

## LEGAL ADVERTISING CONTRACT

**THIS CONTRACT**, executed this 15<sup>th</sup> day of February, 2022, by and between the City of Yakima, Washington, a municipal corporation, hereinafter called the City, and the Yakima Herald-Republic, hereinafter called the Publisher.

### **WITNESSETH:**

**WHEREAS**, pursuant to Chapter 1.75 of the City of Yakima Municipal Code, if only one newspaper is posted as a legal newspaper by the clerk of the Yakima County Superior Court and is published within and having circulation within the City of Yakima, the City Council may award the legal advertising contract without calling for bids; and

**WHEREAS**, the Yakima Herald-Republic is the only newspaper posted as a legal newspaper within the city limits, the City now, hereby, deems it in the best interest of the City to not call for proposals for printing and publishing legal notices and advertising; and

**WHEREAS**, the Yakima Herald-Republic proposes as follows:

8.3 point sans serif type with 8.4 point leading set on an 10 pica line width in conformance with the attached sample, with paragraphs to be indented two spaces, at the rate of \$1.90 per line for the first insertion and \$1.80 per line for each subsequent insertion of a particular advertisement or notice.

### **NOW, THEREFORE,**

The City does hereby accept the aforesaid proposal of the Publisher, and agrees to pay the Publisher accordingly for the required printing and publishing of City ordinances, resolutions, legal notices and other legal advertising required by law to be published by the City commencing on the third Tuesday of February, 2022 and ending the third Monday of February, 2023.

### **THE PUBLISHER AGREES:**

1. To perform all such printing and publishing in accordance with the aforesaid proposal and at the aforesaid price, with all notices to be printed in a common location in a newspaper which satisfies the specifications and requirements of Chapter 1.75 of the City of Yakima Municipal Code.

2. That all legal advertising shall be printed as promptly as mechanically possible following the placing of the order therefore, consistent with dates specified on printing orders requiring printing on a specific date or dates; provided, publications resulting from City Council meetings shall be published during the same calendar week as that during which the City Council meeting is held.

3. The Publisher shall republish advertisements in the next issue of the newspaper at no charge to the City when directed to do so by the City Clerk because of a misprint, omission or other error by the Publisher deemed by the City Clerk to require republication.

4. In the event the City advertising is published in a weekly newspaper, the day of publication of which is changed during the term of this contract, the Publisher shall give written notice of such change to the Yakima City Clerk not less than two weeks prior to the change in the publication day.

5. The Publisher shall furnish to the City an affidavit of publication of each legal advertisement immediately following the final printing thereof, which affidavit shall include the full text of the advertisement as printed and the date or dates of publication, which affidavit shall be signed by a responsible and authorized representative of the Publisher with the signature acknowledged by a notary public.

6. In the event the published advertisements contain cumulative misprints, omissions, or other errors deemed by the City Council to be sufficient cause for termination of this contract, the City reserves the right to so terminate this contract and arrange for publication of the City's legal advertising with some other legal newspaper for the balance of the term of this contract. The City shall give notice to the Publisher of the consideration by the City Council of termination of this contract in sufficient time to allow the Publisher to appear before and to be heard by the City Council prior to the effective date of any such termination.

7. The name of the newspaper in which the City legal advertising is to be printed is: Yakima Herald-Republic, which newspaper is published daily.

Executed the day and year first above written.

**CITY OF YAKIMA, WASHINGTON**

By \_\_\_\_\_  
Robert Harrison, City Manager

**ATTEST:**

City Contract No. \_\_\_\_\_  
Resolution No. \_\_\_\_\_

\_\_\_\_\_  
Sonya Claar Tee, City Clerk

**YAKIMA HERALD-REPUBLIC**

By \_\_\_\_\_  
For Publisher