopted on December, 2017; and

**WHEREAS**, the City of Zillah Council authorized the execution of this Agreement by Resolution No. 2017-PP adopted on December, 2017;

**NOW, THEREFORE**, pursuant to the above recitals that are incorporated into this Interlocal Cooperation Agreement as if included below, and in consideration of the terms and conditions set forth below, it is hereby agreed as follows:

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

#### **PURPOSES**

This Interlocal Cooperation Agreement is authorized by Interlocal Cooperation Act (RCW Ch. 39.34) for the following purposes:

A. To establish, organize and maintain a regional agency pursuant to RCW 36.64.080 for the purpose of implementing study of regional and governmental issues of mutual interest and concern including transportation study and planning;

B. To implement and perform the function and duties of a Regional Transportation Planning Organization (RTPO) for Yakima County as set forth in RCW 47.80.023 and WAC Ch. 468-86, as currently adopted or hereafter amended;

C. To implement and perform the duties and functions of a Metropolitan Planning Organization (MPO) for the Yakima Valley Urbanized Area as such Area's boundaries are defined now or in the future, and as set forth in 23 U.S.C. 134 and 49 U.S.C. 5303 as currently adopted or hereafter amended and 23 CFR Parts 450 and 500 and 40 CFR Part 613, as currently adopted or as amended;

D. To carry out the purposes outlined in its Articles of Association, as amended, attached as Exhibit A and fully incorporated herein;

E. To assist in the planning and coordination of projects and programs which may involve federal and/or state financial participation and to assist in review of such projects and programs to assure compliance with area wide comprehensive plans;

F. To contract or hire technical and administrative staff to provide and perform services with respect to conference programs, plans and activities including planning, grant administration and other services.

**SECTION 1.** That the City Council of the City of Sunnyside hereby authorizes the City Manager to enter into an Interlocal Cooperation Agreement with the Yakima Valley Conference of Governments (YVCOG), Yakima County, City of Grandview, City of Granger, Town of Harrah, City of Mabton, City of Moxee, Town of Naches, City of Selah, City of Sunnyside, City of Tieton, City of Toppenish, City of Union Gap, City of Wapato, City of Yakima, City of Zillah, and the Confederated Tribes and Bands of the Yakama Nation, submit applications to grant funding for (3) prospective TIB Projects, 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 22nd day of January, 2018.

  
\_\_\_\_\_  
JULIA HART, MAYOR

**ATTEST:**

  
\_\_\_\_\_  
JACQUELINE RENTERIA,  
DEPUTY CITY CLERK