

RESOLUTION NO. R-2019-

A RESOLUTION authorizing the City Manager of the City of Yakima to execute contract agreements with Gary Cuillier for Hearing Examiner's Services and Patrick Spurgin for Hearing Examiner Pro-Tem Services

WHEREAS, the City of Yakima's Department of Community Development receives land use applications that staff and professionals review; and

WHEREAS, the City of Yakima Planning Division provides staff recommendations for applications regarding development projects and land use review within the City of Yakima that must be reviewed by the City's appointed Hearing Examiner for consistency and compliance with all of the adopted development regulations and comprehensive plan policies; and

WHEREAS, the City's development regulations often require that public hearings on land use and development applications be conducted and, in some instances, that additional professional review be provided by a technically experienced land use attorney appointed by the City Council as the Hearing Examiner; and

WHEREAS, Gary Cuillier, as the Hearing Examiner, and Patrick Spurgin, as the Hearing Examiner Pro-Tem, have agreed to continue to provide the necessary professional expertise to the City's Planning Division to conduct public hearings and assist the City with required technical review on land use matters and to provide the City Council with formal recommendations, interpretations and decisions pertaining to specific land use issues; and

WHEREAS, Gary Cuillier, as the Hearing Examiner, and Patrick Spurgin, as the Hearing Examiner Pro-Tem, agree to continue providing these professional services in accordance with the City of Yakima's Municipal Codes and the laws of Washington; and

WHEREAS, Gary Cuillier, as the Hearing Examiner and Patrick Spurgin, as the Hearing Examiner Pro-Tem, shall be compensated for the services specified within the Professional Services Contracts attached hereto and incorporated herein by this reference from the City of Yakima's General Fund Professional Service account number 001-213-4100; and

WHEREAS, the City and the Hearing Examiner and the Hearing Examiner Pro-Tem would like the contracts for the professionals services subject to the attached Agreements to effective beginning on January 1, 2020

WHEREAS, the City Council deems it to be in the best interest of the City to authorize execution of the attached Contracts to provide the professional services specified therein beginning January 1, 2020 and continuing in accordance with the attached Agreements, Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:

The City Manager of the City of Yakima is hereby authorized and directed to execute the attached and incorporated "Hearing Examiner's Professional Service Contract Renewal" with Gary Cuillier and the attached and incorporated "Professional Services Contract for City of Yakima Hearing Examiner Pro Tem" with Patrick Spurgin, acting as the Hearing Examiner and Hearing Examiner Pro-Tem respectively, to provide professional Hearing Examiner services to

the City of Yakima beginning from January 1, 2020 and in accordance with City Ordinances and State statutes.

ADOPTED BY THE CITY COUNCIL this 10th day of December, 2019.

Kathy Coffey, Mayor

ATTEST:

City Clerk