

Councilmembers

Position No.

1. Tod Gunther
2. John Kelly
3. Michelle Gehring
4. Joachim Pestinger
5. Nicola McDonald
6. Greg Hogan
7. Scott Drennen



Mayor Joshua Penner, Chair

Orting City Council

Regular Business Meeting Agenda
Orting Multi-Purpose Center
202 Washington Ave. S,
Orting, WA
March 27th, 2019
7 p.m.

1. CALL MEETING TO ORDER, PLEDGE OF ALLEGIANCE, AND ROLL CALL. REQUEST FOR ADDITIONS OR CORRECTIONS TO THE AGENDA.

2. POLICE DEPARTMENT PROMOTIONS

- *Chris Gard, Chief of Police*

3. PUBLIC HEARING

A. AB19-20- Amending The City's Parking Code- Ordinance No., 2019-1043, Amending Orting Municipal Code 13-5-3 Loading Area And Off-Site Parking Requirements.

- *Emily Terrell/Mark Bethune*

Open the Hearing- Announce the Title, Read the Rules. Briefing by Staff, Public Comments Taken, Council Comments or Questions, Close Hearing. Consider a Motion.

Motion: To Adopt Ordinance No. 2019-1043, Amending Orting Municipal Code 13-5-3 Loading Area And Off-Site Parking Requirements; Providing For Severability; And Establishing An Effective Date.

4. **PUBLIC COMMENTS:** *Persons wishing to address the City Council regarding items that are not on the agenda are encouraged to do so at this time. In the case of a question, the chair will refer the matter to the appropriate administrative staff member or committee.*

ANY REQUESTS FOR CONSENT AGENDA ITEMS TO BE PULLED FOR DISCUSSION.

5. CONSENT AGENDA

- A. Regular Meeting Minutes of March 13th, 2019.
- B. Study Session Minutes of March 20th, 2019.
- C. Payroll and Claims Warrants
- D. AB19-14-To Approve Resolution No. 2019-01, Amending the City Of Orting Personnel Policy, and Setting an Effective Date.
- E. AB19-21-To Approve Resolution No. 2019-06, A Resolution Of The City Of Orting, Washington, Declaring A Public Purpose And Authorizing City Sponsorship Of The Orting Valley Farmer's Market.
- F. AB19-22-To Approve Resolution No. 2019-07, A Resolution Of The City Of Orting, Washington, Declaring A Public Purpose And Authorizing City Sponsorship Of Daffodil Festival Day.
- G. AB19-23-To Approve Resolution No. 2019-08, Declaring Certain Wastewater Plant Aerators as Surplus Property and Authorizing Disposal.
- H. AB19-24-To Approve Parametrix As The Most Qualified Contractor To Provide Design And Engineering For The Whitehawk Blvd Extension And Authorize The Mayor To Negotiate A Contract With Parametrix For This Work.

Motion: To approve Consent Agenda as prepared. **Or: *Motion:*** To approve Consent Agenda with the exception of agenda item(s) # _____.

ANY CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

6. EXECUTIVE SESSION

7. ADJOURNMENT- ***Motion:*** Move to Adjourn



**City of Orting
Council Agenda Summary Sheet**

Subject: Public Hearing Ordinance No. 2019-1043, An Ordinance Amending The City's Parking Code.		Committee	Study Session	Council
	Agenda Item #:		AB19-20	AB19-20
	For Agenda of:		03.20.19	03/27/2019
	Department:	Planning/Administration		
	Date Submitted:	02/28/2019		
Cost of Item:	N/A			
Amount Budgeted:	N/A			
Unexpended Balance:	N/A			
Bars #:	N/A			
Timeline:	N/A			
Submitted By:	Emily Terrell			
Fiscal Note:				
Attachments:	Ordinance No. 2019-1043, Exhibit A			
SUMMARY STATEMENT: <p>The Planning Commission held a hearing on the attached proposed ordinance at their March 4th, 2019 meeting. They recommended that the Council approve the proposed amendments to the City's parking codes to allow for more flexibility in meeting parking demands through off-site and shared use parking agreements.</p> <p>The City Council reviewed the proposed ordinance at their study session on March, 20th, 2019 and moved the ordinance forward for consideration at the March 27th, 2019 Council meeting. Staff recommends a public hearing at the Council meeting of March 27th, followed by adoption of the proposed ordinance.</p>				
RECOMMENDED ACTION: MOTION: To Adopt Ordinance No. 2019-1043, Amending Orting Municipal Code 13-5-3 Loading Area And Off-Site Parking Requirements; Providing For Severability; And Establishing An Effective Date.				

CITY OF ORTING
WASHINGTON
ORDINANCE NO. 2019-1043

**AN ORDINANCE OF THE CITY OF ORTING,
WASHINGTON, AMENDING ORTING MUNICIPAL CODE
13-5-3 LOADING AREA AND OFF-SITE PARKING
REQUIREMENTS; PROVIDING FOR SEVERABILITY;
AND ESTABLISHING AN EFFECTIVE DATE**

WHEREAS, the City of Orting is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington; and

WHEREAS, the City Council previously adopted regulations pertaining to the regulation of required parking, codified at Chapter 13-5 of the Orting Municipal Code (OMC); and

WHEREAS, the City Council desires to update and amend Ch. 13-5 OMC in order to establish parking areas for uses that were not previously established; and

WHEREAS, the City Council further desires to update OMC Ch. 13-5 to allow for more flexible parking requirements through the provision of shared parking or off-site parking; and

WHEREAS, the City Council seeks to require adequate parking without requiring more parking than is necessary; and

WHEREAS, the Planning Commission held a duly noticed public hearing at their regularly scheduled meeting on March 4, 2019 and voted to recommend adoption of Exhibit A to the City Council; and

WHEREAS, the SEPA Responsible Official issued a non-project Determination of Non-Significant impact on February 28, 2019.

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

Section 1. OMC Title 13, Chapter 5, Section3, Amended. Orting Municipal Code 13-5-3 is amended as provided in Exhibit A of this Ordinance.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance and its Attachment, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Codification of Ordinance and Attachments. The City Council authorizes the City Clerk to correct any non-substantive errors herein, codify the Ordinance and its Attachments, and publish the modified code.

Section 4. Effective Date. This Ordinance shall be published in the official newspaper of the City and shall take effect and be in full force on May 3, 2019.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 27th DAY OF MARCH, 2019.

CITY OF ORTING

Joshua Penner, Mayor

ATTEST/AUTHENTICATED:

Jane Montgomery, City Clerk

Approved as to form:

Alexandra Kenyon
Kenyon Disend PLLC
City Attorney

Filed with the City Clerk: 2.28.19
Passed by the City Council: 3.27.19
Date of Publication: 3.29.19
Effective Date: 5.3.19

EXHIBIT A- ORDINANCE NO 2019-1043

OMC 13-5-3: LOADING AREA AND OFF-STREET PARKING REQUIREMENTS:

- A. Purpose: The purpose of this section is to regulate parking and loading in order to lessen traffic congestion and contribute to public safety by providing sufficient on-site and off-site areas for the maneuvering and parking of motor vehicles.
- B. Required Automobile Parking Spaces: Off-street parking spaces shall be provided as an accessory use in accordance with the requirements of this section at the time any building or structure is erected, enlarged, or expanded.
- C. Size and Access: Each off-street parking space shall have an area of not less than one hundred sixty (160) square feet, exclusive of access drives or aisles and a width of not less than eight feet (8'). There shall be adequate provision for ingress and egress from each parking space.
- D. Location: Off street parking facilities shall be located as hereinafter specified; where a distance is specified, such distance shall be the walking distance measured from the nearest point of the parking facilities to the nearest point of the building that such facility is required to serve. Parking is required to be on the subject parcel unless the City approves a proposal utilizing the Off-site Parking provisions of OMC 13-5-3-L and/or the Shared Parking provisions of OMC 13-5-3-M.
 - 1. For a single-family dwelling or multi-family dwelling, the parking facilities shall be located on the same lot or building site as the building they are required to serve.
 - 2. For churches, hospitals, large group homes, institutions, rooming and lodging houses, nursing and convalescent homes, community clubs, and clubrooms, parking facilities shall be located not farther than one hundred fifty feet (150') from the facility.
 - 3. For uses other than those specified, including governmental facilities, parking facilities shall be located not farther than three hundred feet (300') from the facility.
 - 4. ADA accessible parking shall be located on the shortest possible route to the entrance of the building or facility.
- E. Unit Of Measurement: In stadiums, sports arenas, churches, government buildings containing public assembly space and other places of assembly in which patrons or spectators occupy benches, pews, or other similar seating facilities, each eighteen inches (18") of width or eighty (80) square feet of open area of such seating facilities should be counted as one seat for the purpose of determining requirements of off-street parking facilities under this title.

EXHIBIT A- ORDINANCE NO 2019-1043

- F. **Expansions or Enlargements:** Where any structure is enlarged or expanded, off-street parking spaces shall be provided for said expansion or enlargement in accordance with the requirements of subsection I of this section. Nothing in this title shall be construed to require off street parking spaces for the portion of said building or structure existing at the effective date of this title. A change in use in an existing structure shall require additional off-street parking spaces as set forth in subsection I of this section.

- G. **Mixed Occupancies:** In the case of two (2) or more uses in the same building, including governmental office space and public assembly space, the total requirements for off-street parking facilities shall be the sum of the requirements for the several uses computed separately. Off-street parking facilities for one use shall not be considered as providing required parking facilities for any other use, except as hereafter specified in subsection I of this section for joint use.

- H. **Uses Not Specified:** In the case of a use not specifically mentioned in subsection I of this section, the requirements for off street parking facilities shall be determined by the Administrator. Such determination shall be based upon the requirements for the most comparable use specified in subsection I of this section. (Ord. 792, 7-29-2004)

- I. **Parking Spaces Required for Particular Uses:** The minimum number of off-street parking spaces required for nonresidential uses shall be as set forth in the following: (Ord. 943, 5-14-2014)

Use		Parking Spaces Required
1.	All dwellings (RC, RU, RMF, MUTC)	2 off street spaces per unit
2.	Daycare centers; home based	1 for each employee, plus 1 additional, not including required residential spaces
	Nonresidential	1 for each employee, plus 1 for every 10 children or adults
3.	Banks, savings and loan associations, business or professional offices	1 for each 400 square feet of gross floor area
4.	Bowling alleys	4 for each alley
5.	Churches	1 for each 5 seats in the principal place of assembly for worship, including balconies and choir loft

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6.	Dance halls, skating rinks, youth cabarets	1 for each 25 square feet of skating or dancing area, plus 1 per 40 square feet of all other building area
7.	Establishments for the sale and consumption on the premises of food and beverages, including fraternal and social clubs ¹	1 for each 200 square feet of gross floor area
8.	Fraternity, sorority or group student house	1 for each 3 sleeping rooms or 1 for each 6 beds, whichever is greater
<u>9.</u>	<u>Government Facilities</u>	<u>The maximum of the following:</u> <u>1 for each 400 square feet of gross floor area or</u> <u>1 for each 4 seats in each public assembly space pursuant to OMC 13-3-5-E above.</u>
9. <u>10.</u>	Hospitals	2 for each bed
10. <u>11.</u>	Large group home, institution	1 for each 2 beds
11. <u>12.</u>	Libraries and museums	1 for each 250 square feet of floor area open to the public
12. <u>13.</u>	Lodging and rooming house	1 for each sleeping room
13. <u>14.</u>	Manufacturing uses, research and testing laboratories, creameries, bottling establishments, bakeries, canneries, printing and engraving shops	1 for each employee on a maximum shift
14. <u>15.</u>	Medical or dental clinics	5 for each physician or dentist
15. <u>16.</u>	Motels, hotels	1 for each unit
16. <u>17.</u>	Motor vehicle or machinery sales, wholesale stores, furniture stores	1 for each 400 square feet of gross floor area
17. <u>18.</u>	Retail stores	1 for each 300 square feet

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18. 19.	Schools; high schools	1 for each 8 students, plus 1 for each faculty member (exclusive of loading and unloading area)
20.	Elementary and junior high	1 for each faculty member
19. 21.	Stadiums, auditoriums, community clubs, community centers, and other places of assembly	1 for each 4 seats
20. 22.	Theaters	1 for each 3 seats
21. 23.	Warehouses and storage buildings	1 for each 2,000 square feet of gross floor area, except that office space shall provide parking as required for offices

Note:

1. Stationary vendor units used to provide food vending services are exempt from off-street parking requirements; provided that, the principal use meets the established parking requirements for such principal use.

(Ord. 2018-1027, 4-25-2018)

J. Required Loading Areas:

1. In any commercial and manufacturing zones, and for any institutional use in whatever zone it may be located, every building or portion of building hereafter erected or structurally altered to provide additional floor space shall be provided with a minimum of one off-street or off alley loading space for each ten thousand (10,000) square feet of usable floor space within the building, which usable floor space is intended to be used for or is used for merchandising, manufacturing, warehousing, or processing purposes. If the building contains less than ten thousand (10,000) square feet of usable floor space, the requirement for an off street or off alley loading space may be waived by the building inspector.
2. If the building contains more than twenty-four thousand (24,000) square feet of floor space so used, then there shall be one additional loading space provided for each additional twenty-four thousand (24,000) square feet of floor space.
3. Each loading space shall measure not less than thirty feet by twelve feet (30' x 12') and shall have an unobstructed height of fourteen feet (14'), and shall be made

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permanently available for such purpose, and shall be surfaced, improved, and maintained. Such facilities shall be so located that trucks using the same shall not encroach upon or interfere with areas reserved for off street parking nor project into any public right-of-way and shall be adjacent to the building to be served thereby. If the site upon which such loading space or spaces is to be located abuts upon an alley, such loading space or spaces shall be off alley. If the loading space is incorporated within a building then, as to location, the requirements of this section shall not apply.

4. Any floor area provided by additions to or structural alterations to a building shall be provided with loading space or spaces as set forth herein whether or not loading spaces have been provided for the original floor space. (Ord. 792, 7-29-2004)
- K. Commercial Vehicles, Recreational Vehicles, and Boats: The following special requirements and performance standards shall apply to private properties located in the Residential-Urban, Residential-Multi-Family, and Residential-Conservation Zones, except as otherwise authorized by the City through a conditional use permit: (Ord. 889, 9-8-2010; amd. Ord. 2018-1026, 4-25-2018)
1. Outdoor Storage of Vehicles: The outdoor storage of commercial vehicles, recreational vehicles, boats, and vehicle accessories is permitted in the residential zones, provided the following standards are met. For purposes of this section, "storage" means the keeping of such vehicles and accessories on any portion of any parcel of property for a period of seventy-two (72) continuous hours or longer.
 - a. Recreational Vehicles and Boats: Where a rear yard is reasonably accessible or a side yard is of sufficient size to accommodate the recreational vehicle, said recreational vehicle shall not be stored in the front yard of a lot. In no instance shall a recreational vehicle or boat be stored such that any portion of the vehicle encroaches upon a site distance area that would create a traffic hazard; nor shall a recreational vehicle or boat be stored on or overhang a public right-of-way. If located within a required front or street side yard, the storage area for a recreational vehicle boat shall be improved with a durable and dustless surface and screened from views from adjacent properties.
 - b. Inoperable Vehicles and Motor Vehicle Accessories: No more than two (2) inoperable vehicles may be stored on a lot. The outdoor storage of inoperable vehicles, or parts thereof, and vehicle accessories such as camper shells and equipment trailers shall be screened from neighboring properties and public rights-of-way and prohibited from required front and street side yards. (Ord. 889, 9-8-2010)

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- c. Storage Of Commercial Use Vehicles: No vehicle having more than two (2) axles or exceeding eighty four inches (84") in width, and intended for commercial use including, but not limited to, truck tractors, truck trailers or other large trucks shall be stored on property in an RU, RMF, or RC Zone unless such vehicle is stored within a building or is otherwise screened so as not to be visible from another property or from any public right-of-way. (Ord. 889, 9-8-2010; amd. Ord. 2018-1026, 4-25-2018)

L. Off-Site Parking:

1. When Permitted:

- a. If sufficient parking is not available on the premises of the use, a private parking area may be provided off-site, except for single and two (2) family dwellings in the RU and RC zones.
- b. Guest parking associated with single family and attached dwellings in the RM zone is also permitted to be provided off site provided it meets the following criteria:
 - i. Parking is located on the neighborhood streets or in a parking court accessed by a public roadway, but not located more than one hundred sixty feet (160') from the home it is intended to serve.
 - ii. Parking is not located in a limited residential access lane right-of-way, except for perpendicular parking associated with private driveways or alleyways.
 - iii. Parking may be accommodated in a tandem driveway space, provided it is not accessed by a private alleyway.

2. Agreement Required: A parking agreement ensuring that off-site parking is available for the duration of the use shall be approved by the City Administrator, following review by the City Attorney.

3. Additional Information Required: The following shall be reviewed as part of the permit process:

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- a. A letter of justification addressing the need for off-site parking and compatibility with the surrounding neighborhood.
 - b. A site plan showing all dimensions of parking spaces, aisles, landscaping areas, abutting street improvements, curb cuts, and on-site and abutting uses and buildings.
4. Fees: No charge for use of such parking area shall be made in any residential zone or open space and recreation zone except on a weekly or monthly basis.
5. Maximum Distance to Off-Site Parking Area:
- a. Within the MUTC Zone: No distance requirements apply when both the use and off-site parking are located within the MUTC Zone. However, OMC 13-5-3-D-4 applies.
 - b. Maximum distances to off-site parking do not apply if there is a shuttle in place between the off-site parking and the sponsoring use.
 - c. All Other Zones: All provisions of OMC 13-5-3-D apply.
6. Transportation Management Plan Exception: The City Administrator may modify the maximum distance requirements or allow up to 20% of the required parking to be provided on-street if a Transportation Management Plan or other acceptable transportation system will adequately provide for the parking needs of the use and the conditions below are met.
- a. Decision Criteria: Whenever there are practical difficulties involved in carrying out the provisions of this Title, the Department Administrator may grant modifications for individual cases provided he/she shall first find that a specific reason makes the strict letter of this Code impractical, that the intent and purpose of the governing land use designation of the Comprehensive Plan is met and that the modification is in conformity with the intent and purpose of this Code, and that such modification:
 - i. Substantially implements the policy direction of the policies and objectives of the Comprehensive Plan Land Use Element and the Architectural Design Guidelines and the proposed modification is the minimum adjustment necessary to implement these policies and objectives;

EXHIBIT A- ORDINANCE NO 2019-1043

- ii. Will meet the objectives and safety, function, appearance, environmental protection and maintainability intended by the Code requirements, based upon sound engineering judgment;
- iii. Will not be injurious to other property(ies) in the vicinity;
- iv. Conforms to the intent and purpose of the Code;
- v. Can be shown to be justified and required for the use and situation intended; and
- vi. Will not create adverse impacts to other property(ies) in the vicinity.

M. Joint Use Parking Facilities:

1. When Permitted: Joint use of parking facilities may be authorized for those uses that have dissimilar peak-hour demands or when it can be demonstrated that the parking facilities to be shared are underutilized.
2. Agreement Required: A parking agreement ensuring that joint use parking is available for the duration of the uses shall be approved by the Community and Economic Development Administrator, following review by the City Attorney. Notice of termination of the agreement shall be provided to the Administrator and additional parking must be provided if the agreement is terminated, consistent with subsection I of this Section.
3. Maximum Distance to Joint Use Parking:
 - a. Within the MUTC, MUTCN and Public Facilities Zones: No distance requirements apply when both the use and joint use parking are located within the MUTC, MUTCN or Public Facilities zones. However, OMC 13-5-3-D-4 applies.
 - b. iii. All Other Zones: All provisions of OMC 13-5-3-D apply.
4. Special Provisions for Subdivision of Shopping Center: Parking areas in shopping centers may operate as common parking for all uses. If a shopping center is subdivided, easements and/or restrictive covenants must grant use and provide for maintenance of common parking and access areas.

COUNCILMEMBERS

Position No.

1. Tod Gunther
2. John Kelly
3. Michelle Gehring
4. Joachim Pestinger
5. Nicola McDonald
6. Greg Hogan
7. Scott Drennen



ORTING CITY COUNCIL
Regular Business Meeting Minutes
Orting Multi-Purpose Center
202 Washington Ave. S, Orting, WA
March 13th, 2019
7 p.m.

MAYOR JOSHUA PENNER, CHAIR

1. CALL MEETING TO ORDER, PLEDGE OF ALLEGIANCE, AND ROLL CALL.

Mayor Penner called the meeting to order at 7:00pm. Deputy Mayor Hogan led the pledge of allegiance.

Councilmembers Present: Deputy Mayor Greg Hogan, Councilmembers Tod Gunther, Scott Drennen, Nicola McDonald, and Michelle Gehring.

Absent: Joachim Pestinger, John Kelly (came in at 7:03pm)

Staff Present: Mark Bethune, City Administrator, Jane Montgomery, City Clerk, Scott Larson, Treasurer, JC Hungerford, Engineer.

Councilmember McDonald made a motion to excuse Councilmembers Kelly and Pestinger. Second by Councilmember Gehring. Motion passed (5-0)

Requests to modify the agenda.

No requests made.

2. EMPLOYEE RECOGNITION

Larry Harter- Public Works Department

Larry Harter was not able to attend the meeting. Mayor Penner read the Certificate of appreciation. Mark Barfield spoke words of appreciation for Larry Harter.

3. PUBLIC COMMENTS

Maxine Herbert-Hill

Ms. Hill read a letter as the representative of the SR162 Community Group. She spoke about the groups key issues for traffic management for SR162. She asked the Council to write to the legislators to request a study for the cloverleaf at SR410, a third lane and wide shoulders on SR162, and to not accept a roundabout at 128th Street.

4. CONSENT AGENDA

- A. Minutes of February 27th, 2019
- B. Payroll and Claims Warrants

Deputy Mayor Hogan made a motion to approve Consent Agenda as prepared. Second by Councilmember Kelly. Motion passed (6-0)

5. COMMISSION REPORTS

Planning Commission- Karen Wilson reported that the Commission discussed the 65 acres near the School and the proposals from two developers to modify the zoning. They discussed alternatives.

6. ADJOURNMENT

Councilmember Gunther made a motion to Adjourn. Second by Councilmember Gehring. Motion passed (6-0).

Mayor Penner adjourned the meeting at 7:15pm.

ATTEST:

Jane Montgomery, City Clerk, CMC

Joshua Penner, Mayor

COUNCILMEMBERS

Position No.

1. Tod Gunther
2. John Kelly
3. Michelle Gehring
4. Joachim Pestinger
5. Nicola McDonald
6. Greg Hogan
7. Scott Drennen



ORTING CITY COUNCIL

Study Session Meeting Minutes
Orting Multi-Purpose Center
202 Washington Ave. S, Orting, WA
March 20th, 2019
6PM.

CHAIR, DEPUTY MAYOR GREG HOGAN

1. CALL MEETING TO ORDER, PLEDGE AND ROLL CALL.

Deputy Mayor Hogan called the meeting to order at 6:00pm. Councilmember Drennen led the pledge of allegiance.

Councilmembers Present: Deputy Mayor Greg Hogan, Councilmembers Tod Gunther, John Kelly, Michelle Gehring, Joachim Pestinger, Scott Drennen.

Absent: Nicola McDonald

Staff Present: Mark Bethune, City Administrator, Jane Montgomery, City Clerk, Scott Larson, Treasurer, Chris Gard, Chief of Police, Emily Terrell, City Planner, Greg Reed, PW Director.

2. COMMITTEE REPORTS

Public Works- No report

Public Safety

Councilmember Pestinger reported on the following from the last meeting:

- Meeting with Scott Jones from Tehaleh who briefed on their work with a bicycle club, pedestrian trails which will cross over SR 162, and the 8 mile route which will connect to their trail system;
- A proposed letter with 3 key points that the City could send to the Secretary of Transportation regarding the State's work on SR162.

Mayor Penner will take a look at the letter and bring back either a letter or resolution for Council to consider. Chief Gard was asked by Councilmember Gunther to provide a report on drug house closures.

Community and Government Affairs

Michelle Gehring briefed on the last items from the meeting:

- The Priority list from the Parks Board;
- Community Build on Calistoga on June 1st;
- Park Build on Gratzer;
- Sign Code.- Temporary Signs
- Applications for sponsorship.

3. STAFF REPORTS

Staff reports were provided by:

Administrator Bethune, Chief Gard, Public Works Director Reed, and the Mayor.

4. AGENDA ITEMS

A. Discussion- Parks Advisory Board City Park Priority List

Councilmember Gehring briefed that the Parks Board provided their list to the CGA Committee, and both Councilmember McDonald and Gehring were very pleased with the list. Councilmember Drennen asked if someone would reach out to Madeline Jones regarding the trees surrounding

the fountain. Public Works Director Reed will reach out to Madeline Jones to get any input she may have. The Mayor suggested that the Council bring up items they want to fund at budget time. Councilmember Drennen would like to add a discussion to the Public Works Committee regarding moving the recycle bins from the Parks to a different area. Councilmember Gunther had concerns about removing the horseshoe pits. Red Hat Days may have a preference on where to move the pits, or if they still want them at all.

Action: Councilmember Gehring will look in to the horseshoe pits and bring it back to CGA for discussion. Greg Reed will contact Madeline Jones regarding trees surrounding the fountain, and the issue of moving recycle bins will move to the Public Works Committee.

B. Discussion-Chip Seal of Alleys.

Councilmember Gunther briefed on this item. He stated that currently the City uses TBD funds for repairing streets and sidewalks. A recommendation came in to use the funds to repair the alleys in the City. Councilmember Drennen reminded Council that when TBD was formed they had very tight parameters, the Council did modify that to include sidewalks. Councilmember Drennen would like to ensure we are allowed to use the funds for alleyways. Discussion included who actually owns the alleys, and alternative ways to use funds such as putting in new sidewalks. Public Works Director briefed on why they would like to use chip seal on the alleyways.

Action: Staff will look in to this to see if alleys can be chip sealed and report back to Public Works.

C. AB19-20-Ordinance No. 2019-1043, Amending Orting Municipal Code 13-5-3 Loading Area and Off-Site Parking Requirements.

Emily Terrell, City Planner, briefed on the proposed amendments to the Parking code. The Planning Commission held a hearing on the proposed ordinance at their March 4th, 2019 meeting. They recommended that the Council approve the proposed amendments to the City's parking code to allow for more flexibility in meeting parking demands through off-site and shared use parking agreements.

Action: Move to the March 27th, 2019 meeting. Hold a hearing prior to consideration.

D. AB19-21-Orting Valley Farmers Market Sponsorship Application- Resolution No. 2019-06, Declaring a Public Purpose and Authorizing City Sponsorship of the Orting Valley Farmer's Market.

Councilmember Gehring briefed on the application and recommended that it be approved.

Action: Move to the consent agenda of March 27, 2019 meeting.

E. AB19-22-Orting Chamber Of Commerce- Family in the Park-Daffodil Festival Day Sponsorship Application- Resolution No. 2019-07, Declaring A Public Purpose And Authorizing City Sponsorship Of Daffodil Festival Day.

Councilmember Gehring briefed on the application and recommended that it be approved.

Action: Move to the consent agenda of March 27, 2019 meeting.

F. AB19-23- Resolution No. 2019-08; Surplus of Wastewater Treatment Plant Aerators.

Greg Reed, Public Works Director, briefed that the City of Vader contacted the City of Orting to inquire if we have any spare aerators for their wastewater treatment plant. The City has three aerators that are no longer used due to their size. State law allows us to sell surplus property to other governmental agencies without a competitive bidding process. As these aerators are obsolete and have little market value, staff recommended selling them.

Action: To accept the recommendation to surplus and put on the consent agenda of March 27th, 2019.

5. ADJOURNMENT

Deputy Mayor Hogan adjourned the meeting at 7:40pm.

ATTEST:

Jane Montgomery, City Clerk, CMC

Joshua Penner, Mayor

VOUCHER/WARRANT REGISTER
FOR MARCH 27, 2019 COUNCIL

CLAIMS/PAYROLL VOUCHER APPROVAL

CITY OF ORTING

WE, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE CLAIM IS A JUST, DUE AND UNPAID OBLIGATION AGAINST THE CITY OF ORTING, AND THAT WE ARE AUTHORIZED TO AUTHENTICATE AND CERTIFY TO SAID CLAIM.

CLAIMS WARRANTS #47072 THRU #47111
IN THE AMOUNT OF \$ 558,361.89

PAYROLL WARRANTS # 23507 THRU #23509=\$ 18,740.83
EFT \$ 98,817.09
IN THE AMOUNT OF \$ 140,999.30

ARE APPROVED FOR PAYMENT ON MARCH 27, 2019

COUNCILPERSON _____

COUNCILPERSON _____

CITY CLERK _____



Fund Transaction Summary

Transaction Type: Invoice
Fiscal: 2019 - MARCH 2019 - 2nd Council

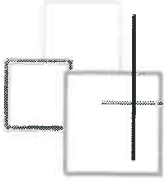
Fund Number	Description	Amount
001	Current Expense	\$29,379.10
101	City Streets	\$6,573.21
104	Cemetery	\$107.96
105	Parks Department	\$1,533.40
401	Water	\$6,781.01
408	Wastewater	\$18,737.83
410	Stormwater	\$2,192.49
412	Utility Land Acquisition	\$493,056.89
	Count: 8	\$558,361.89

Register

Fiscal: 2019
 Deposit Period: 2019 - MARCH 2019
 Check Period: 2019 - MARCH 2019 - 2nd Council

Number	Name	Print Date	Clearing Date	Amount
Key Bank				
Check				
EFT March 2019 MasterCard	Keybank-MasterCard	3/13/2019	3/14/2019	\$6,884.08
		Total	Check	\$6,884.08
		Total	0032707010	\$6,884.08
Key Bank				
Check				
47072	Cintas Corporation #461	3/20/2019		\$220.08
47073	Comcast	3/20/2019		\$21.22
47074	Drain-Pro INC	3/20/2019		\$97.82
47075	Ferguson Waterworks #3011	3/20/2019		\$1,042.29
47076	Ford Motor Credit Company LLC	3/20/2019		\$4,084.81
47077	Konica Minolta Business-Usa Inc	3/20/2019		\$166.33
47078	Office of State Auditor	3/20/2019		\$1,230.00
47079	P.c. Budget & Finance	3/20/2019		\$283.52
47080	Pitney Bowes Purchase Power	3/20/2019		\$961.60
47081	Puget Sound Energy	3/20/2019		\$24,213.13
47082	Tacoma News INC	3/20/2019		\$1,597.68
47083	UniFirst Corporation	3/20/2019		\$804.94
47084	Puget Sound Energy	3/21/2019		\$43,292.13
47085	Wex Bank	3/27/2019		\$1,594.65
47086	Bethune, Mark	3/27/2019		\$116.00
47087	Business Solutions Center	3/27/2019		\$125.70
47088	Cope's Oring Pharmacy (C	3/27/2019		\$36.64
47089	Core & Main	3/27/2019		\$109.30
47090	Crystal & Sierra Springs	3/27/2019		\$79.78
47091	Culligan Seattle WA	3/27/2019		\$59.60
47092	Curry & Williams, P.I.I.c	3/27/2019		\$1,958.34
47093	DM Disposal Co., Inc	3/27/2019		\$1,205.41
47094	Enumclaw, City of	3/27/2019		\$1,950.00
47095	Galls LLC	3/27/2019		\$522.44
47096	Hach Company	3/27/2019		\$894.96
47097	LN Curtis & Son	3/27/2019		\$247.58
47098	Nelson, Mark	3/27/2019		\$175.00
47099	North Central Laboratorie	3/27/2019		\$650.24
47100	Ogden Murphy Wallace, PLLC	3/27/2019		\$3,185.00
47101	P.c. Budget & Finance	3/27/2019		\$2,557.23
47102	Popular Networks, Lic	3/27/2019		\$4,855.11

Member	Name	Print Date	Clearing Date	Amount
47103	Sarco Supply	3/27/2019		\$5.47
47104	Scientific Supply & Equip	3/27/2019		\$207.48
47105	SCORE	3/27/2019		\$2,160.00
47106	Spectral Laboratories	3/27/2019		\$168.00
47107	Summer Lawn'n Saw	3/27/2019		\$60.92
47108	Usabluebook	3/27/2019		\$1,000.86
47109	Vermeer Northwest	3/27/2019		\$306.97
47110	Washington Patriot Construction LLC	3/27/2019		\$448,722.47
47111	Washington Tractor	3/27/2019		\$507.11
	Total		Check	\$551,477.81
	Total		2000073	\$551,477.81
	Grand Total			\$558,361.89



Custom Council Report

Vendor	Number	Invoice	Account Number	Notes	Amount
Bethune, Mark	47086	MAR2019-402	001-513-10-43-00	Milage Reimbursment for Meetings	\$116.00
				Total	\$116.00
Business Solutions Center	47087	106128	401-534-10-31-00	Water Shut-Off Door Hangers	\$125.70
				Total	\$125.70
Cintas Corporation #461	47072	4017582088	408-535-60-48-04	Cleaning Park Restrooms	\$220.08
				Total	\$220.08
Comcast	47073	5839-MAR2019	001-514-23-42-00	City Hall Cable	\$7.07
			401-534-10-42-01	City Hall Cable	\$7.08
			408-535-10-42-01	City Hall Cable	\$7.07
				Total	\$21.22
Cope's Orting Pharmacy (C	47088	15938	001-513-10-31-00	Office Supplies	\$6.43
			001-513-10-31-02	Birthday Cards for Wellness Program	\$30.21
				Total	\$36.64
Core & Main	47089	K189273	401-534-50-48-02	Concrete Valve Markers	\$109.30
				Total	\$109.30
Crystal & Sierra Springs	47090	16789924 030219	001-514-23-31-02	Water for City Hall	\$79.78
				Total	\$79.78
Culligan Seattle WA	47091	0463944	001-521-20-31-03	Water for PSB	\$59.60
				Total	\$59.60
Curry & Williams, P.I.I.c	47092	MAR2019-400	001-512-50-10-02	Court Judge-Feb 2019	\$1,958.34
				Total	\$1,958.34
DM Disposal Co., Inc	47093	8343762	408-535-60-47-00	WWTP-Garbage Service	\$1,205.41
				Total	\$1,205.41

Vendor	Number	Invoice	Account Number	Notes	Amount
Drain-Pro INC	47074	53026	408-535-60-48-04	Honey Bucket Service-Main City Park Total	\$97.82 \$97.82
Enumclaw, City of	47094	05588	001-523-60-41-00	Jail Fees-Feb 2019 Total	\$1,950.00 \$1,950.00
Ferguson Waterworks #3011	47075	0742382	412-594-38-62-01	Part for New Public Works Shop Total	\$1,042.29 \$1,042.29
Ford Motor Credit Company LLC	47076	1633929 Lease Payment #5 - 3-2018 Ford Interceptor-8487901	001-591-21-70-03 001-592-21-80-02	1633929 Lease Payment #5 - 3-2018 Ford Interceptor-P 8487901 1633929 Lease Payment #5 - 3-2018 Ford Interceptor-I 8487901	\$2,286.22 \$694.81
		1635777-Lease Payment #5 - 2018 Ford F-150-P 8487902	001-591-21-70-03 001-592-21-80-02	1635777-Lease Payment #5 - 2018 Ford F-150-P 8487902 1635777-Lease Payment #5 - 2018 Ford F-150-P 8487902	\$827.08 \$276.70
				Total	\$4,084.81
Galls LLC	47095	012184901	001-521-20-31-01	Boots for Gabreluk & Turner Total	\$522.44 \$522.44
Hach Company	47096	11370809	408-535-10-31-01	Lab Supplies Total	\$894.96 \$894.96
Keybank-MasterCard	EFT March 2019 MasterCard	1181-March 2019-Lincoln	001-524-20-32-01	Fuel	\$40.00
		1668-March 2019-City of Orting	001-511-60-31-01 001-513-10-31-00 001-514-23-31-02 001-514-23-31-02 401-534-10-31-00 401-534-10-31-00 408-535-10-31-00 408-535-10-31-00 410-531-38-31-00 410-531-38-31-00	Office Supplies Toner Toner Office Supplies Toner Office Supplies Toner Office Supplies Toner Office Supplies Toner Office Supplies	\$80.35 \$40.22 \$40.22 \$80.35 \$40.22 \$80.35 \$40.22 \$80.35 \$40.22 \$80.35
		1731-March 2019-Reed	001-514-21-48-01 410-531-38-35-00 410-531-38-48-00	Heavy Duty Door Closure Mechanicals Tool Set Straw	\$71.41 \$75.74 \$26.34

Vendor	Number	Invoice	Account Number	Notes	Amount	
Keybank-MasterCard	EFT March 2019 MasterCard	1823-March 2019-Larson	001-514-23-31-02	Folders	\$58.78	
		2933-March 2019-Penner	001-513-10-43-00	Parking for Bridge-Capitol	\$6.00	
		4050-March 2019-PD 2	001-521-20-31-01	Boots for Chief Gard	\$250.03	
				2019 Membership-National	\$100.00	
			001-521-50-49-01	Emergency Association		
				Partners in Emergency Preparedness Conference-Gard	\$350.00	
			001-525-60-41-04			
			5423-March 2019- Public Works	001-525-60-41-01		\$96.73
				001-575-50-48-00	Heaters-Power Strip-Adapter	\$212.98
				101-542-30-32-00	Fuel	\$44.00
		401-534-10-31-00		Office Supplies	\$52.60	
		401-534-10-31-04		Boots for Nale	\$143.13	
		401-534-50-48-02			\$290.11	
		401-534-50-48-04		Weld On Anchor Hook	\$62.16	
		401-534-50-48-04		Insulated Blanket for City Backflow	\$474.80	
		408-535-10-31-00			\$26.18	
		408-535-10-31-00	Office Supplies	\$52.61		
		408-535-10-31-00	O&M Of WW Collections Study Guide	\$75.41		
		408-535-10-31-00		\$109.28		
		408-535-10-31-00	Dog Waste Bags	\$214.95		
		408-535-10-31-05	Boots for Nale	\$143.12		
		408-535-50-48-02		\$290.11		
		408-535-50-48-04	Weld On Anchor Hook	\$62.16		
		410-531-38-31-00	Protection Plan on Mini Projector	\$8.75		
		410-531-38-31-00	Heavy Duty Pallet Forks	\$255.71		
		410-531-38-32-01	Fuel	\$44.00		
		410-531-38-32-02	Fuel	\$165.00		
		410-531-38-48-00	Heavy Tarp	\$54.93		
		410-531-38-48-00		\$290.11		
		410-531-38-48-01	Weld On Anchor Hook	\$62.16		
		5725-March 2019-Bethune	001-513-10-31-00	Fuel	\$44.73	
			001-513-10-43-00	Parking for Bridge-Capitol	\$4.00	
			001-513-10-43-00	Parking for Bridge-Capitol	\$4.00	
		6182-March 2019-Meek	001-513-10-43-00	Parking for Bridge-Capitol	\$6.00	
			001-513-10-31-02	Coffee Cards for Birthdays	\$100.00	
			001-513-10-31-03	Water Bottle for Wellness Lunch	\$29.49	
			001-513-10-31-03	Water Bottle for Wellness Lunch	\$60.51	
			001-571-20-31-01	Planner	\$35.64	
001-571-20-31-01	Pens & Clip Board		\$46.50			

Vendor	Number	Invoice	Account Number	Notes	Amount			
Keybank-MasterCard	EFT March 2019 MasterCard	6182-March 2019-Meek	001-571-20-31-01	Storage for Parks & Rec	\$175.00			
			001-575-50-49-02	Wellness Training	\$209.68			
			001-575-50-49-02	2019 Annual WRPA Conference	\$319.00			
			105-576-80-31-01	Office Supplies	\$48.90			
			105-576-80-48-01	Basketball Net-Bases-Plugs-Anchors	\$346.57			
			7599-March 2019 PD	001-521-20-31-03	Amazon Prime	\$14.20		
				001-521-20-31-03	Battteries	\$41.49		
				001-521-20-31-03	Office Supplies	\$94.58		
			7765-March 2019-Montgomery	001-513-10-31-00	Drop Box	\$10.98		
				001-513-10-31-00	Letter for Reader Board	\$332.95		
			8794-March 2019-Woods	001-512-50-31-00	Office Supplies	\$50.52		
				001-512-50-31-00	Office Supplies	\$97.20		
							Total	\$6,884.08
			Konica Minolta Business-Usa Inc	47077	257240364	001-521-10-40-06	Copier Lease PD	\$166.33
						Total	\$166.33	
LN Curtis & Son	47097	INV262616	001-521-20-31-01	Uniform Items for Gard	\$247.58			
							Total	\$247.58
Nelson, Mark	47098	March2019-405	001-524-20-49-01	Contracted Inspections for Mar 13-15 2019	\$175.00			
							Total	\$175.00
North Central Laboratorie	47099	420166	408-535-10-31-00	Lab Supplies	\$650.24			
							Total	\$650.24
Office of State Auditor	47078	L129955	001-512-50-41-03	2017Accountability Audit	\$49.20			
			001-514-23-41-14	2017Accountability Audit	\$135.30			
			001-521-20-50-01	2017Accountability Audit	\$147.60			
			001-524-20-50-01	2017Accountability Audit	\$86.10			
			001-575-21-50-01	2017Accountability Audit	\$73.80			
			101-542-30-41-02	2017Accountability Audit	\$135.30			
			105-576-90-40-00	2017Accountability Audit	\$73.80			
			401-534-10-41-02	2017Accountability Audit	\$196.80			
			408-535-10-41-02	2017Accountability Audit	\$233.70			
			410-531-10-41-01	2017Accountability Audit	\$98.40			
							Total	\$1,230.00

Vendor	Number	Invoice	Account Number	Notes	Amount
Ogden Murphy Wallace, PLLC	47100	822665	001-521-20-41-02	Hearing Examiner for Civil Service	\$3,185.00
				Total	\$3,185.00
P.c. Budget & Finance	47079	CI-265952 C-104188	001-523-60-41-00	Jail Fees-Jan 2019	\$283.52
	47101	CI-265998 C-104188	001-566-00-51-00	Alcohol Tax-Correct from QRT 3	\$120.35
		CI-266058 C-104188	001-554-30-50-01	Animal Control for Jan 2019	\$2,106.18
		CI-266106 C-104188	001-511-20-49-01	Puget Sound Regional Council- Dues	\$330.70
				Total	\$2,840.75
Pitney Bowes Purchase Power	47080	8000-9090-0050-3685- MAR2019	001-512-50-31-01	Postage	\$118.42
			001-513-10-31-01	Postage	\$30.71
			001-514-23-31-01	Postage	\$582.51
			001-521-20-31-07	Postage	\$7.01
			001-521-20-31-07	Postage	\$13.09
			001-524-20-31-02	Postage	\$1.77
			001-558-60-31-02	Postage	\$63.87
			001-575-50-31-02	Postage	\$1.00
			001-575-50-31-02	Postage	\$10.40
			401-534-10-42-00	Postage	\$5.59
			401-534-10-42-00	Postage	\$36.33
			408-535-10-42-00	Postage	\$18.25
			408-535-10-42-00	Postage	\$36.33
			410-531-38-42-00	Postage	\$36.32
				Total	\$961.60
Popular Networks, Llc	47102	21567	001-512-50-41-01	Computer Maintenance	\$16.55
			001-513-23-41-01	Computer Maintenance	\$82.77
			001-514-23-41-04	Computer Maintenance	\$215.20
			001-524-20-41-01	Computer Maintenance	\$165.54
			001-525-60-41-03	Disaster Recovery Backup-Server	\$954.19
			001-575-50-41-03	Computer Maintenance	\$148.98
			101-542-30-41-04	Computer Maintenance	\$82.77
			104-536-20-41-01	Computer Maintenance	\$33.10
			401-534-10-41-05	Computer Maintenance	\$347.62
			408-535-10-41-05	Computer Maintenance	\$347.62
			410-531-38-41-04	Computer Maintenance	\$215.20
		31568	001-521-50-41-01	Computer Maintenance-PD PSB	\$1,679.94

Vendor	Number	Invoice	Account Number	Notes	Amount
Popular Networks, Llc	47102	31568	001-525-60-41-03	Disaster Recovery Backup-Server	\$565.63
				Total	\$4,855.11
Puget Sound Energy	47081	200001247663-MAR2019	408-535-50-47-07	VC Lift Staion	\$238.13
		200001247812-MAR2019	101-542-63-47-03	SR162 Signal	\$28.12
		200001248190-MAR2019	105-576-80-47-01	North Park	\$10.42
		200001248372-MAR2019	401-534-50-47-08	Well 3	\$805.67
		200001248539-MAR2019	001-525-50-47-01	Lahar Siren	\$10.42
		200001532189-MAR2019	105-576-80-47-02	Main Park	\$381.48
			105-576-80-47-03	Bell Tower	\$163.49
		200002708986-MAR2019	408-535-50-47-05	VG Lift Station	\$491.60
		200003766280-MAR2019	001-514-21-32-01	City Hall-City Shop	\$108.53
			001-514-21-47-01	City Hall-City Shop	\$174.23
			001-524-20-32-05	City Hall-City Shop	\$58.07
			401-534-50-47-01	City Hall-City Shop	\$174.23
			401-534-50-47-09	City Hall-City Shop	\$108.53
			408-535-50-47-01	City Hall-City Shop	\$174.23
			408-535-50-47-08	City Hall-City Shop	\$108.53
		200009717931-MAR2019	401-534-50-47-04	Well 2	\$64.86
		200010396543-MAR2019	105-576-80-47-01	North Park	\$255.19
		200010396733-MAR2019	401-534-50-47-11	Well 4 Pump Station	\$2,621.76
		200010629349-MAR2019	101-542-63-47-01	City Shop	\$33.31
			104-536-50-47-02	City Shop	\$26.65
			401-534-50-47-01	City Shop	\$33.31
			408-535-50-47-01	City Shop	\$39.98
		200013874264-MAR2019	408-535-50-47-04	WWTP	\$11,287.56
		200014994137-MAR2019	410-531-38-47-00	VG Lift Station	\$178.73
		200019613294-MAR2019	104-536-50-47-02	Cemetery Shop	\$48.21
		200021421298-MAR2019	408-535-50-47-06	Rainer Meadows	\$34.36
		200022934653-MAR2019	001-575-50-47-01	MPC	\$950.68
		200024404523-MAR2019	408-535-50-47-02	Lift Station	\$181.62
		220011476581-MAR2019	408-535-50-47-03	High Cedars Lift Station	\$134.61
		220015220399-MAR2019	101-542-63-47-03	Street Lights	\$51.21
		220015548930-MAR2019	101-542-63-47-03	Street Lights	\$108.67
		300000002406-MAR2019	101-542-63-47-03	Street Lights	\$5,126.74
	47084	400002290148-New Public Works	412-594-38-62-01	Electrical Connection for New Public Works Building	\$43,292.13
				Total	\$67,505.26
Sarco Supply	47103	1119651	001-512-50-31-00	Bathroom & Cleaning Supplies	\$5.47
				Total	\$5.47
Scientific Supply & Equip	47104	31438124	408-535-10-31-00	Lab Supplies	\$207.48
				Total	\$207.48

Vendor	Number	Invoice	Account Number	Notes	Amount
SCORE	47105	3659	001-523-60-41-00	Jail Fees-Feb 2019	\$2,160.00
				Total	\$2,160.00
Spectral Laboratories	47106	137625	408-535-10-41-03	Lab Testing	\$168.00
				Total	\$168.00
Sumner Lawn'n Saw	47107	23572	408-535-50-48-04	Repair of Pressure Washer-FA1134	\$60.92
				Total	\$60.92
Tacoma News INC	47082	257635-MAR2019	001-511-60-49-03	ORD 2019-1042	\$90.47
			001-511-60-49-03	Legal Publication	\$95.83
			001-511-60-49-03	Legal Publication	\$170.87
			001-558-60-31-03	Legal Publication-SEPA	\$138.71
			001-558-60-31-03	Determination Legal Publication	\$138.71
			101-595-10-64-34	SW Connector Publication	\$963.09
				Total	\$1,597.68
UniFirst Corporation	47083	3301491514	408-535-10-31-03	Supplies-Clothing-Protective Services	\$113.78
		3301493617	408-535-10-31-03	Supplies-Clothing-Protective Services	\$210.04
		3301495713	408-535-10-31-03	Supplies-Clothing-Protective Services	\$148.85
		3301497808	408-535-10-31-03	Supplies-Clothing-Protective Services	\$210.04
		3301499914	408-535-10-31-03	Supplies-Clothing-Protective Services	\$122.23
				Total	\$804.94
Usabluebook	47108	821606	401-534-50-48-04	Submersible Transmitter	\$1,000.86
				Total	\$1,000.86
Vermeer Northwest	47109	W08249	410-531-38-48-01	Replacement of Fuses-FA1078	\$306.97
				Total	\$306.97
Washington Patriot Construction LLC	47110	Pay Request #7 Public Works Building	412-594-38-62-01	Pay Request #7 Public Works Building	\$448,722.47
				Total	\$448,722.47
Washington Tractor	47111	2448	105-576-80-48-01	New Hedge Trimmer-FA1142	\$253.55
			410-531-38-48-01	New Hedge Trimmer-FA1142	\$253.56
				Total	\$507.11

Vendor	Number	Invoice	Account Number	Notes	Amount
Wex Bank	47085	58342418	001-521-20-32-00	Fuel-PD	\$1,594.65
				Total	\$1,594.65
				Grand Total	\$558,361.89



**City Of Orting
Council Agenda Summary Sheet**

Subject: Resolution No. 2019-01- Adopting an Amended Personnel Policy		Committee	Study Session	Council
	Agenda Item #:	N/A	AB19-14	AB19-14
	For Agenda of:	N/A	01/16/2019	03/27/2019
	Department:	HR		
Date Submitted:	01/10/2019			
Cost of Item:	N/A			
Amount Budgeted:	N/A			
Unexpended Balance:	N/A			
Bars #:	N/A			
Timeline:	N/A			
Submitted By:	Scott Larson			
Fiscal Note: N/A				
Attachments: Personnel Policy and Resolution				
SUMMARY STATEMENT:				
<p>The City has reviewed and revised its Personnel Policy to bring it in line with our risk pool standards, best practices and current state and federal law. This policy will govern employees except where there is a conflict with a Collective Bargaining Agreement, or State or Federal Law, in which case either the Collective Bargaining Agreement or State or Federal Law would supersede the Policy.</p> <p>Update: Since this was discussed at the Study Session on January 16, a copy was provided to both of the City’s bargaining units to comment on before Council adopted the policy. No comments were received from the bargaining units.</p>				
RECOMMENDED ACTION: Motion: To Adopt Resolution No. 2019-01, Amending The City Of Orting Personnel Policy, And Setting An Effective Date.				

**CITY OF ORTING
WASHINGTON
RESOLUTION NO. 2019-01**

**A RESOLUTION OF THE CITY OF ORTING, WASHINGTON,
AMENDING THE CITY OF ORTING PERSONEL POLICY,
SETTING EFFECTIVE DATE.**

WHEREAS, the City of Orting maintains a Personnel Policy, which governs conduct of Employees, generally, and the policy was last updated in 2008; and

WHEREAS, the City Council desires to amend its Personnel Policy, and provide updates where best practices and law has changed; and

NOW, THEREFORE, the City Council of the City of Orting, Washington, does resolve as follows:

Section 1. City Council Rules of Procedure, Amended. The City Personnel Policy, as last amended in 2008, is hereby amended to read as attached hereto as Exhibit A.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Resolution, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Resolution be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Resolution or its application to other persons or circumstances.

Section 3. Effective Date. This Resolution shall take effect and be in full force immediately upon its passage.

**PASSED BY THE ORTING CITY COUNCIL AT A REGULAR MEETING THEREOF
ON THE 27TH DAY OF MARCH, 2019.**

CITY OF ORTING

Joshua Penner, Mayor

ATTEST/AUTHENTICATED:

Jane Montgomery, City Clerk

Approved as to form:

Alexandra Kenyon
Kenyon Disend, PLLC
Acting City Attorney



CITY OF ORTING

PERSONNEL POLICIES & PROCEDURES
MANUAL

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CITY OF ORTING PERSONNEL POLICIES & PROCEDURES MANUAL

1. INTRODUCTION

1.01 Purpose.

The City of Orting places the highest value on its employees. We wish to see satisfied workers, with the support necessary to achieve the objectives of each position. The City believes that clear, consistent personnel policies contribute to greater job satisfaction. All employees and new hires are required to be familiar with these policies.

These personnel policies serve as a guide to the City of Orting's current employment practices and procedures. The City of Orting retains the right to repeal, suspend, revoke, terminate, revise or modify these policies and every effort will be made to promptly inform employees of any changes to these policies.

If an employee has any questions about the policies herein or would like to seek clarification, the employee must promptly contact his/her supervisor or the City Personnel Director.

1.02 Intent of Policies.

These policies, and this handbook, are not a contract, express or implied, or any type of promise or guarantee of specific treatment upon which an employee may rely, or a guarantee of employment for any specific duration. Although the City desires long-term employment relationships, it is recognized this may not always occur and either the employer or employee may decide to terminate employment. Unless specific rights are granted in written employment contracts, civil service rules, or collective bargaining agreements, all employees of the City are considered at-will employees and may be terminated from City employment at any time, with or without cause and with or without notice. No supervisor, Department Manager or representative of the City, other than the Mayor or their designee, has authority to enter into any agreement with an employee for employment for any specified period or duration, or to make any written commitments to the contrary.

These personnel policies apply to all City of Orting employees. In cases where these policies conflict with any Civil Service rules and regulations, provisions of a collective bargaining agreement, City ordinance or state or federal law, the terms of that law, rule or agreement prevail. In all other cases, these policies apply. In the event of the amendment of any ordinance, rule, or law incorporated in this document or upon which these provisions rely, these personnel policies shall be deemed amended in conformance with those changes.

As the need arises, the City Council may modify these policies and, by ordinance or resolution, may enact changes to compensation or benefit levels. The City Administrator may deviate from these policies in particular situations, especially in an emergency, to achieve the primary mission of serving the City's citizens. Employees may request specific changes to these policies by submitting suggestions to their Department Manager or the City Administrator or City Personnel Director.

The City retains the right to administer or implement these policies appropriate to the particular situation or occurrence. The City also retains the right to revise, supplement or rescind these policies without prior notice to employees. However, union representatives for the respective bargaining units representing City

employees will be given a copy of any proposed changes to these policies for a 14-day (two (2) weeks) comment period prior to implementation.

1.03 Equal Employment Opportunity Policy.¹

The City of Orting is an Equal Opportunity Employer. All employees have the right to work in a discrimination-free environment. The City will not permit or condone any unlawful discrimination in the workplace. All employment decisions will be made without regard to race, color, sex, sexual orientation/gender identity, sexual identity, creed, religion, age, marital status, national origin, the presence of any sensory, mental, or physical disability, or the use of a trained dog guide or service animal by a person with a disability, genetic information, military or honorably discharged veteran status, or any other basis prohibited by state, local or federal laws.

If you experience or witness conduct that you feel is discriminatory, please promptly raise the matter for discussion and review so that the City can investigate and take appropriate action. You are encouraged to approach and report observations and experiences to your supervisor or the City Administrator or the City Personnel Director, as you feel is appropriate.

Retaliation against an employee who brings a complaint of discrimination, reports allegations of discrimination, or participates in an investigation of a complaint is prohibited and shall not be tolerated.

1.04 Reasonable Accommodation of Disabilities.

The City complies with the Americans with Disabilities Act (ADA) and all applicable state and local fair employment practice laws, and is committed to providing equal employment opportunities to qualified individuals with disabilities. Consistent with this commitment, the City will provide a reasonable accommodation to qualified employees with a disability requesting the reasonable accommodation if such an accommodation will allow the individual to perform the essential functions of the job, unless doing so would create an undue hardship or a direct threat to the health or safety of others.

If you would like to request reasonable accommodation, please contact the City Administrator or the City Personnel Director who will work with you and your health care provider to evaluate the need for reasonable accommodation.

1.05 Reasonable Accommodation of Religious Beliefs.

The City respects the religious beliefs and practices of all employees and will make, upon request, an accommodation for such observances when a reasonable accommodation is available that does not create an undue hardship for the City's business or operations. If you would like to request reasonable accommodation, please contact the City Administrator or the City Personnel Director.

1.06 Workplace Anti-Harassment Policy.

It is the City of Orting's policy to foster and maintain a work environment free from discrimination, harassment, and intimidation. The City will not tolerate unlawful harassment of any employee, whether from a co-worker, member of the public, or other third party.

Employees are expected to show respect for each other and the public at all times, despite individual differences.

Harassment is defined as verbal or physical conduct that demeans or shows hostility or aversion toward another employee or member of the public due to that individual's race, color, sex, sexual orientation/gender identity, sexual identity, creed, religion, age, marital status, national origin, the presence of any sensory, mental, or physical disability, or the use of a trained dog guide or service animal by a person with a disability, genetic information, military or honorably discharged veteran status. Examples of unlawful harassment include, but are not limited to, slurs or demeaning comments to employees or members of the public relating to race, ethnic background, gender, religion, sexual orientation (including gender identity), age, disability, marital status, military status or any other legally protected status.

Any conduct implicating a protected status that has the effect of substantially interfering with an employee's work performance or creating an intimidating, hostile or offensive work environment may be considered harassment. Any harassment of a fellow employee or member of the public will be cause for disciplinary action, up to and including termination of employment.

Examples of behaviors which are inappropriate and/or illegal on the job referring to (but not limited to) gender, ethnic background, race or any other protected status include negative or offensive comments; jokes; slang names or labels; talking about or calling attention to another employee's physical or mental capacity in a derogatory or offensive manner; displaying nude or sexual pictures, cartoons or calendars on City property.

Retaliation against an employee who brings a complaint of discrimination or harassment, reports allegations of discrimination or harassment, or participates in an investigation of a complaint is prohibited and shall not be tolerated. "Retaliation" means an adverse job action(s) taken against an employee because he or she has complained about discrimination or harassment, given a statement about a discrimination or harassment investigation, participated in an investigation, or supported a complainant.

See Discrimination/Harassment Complaint Procedure for reporting guidance.

1.07 Sexual Harassment Prohibited.

Sexual harassment is a form of discrimination and it is illegal and violates federal and state law and the City's policies. Sexual harassment is also inappropriate and offensive and will not be tolerated by the City of Orting. The City considers sexual harassment a serious offense, and an employee who harasses other employees or members of the public will be disciplined as in any other case of serious employee misconduct.

- a. Submission to such conduct is made either explicitly or implicitly a term or condition of employment position or compensation;
- b. Submission to or rejection of such conduct is used as the basis for employment decisions affecting the member; or
- c. Such conduct has the purpose or effect of substantially interfering with a member's work performance or creating an intimidating, hostile, or offensive work environment.

Sexual harassment is not welcome and is personally offensive, interfering with the effectiveness or creating discomfort on the job.

Written examples of sexual harassment include suggestive or obscene letters, emails, notes and invitations. Verbal examples include derogatory comments, slurs, unwanted sexual comments, suggestions, jokes or pressure for sexual favors. Physical examples include assault, pats or squeezes, repeated brushing against someone's body, touching, impeding or blocking movements. Visual examples include leering, sexually-oriented gestures, or display of sexually suggestive or derogatory objects, pictures, cartoons, or posters. Other examples include the threat or insinuation that lack of sexual favors will result in reprisal, such as: withholding support for job appointment, promotion or transfer; rejection on trial period; punitive actions; change of assignments; or a poor performance report.

It is the policy of the City of Orting to prevent and/or eliminate sexual harassment in the workplace, as well as to alleviate any effects sexual harassment may have on the working conditions, or work environment, of an employee. In response to reports of sexual harassment, the City will seek to protect all parties involved from retaliation, false accusations, or future harassment and, where appropriate, will take prompt and adequate remedial measures.

Employees engaging in sexual harassment are subject to discipline, up to and including termination. Retaliation against an employee who brings a complaint of harassment, reports allegations of harassment, or participates in an investigation of a complaint is prohibited and shall not be tolerated. "Retaliation" means an adverse job action(s) taken against an employee because he or she has complained about harassment, given a statement about a harassment investigation, participated in a harassment investigation, or supported a harassment complainant.

See Discrimination/Harassment Complaint Procedure for reporting guidance.

1.08 Discrimination/Harassment Complaint Procedure.

Each employee is responsible for creating an atmosphere free of discrimination and unlawful harassment in any form. Each employee is responsible for respecting the rights of co-workers and others, including the public.

The procedure an employee is to follow: The following procedure outlines the steps an employee should follow if the employee believes he/she is experiencing harassment or discrimination on the job:

- (1) If comfortable doing so, identify the offensive behavior to the harasser and request that the offensive behavior stop. If such informal, direct communication is impractical or uncomfortable, or if the offensive behavior does not immediately cease, then proceed to Step (2); and
- (2) Report the incident(s) to the immediate non-involved supervisor within the department, the Department Manager, City Personnel Director, and/or the City Administrator.

When possible, reports should include specific allegations, date(s) of the occurrence(s), the individuals involved, and the names of any witness(es). A non-involved supervisor is defined as the first supervisor in an employee's department who is not the object of the complaint and is not otherwise involved in the harassing behavior. In the event that there is no non-involved supervisor, and the behavior involves the Department Manager, the City Personnel Director, and the City Administrator, the employee should report the incident to the City Attorney.

Any employee involved in reporting a concern, or who participates in an investigation, may request that his /her identity be kept confidential. City officials and those involved in the investigation will honor this request to the extent possible under law, business necessity, and the needs of the investigation. Confidentiality, however, cannot be guaranteed.

The City prohibits retaliation against those who have reported a concern in good faith or participated in the investigation. Violations of the City's prohibition on retaliation will result in disciplinary action, up to and including termination

Employees are encouraged to take all action necessary to correct a workplace problem or harassment, so problems can be identified and corrected. They should not refrain from taking these steps due to a fear of retaliation. If retaliation occurs, promptly report such conduct in the same manner as outlined in this section. With a prompt complaint from employees, the City will take all appropriate steps to correct a problem of harassment, discrimination or retaliation in the workplace and will assist the employee affected if further problems arise. Thus, employees are encouraged to utilize these procedures to resolve concerns about workplace discrimination before they allow such conduct to interfere with their performance or such conduct affects their satisfaction with the workplace.

The procedure a supervisor is to follow: Supervisors who are aware of situations involving discrimination, harassment or retaliation must respond to such situations regardless of whether or not a complaint is received. Supervisors who receive complaints or become aware of such incidents must:

- (1) Take prompt action to insure the behavior is not repeated; and
- (2) Promptly notify the appropriate director and the City Personnel Director or the City Administrator of the allegations, including all information known to or received by the supervisor.

Supervisors shall be required to take the above steps and are assigned responsibility for implementing this policy, ensuring compliance with and knowledge of its terms, and for taking immediate and appropriate corrective action if they witness inappropriate behavior or receive a complaint.

Supervisors must maintain open channels of communication to permit employees to raise concerns of sexual or other workplace harassment or discrimination without fear of retaliation, promptly stop any observed harassment or discrimination, and treat harassment and discrimination matters with sensitivity, confidentiality, and objectivity.

A supervisor's failure to carry out these responsibilities may result in disciplinary action up to and including termination.

The investigation process: Employees are prohibited from interfering in any investigation or retaliating against anyone who in good faith has filed a complaint or participated in an investigation of such a complaint. The City requests full, good faith cooperation during the investigation process.

It is the policy of the City that all complaints of discrimination or harassment shall be promptly and thoroughly investigated. The investigation may include interviews with the directly involved parties, and where necessary, with employees who may have observed the alleged harassment or who may be similarly situated with the complaining employee, and who may be able to testify to similar experiences with the accused employee.

The individual assigned to investigate the complaint will have full authority to investigate all aspects of the complaint. Investigative authority includes access to records and the cooperation of any employees involved. No influence will be used to suppress any complaint and no employee will be subject to retaliation or reprisal for filing a complaint in good faith, encouraging others to file a good faith complaint or for offering testimony or evidence in any investigation. Retaliation is prohibited. Employees participating in an investigation shall refrain from discussing the investigation process, interviews, or issues under investigation with other potential witnesses to prevent harmful gossip and to prevent the possibility of tainting the investigation, to the extent permitted by law.

All complaints will be kept confidential to the fullest extent possible during the investigation, and will be disclosed only as necessary to allow an investigation and respond to the complaint and as consistent with the law. Confidentiality, however, cannot be guaranteed. The Public Records Act may require disclosure of an investigation report after an investigation has concluded.

The results of each investigation shall be written and a finding made regardless of whether or not there is a basis for disciplinary action. Disciplinary action, if necessary, may range from a verbal warning to termination, depending on the seriousness of the harassment. If an investigation determines the accused employee engaged in harassment, discrimination or retaliation, appropriate action will be taken, as in the case of any other serious employee misconduct. Such actions may include warnings, verbal and/or written reprimands, a letter to the employee's file, or an employee transfer, demotion, suspension or termination. An employee may at his/her request have a statement of rebuttal or correction placed in his/her personnel file.

Retaliation is prohibited against an employee who brings a complaint of discrimination, reports allegations of discrimination, or participates in an investigation of a complaint and shall not be tolerated.

1.09 Employment of Relatives.

Business necessity requires the establishment of policies regarding the employment of immediate family and members of the same household in order to avoid conflicts of interest or the perception of favoritism and to assure and maintain accountability.

The immediate family or any member of the same household of current City employees will not be employed by the City under any of the following circumstances:

- (1) When one of the parties would have authority or practical power to supervise, appoint, remove, influence salary or compensation decisions or discipline the other;
- (2) When one party would handle confidential material that creates improper or inappropriate access to that material by the other;
- (3) When one party would be responsible for auditing the work of the other; or
- (4) When other circumstances exist that might lead to potential conflict or appearance of a conflict among the parties or conflict between the interest of one or both parties and the best interests of the City.

1.10 Change in Circumstances/ Notification Requirement for Consensual Romantic Relationship.

Employees who become romantically involved with each other, begin sharing living quarters with one another, or become related by marriage must notify their manager and the City Personnel Director of the relationship and confirm in writing that it is consensual. Employees involved in a consensual relationship must conduct themselves in a professional manner at all times (both during and following the termination of the relationship, as applicable) and the relationship should not affect city business. If the relationship ends, the employees must conduct themselves professionally, and notify the City Personnel Director immediately should one party become hostile toward the other while at work. If employees involved in a consensual relationship are unable to work together in a professional, respectful and/or courteous manner as a result of the relationship and or a break-up, one or both of the employees may be required to terminate employment with the City. Employees involved in a consensual relationship may not supervise each other or otherwise create an actual or apparent conflict of interest. If employees involved in a consensual relationship occupy positions in which one directly or indirectly supervises the other or an actual or apparent conflict otherwise exists, the City will consider a transfer the least tenured employee, to the extent that such a transfer is available and/or feasible. However, if a transfer is not possible or practical, one of the employees will be required to terminate their employment relationship with the City. If the employees are unable to agree which employee is to terminate their employment relationship, the City will make the determination based on the needs and operations of the City.

1.11 Contact with News Media.

The Mayor or his/her designee or the City Administrator or his/her designee shall be responsible for all official contacts with the news media, including answering of questions from the media. The City Administrator may designate specific employees to give out procedural, factual or historical information on particular subjects. City employees will refrain at all times from disclosing confidential City information to the media. A violation of this provision may subject an employee to discipline, including termination.

2. EMPLOYMENT AND CLASSIFICATION

At the City of Orting, we want you to understand how your wages, benefits and job duties are affected by your employee classification and your job description or title. The City has a classification system that groups positions for compensation purposes based on knowledge, complexity, accountability and working conditions. More information about the classification system is available from the City Personnel Director.

The following are the main job classifications which are used throughout this Handbook.

Regular Full-Time Employee: Any employee who is regularly scheduled to work forty (40) hours per work week on a continuing basis.

Regular Part-time Employee: An employee who is regularly scheduled to work less than forty (40) hours per work week, on a continuing basis.

Temporary Employee: An Employee working a full or part-time schedule for a specified project or period of less than one (1) year (i.e. on-call, seasonal, Provisional Police Officer, emergency staff appointment, etc.).

Reserve Police Officer: A Police Officer who receives no compensation for volunteer police work performed but is entitled to paid sick leave benefits.

Non-exempt Employee: An employee who is not exempt from the minimum wage, overtime or timecard provisions of the wage and hour laws. Such employees may receive an hourly wage or a salary and are eligible for overtime pay at the rate of one and one-half times the regular rate of pay for all hours worked in excess of eight (8) hours per work day.

Exempt Employee: An employee who is exempt from the minimum wage or overtime. Exempt employees generally include supervisory, administrative, and professional employees who are paid on a salary basis. When employees are hired, they will be informed of whether their position is exempt or non-exempt. Exempt employees are not entitled to overtime but may be eligible for additional time off pursuant to the City's Overtime and Compensatory Time off Exempt Employee Policy within this handbook.

2.01 Employee Position Classifications.

A position classification plan will be maintained by the City based on investigation and analysis of the duties and responsibilities of each position. The completed plan will consist of a classification specification for each position, including appropriate title, description of duties and responsibilities, and minimum requirements and/or desirable training, experience or other qualifications.

The Mayor or his/her designee is responsible to assure the preparation of a plan which includes a specification for each classification. Specifications will be prepared after consultation with supervisors and other persons technically familiar with the duties and responsibilities of the job to be performed. Each position will be assigned by the Mayor to one of the classifications of the approved classification plan. Employees will be notified of the classification of their position. The title, as it appears on the specification, will be used to designate the position on official records and payroll.

The classification specifications are hereby declared to have the following definition and scope:

- a) They are explanatory only and not restrictive.

- b) In determining a position classification, the specification will be considered as a whole, comparing general duties, responsibilities, minimum qualifications and relationship to other positions in order to obtain an inclusive picture of the position and place it in the appropriate classification.
- c) The outline of principal duties of work performed applies to general duties or tasks and is not intended to prescribe the specific duties of a given position, nor to limit the alteration or modification of detailed tasks involved in the duties of any position, so long as they remain within the general definition of the classification.
- d) The classification specification may include additional requirements which are determined to be necessary for the best interests of the City. These requirements may include possession of a valid motor vehicle operator's license, physical ability, or any other bona fide occupational qualifications pertinent to the positions covered.
- e) Nothing in the classification specification is to be interpreted as restricting a supervisor from assigning an employee of one classification to perform some of the duties of a higher or lower classification for a limited period of time.

A classification may be reclassified at the request of the Department Manager, employee, or City Administrator when it appears that the duties and responsibilities of an existing classification are changed. Reasons for the reclassification request are to be stated in writing and the Mayor will determine whether the present classification is correct or whether a reclassification is necessary. New or revised classification specifications will be prepared as provided in these policies and will become a part of the classification plan.

When reclassification occurs, an employee occupying the position may be retained in the position provided that the Mayor determines that the reclassification results from an official recognition of a change in duties and responsibilities which has already occurred and is a long-term inequity of classification. If the reclassification results in a higher maximum salary, such reclassification may constitute a promotion and the rules governing promotion with regard to salary apply. If the reclassification results in a lower maximum salary, such reclassification may constitute a demotion and the rules governing demotion with regard to salary apply.

2.02 Recruitment, Applications, and Selection.

This policy outlines the procedures for completing a job notice, posting a job vacancy, and extending an offer of employment. Recruiting practices are conducted solely on the basis of ability, merit, qualifications and competence without regard to any individual's sex, race, color, religion, national origin, sexual orientation, pregnancy, age, marital status, military status, genetic information, disability or any other characteristic protected by law.

Available positions are publicized for a reasonable period by announcements posted on city department bulletin boards and by such other means as deemed appropriate. Announcements may specify the title, rate of pay, duties to be performed and required minimum qualifications. All current employees are encouraged to apply for available positions if they so desire. The City of Orting is an equal opportunity employer and selection for any position will be based solely on merit, efficiency and fitness for that position.

Job Posting

An internal job posting will be placed in appropriate locations to allow current employees, who are qualified, an opportunity to apply for a vacant position. Notices will be posted for five (5) days. If it is determined that consideration of outside applicants is in the City's best interests, staff will begin the process of outside recruitment following the five (5) day internal posting period. If the City Administrator determines that there are unlikely to be any qualified internal candidates, for instance entry-level positions, outside recruitment can happen concurrently with the internal job posting. Current City employees are encouraged to apply for job openings.

Application for Employment

Each applicant shall complete and sign a City of Orting application form prior to being considered for any position. Resumes may supplement, but not replace, the City of Orting official application. The City "Application for Employment" form shall continue to be in conformance with all State and Federal laws pertaining to pre-employment inquiries. All application forms must be fully completed, signed and dated by the applicant to be valid. Applications will be accepted for open positions and will be considered only for that position. All applications must be received no later than 4:30 p.m. on the published closing date for filing. A closing date may be extended by the City Administrator. Applications, whether accepted or rejected, will not be returned. All statements submitted on the employment application or attached resume shall be subject to investigation and verification prior to appointment. Falsification of employment information may be grounds for rejection of an applicant or subsequent dismissal.

Confirmation Employment

The City may require the City Council's confirmation of employment for certain positions as provided by City Ordinance.

2.03 Promotions.

The City encourages promotion from within the organization whenever possible. The Mayor shall determine whether the promotional process for a position will be competitive or appointive. Before advertising a position to the general public, the City Administrator may choose to circulate a promotional opportunity within the City. Promotional opportunities may be posted on the City bulletin board. The City reserves the right to seek qualified applicants outside of the organization at the Mayor's sole discretion.

A promotion is an appointment to a position in a classification which has a higher maximum salary rate than the employee's present classification. The Mayor will determine the salary step of the promoted employee in the new salary range on the date of the promotion. The salary step of the promoted employee will be set so that the promoted employee's pay level is no more than two (2) salary steps higher than the employee's step prior to the promotion. If step one of the salary range to which the employee has been promoted is a pay level more than two (2) steps higher than the promoted employee's previous salary step, then the employee shall be assigned to step one of the higher salary range. When the date of promotion and the merit/step increase date coincide, the merit/step increase is paid prior to the promotional increase.

New Trial Period: After promotion to a new position, a new trial period of six (6) months must be completed. Successful completion of the trial period does not alter the employee's at-will employment. The Mayor may authorize or require an extension of a trial period for up to an additional six months. In the case of unsatisfactory performance, the employee may be transferred back to the previous position held by the employee, if vacant, or to another position fitting the employee's skills and qualifications, within the

limits of vacant authorized positions, or if no such vacant position is available in the Mayor's sole discretion, the employee may be terminated.

Temporary Promotions

A temporary appointment may be made to any position in the City of Orting. Temporary appointments are for a limited period of time and employees are not entitled to city benefits unless authorized by the Mayor as special conditions. All conditions of a temporary appointment will be specified in the letter of appointment or contract. Seasonal employment is considered temporary appointment status. Temporary employees do not attain regular status in the classification and may be terminated at will.

Acting Promotions

When the need arises to fill a position due to approved leave of absence, disciplinary actions or when a vacancy exists, a current regular status employee may be appointed "acting" to a position of higher pay grade or to a position of differing classification. Such appointments are for a limited time to fill a temporary vacancy and should not create a job expectancy. Employees will not attain regular status in the higher position from an acting appointment.

2.04 Hours of Work.

Everyone benefits from clarity regarding hours of work and scheduling. The following information may be helpful:

Work Week: For payroll and accounting purposes, the City of Orting's work week begins at 12:01 a.m. Monday and ends at midnight on Sunday.

Work Day: The normal work day for employees other than police department commissioned personnel consists of eight hours plus an unpaid meal period. Some employees or positions may have different work days determined by the needs of the City.

Scheduling: Work schedules are established by management. Unless otherwise scheduled, all employees are expected to work Monday through Friday. Requests for changes in schedules or for particular days off should be made in writing in a timely fashion and approved in advance by your supervisor. Some variation in schedule may be granted by mutual agreement between you and the City, so long as the needs of the department are met.

Rest Periods: All non-exempt employees receive one 10-minute break for each four (4) hours of working time. The break should occur near the mid-point of each four (4) hour work period, but scheduling will be done by your supervisor. Break periods are paid and may be used to extend a lunch period or to leave early provided that the total amount of time taken does not exceed the break and lunch periods and approved by your Department Manager.

Meal Periods: If you are non-exempt and you work more than five (5) hours in a day, you will have a meal break after two (2) to five (5) hours into your shift. The minimal meal break is a thirty (30) minute unpaid period. The exact time and duration of your meal break will be scheduled by your supervisor to ensure appropriate coverage.

Rest/Meal Periods for Police Department Employees: While at lunch or on a rest/relief period, all Police Department commissioned personnel will be subject to call.

Breaks for Nursing Mothers: Non-exempt employees who are nursing mothers are entitled to unpaid breaks during the workday for the purpose of expressing breast milk. Absent undue hardship, this entitlement shall continue for one year following childbirth. The City will provide a clean, suitable, and private location for these breaks.

Overtime: Overtime is time worked in excess of eight (8) hours of work in a work day. Holidays, Vacation and Sick leave are not considered time worked. The regular work week is forty (40) working hours for most employees, but on certain occasions, some overtime may be required. Any overtime work must be authorized by a supervisor in advance.

2.05 Attendance.

You are a member of a team and each member has an important contribution to make. Timely performance of your job is essential to maintaining the high quality service our City government provides. It also shows your respect for your fellow employees who must assume your duties in your absence. You must report to work regularly and on time, in proper attire, with proper equipment, and ready to work at the starting time. If you will be unable to report for work, will be late, or need to leave early, notify the City Administrator, City Personnel Director, and/or your supervisor as far in advance as possible. Failure to notify the City in a timely and appropriate manner may result in discipline. You may be requested to present a physician's statement verifying the need for sick leave after being absent for more than three (3) days.

An employee who is absent without notification for three (3) consecutive days or shifts will be considered to have abandoned his/her position and may be terminated, subject to the provisions of the Washington Paid Sick Leave Act.

2.06 Personnel Records & Files.

Generally speaking, without specific written authorization from the employee, only the following will be released to anyone outside the employ of the City: job title, department, hire date, separation date and base salary. Generally, only the employee, the City Clerk, the City Treasurer/City Personnel Director and the City Administrator will have access to your personnel file internally.

Personnel records will show the employee's name, title of position held, the department assigned, salary, change in appointment status, training received (with the exception of Police in-service training maintained in Departmental files), performance evaluations, fringe benefits administration, including vacation and sick leave rates of accumulation and use, notes regarding disciplinary action or other counseling sessions, and such other information as may be considered pertinent.

When you move, change your telephone number or experience other changes in your personal information, please make sure you inform the City Clerk's Office and/or the City Treasurer's Office of such changes. In this way, your personnel records will remain accurate and up-to-date.

You may review your personnel records at any mutually convenient time during normal business hours. Should you wish to do so, please make an appointment with the City Treasurer. The City Clerk or City Treasurer will be present during any such review. While a City employee, you may include a personal memorandum in your file if you feel it is necessary to clarify or rebut file information.

Personnel records that are not confidential will be maintained and destroyed in accordance with established policy regarding retention of public records.

2.07 Performance Reviews.

Regular performance reviews conducted at appropriate intervals benefit you and the City by providing a written record of your performance and giving you the opportunity to discuss with your supervisor how well you are meeting the City's expectations, to clarify your job responsibilities, to set mutually agreed-upon goals and to explore your possibilities for advancement within the City of Orting.

Performance reviews are generally conducted annually and are part of your personnel records. You will be given an opportunity for written comment on your performance review. You will be asked to sign your performance review to document that you have read it and that you have had an opportunity to comment. Your signature does not imply agreement or disagreement with the evaluation. You will receive a copy of your review for your own records. Because your performance on the job affects your compensation and employment, your performance review deserves your active and constructive participation. Seasonal and temporary employees do not receive formal performance reviews, however, they are to be coached about work expectations and performance.

New Employees and New Positions

New employees and employees assigned to a new position will be evaluated by their supervisors during appropriate intervals. Successful completion of the six-month evaluation period does not modify the employee's at will employment.

If an employee's performance is not satisfactory during the probationary period, the supervisor may recommend termination of employment at any time during the probation or, in special circumstances, request that the Mayor to extend the probationary period up to an established period of time, specified in writing to the employee. In the event the employee's performance is still unsatisfactory, the employee may be terminated at any time within the extended probationary period.

Managerial Procedures

All employees who are promoted to a higher classified position or who assume the duties of a higher classified position will be evaluated by their supervisors during appropriate intervals.

The anniversary date will change to reflect the first date worked in the new position. Successful completion of an evaluation period does not modify the employee's at will employment.

2.08 Supervisor's Approach to Performance Reviews.

The performance review is a critical management tool for the City of Orting. It is an opportunity for managers to recognize employees' contributions to the City, to identify areas for growth and/or improvement, and to set forth goals and action plans for the coming year. The performance review is vital to City employees as well. The score the employee receives determines his/her compensation, and how the performance review conference is conducted affects the tone of the employee-supervisor relationship. Supervisors are expected to review employees' performance with care, consideration, and candor.

2.09 Inadequate Job Performance – Corrective Action Plan.

Poor performance is a serious issue for the City and the employee. Any supervisor who concludes that an employee's performance is unacceptable in one or more categories should consult with the City Personnel Director to determine whether the City should proceed with disciplinary action or implement a Corrective

Action Plan (CAP).

If the employee's performance does not sufficiently improve under the CAP or if the employee continues to violate one or more City policies, the employee shall be subject to additional discipline up to and including termination.

A CAP is discretionary and an employee is not entitled to a CAP if employment issues arise.

2.10 Reduction-In-Force.

Fluctuating revenue and budget conditions may from time to time force the city to reduce personnel in one or more departments or programs. This reduction may be accomplished by either of the following methods:

- **Lateral Transfer.** This is a method of employee transfer from one classification to another classification with the same pay grade or within the same classification or pay grade from one department to another. When done for budgeting purposes, such transfer would normally be for the duration of the financial problem only. A lateral transfer must be approved by the Mayor.
- **Layoff.** A layoff is a method of permanent termination of the employee due to financial circumstances or a change in the need for which the position or positions was created. A layoff must be approved by the Mayor. No regular employee shall be laid off while another person in the same classification is employed on a probationary, temporary, acting or part-time basis. In determining which employees in any classification are to be laid off, consideration is to be given to individual performance and then to seniority in the positions to be affected.

2.11 Resignation.

An employee wishing to leave City service in good standing will file with the City Personnel Director and/or City Administrator a written resignation, including a statement of the reasons for resigning and the effective date of resignation. The written resignation notice must be completed at least two (2) weeks prior to the effective date of resignation.

The City Administrator and Department Managers shall be required to give at least four (4) weeks' notice to the Mayor.

A copy of the resignation notice shall be placed in the personnel file of the employee.

2.12 Identification of Employees.

It is the policy of the City that when on duty, all employees be visible and identifiable to the public to the maximum extent compatible with assigned work duties. All City furnished uniforms or work clothing are to be maintained in a presentable manner by the employee.

City-furnished uniforms remain the property of the City at all times and must be returned immediately upon separation from employment. Uniforms will be worn only on duty or during additional approved volunteer activities that are identical to those performed while on duty. Wearing of uniform items while commuting between a home and the work location may be permitted providing that the wearer does not participate in any interim activity where the image and good name of the city might be negatively affected.

The outer garment of each uniform furnished by the City will bear the official insignia of the city and other such markings or emblems as each Department Manager may specify, except that rain gear may be identified otherwise.

All employees who come in direct contact with the public outside the City-owned buildings may be required to carry an identification card issued by the City. The card will contain the name, title, department, address and telephone number of work location; and a head and shoulders photograph and certification that said person is an employee of the City of Orting.

All City-issued identification, uniforms and other City-owned materials or property in the employee's possession must be surrendered to the City immediately upon employment separation and no later than twenty-four hours after the employee's last day of employment with the City.

3. COMPENSATION

3.01 Your Paycheck.

Pay periods are from the first through the fifteenth (15th) day of the month, and the sixteenth (16th) day through the last day of the month. You will receive your paycheck by the fifth (5th) day following each pay period. You shall sign up for automatic deposit of your paycheck by contacting the City Treasurer.

All employees must complete an individual time record showing daily hours worked in order to be paid properly. In the case of exempt employees, this timesheet will account for daily attendance.

Deductions from your paycheck are those required by law (e.g., Medicare, workers' compensation premiums, court-ordered garnishments) and those approved by you in writing (e.g., Union dues as applicable, insurance premiums, etc.).

3.02 Complaints or Concerns.

If you believe there are any errors in your pay, including that you have been overpaid or underpaid, that improper deductions have been taken from your pay or that your pay does not accurately reflect all hours worked, including overtime, report your concerns to the City Treasurer immediately. The City will promptly investigate all reported complaints and, if appropriate, take corrective action.

The City prohibits and will not tolerate retaliation against any employee because that employee filed a good faith complaint under this policy. Specifically, no one will be disciplined, intimidated or otherwise retaliated against because that person exercised rights under this policy or applicable law.

3.03 Employee Salary and Wage Plan.

The City of Orting strives to pay its employees' salaries and wages that are internally equitable and comparable to the pay scales of similar cities. While the City cannot pay City employees the same wages as larger cities, the City does consider the pay scales of other comparable cities for those job positions that are comparable to jobs at the City of Orting. The City maintains an Employee Salary and Wage Plan. The Mayor is responsible for recommendation to the City Council of adoption of a Salary Plan for the City of Orting. The Plan will include salaries for non-bargaining unit personnel as well as salary grades negotiated by employee representatives. Changes to employee salaries and wages are approved by the City Council as part of the budget process.

When you begin your employment with the City, you will be paid a wage or salary consistent with the Employee Salary and Wage Plan and appropriate to the experience, educational background, training, and skills you bring to your position. Thereafter, you will only receive salary and wage adjustments based upon your job performance and the discretion of the City Administrator and/or City Personnel Director. Depending upon the quality of your performance, you may receive an upward adjustment. All performance salary and wage increases shall remain within the range for that position as approved by the City Council. Your eligibility for a pay increase may occur at the end of your first six (6) months of City employment.

Qualified Payroll Period

When an employee has been in pay status fifteen or more calendar days, including holidays in any given calendar month, the payroll period will be considered qualified to accrue benefits, serve out probation, and for computation of merit increase dates. A new employee may be credited with the first payroll period if employed prior to the 16th of the month.

Payment of Salaries

All employees are paid at an hourly or monthly rate, as specified in the City's annual budget document. Hourly employees are paid on the basis of actual number of hours worked, including authorized absences with pay and allowed holidays. Salary rates for temporary or part-time employees will be based on the pay for full-time positions in the same classification.

Beginning Salary

Each employee will be appointed at the first step of the range established for the classification, with the exception of management classification, which shall be negotiated within the assigned range. If it is determined that appointment of non-management employees above the first step may be warranted, the following procedures will apply:

- a) The factors to be reviewed in approving appointment beyond the first step are: availability of applicants meeting the qualifications for the vacant position, relationship to other similar classifications, prior experience of a candidate in a comparable position, time available to continue the recruitment process, and budget considerations.
- b) The Department Manager will submit a request for appointment at a higher step to the Mayor, stating justification for the request. The Mayor will make a decision based upon the Department Manager's justification.

Merit/Step Increases - Regular Status Employees

- a) When a regular status employee has performed satisfactorily, as determined through the Performance Evaluation process, a merit/step increase may be granted at the completion of six (6) qualified payroll periods from the employee's anniversary date, but not before the satisfactory completion of the employee's initial six-month probationary period. In the case of an employee placed at the time of hire above Step One of the pay range, the initial in-class merit/step raise will be considered upon the completion of twelve months in class and at twelve (12) month intervals thereafter until the employee reaches the top step of the range.
- b) The annual merit/step increase date for an employee will change only if: 1) the employee is promoted or otherwise moved to a position assigned to another job class and is required to serve a trial performance period; and 2) the employee receives a merit/step adjustment as authorized by the Mayor.

Promotion

A promotion is an appointment to a position in a classification which has a higher maximum salary rate than the employee's present classification. The Mayor will determine the salary step of the promoted employee in the new salary range on the date of the promotion. The salary step of the promoted employee will be set so that the promoted employee's pay level is no more than two (2) salary steps higher than the employee's step prior to the promotion. If step one of the salary range to which the employee has been promoted is a pay level more than two (2) steps higher than the promoted employee's previous salary step, then the employee shall be assigned to step one of the higher salary range. When the date of promotion and the merit/step increase date coincide, the merit/step increase is paid prior to the promotional increase.

Demotions

A demotion is an appointment to a position in a classification which has a lower maximum salary rate than the employee's present classification. When a demotion occurs, the Department Manager will recommend to the Mayor and/or City Administrator a salary for the demoted employee within the salary range of the lower classification which is less than or equal to the employee's present salary. The employee will retain the same anniversary date.

Transfer

- a) A position transfer is an appointment to a position in the same or different classification of the same pay grade.
- b) When an employee is transferred to a position in a different classification with the same pay grade, or is transferred to another department with the same classification, the employee's pay remains the same. The employee will retain the same anniversary date for leave and length of service purposes.

Temporary Change of Classification

- a) A current employee assigned to a classification with a differing rate of pay in an "acting" appointment status will be compensated at the next higher step in the new range according to the policy on promotion.
- b) If the employee is promoted to the higher class with regular appointment status, all policies apply from the date of promotion.

Exemptions

The Mayor may recommend positions to be exempt from overtime provisions to the City Council on the basis of the nature of work, conditions of employment or by definition of administrative, supervisory and professional classifications as provided by State and Federal laws. Such exemption is based upon special conditions to work or assignment, in accordance with the Fair Labor Standards Act.

3.04 Overtime and Compensatory Time Off.

At the City of Orting, we want our employees to work a reasonable number of hours. The regular work week is no more than forty (40) working hours in a week, except in the case of non-standard work schedules. On certain occasions some overtime may be required. You may request not to work overtime, but you may not refuse to work assigned overtime. Any overtime work must be authorized in advance by your supervisor or the City Administrator. If overtime is authorized or required, regular, full-time, nonexempt employees will be paid at one and one-half times the regular rate of pay for all hours worked in excess of eight (8) hours in a work day. Holiday, Vacation and Sick leave time are not considered hours worked. If overtime is authorized or required for temporary or part-time employees, they will be paid at one and one-half times the regular rate of pay for all hours worked in excess of eight (8) hours in one work day. Public safety employees (police) may be subject to alternative work periods and overtime standards, as set forth in an applicable labor agreement.

Nonexempt employees who work overtime have the option to choose compensatory time off that will be accrued at one and a half hours for every hour worked in lieu of overtime pay. You may accrue up to forty (40) hours of compensatory time off. Employees covered by a collective bargaining agreement may have

different accrual limits. Compensatory time can be used at times mutually agreed to by you and your supervisor. Any compensatory time not used may be carried over to the next year (up to 40 hours). Upon separation of employment any compensatory time will be paid at your current rate of pay.

4. EXPENSE REIMBURSEMENT: TRAVEL, MEALS, AND LODGING

4.01 Purpose and Administration.

The purpose of this travel policy is to identify and provide guidelines regarding the City's travel policies and to further delineate those valid business expenses for which an employee may qualify for payment or reimbursement.

4.02 City Employees and City Officials.

Meals

All City employees and officials claiming reimbursement for meals consumed while on City business shall be entitled to reimbursement based on the following per diem schedule listed in the most Current Per Diem Travel Map produced by OFM at: <http://www.ofm.wa.gov/resources/travel.asp>.

Reimbursement for gratuity is not authorized.

Mileage reimbursement for use of a personal vehicle shall following the most recent IRS schedule for standard mileage rates for business and medical and moving expenses.

Meals for which the costs are included in a City-paid registration fee cannot be claimed by an employee for reimbursement. All claims for meal reimbursements for conferences shall include a copy of the conference schedule for determining meals provided by such conferences.

Travel

No personal automobile use is permitted by City employees without prior express written consent by the City Administrator or his/her designee. City-owned vehicles should not be used for business travel when the destination is less than a half a mile away from the employee's normal area of work.

Reimbursement for reasonable costs of business travel is authorized. If available, the use of a City vehicle is **required**. If a personal car is used, the employee must maintain proper insurance and agree that his/her insurance will serve as primary insurance. All travel costs are subject to approval by the City Administrator and/or the Mayor. General guidelines are as follows:

City Vehicle

Out-of-area costs of vehicle operations are authorized for fuel, oil, tires, and necessary repairs.

Vehicle

Expenses shall be reimbursed for travel within a three hundred (300) mile radius of the City at such rate per mile as established by the United States Internal Revenue Service for deductions. Trips beyond this limit will be reimbursed at the lower of (a) the established rate per mile, or (b) the lowest available (other than nonrefundable) airfare obtainable by the City, plus mileage reimbursement at the then-current City rate, based upon the estimated distance between the airport and the destination.

Rental Vehicle

The cost of vehicle rental when out of town on business is an exception to this policy and must be submitted

in writing to the Department Manager and approved by the City Administrator, prior to travel.

Air Travel

Whenever feasible, air travel arrangements should be purchased at least five (5) weeks in advance of departure date. The authorized procurer will arrange for air travel based on the lowest available airfare. A travel agency may be used. If personal travel is combined with business travel, the traveling employee is responsible for paying the increase in airfare if necessary to accommodate the personal part of the flight.

Miscellaneous Travel Expenses

Miscellaneous travel costs such as bus, taxi, bridge or other tolls, parking, ferry and the like are authorized. Whenever possible an original, itemized vendor's receipt will be required. If a receipt is not available log the time, date, facility or company, expense and reason a receipt could not be provided on the *Affidavit of Lost Receipt*, available from the Accounts Payable Department.

Out of State or Overnight Travel

To be eligible for any City reimbursement for overnight travel expense, the one-way travel distance must be greater than fifty (50) miles from the City or home. Approval for all overnight or out of state travel must be in writing by the Department Manager or City Administrator.

Accommodations

Reasonable hotel/motel accommodations for employees and officials are acceptable and will be reimbursed for the single room rate. Exceptions may be requested in writing to the Department Manager and approved by the City Administrator should a single room rate not be available. An original, itemized vendor's receipt is required for all claims.

Non-Allowable Expenses Include But Are Not Limited To:

Liquor, expenses of a spouse or other persons not authorized to receive reimbursement, beauty parlor or barber services, personal entertainment (movie rentals, etc.), theft, loss, or damage to personal property, damage costs caused by employee/officer actions, airline or other trip insurance, personal postage, reading materials, non-business related telephone calls, laundry/dry cleaning, and personal toiletry articles.

Non-Travel Food and Beverage Reimbursement Policy

Reasonable expenses for refreshments including food and beverage that are associated with meetings, ceremonies or dedications whether attended solely by city employees or the public or some combination are considered legitimate City expenditures.

4.03 Advance Travel Funds.

The use of advance travel funds is authorized by the City. These are the guidelines for requests:

- Advance travel funds may be used for expenses incurred during the authorized overnight travel of a City employee or officer/elected official while on City business.
- Requests for advance travel funds shall be submitted to the City Treasurer on forms established by the City Treasurer. Requests will be based on "per diem" rates for meals and a reasonable

estimates for those costs not directly billable to the City.

- The Advance Travel Request form will be submitted at least five (5) working days prior to departure, together with a copy of the agenda or conference/workshop application as verification of the purpose of the trip. Requests must be signed by the applicant and the individual's Department Manager. Meal allowances will not be paid for meals that are included in the registration fee, whether or not the employee partakes of the meal. A continental breakfast is not considered a meal, and therefore if a registration includes a continental breakfast, the City will reimburse the employee for the cost of a regular breakfast, if claimed. Advances will be based on "maximum per diem allowances" for the locality to which the individual is traveling.
- Air transportation and hotel/motel accommodations will be billed directly to the City by the Vendor.
- Settlements of the Advanced Travel will be made on or before the tenth (10th) day following the close of the travel period by submitting to the City Treasurer a Travel and Personal Reimbursement Settlement Form. Any default in accounting for, or in repaying a travel advance shall render the "full unpaid" amount immediately due and payable with interest added at the rate of ten percent (10%) per annum, from the date of default until the advance is repaid. The City shall have the right to withhold any and all funds payable to such officer or employee to whom such advance has been made.
- No advance of any amount may be made to any officer or employee at any time when he/she is delinquent in accounting for or in repaying a prior cash advance.

4.04 Claims and Approval Process.

Travel and subsistence expenses will not be paid from Petty Cash

- Special approvals required by this policy shall be obtained by employees in advance. Such approvals shall be in advance of the event and by separate memo and the reasons for the exception.
- All claims by City Council members shall be approved by the Mayor.
- Claims that are rejected shall be reviewed by the Mayor for final disposition.

4.05 Use of City Charge Cards.

In its discretion, the City may issue charge cards to employees, elected officials, or appointed officials to cover authorized travel expenses and other purchases or acquisitions. The charge card users must submit fully itemized expense vouchers using the City of Orting Credit Card Expense Voucher form. Any charge not properly identified or not allowed following an audit must be repaid by the official or employee. If the amount owed is not repaid, the municipality may withhold all funds that would be payable to the officer or employee who used the charge card up to the amount of the disallowed charges. The card may not be used by any official or employee who has such charges outstanding, and it shall be surrendered upon demand of the City Clerk or City Treasurer.

The City's charge card may only be used for travel, training, local business meetings, meals, or authorized City purchases and acquisitions. All State and City purchasing requirements must be followed when using

credit cards for purchases and acquisitions. Personal expenses (i.e., telephone calls, purchases of items to be kept by the employee, etc.) are not allowed to be purchased on a City charge card, and cash advances are prohibited. Employees and elected or appointed officials using City credit cards are responsible for promptly reporting lost or stolen credit cards to the credit card company and to the City Clerk or City Treasurer.

Please return the City's charge card to the City Clerk's office within two (2) business days after you return from conducting City business. Within ten days of the return of the charge card to the City Clerk's office, the official or employee of the City who used the card must submit a fully itemized "Credit Card Expense Voucher." All employee expenditures require approval by the appropriate Department Manager (or his/her designee) or by the City Administrator.

If a receipt is not available log the time, date, facility or company, expense and reason a receipt could not be provided, on the *Affidavit of Lost Receipt*, available from the Accounts Payable Department.

5. TIME OFF AND BENEFITS

5.01 Legal Holidays.

All regular status employees are entitled to an eight (8) hour paid holiday on the following days, observed in accordance with the official state calendar:

New Year's Day	Veteran's Day
Martin Luther King Day	Thanksgiving Day
President's Day	Day after Thanksgiving Day
Memorial Day	Day before Christmas
Fourth of July	Christmas Day
Labor Day	

For employees on a Monday through Friday work schedule, holidays will be observed in the following manner:

- a) When a holiday falls on a Saturday, the preceding Friday will be considered the holiday.
- b) When a holiday falls on a Sunday, the following Monday will be considered the holiday.

Any employee on vacation or sick leave during a holiday will not be charged vacation or sick leave for that day.

An employee who would otherwise be entitled to a holiday but is on leave without pay will receive compensation for the holiday, provided the employee has satisfied all of the qualifying payroll period provisions.

An employee on the payroll for less than a full month is eligible for a paid holiday provided the employee is in pay status a minimum of one working day immediately preceding and immediately following the holiday.

Floating Holiday

In addition to the above-listed holidays, two (2) eight (8) hour "floating" holidays, for all regular status employees who have completed at least six months of employment with the city, may be taken at the request of the employee and with the advance written approval of the Department Manager each calendar year.

The floating holidays must be taken during the calendar year or entitlement to the day will lapse, except when an employee has requested a personal holiday and the request has been denied, by the Department Manager, due to workload or scheduling.

5.02 Insurance Benefits.

The City endeavors to provide competitive benefits to its employees and their dependents. Information regarding current benefits as well as coverage and eligibility, is available from the City Personnel Director. The City of Orting will offer to regular-status employees, their spouse (defined as the wife or husband of an employee, not legally separated from the employee), and eligible dependents (defined as son, daughter, or stepchild), working at least forty (40) hours per week, insurance plans for medical, Long-Term Disability, Employee Assistance Plan (EAP), vision, and dental benefits, to be used at the option of the employee,

subject to the carrier's underwriting rules. For those employees not subject to a collective bargaining agreement, the City will contribute to the costs of such plans at least an equal amount to that of the Collective Bargaining Agreement for the Public Works and Office Workers. If insurance plan costs exceed the City benefit contribution, the remainder of costs incurred is the responsibility of the employee. All insurance premiums will be subject to applicable payroll taxes as required by the Internal Revenue Service.

Employees may waive the medical insurance benefit for themselves or dependents that are already covered under other medical insurance. Employees must provide proof of medical insurance coverage for themselves or their dependents. If waived, the City will increase the employee's compensation by fifty percent (50%) of the City's expense for the employee and/or dependent's premium. All applications for the waiver must be in writing and submitted to the City Treasurer. If the City's insurance broker requires a minimum participation, then waivers will be granted on a first come, first served basis.

5.03 Sick Leave.

Reserve Police Officers will accrue one hour of paid sick leave for every forty (40) hours worked, including overtime (hour for hour). All other employees will accrue eight (8) hours of paid sick leave per month or as specified in an applicable collective bargaining agreement.

Employees are not entitled to accrue paid sick leave for hours paid while not working (such as vacation, paid holidays, or while using paid sick leave). Employees are eligible to use accrued paid sick leave ninety (90) days after starting employment. The accrual year is January 1 - December 31.

Rate of Pay

Employees shall receive their hourly rate of pay in effect during the time employees use paid sick leave.

Non-represented employees who separate from City service due to retirement or death shall be compensated for their total unused sick leave accumulation at the rate of twenty five (25%) percent. Employees who are choosing to retire and wish to receive a sick leave payment, must provide a resignation letter and appropriate documentation of their decision to retire to the City's Personnel Director. Employees who are terminated or fired shall not be eligible for compensation for unused sick leave.

Compensation shall be based upon the employee's rate of pay at the time of separation and shall be subject to applicable withholdings under state and federal law.

Carryover

Non-represented employees may carry over up to 960 hours of sick leave from one year to the next year as the accruals begin again every January 1st.

Reserve police officers may carry over up to 100 hours from one year to the next year.

Authorized Use

Employees may use their accrued, unused paid sick leave hours to care for themselves or a family member for:

- Mental or physical illnesses, injuries, or health conditions;
- Seeking medical diagnosis, care, or treatment of mental or physical illnesses, injuries, or health conditions; or
- Preventive medical care.

Sick leave is also authorized for health-related work site closures and for employee's child's school/daycare health-related closures. An employee may also use authorized sick leave if the employee or employee's family member is a victim of domestic violence, sexual assault, or stalking including seeking legal or law enforcement assistance under the Domestic Violence Leave Act.

Family member is defined as:

- Child regardless of age or dependence
 - Includes: biological, adopted, foster, step, or a child to whom the employee stands in loco parentis, is a legal guardian, or is a de facto parent
- Parent, including spouse's parent(s)
 - Includes: biological, adoptive, de facto, foster, stepparent, or legal guardian of an employee or the employee's spouse or registered domestic partner, or a person who stood in loco parentis when the employee was a minor child
- Spouse & registered domestic partner
- Grandparent
- Grandchild
- Sibling

Incremental use of sick leave is allowed for all of the aforementioned reasons and may be taken in one hour or less increments.

Notification of Use of Leave

The City of Orting requires reasonable notice of anticipated absences. If the requested leave is foreseeable, the expectation is that an employee will provide ten (10) days advance notice to the employee's supervisor or provide as much advance notice as practicable. If the need for use of leave is unforeseeable, employees must provide notice as soon as possible to their supervisor prior to the start of their shift unless it is not practicable to do so. In the event it is impracticable for the employee to provide notice to their supervisor prior to the start of their shift, a person on the employee's behalf may provide notice to the employee's supervisor.

Verification

Absences extending longer than three (3) consecutive work days may require a doctor's note and are required within at least ten (10) calendar days following the first day of leave. There is no required verification if the leave is protected under the Domestic Violence Leave Act.

Employers may not require that the verification information provided explain the nature of the condition warranting sick leave. However, sick leave used for a purpose authorized under federal, state, or local law (e.g., FMLA, worker's compensation) permits an employer to request verification that complies with certification requirements.

If an employee believes that verification will result in an unreasonable burden or expense, he or she must provide a verbal or written statement that (i) the leave was for an authorized purpose and (ii) the verification requirement would cause an unreasonable burden or expense.

Retaliation

Any discrimination or retaliation against an employee for lawful exercise of paid sick leave rights is prohibited. Employees will not be disciplined for the lawful use of paid sick leave. If an employee believes

he are she is being discriminated or retaliated against, promptly contact Scott Larson at: slarson@cityoforting.org.

If the employee is not satisfied with the response, the employee may contact the Washington State Department of Labor & Industries online at:

www.Lni.wa.gov/WorkplaceRights

Call: 1-866-219-7321, toll-free

Email: ESgeneral@Lni.wa.gov

Separation & Reinstatement

In the event an employee separates from the City of Orting, there will not be financial reimbursement to the employee for accrued, unused paid sick leave balances available at the time of separation. If the employee separates and is rehired within twelve (12) months, the ninety (90) day waiting period prior to use of paid sick leave is not imposed, and the City will reinstate the employees accrued, unused paid sick leave up to forty (40) hours.

5.04 Vacation Time.

Length of Service		Monthly Accrual
0 to 12 months	(1 year)	6.67 hours
13 months through 48 months	(2-4 years)	8.00 hours
49 months through 84 months	(5-7 years)	10.00 hours
85 months through 120 months	(8-10 years)	12.00 hours
121 months through 156 months	(11-13 years)	12.67 hours
157 months through 192 months	(14-16 years)	13.33 hours
193 months through 228 months	(17-19 years)	14.00 hours
229 months through 288 months	(20-24 years)	14.67 hours
289 months +	(25 years +)	16.67 hours

Vacation time is accrued from the day you start working for the City, and it may be used after successful completion of your first six (6) months of actual service to the City. Vacation must be scheduled with the advance approval from your Department Manager or from the City Administrator to limit interference with the operations of the City. Requests for vacation are to be submitted at least two (2) weeks in advance unless waived by the Department Manager. Vacation time may be taken in one-half hour increments.

Vacation accrues according to the above schedule for regular Full Time Employees and will be prorated for Regular Part Time Employees. Temporary employee shall NOT be entitled to vacation time.

The Mayor may authorize the City Administrator to credit employees with a lump sum of vacation accrual for purposes of recruitment or retention. The amount of the lump sum will be at the sole discretion of the Mayor.

All vacations must be approved by the appropriate Department Manager. Department Manager vacations are approved by the City Administrator. City Administrator vacations are approved by the Mayor.

Vacation time may be accrued only to a maximum of 240 hours (30 days), except under unusual circumstances and with approval of the Department Manager and the City Administrator. Unapproved accrual beyond the 240 hours limit will be forfeited by the employee. Non-represented employees may be

credited with up to 120 excess vacation hours beyond the 240 maximum accrual limit. While not accrued for payout upon separation from employment, these excess vacation hours will be held on account for use by the employee subject to the provisions of this section governing use of vacation leave.

Upon separation from City employment, any regular status employee with more than the equivalent of six (6) months of service shall be paid for up to a maximum of 240 hours of accrued vacation. Compensation shall be based upon the employee's salary at the time of separation and shall be subject to applicable withholding under state and federal law.

Any holiday occurring during an approved vacation is not counted as a day of vacation taken.

Vacation Leave Sharing

- 1) Employees who are suffering from an illness, injury, impairment or physical or mental condition, which is of an extraordinary or severe nature and which has caused, or is likely to cause the employee to either be in a leave without pay status or to terminate employment with the city, may, subject to the provisions of this section or, for represented employees, subject to collective bargaining agreements addressing this issue, be permitted to receive donations of vacation leave from other employees.
- 2) Requests for Vacation Leave Donations: Employees who wish to receive donations of vacation leave must submit a request to the City Administrator. The request must include an explanation of the circumstances that make the donations necessary and must be supported by the opinion of a qualified medical professional.
- 3) Determination of Eligibility for Vacation Leave Donations: The City Administrator may authorize vacation leave donations if the employee has depleted or is about to deplete his/her annual leave and sick leave accruals.
- 4) Amount of Vacation Leave to be Donated: The total amount of vacation leave that can be donated to an employee will be determined by the City Administrator.
- 5) Eligibility for Donations: Any employee with more than eighty (80) hours of vacation leave accrued may authorize a donation of vacation leave to another employee who has been authorized by the City Administrator to receive vacation leave donations. In no event will an employee be allowed to donate more than twenty five percent (25%) of his/her accrued vacation leave.
- 6) Procedures:
 - a) While an employee is on leave donated under this section, he or she shall continue to be classified as a City employee and shall receive the same treatment in terms of salary, wages, and employee benefits as the employee would normally receive if using accrued annual leave.
 - b) Donated leave will be used on a 1st donated, 1st used process.
 - c) If any leave donated under this section is not used, it will be returned to the donating employee(s) provided that there is no reasonable expectation that the leave will be needed in the near future in connection with the illness or condition for the which the donation was permitted.

5.05 Bereavement Leave.

The City affords regular full-time and regular part-time employees time off with pay in the event of a death in the employee's immediate family. The employee's immediate family is defined as the employee's spouse, domestic partner, parents, step-parents, children, step-children, grandchildren, great-grandchildren,

brothers, sisters, step-brothers, step-sisters, son in-law, daughter in-law and grandparents. The term also includes a spouse's parents, step-parents, brothers and sisters. Unusual circumstances shall receive individual consideration. In the event of a death in an eligible employee's immediate family, the employee may receive up to three (3) days of Bereavement Leave with pay.

Employees on Bereavement Leave shall continue to accrue Sick Leave and Vacation benefits. Bereavement Leave is not cumulative nor payable upon termination of employment. The period of Bereavement Leave may be extended by the use of accrued Vacation time, or if warranted, Sick leave for a maximum five (5) additional days.

5.06 Jury Duty Leave.

Serving on a jury is a fundamental responsibility of citizenship, and the City supports this important role in our society. However, to ensure that we can provide proper service to the public, if you receive a notice for jury duty service, please contact your Department Manager or City Administrator as soon as possible so that appropriate scheduling needs can be met. If your absence would pose a significant hardship for the City, you may be asked to request a postponement of jury duty from the court. Jury duty leave is paid at your regular rate for the time you are required to serve up to eighty (80) hours, less juror's fee received (excluding juror expense payments). You are expected to report to work on any day that you are released from service with four (4) or more hours left in your regular shift.

5.07 Military Leave.

We recognize the importance of enabling employees to serve in the military. An Employee who is a member of the Washington National Guard or of the Army, Navy, Air Force, Coast Guard, or Marine Corps reserve of the United States are entitled to a paid military leave of absence for a period not to exceed twenty one (21) working days during each year beginning October 1 and ending the following September 30. Military leave shall be charged only for days that he or she is scheduled to work for the City. Military leave may be used for required military duty, training, or drills including those in the National Guard under Title 10 U.S.C., Title 32 U.S.C., or state active status. During the period of military leave, the officer or employee shall receive his/her normal pay. Military leave in excess of the Twenty one (21) days of paid time off will be unpaid, unless the employee elects to use accrued leave. All benefits continue to accrue during military leave of less than thirty (30) days.

An employee who enters the state or federal armed services for an extended tour of duty is eligible for an extended, unpaid military leave of absence, which may continue up to five (5) years, unless otherwise provided under federal law. Employees may use all accrued but unused vacation benefits as soon as their extended military leave begins. All insurance benefits will end on the last day of the month in which the extended military leave begins but the employee may extend medical coverage under COBRA if desired. Employees who leave work to serve in military duty are entitled to reemployment and benefit resumption consistent with relevant state and federal laws.

Employees should notify their Department Manager as soon as they receive notice of the need to report for military duty or training, and should provide the Department Manager with a copy of military orders.

5.08 Leave for Spouses/Domestic Partners of Military Personnel.

The Washington State Military Family Leave Act (MFLA) allows an employee whose spouse is a member of the United States armed forces, National Guard or reserves to take fifteen (15) days of leave when the

spouse is notified of an impending call to active duty or when the spouse is on leave from an active duty deployment.

The purpose of MFLA leave is for families of military personnel serving in military conflicts to spend time together. This leave may be used prior to deployment or during the spouse's leave from deployment, but may not be used at the end of the deployment. An employee must work for an average of twenty (20) or more hours per week to qualify for MFLA.

An employee who seeks to take family military leave should provide the City with notice of his/her intent to take leave within five (5) business days of receiving official notice that the employee's spouse/domestic partner will be on leave or of an impending call to active duty. An employee may elect to use the employee's accrued paid leave in connection with such leave.

5.09 Pregnancy/Childbirth Disability Leave.

An employee will be granted leave for the period of time that she is temporarily disabled because of pregnancy or childbirth. Medical certification may be required to confirm the need for leave. Pregnancy/Childbirth Disability leave is unpaid, provided that an employee must use her accrued paid leaves before the unpaid portion of the leave begins.

5.10 Leave Due To Domestic Violence or Sexual Assault.

This leave is available to an employee who is a victim of domestic violence, sexual assault, or stalking. It is also available to employees with a family member (child, spouse, registered domestic partner, parent, parent-in-law, grandparent, or person with whom the employee has a dating relationship) who is a victim of domestic violence, sexual assault, or stalking. A reasonable amount of leave may be taken, and is available in blocks, intermittently, or on a reduced leave schedule. Domestic violence/sexual assault leave is unpaid, although an employee may elect to use the employee's accrued paid leave in connection with such leave.

Domestic Violence/Sexual Assault Leave may be taken for the following purposes:

- To seek law enforcement or legal assistance or to prepare for or participate in any legal proceeding related to domestic violence, sexual assault, or stalking;
- To seek treatment for physical or mental injuries from domestic violence, sexual assault, or stalking, or attend to such health care treatment for a family member;
- To obtain (or assist a family member in obtaining) services from a domestic violence shelter, rape crisis center, or other social services;
- To obtain (or assist a family member in obtaining) mental health counseling related to domestic violence, sexual assault, or stalking; or
- To participate in safety planning, to temporarily or permanently relocate, or to take other actions to increase the safety of the employee or family member relating to domestic violence, sexual assault, or stalking.

When possible, employees should give advance notice of the intention to take leave. If advance notice is

not possible, employees (or their designee) should give notice of the need for this leave no later than the end of the first day the employee takes the leave. The City may require verification to support the need for the leave. Except where disclosure is authorized or required by law, the City will maintain confidentiality of all information provided by the employee in conjunction with Domestic Violence/Sexual Assault Leave.

5.11 Disability Leave.

An unpaid medical leave of absence may be granted to employees who are unable to perform the essential functions of their position due to a disability as a reasonable accommodation unless the City concludes the additional leave would impose an undue hardship on the City's business. A written request for a medical leave of absence must be provided to the City Administrator along with a doctor's certification indicating the nature of the disability, its impact on the employee's ability to perform the essential functions, the need for leave as a reasonable accommodation and the anticipated length of absence.

An employee on leave of absence status shall continue to accrue continuous service but does not accrue Vacation or Sick Leave, and is not paid for Holidays. Health and life insurance coverage will cease unless the employee pays the applicable premiums; details regarding COBRA coverage would be provided at that time. The City will discontinue health insurance and other insurance coverage for employees and their dependents if the employee does not return to work after the agreed upon end of the leave of absence or after a reasonable amount of time as determined by the City (again, subject to COBRA rights).

5.12 Leave Due to Inclement Weather.

Absence due to an employee's inability to report for scheduled work because of severe inclement weather, conditions caused by severe inclement weather, or other significant disruptions of the transportation system shall be charged to the following in the order listed:

- Accrued vacation leave, annual leave (floating holiday) or compensatory time;
- Accrued sick leave up to a maximum of twenty four (24) hours in any calendar year.

5.13 Unauthorized Absence.

An unauthorized absence will be charged to available leave in the following order:

- Accrued vacation leave, annual leave (floating holiday), compensatory time;
- Accrued sick leave, if applicable.

If the unauthorized absence is not related to protected leave, the City may treat the unauthorized absence as grounds for disciplinary action. Upon return from unauthorized absence, the employee is required to provide a written statement to the Department Manager explaining the reason for the absence. An unauthorized absence for a period of three (3) days may be considered as a resignation from employment of the City.

5.14 Retirement.

In accordance with State law, all employees in a qualifying position, regardless of appointment status, will become members of the City's retirement system. Payroll deduction for employee contributions is required, regardless of anticipated length of service. Employer contributions will be made in accordance with applicable State law.

Uniformed personnel shall be members of the Washington Law Enforcement Officers and Fire Fighters Retirement System with employer contributions made in accordance with applicable State law.

5.15 Wellness Program.

In accordance with City of Orting's commitment to health and safety, we have established a Wellness Program for the following purposes:

- 1) To maintain and enhance employee interest in health and safety issues.
- 2) To ensure that managers, supervisors and employees are aware through training activities that they are responsible for the prevention of workplace accidents.
- 3) To help make health and safety activities an integral part of the organization's operating procedures, culture and programs.
- 4) To provide an opportunity for discussion of health and safety problems and possible solutions.
- 5) To inform and educate employees and supervisors about health and safety issues and research findings, etc.
- 6) To help reduce the risk of workplace injuries and illnesses.
- 7) To help ensure compliance with federal and state health and safety standards.

The Wellness Committee is comprised of a cross-section of the organization employee roster. Employees interested in participating on the Committee should contact the Wellness Program Director.

To accomplish the above objectives, the Wellness Committee will:

- Develop a written mission statement in accordance with the organization's overall requirements.
- Define duties and responsibilities of committee members.
- Identify and prioritize goals and establish action plans to achieve each goal.
- Include representation from different levels and areas of the organization element.
- Meet at least monthly.
- Record and disseminate minutes of meetings, documenting attendance, problems, and issues, as well as corrective action proposed and actions taken to address each issue.
- Develop methods to increase and maintain safety awareness.
- Organize special subcommittees to address specific issues, projects or programs.
- Distribute wellness information and pamphlets to employees.
- Develop methods for employee ideas and suggestions submittals.

6. EMPLOYEE RESPONSIBILITIES

Here is a summary of what the City expects from you.

6.01 Personal Appearance.

Employees with a neat, clean appearance are important to our operation, especially when those employees are dealing with the public. How you look is the image the public has of the City of Orting. Employees should wear clothing appropriate to their job, and present an appropriately professional image.

Some employees may be required to wear specific types of clothing due to the nature of the job or safety requirements. When in doubt, ask your supervisor for assistance in determining what is appropriate.

6.02 Computer Usage.

As a City employee, you may use computers extensively in your job. A few rules are necessary so that everyone can get the maximum benefit from the City's investment in technology.

Software

In order to protect the City of Orting's computer system from viruses and ensure that the software used is compatible with City computers, only software purchased or approved by the City may be installed on City computers. Before installing any software not purchased by the City, you must check with the City Administrator. Software purchased by the City is for legitimate City business use only. It may not be copied or taken home.

Copyright Compliance

Software is protected from unauthorized duplication by law. The City of Orting respects the legal rights of software developers and expects employees to do the same. No employee may duplicate software, or otherwise use software other than in accordance with the terms of its license. Software that has been duplicated without authorization may not be installed on City computers.

Electronic Media and Internet Usage

The City provides communication resources including computing resources, electronic mail (email), internet access, mobile devices, and other electronic communications equipment (collectively referred to as City Technology Resources) to employees to assist in and facilitate City business and communications. The primary purpose of the City's network and systems is to provide service to the public as part of the City's business, in a manner that is consistent with the City's vision and values. De Minimis, incidental personal use of the City's Technology Resources by employees is permitted if accomplished in compliance with the provisions of this policy, as set forth below. This policy does not address all required, allowed, or prohibited behaviors by employees, but covers common examples. In general, the City relies on the good judgment of its employees to ensure that City Technology Resources are used in the public's best interest.

No Expectation of Privacy

By using the City's technology employees acknowledge and agree that they have no expectation of privacy or confidentiality in their use of these systems or in any data that they create, store, or transmit on or over the systems, including any data created, stored or transmitted during an employee's incidental personal use

of the technology as permitted under this policy. Employees further agree that they are aware of, understand and will comply with the provisions of this policy, and that their use of the technology can and will be monitored and any data that they create store, or transmit on or over City systems may be inspected by City management at any time. Employees should understand that certain email messages, other electronic communications, and documents created on City computer systems may be considered a public record subject to disclosure and/or subject to discovery in the event of litigation.

Ownership and Confidentiality

All software, programs, applications, templates, data, data files and web pages residing on City computer systems or storage media or developed on City computer systems are the property of the City. The City retains the right to access, copy, modify, destroy or delete this property. Data files containing confidential or sensitive data must be treated accordingly and must not be removed from the workplace without proper authorization.

Acceptable Uses of City's Technology Resources

The City's technology may be used by employees or volunteers for City business. De Minimis, incidental personal use may be permitted where, in the judgment of the employee's manager, such use does not interfere with employee or department productivity, nor distract/take time away from the worker or co-workers assigned work. De Minimis, incidental personal use means: (1) it is occasional and of short duration; (2) it is done on an employee's personal time, such as on a lunch break; (3) it does not interfere with job responsibilities; (4) it does not result in any expense to City; (5) it does not solicit for or promote commercial ventures; (6) it does not utilize excessive network resources; and (7) it does not constitute any prohibited use, as discussed below.

Prohibited Uses of the City's Technology Resources

Use of the City's technology to engage in any communication that violates federal, state, or local laws or regulations, or any City policy, is strictly prohibited at all times. In addition, the following uses of City's technology are inappropriate and are prohibited at all times, unless specifically exempted below:

1. Personal business or commercial use (meaning use that benefits an employee's outside employment or commercial business);
2. Accessing, receiving or sending pornographic, sexually explicit or indecent materials, including materials of an offensive nature;
3. Usage for any type of unlawful harassment or discrimination, including the transmission of obscene or harassing messages to any individual or group because of their sex, race, religion, sexual orientation, national origin, age, disability or other protected status;
4. Gambling;
5. Usage for recreational purposes including the loading of computer games or playing online games;
6. Usage that precludes or hampers City network performance; such as viewing or listening to streaming audio and/or video unless for City business, such as for online training;
7. Unauthorized copying or downloading of copyrighted material;

8. Usage that violates software license agreements;
9. Downloading of software programs unless specifically approved by applicable Manager and coordinated with the IT Manager;
10. Usage for political purposes, including partisan campaigning;
11. Sending anonymous messages and/or misrepresenting an employee's name, position, or job description;
12. Deliberately propagating any virus, worm, Trojan horse, malware, spyware, or other code or file designed to disrupt, disable, impair, or otherwise harm either the City's networks or systems, or those of any other individual or entity;
13. Releasing misleading, distorted, untrue or confidential materials regarding City business, views or actions;
14. Using abusive, profane, threatening, racist, sexist, or otherwise objectionable language in either public or private messages;
15. Use of technology resources for personal use beyond a De Minimis amount or in any manner so as to deprive others of system use or resources, including, but not limited to, the sending of bulk email for other than official business or forwarding "chain letter" emails of any kind;
16. Connecting to the City's network, or any specific software package, utilizing somebody else's security identification login information to gain alternate security permissions;
17. Any personal use, even if incidental, that results in expense to the City; and
18. Usage that violates the guidelines set forth in the Standards of Conduct described in this Handbook.

Any employee who violates these policies could be subject to disciplinary action, up to and including termination. In addition, employees may be held personally liable for damages incurred as a result of copyright and licensing requirements.

Downloading Files from the Internet or Opening E-mail Attachments

Downloading files from the internet or opening e-mail attachments from sources outside the City can lead to spyware and/or virus attacks that can severely damage, or degrade the City's network and/or data. Anti-virus and anti-spyware software does not guarantee that all spyware is blocked, or that all viruses are caught. If you are downloading a file and receive a message that a virus or spyware has been detected, you must contact the IT Manager immediately for assistance. Similarly if you receive an e-mail with a suspicious attachment, or from an unusual source, you should notify the IT Manager before opening it. If you notice that your computer is behaving strangely or you suspect spyware or a virus, notify the IT Manager.

Finally, employees are expected to not use personal cell phones, personal data devices, smartphones, tablets or similar devices during working time for personal business or commercial use.

Security

You are responsible for the Internet access and the messages sent from your account. Please log off before

leaving your computer unattended. Also bear in mind that the use of aliases while using e-mail or accessing the Internet is prohibited. It is also inappropriate to misrepresent an employee's job title, job description, or position. To prevent unauthorized use of your computer, do not give out your password to anyone and change your password on a regular basis.

6.03 Computer Usage Supplement: Email & Internet Etiquette Tips.

The following tips are intended to provide you with a tool when using e-mail and/or the Internet. These tips supplement the City of Orting's Computer Usage Policy.

Always be yourself. Through the use of electronic communications, we are able to embrace a new "spirit of community" within our City, as well as build and enhance relationships directly with our customers. Therefore, be as courteous, friendly and thoughtful as you would be in person. Always represent yourself as yourself - never someone else.

Use of the Internet wisely. The Internet should only be used as follows:

- Research on work related topics/issues
- Investigating City-related topics or practices of other cities
- Sending/receiving documents outside the City
- City-related purchasing
- Communicating with vendors, media, council members, residents, and other external constituencies
- Other work-related activities and information gathering

Consider your audience. Send e-mail messages only to those who need the information. This is particularly important when sending a broadcast announcement to a large group of people. Simply sending a message to City server group names without understanding the people affected potentially results in many individuals receiving and processing useless information.

Keep it brief. Learn to compose messages like a journalist writing an article. Focus on the facts, placing the most important information at the front of the memo. Attach additional information (spreadsheets, word processing documents, and graphics) via files, but pay attention to size. File attachments which are too large can be difficult or impossible to retrieve.

Remember that e-mail and the Internet are public, not private. Any message sent via e-mail can be reviewed by a third party. Therefore, do not send anything that you would be uncomfortable to communicate in public.

Be responsive. If you receive a message which requires your attention and response, reply back to the sender within a reasonable time frame. Even if you can't provide the answer to a question, let the individual know that you are working on it.

6.04 Cellular Telephones.

The City may require you to use a cellular telephone in the performance of your job or in emergency

situations. In either case, the City shall pay the expenses related to the purchase, lease or rental of a cellular phone. Please see your Department Manager about the procedures for purchasing the cellular telephone and related equipment and maintaining it in the City's inventory. You are responsible for taking reasonable precautions to prevent equipment theft and vandalism, including securing the equipment in a proper manner at all times.

Use of City-Owned Cellular Telephones

The City provides cellular telephones to certain employees to improve both the services provided to the community and the communications with other City employees for City business. Therefore, City-owned cellular phones shall only be used for City purposes and/or in the event of an emergency. If personal calls have been made on the cellular phone, you must reimburse the City immediately following receipt of an invoice and prior to the time payment is due to the cellular telephone service provider. Payment shall be made to the City on a City Treasurer's receipt for permanent record keeping.

Remember that cellular telephones are not a secure method of transmitting information. You are therefore expected to use discretion in relaying confidential information. The City reserves the right to monitor the use of all City-owned telephones. If it is determined that there is an abuse of City-owned cellular telephones, then appropriate disciplinary actions will be taken.

Use of Your Personal Cellular Telephone to Conduct City Business

Personal cellular telephone usage for City business must be authorized in advance in writing by the Department Manager and the City Administrator. Generally, you will not be reimbursed for any business-related calls unless you have received such prior written approval. All requests for reimbursement shall additionally be subject to approval by the Department Manager or City Treasurer. By using your personal cellular telephone, you assume full responsibility for any and all personal costs associated with the use of your cellular telephone service unless other arrangements are approved by the Department Manager and the City Administrator.

The records you create (i.e. text messages, voicemail messages, picture messages, etc.) by using your personal cellular phone for City business will result in the creation of public records on your personal cellular phone. By using your personal cellular phone for City business, you agree to maintain and retain all records consistent with the Public Records Act and the State retention schedule and to provide those records to the City upon request. The City may also require, and you agree, to sign an affidavit related to your search of your personal cell phone upon request should records stored on your personal cellular phone become subject to a public records request.

Managerial Procedures

When determining whether an employee should be **required** to use a cellular telephone in the course of a job, the following factors should be considered: 1) usage costs for a cellular telephone versus alternative communication choices like pagers, voicemail, etc., and 2) the level of employee need; i.e. determine what the phone will be used for, how often will the telephone be used, the ramifications of not having a cellular phone, etc.

Cellular telephone acquisition and usage must be budgeted annually in the City's operating budget and reviewed periodically for a more cost effective service provider or a better method of communication. In the event that a less costly, safer or more convenient alternative is made available, the cellular telephone usage will be discontinued.

6.05 Use of City Property.

City supplies and equipment must be conserved for the authorized conduct of official business and for such services as are available to the public generally. By state law, they are not for personal use. City stationery, supplies and postage may not be used for personal mail.

If you are entrusted with City equipment, materials or property to use in your job, you are responsible for its proper use and maintenance. If you need to borrow or take home City property for City business, you must have authorization from your supervisor.

All communications technology is the property of the City and should be used only for official business. Please limit incoming and outgoing personal phone calls to necessary calls and keep them to a **minimum**. When personal, long distance use is unavoidable, you should call collect or charge the call to a home telephone or personal credit card, if possible, or log the user charges and reimburse the City for them. You are responsible for all charges incurred and are required to reimburse the City for long distance charges in the following billing cycle. Other City equipment, including vehicles, should be used by employees for City business only. An employee's misuse of City services, telephones, vehicles, equipment or supplies can result in disciplinary action including termination.

The City may provide a locker, cabinet, or desk for your personal belongings. Only City-provided locks may be used on these facilities. The City reserves the right to inspect City-owned property with or without notice, for legitimate business reasons. The City is not responsible for employee valuables, vehicles, or personal possessions brought onto City property. Please also refer to the Travel Policy.

7. STANDARD OF CONDUCT AND DISCIPLINE

We all succeed at the City when we respect the needs and interests of the public, the City, and our co-workers. While the City management generally believes in progressive discipline, which calls for appropriate discipline in appropriate circumstances, the City reserves the right to review each situation independently and to make a decision on what it deems to be appropriate discipline in all cases, up to and including discharge. The City may use “coaching” or counseling initially, to be followed by more serious discipline (such as written reprimands, disciplinary probation, suspension or discharge), if the City determines that the situation is not improved or becomes more flagrant. However, in each situation, the City reserves the right to skip one or more of the steps described below. The decision to use progressive discipline in a given case is an attempt to improve the performance or behavior, but does not change the at-will nature of the employment relationship. For represented employees, the City adheres to procedures set forth in the applicable labor agreement.

Some examples of conduct that may lead to discipline or discharge include:

- Insubordination;
- Unauthorized release of City, customer or co-worker information;
- Swearing or verbal abuse while on City premises or representing the City;
- Falsification of any work, personnel, or other City records;
- Unauthorized taking or removal of City funds or property;
- Dishonesty;
- Discrimination against or harassment or retaliation of co-workers, vendors, or members of the public;
- Possession, consumption, or being under the influence of alcohol or a controlled substance at work, on City premises or while representing the City;
- Deliberate damage to or misuse of City property;
- Bringing a weapon into city facilities or vehicles unless authorized to do so as part of your employment (i.e. police);
- Fighting or threatening to fight with another employee;
- Serious misconduct of any kind;
- Poor performance;
- Excessive absenteeism or tardiness or failure to report in when absent or tardy;
- Failure to comply with safety or security rules and procedures;
- Violation of City policy;
- Improper handling of cash or other financial transactions;
- Sleeping on the job;
- Failure to report immediately to your Supervisor any accident or injury which occurs on the job;
- Failure to report to work for three (3) consecutive workdays without prior notification to the City in the absence of a bona fide reason will be considered job abandonment; and
- Smoking in non-smoking areas or in City vehicles.

These examples are not all-inclusive; other behavior may also be grounds for discipline or discharge.

Managerial Procedures

Verbal Counseling

Supervisors should generally notify employees verbally at least once if the employee commits a less serious offense or the supervisor sees an unacceptable trend in performance or conduct. A memorandum covering the conversation should be prepared by the supervisor for inclusion in the Employee's personnel file, and a copy of the prepared memorandum should be provided to the employee.

If the employee's performance or conduct improves, and no further verbal counseling or other disciplinary action on any issue is required for twelve months of actual service to the City thereafter, the memorandum shall be removed from the Employee's personnel file.

Written Warning

If an employee's inadequate performance or conduct does not improve following verbal counseling, or if an employee commits a serious offense, the supervisor, after consultation with and approval from the City Administrator, should issue a formal written warning to the employee. The employee should receive the original Written Warning, and a copy should be placed in the employee's personnel file.

If the employee's performance or conduct improves, and no further verbal counseling or other disciplinary action on any issue is required for twelve (12) months of actual service to the City thereafter, the Department Manager may request that the Written Warning be removed from the Employee's personnel file. The final decision rests with the City Administrator.

Suspension

There may be times when a suspension is appropriate. All suspensions require the advance approval of the City Administrator. Suspensions for non-exempt employees should be issued by the Department Manager or his/her designee. Only the City Administrator may suspend an exempt employee. A non-exempt employee may be suspended without pay for a period normally not to exceed five (5) work shifts. An exempt employee may be suspended without pay in increments of full workweeks. Circumstances warranting a suspension include, but are not limited to, the following:

- When the City determines the situation or violation poses an imminent danger to persons or City property or disruption to City operations.
- When the City believes that effecting a suspension may resolve a situation short of termination.

Termination

If an employee fails to respond to verbal counseling and/or a written warning of inadequate performance or conduct, or if an employee commits a serious offense, the Employee may be terminated. All proposed termination actions must be reviewed by the City Administrator, City Personnel Director and receive endorsement by the Mayor.

Administrative Leave

The City may place an employee on administrative leave with pay for an indefinite period of time, as determined by the City Administrator to be in the best interest of the City during the period of an

investigation or other administrative proceedings. The City may require the employee to be available during their regular work shift while on administrative leave.

7.01 Employee Suggestions and Concerns.

We all benefit when employees have an opportunity to share both suggestions for improving our operations, and concerns about problems they may be having.

If you have an idea for improving the way we do things here at the City of Orting, please share it. It is always appropriate to share such ideas informally with your co-workers and/or supervisor. We also encourage you to write your suggestion down and submit it to the Department Manager or City Administrator.

It is our intent here at the City of Orting to try to do what is fair and reasonable at all times in our day-to-day relations with our employees. To that end, all employees, including supervisors, are urged to use the City of Orting Employee Concern System to address work related concerns. A “concern” is any question or dispute regarding the interpretation or application of the City’s personnel policies and procedures, or other work-related situation. We encourage you to raise any and all work-related concerns. You will not be retaliated against for raising concerns through this process. Concerns regarding discrimination, harassment and retaliation should be raised through the complaint procedure specific to those concerns. Represented employees should use the grievance procedures in their labor agreements.

City of Orting Employee Concern System for all other concerns is set forth below. Steps must be taken in succession.

Step One: Your Supervisor

Each employee is encouraged to take up his/her own employee concern with his/her immediate supervisor. To be sure that we are dealing with current information, please try to raise any concerns within two (2) working days of the occurrence or date that you become aware of it. If the concern is resolved at this step, your supervisor should place a memo in your personnel file regarding the resolution. If your concern involves your immediate supervisor in a way that you are reluctant to discuss it with him/her, please go directly to Step Two. If your supervisor does not respond or his/her response seems unreasonable or not satisfactory, you may go on to Step Two.

Note: The multi-level supervisory command structure of the Police Department shall apply for all uniformed and non-uniformed police employees as Step 1.

Step Two: City Administrator

If the concern cannot be resolved at Step One, you, your supervisor, or your Department Manager may refer it to the City Administrator. After your matter has been studied, and the City Administrator takes whatever steps he/she deems appropriate, he/she will then issue a written response to you, generally within twenty (20) working days of receipt of your concern at Step Two. The decision of the City Administrator will be final and binding. The final resolution will be noted in your file.

8. CODE OF ETHICS AND POLICY FOR REPORTING IMPROPER GOVERNMENTAL ACTION AND PROTECTING EMPLOYEES AGAINST RETALIATION

In compliance with the Local Government Employee Whistleblower Protection Act, RCW 42.41.050, the City of Orting encourages employees to disclose any improper governmental action taken by City officials or employees without fear of retaliation. The policy also safeguards legitimate employer interests by encouraging complaints to be made first to the City, with a process provided for speedy dispute resolution.

Key Definitions – RCW 42.41.020:

Improper Governmental Action: Any action by a municipal official or employee that is:

1. Undertaken in the performance of the official's or employee's official City duties, whether or not the action is within the scope of the employee's employment, and
2. Is in violation of any federal, state or local law or rule; an abuse of authority, of substantial and specific danger to the public health or safety; or a gross waste of public funds, and
3. "Improper governmental action" does not include personnel actions including employee grievances, complaints, appointments, promotions, transfers, assignments, reassignments, reinstatements, restorations, re-employments, performance evaluations, and reductions in pay, dismissals, suspensions, demotions, and violations of collective bargaining or civil service laws, alleged violations of labor agreements or reprimands. In addition, employees are not free to disclose matters which would affect a person's right to legally-protected confidential communications, such as attorney-client privilege or executive session communications.

"Retaliatory action" means: (a) Any adverse change in a [City] employee's employment status, or the terms and conditions of employment including denial of adequate staff to perform duties, frequent staff changes, frequent and undesirable office changes, refusal to assign meaningful work, unwarranted and unsubstantiated letters of reprimand or unsatisfactory performance evaluations, demotion, transfer, reassignment, reduction in pay, denial of promotion, suspension, dismissal, or any other disciplinary action; or (b) hostile actions by another employee towards a [City] employee that were encouraged by a supervisor or senior manager or official. RCW 42.41.020(3).

Emergency: A circumstance that if not immediately changed may cause damage to persons or property.

8.01 Prohibited Conduct.

No current city employee shall engage in the following:

Disqualification from Acting on City Business.

- 1) Engage in any transaction or activity which is, or would to a reasonable person appear to be, in conflict with or incompatible with the proper discharge of official duties, or which impairs, or would to a reasonable person appear to impair, the employee's independence of judgment or action in the performance of official duties and fail to disqualify himself/herself from official action in those instances where conflict occurs;
- 2) Have a financial or other private interest, direct or indirect, personally or through a member of his/her immediate family, in any matter upon which the employee is required to act in the discharge of his/her official duties, and fail to disqualify himself/herself from acting or participating;

- 3) Fail to disqualify himself/herself from acting on any transaction which involves the City and any person who is, or at any time within the preceding twelve (12) month period has been a private client of his/hers, or of his/her firm or partnership;
- 4) Have a financial or other private interest, direct or indirect, personally or through a member of his/her immediate family, in any contract or transaction to which the city or any city agency may be a party, and fails to disclose such interest to the appropriate city authority prior to the formation of the contract or the time the city or city agency enters into the transaction; provided, that this paragraph shall not apply to any contract awarded through the public bid process in accordance with applicable law.

Improper Use of Official Position:

- 1) Use his/her official position for a purpose that is, or would to a reasonable person appear to be primarily for the private benefit of the employee, rather than primarily for the benefit of the city; or to achieve a private gain or an exemption from duty or responsibility for the employee or any other person;
- 2) Use or permit the use of any person, funds, or property under his/her official control, direction, or custody, or of any city funds or city property, for a purpose which is, or to a reasonable person would appear to be, for other than a city purpose; provided, that nothing shall prevent the private use of city property which is available on equal terms to the public generally (such as the use of library books or tennis courts), the use of City property in accordance with City policy for the conduct of official city business (such as the use of a city automobile), if in fact the property is used appropriately; or the use of city property for participation of the City in activities of associations of governments or governmental officials;
- 3) Except in the course of official duties, assist any person in any City transaction where such City employee's assistance is, or to a reasonable person would appear to be, enhanced by that employee's position with the city; provided that this subsection shall not apply to: any employee appearing on his/her own behalf or representing himself/herself as to any matter in which he or she has a proprietary interest, if not otherwise prohibited by law;
- 4) Regardless of prior disclosure thereof, have a financial interest, direct or indirect, personally or through a member of his/her immediate family, in a business entity doing or seeking to do business with the city, and influence or attempt to influence the selection of, or the conduct of business with, such business entity by the city.

Accept Gifts or Loans:

- 1) Solicit or receive any retainer, gift, loan, entertainment, favor, or other thing of monetary value from any person or entity where the retainer, gift, loan, entertainment, favor, or other thing of monetary value has been solicited, or received or given or, to a reasonable person, would appear to have been solicited, received or given with intent to give or obtain special consideration or influence as to any action by such employee in his/her official capacity.

Disclose Privileged Information:

- 1) Disclose or use any privileged or proprietary information gained by reason of his/her official position for the immediate or anticipated personal gain or benefit of the employee or any other person or entity; provided, that nothing shall prohibit the disclosure or use of information which is a matter of public knowledge, or which is available to the public on request.

Hold Financial or Beneficial Interest in City Transaction:

- 1) Regardless of prior disclosure thereof hold or acquire a beneficial interest, direct or indirect, personally or through a member of his/her immediate family, in any contract which, in whole or

in part, is, or which may be, made by, through, or under the supervision of such employee; or accept, directly or indirectly, any compensation, gratuity, or reward in connection with such contract from any other person or entity beneficially interested therein.

8.02 Prohibited Conduct After Leaving City.

No former employee shall after leaving City office or employment:

- 1) Disclose or use any privileged, confidential, or proprietary information gained by reason of his/her city employment for his/her gain or anticipated gain, or for the gain or anticipated gain of any person, unless the information is a matter of public knowledge or is available to the public on request;
- 2) Assist any person in proceedings involving the agency of the City with which he/she was previously employed, involving a matter in which he or she was officially involved, participated or acted in the course of duty for a period of one (1) year after leaving employment and subject to subsection 1 above;
- 3) Represent any person as an advocate in any matter in which the former employee was officially involved while a City employee for a period of one (1) year after leaving employment and subject to subsection 1 above;
- 4) Participate as a competitor in any competitive selection process for a City contract in which he or she assisted the City in determining the project or work to be done or the process to be used for a period of one (1) year after leaving employment and subject to subsection 1 above.

8.03 Procedure for Reporting Improper Government Action.

City employees who become aware of Improper Governmental Action should follow this procedure:

1. Bring the matter to the attention of his/her supervisor, if the supervisor is not involved in the matter, in writing, stating in detail the basis for the employee's belief that an improper action has occurred. This should be done as soon as the employee becomes aware of the improper action.
2. Where the employee believes the improper action involves the supervisor, the employee may raise the issue directly with the City Administrator, City Personnel Director, or the Mayor. The complaint should be in writing, stating in detail the basis for the employee's belief that an improper action has occurred.
3. After an investigation is completed, the employee will normally be advised of the results of the investigation; however, personnel actions taken as a result of the investigation may be kept as confidential as possible, however, records related to such investigation may still be subject to disclosure under a public records request.

In the case of an emergency, where the employee believes that damage to persons or property may be imminent if action is not taken immediately, the employee may report information about Improper Governmental Action directly to the appropriate government agency with responsibility for investigating the improper action.

City employees who fail to make a good-faith attempt to follow the City's procedures in reporting improper governmental conduct shall not receive the protection against discipline provided by the City in these procedures.

Complaints, Investigations, Review and Enforcement

Any person may file a complaint alleging a violation of this policy.

The complaint shall be in writing stating the nature of the alleged violation(s), the date(s), time and place of each occurrence, and name of the person(s) charged with the violation(s). The complaint shall be presented to the City Administrator, City Personnel Director, or the Mayor who shall provide a copy to the person charged with a violation. The complainant shall provide the City with all available documentation or other evidence to demonstrate a reason for believing that a violation has occurred.

This policy is intended to protect employees who choose to come forward in good faith with complaints about governmental actions and conduct of City of Orting employees. Anonymous complaints have the potential to subject the person who is the subject of the complaint to an investigation that may, at the least, cause stress and embarrassment, and may, at most, result in discipline or termination of employment. The City is reluctant to begin an investigation based on an anonymous complaint due to the fact that evidence will be difficult to obtain and verify, and it will be impossible to assess the complainant's credibility. Complainants and whistleblowers have protection from retaliation under City policy, and a thorough investigation of such complaints is the City's goal. It is difficult, if not impossible, to conduct a thorough investigation when a complainant remains anonymous. Therefore, the City reserves the right to decline to investigate any complaint that is provided anonymously. If a complaint is received anonymously it shall be referred to the City Attorney for a recommendation on the processing of the complaint. Upon review of the complaint, the City Attorney will recommend to the City Administrator either that the complaint has no merit or that it should be investigated.

Within a reasonable time after receipt of a complaint, the City Administrator or another person appointed by the City Administrator shall conduct a preliminary investigation. If the City Administrator or City Attorney are implicated in the complaint, the Mayor will determine who will conduct the City's investigation. Criminal allegations will be referred to the proper law enforcement agency.

If the City Administrator determines, after preliminary investigation, that there are no reasonable grounds to believe that a violation has occurred, the City Administrator shall dismiss the complaint. If the City Administrator does so dismiss the complaint, he or she shall do so in writing, setting forth the facts and provisions of law upon which the dismissal is based, and shall provide a copy of the written dismissal to the complainant and to the person charged with the violation.

Within a reasonable time after a complaint is received, the City Administrator shall issue a written determination stating whether the policy has been violated and setting forth the facts and the provisions of law upon which this determination is based. A copy of said determination shall be delivered to the complainant and to the person charged with the violation.

If the City Administrator determines that an employee has violated the provisions of this policy, the City Administrator may subject the employee to disciplinary action. In addition to any other penalty herein or otherwise provided by law, a violation shall be cause for suspension, discharge, or removal from employment, or such other disciplinary action as may, by the appropriate city authority, be deemed necessary and proper, and consistent with personnel ordinances and rules; provided, that this section shall not derogate from employee rights under any collective bargaining agreement or city personnel ordinance, or rules promulgated thereunto.

Protection Against Retaliatory Actions

City of Orting officials, Department Managers and employees are prohibited from taking retaliatory action against an employee because he/she has in good faith reported an improper governmental action in accordance with these policies and procedures. Employees who believe that they have been retaliated against for reporting an improper governmental action should advise in writing their supervisor, the City Administrator or his/her designee. City of Orting officials, Department Managers and supervisors shall take appropriate action to investigate and address complaints of retaliation.

If the employee's supervisor, the City Administrator, or his/her designee, as the case may be, does not satisfactorily resolve an employee's complaint that he/she has been retaliated against in violation of this policy, the employee may obtain protection under this policy and pursuant to state law by providing a written notice to the City of Orting's City Council that:

- a) Specifies the alleged retaliatory action and
- b) Specifies the relief requested.

City of Orting employees shall promptly provide a copy of their written charge to their Department Manager. The City of Orting shall timely respond to the written charge of retaliatory action. After receiving either the response of the City of Orting or thirty (30) days after the delivery of the charge to the City of Orting, the employee may request a hearing before a state administrative law judge to establish that a retaliatory action occurred and to obtain appropriate relief provided by law. An employee seeking a hearing should deliver the request for hearing to the City Administrator within the earlier of either fifteen (15) days of delivery of the City of Orting's response to the charge of retaliatory action, or forty-five (45) days of delivery of the charge of retaliation to the City of Orting for response. Upon receipt of request for hearing, the City of Orting shall apply within five (5) working days to the State Office of Administrative Hearings for an adjudicative proceeding before an administrative law judge:

Office of Administrative Hearings
PO Box 42488, 4224 Sixth S.E.
Rowe Six, Building 1
Lacey, WA 98504-2488
(206) 459-6353

The City of Orting will consider any recommendation provided by the administrative law judge that the retaliator be suspended with or without pay, or dismissed.

8.04 Conflict of Interest and Outside Employment.

Employees shall not, directly or indirectly, engage in any outside employment or possess a financial interest which may conflict, in the City Administrator's opinion, with the best interests of the City of Orting or interfere with the employee's ability to perform his/her assigned City job. Examples include, but are not limited to, outside employment which:

1. Prevents the employee from being available for work beyond normal working hours, such as during emergencies or peak work periods, when such availability is a regular part of the employee's job;
2. Is conducted during the employee's work hours;
3. Utilizes City telephones, cellular telephones, computers, supplies or any other City resource,

- facilities or equipment;
4. Involves employment with a firm which has contracts with or does business with the City; or
 5. May reasonably be perceived by members of the public as creating a conflict of interest or one which otherwise discredits public service.

This policy shall be interpreted in accordance with, Chapter 42.23 RCW, the Washington State Code of Ethics for Municipal Officers.

8.05 Confidentiality.

During your employment with the City, you will have access to confidential or proprietary information about the City, its employees and possibly its citizens. It is a violation of City policy to misappropriate such information for your personal use or the use of another third party. Employees must exercise the highest degree of care in safeguarding confidential or proprietary information, and may not use or disclose such information except as necessary to perform their job duties or as required by law such as in response to a Public Records Request. Violation of this confidentiality policy will be grounds for discipline up to and including termination.

8.06 Contact with News Media.

The Mayor, City Administrator or City Attorney shall be responsible for all official contacts with the news media, including answering of questions from the media. The City Administrator may designate specific employees to give out procedural, factual or historical information on particular subjects. City employees will refrain at all times from disclosing confidential City information to the media. A violation of this provision may subject an employee to discipline, including termination.

9. HEALTH, SAFETY AND SECURITY

9.01 Workplace Health & Safety.

The City of Orting wants to provide you with a safe and healthy work environment, and we need your help to do that. The following is basic safety information. Consult with the City Personnel Director if you need more information.

- If you are injured on the job, no matter how minor, you must let the City Personnel Director know on the same day, and fill out an accident report as soon as possible.
- Learn and follow all safety procedures promulgated by the City's Safety Committee.
- Report any unsafe condition or damage to property on the same day observed to the City Personnel Director.
- Become familiar with any Material Safety Data Sheets applicable to your job.
- Learn proper procedures for heavy lifting and adhere to them.
- Keep your individual work area clean and orderly. Untidiness and clutter invite accidents.
- Know and follow the safety rules established for your job. When in doubt, ask before proceeding.
- Do not allow unauthorized persons to operate equipment or have access to restricted areas.
- If you are assigned to a job requiring protective clothing or equipment, use it without fail. Always dress in a way that will not invite job-related injuries.
- Store all materials and equipment in their proper areas.

9.02 Safety & Health Program.

As required by Washington law, anyone operating or riding in City vehicles must wear a seat belt at all times.

Safety is the responsibility of every City employee. Each employee must be alert to any condition which poses a potential threat to a safe and healthful working environment, and must take appropriate action to eliminate these conditions where they exist. Supervisors and other members of the City's management team have the following safety-related responsibilities

- Maintain a safe and healthful working environment.
- Conduct an ongoing accident prevention program.
- Investigate, record and report work-related injuries and illnesses.
- Develop proper attitudes toward safety and health in themselves and in those they supervise.
- Ensure that all work processes and procedures are performed with the utmost regard for safety and health.
- Ensure that all employees are oriented and properly trained in the safe performance of their job.
- Communicate and comply with City safety regulations and legal requirements.

9.03 Smoke-Free Workplace.

For health and safety considerations, the City prohibits smoking by employees in all City vehicles and facilities, including City-owned buildings and offices or other facilities rented or leased by the City, including individual employee offices. A smoke-free environment helps create a safe and healthy workplace. This policy covers the smoking of any tobacco, smoke, or marijuana product and the use of

such products including but not limited to cigarettes, cigars, snuff, smoking tobacco, "spit" tobacco, vape products, electronic smoking devices, e-cigarettes, and marijuana.

Outdoor Smoking Restrictions: Chapter 70.160 RCW significantly restricts the outdoor areas where individuals may smoke in relation to the location of City buildings, work areas and public places. Smoking is prohibited within twenty five (25) feet of any entrances, exits, windows that open, and ventilation intakes that serve an enclosed area where smoking is prohibited. The law also applies to any "place of employment," which the law defines, in part, as "work areas" and any area which employees are required to pass through during the course of employment. The following direction identifies where and when City employees may and may not smoke.

1. Because the law prohibits any person from smoking at a place of employment, members of work crews are prohibited by law from smoking at any worksite locations. While at a worksite, an employee may only smoke while on his/her break, and the employee must be at least twenty five (25) feet from other working City employees. An employee who is on a break must be at least twenty five (25) feet from all entrances, exits, windows that open, and ventilation intakes that serve an enclosed area in order to smoke
2. Smoking on City Property is prohibited.

9.04 Drug-Free Workplace.

This policy is intended to comply with the federal Drug Free Workplace Act of 1988 and with federal Department of Transportation regulations governing commercial drivers. The City is committed to maintaining a drug and alcohol free work environment for the safety of all employees and citizens. This policy applies to all City of Orting employees except that employees included in bargaining units are subject to drug testing only if:

- 1) The labor contract covering them specifically allows for such testing; or
- 2) The issue of drug testing has been legally bargained to final impasse; or
- 3) A written agreement between management and the employee's bargaining agent has been signed and executed to provide for drug testing.

All other provisions of this policy, apart from the limits to drug testing as specified above, shall apply to all City employees.

Employees are strictly prohibited from possessing, selling, consuming, or being under the influence of any controlled substance or alcohol while on City property, in City vehicles, or engaged in City work. If an employee is taking prescription drugs or under prescribed medical treatment that makes the employee drowsy or impairs the employee's mental functioning in any way, the employee must inform the City Personnel Director in advance of reporting to work. Any violation of this policy may result in discipline, up to and including termination.

When there are reasonable grounds to believe that the employee is under the influence of alcohol or drugs, the supervisor may direct the employee to submit to drug screening and blood alcohol tests. Refusal to submit to such tests can subject the employee to disciplinary action up to and including termination of employment. Under no circumstances will an employee be allowed to operate City equipment or motor vehicle after a supervisor has reasonable grounds to believe that the employee is impaired.

It is the responsibility of employees who are called out to work after regular hours to comply with the provisions of this policy. If the employee called out to work has been involved in activities that may have left him/her in an impaired or intoxicated condition, the employee must inform the person making the call out. An on-call employee who consumes alcohol within four hours of being called in must acknowledge the use of alcohol and may not report for duty.

An employee who is on-call and who becomes impaired during the on-call time will not receive compensation for such on-call time. An employee who is on-call and who becomes impaired during the on-call time may be subject to discipline up to and including termination. An employee should conduct themselves during on-call time as they would during at-work hours (i.e. refrain from consuming alcohol or drugs).

9.05 Assistance Program / Voluntary Referral.

The City of Orting supports employees who volunteer for treatment of alcohol or drug abuse. Employees are encouraged to seek treatment voluntarily and to utilize the Employee Assistance Program (EAP). Any employee who comes forth and notifies the City of Orting of alcohol or drug abuse problems will be given the assistance extended to employees with any other illness. Any such program, however, may not interfere with the tests required by these rules. For example, a driver may not identify himself/herself as unfit to drive after having been notified of a random or reasonable suspicion test and expect to avoid the consequences for a positive test or a refusal to test. In addition, voluntarily seeking assistance does not excuse any failure to comply with all of the provisions of this policy or other policies of the city. Sick leave, vacation leave or leave of absence without pay will be granted for treatment and rehabilitation as in other illnesses subject to City of Orting policy and/or contract language governing use of leave. Insurance coverage for treatment will be provided to the extent of individual coverage. Confidentiality of information will be maintained as much as possible at all times.

9.06 Compliance with Drug Free Workplace Act.

It is the policy of the City of Orting to comply with the Federal Drug Free Workplace Act of 1988. Toward that end, the following provisions and procedures shall be in effect:

- a) In the event that an employee is convicted of any criminal drug statutory violation for a violation occurring in the workplace, the employee must notify his/her supervisor within five (5) working days. The supervisor must inform his/her Department Manager within twenty four (24) hours of the notification. The Department Manager will notify the City Administrator immediately. If the employee is directly involved in the performance of a contract for which the City receives federal funding, the contracting agency must be informed of the incident in writing within ten (10) days of the employer's notice. A copy of the notification shall be sent to the City Administrator. The City of Orting is responsible to take appropriate disciplinary action and/or to require the employee to seek approved drug abuse treatment or rehabilitation within thirty (30) days of receiving notice of the employee's conviction.
- b) All employees shall receive a copy of this policy. All employees will be required to sign a statement acknowledging that they have received a copy of this policy.
- c) The City will make information and education on the prevention of alcohol and drug abuse available to its employees.

9.07 Compliance with Federal Regulations Applicable to Commercial Drivers.

It is the policy of the City of Orting to comply with the Federal Department of Transportation regulations (Title 49, CFR subtitle B, chapter 382) which mandate prohibited behaviors and employer responsibilities for employee's holding safety sensitive positions which require the possession of a valid commercial driver's license.

Prohibited Behaviors - In addition to any other prohibitions on the use of alcohol or controlled substances established through City policy or by contract, the following behaviors by employees whose positions require the possession of a valid commercial driver's license are prohibited and will be subject to discipline:

- a) Alcohol Concentration: Reporting to duty and performing safety-sensitive functions while having an alcohol concentration of 0.01 or greater.
- b) Alcohol Possession: Unauthorized possession of alcohol while on duty or operating a commercial motor vehicle unless the alcohol is an insignificant ingredient in a medication that is either prescribed or a commonly recognized over-the-counter remedy and notice has been given to the employee's Department Manager in advance.
- c) Alcohol Use Following an Accident: Use of alcohol within eight (8) hours following an accident or before undergoing a post-accident alcohol test, whichever occurs first.
- d) Alcohol Use on Duty: Use of Alcohol while performing safety-sensitive functions including alcohol which may be in medications.
- e) Alcohol Use Prior to Duty: Performing safety sensitive functions within four (4) hours after having used alcohol. An on-call employee who consumes alcohol within four (4) hours of being called in must acknowledge the use of alcohol and may not report for duty.
- f) Controlled Substance (Drug) Use: Reporting for duty or remaining on duty performing safety-sensitive functions after having used any controlled substance, except when the use is pursuant to the instructions of a physician who has advised the driver that the substance does not adversely affect the driver's ability to safely operate a commercial motor vehicle. The proper and lawful use of drugs is permitted provided their use does not interfere with the individual's ability to perform the essential functions of his/her job. Any employee taking prescribed medication that may impair his/her ability to work safely and productively must notify his/her Department Manager prior to commencing to work. The Department Manager, in consultation with the employee's physician, if necessary, will make the determination regarding the employee's qualifications to work. Information provided to the Department Manager will be treated as confidential. Disclosure by the City will only be required by law or in the event of a proceeding initiated on behalf of the employee. Failure to notify the Department Manager in advance of commencing to work will be cause for disciplinary action up to and including discharge.
- g) Positive Drug Test: Reporting for duty, remaining on duty, or performing safety sensitive functions after having tested positive for a controlled substance.
- h) Refusal to Submit to a Required Test: Refusing to submit to a post-accident, random, reasonable suspicion, or follow-up alcohol or controlled substance test as directed pursuant to this policy.
- i) Tampering with a Required Test: An employee may not tamper with, adulterate, alter, substitute or otherwise obstruct any testing process required under this policy.

Mandatory Training for Commercial Drivers - The City shall provide all affected employees with copies of this policy and any other information as required by the federal regulations. Each driver shall sign a receipt upon having been provided the above referenced information including a copy of this manual and accompanying procedures for drug testing. Department Managers and supervisors designated to determine whether reasonable suspicion exists to require a commercial driver to undergo alcohol or drug testing will

receive at least sixty (60) minutes of training on alcohol and sixty (60) additional minutes of training on substance abuse. The training will convey the physical, behavioral, speech, and performance indicators of probable alcohol misuse and use of controlled substances.

9.08 Drug and Alcohol Testing Program for CDL Drivers.

- a) Pre-employment Drug Testing: All individuals who are covered by this policy must pass a drug test as a post-offer condition of employment.
- b) Reasonable Suspicion Testing: Employees subject to this policy shall submit to a drug and/or alcohol test when the employee's supervisor, City Personnel Director, or City Administrator reasonably suspects that this policy (except the prohibitions against unauthorized possession, transfer or sale of alcohol) may have been or is presently being violated. A referral for testing will be based on contemporaneous, articulable observations. Such referrals will be made by supervisory personnel who have received training concerning the signs and symptoms of drug and alcohol use. Alcohol testing for reasonable suspicion may be conducted at any time during working hours. If removed from duty based on reasonable suspicion of alcohol use and an alcohol test is not administered within eight hours, the employee will not be allowed to perform or continue to perform covered functions until:
 - 1) An alcohol test is administered (normally within two (2) hours of the determination of reasonable suspicion) and the driver's breath alcohol concentration measures less than .01; or
 - 2) Twenty four (24) hours have elapsed following the determination that there is reasonable suspicion to believe that the employee has violated this policy concerning the use of alcohol.
- c) Post-Accident Testing: Following an accident (as defined above) involving a commercial vehicle, the driver is required to submit to alcohol and drug tests when the driver receives a citation under state or local law for a moving traffic violation, or where a fatality occurs as a result of the accident. Testing should occur as soon as possible, but may not exceed eight (8) hours after the accident for alcohol testing and thirty two (32) hours after the accident for drug testing. A driver who is subject to post-accident testing must remain readily available for such testing and may not take any action to interfere with testing or the results of testing. Drivers who do not comply with post-accident testing requirements will be considered to have refused to submit to testing and will be subject to sanctions for refusal to test as provided in this policy. While awaiting a post-accident test, the driver will be in a paid status.
- d) Random Testing: Employees covered by this policy will be subject to random, unannounced alcohol and drug testing.
- e) Return to Duty Testing: Employees who have violated this policy, including those who have tested positive on a drug or alcohol test, and who under the discipline policy are allowed to return to work, must test negative prior to being released for duty.
- f) Follow-up Testing: An employee who is referred for assistance related to alcohol misuse and/or use of drugs is subject to unannounced follow-up testing for a period as directed by a substance abuse professional. The number and frequency of follow-up testing will be based on the recommendation of the substance abuse professional, but will not be less than six tests in the first twelve (12) months following the employee's return to duty.
- g) Re-Tests: Employees who test positive for drugs may request a second test of the untested portion of the split sample within seventy two (72) hours of notification of a positive test result by the Medical Review Officer (MRO).

- h) Test Results: Test results will be expressed as positive or negative based on detection of levels of alcohol or controlled substances as established by Federal Department of Transportation standards.
- i) Challenges to Test Results: An employee who wishes to challenge a positive drug test must do so within seventy two (72) hours of notification of the positive result. The employee must notify the MRO that he/she wishes to challenge the test and must pay for the retest. The retest must be processed at a DHHS-NIDA-certified laboratory. If the MRO certifies that the second drug test is negative, an employee will be reimbursed for the cost incurred including any lost compensation.

9.09 Refusal by a Commercial Driver to Submit to an Alcohol or Drug Test.

Refusal to submit to a directed test is a prohibited behavior shall subject the employee to appropriate discipline. A refusal to submit shall include:

- a) Failure to provide adequate breath for testing without a valid medical explanation after an employee has received notice of the requirement for breath testing in accordance with established procedures;
- b) Failure to provide adequate urine for controlled substances testing without a valid medical explanation after an employee has received notice of the requirement for urine testing in accordance with the procedures manual; and/or
- c) Engaging in conduct that obstructs the testing process.

9.10 Securing Information from Previous Employers.

If a person is to be hired into a position subject to this policy and during the previous two (2) years has worked as a driver of a commercial vehicle, that person must authorize a request of all employers of the driver within the past two (2) years of information on the following: a) positive alcohol or drug tests; or b) refusal to be tested. The City of Orting will make a good faith effort to obtain and review the information from prior employers within 14 days of the person performing safety sensitive duties for the first time. If the information obtained from previous employer indicates either a positive test or that a refusal to be tested occurred within the past two (2) years, that person will not be permitted to drive commercial vehicles unless subsequent information indicates that an evaluation by a substance abuse professional was made and return to duty testing was administered.

9.11 Consequences for CDL Drivers of Engaging in Prohibited Behaviors and/or of Positive Drug or Alcohol Test Results.

Employees found to have engaged in prohibited behavior or to have tested positive for drugs shall be subject to discipline up to and including termination from employment. The following provisions apply to those employees who are not terminated for their policy violations:

- a) If an employee tests positive for drugs or has an alcohol test that indicates a breath alcohol level of .04 or greater or any amount of THC or other drugs not prescribed by a doctor from a random, reasonable suspicion or post-accident test, or engages in prohibited conduct, the employee will be immediately removed from duties requiring the driving of a commercial vehicle. The employee will not be permitted to return to work unless he/she:
 - 1) Has been evaluated by a qualified substance abuse professional; and,
 - 2) If recommended by a substance abuse professional, has properly followed any rehabilitation prescribed; and,

- 3) Has a verified negative result on a return-to-duty alcohol and/or drug test. Upon completion of a recommended rehabilitation program and successful return to work, an employee will be subject to follow-up random testing as recommended by the substance abuse professional, with a minimum of six (6) such unscheduled tests within the first twelve (12) months of returning to duty.
- b) Employees with a positive breath alcohol concentration shall be removed from the duty requiring the driving of a commercial vehicle for at least twenty four (24) hours. The time away from work shall be charged to vacation, sick leave, or leave without pay at the employee's option, and will be considered an unscheduled absence.

9.12 Workplace Privacy/Searches.

The City cannot assume responsibility for any theft or damage to the personal belongings of City employees. Therefore, the City requests that employees avoid bringing valuable personal articles to work. Employees are solely responsible for ensuring that their personal belongings are secure while at work. Employees are further advised that work-related searches of an employee's work area, workspace, computer and/or electronic files on City property may be conducted without notice. Employees should have no expectation of privacy as to such items or locations.

9.13 Accident, Incident, & Claims Reporting Procedures.

It is essential that all accidents and incidents are reported promptly and accurately. The City is *continuously* committed to maintaining a safe environment for their residents, users of city facilities and employees.

Incident Reporting

Make accurate notes and record all details of any incident observed or brought to your attention. Report incidents on the same day. Be observant and accurate. Take pictures if possible.

Serious incidents shall be phoned in to the Department Manager, City Personnel Director or City Administrator's office immediately. A few examples of incidents that are required to be reported immediately are: any serious injury involving City property or personnel, auto or pedestrian injury, downed stop sign accident, police shootings, and large property loss. ***Do not admit liability or state that the City will take care of the damages.***

Communicating With the Public about Incidents

An individual may come into City Hall wanting the "employee's opinion" as to what to do regarding an incident involving City liability. It is the policy of the City to respond in the following manner: If a member of the public feels the City is responsible for damages, then that individual has the right to file a claim. The City Administrator's office must be notified immediately of any inquiry being made so that a brief interview with the individual can be conducted. ***Do not admit liability or state that the City will take care of the damages. Refer all questions to the City Administrator's office.*** Do not discuss the incident with anyone other than your supervisor or other authorized personnel. Citizens that inquire about damages are to be given the insurance *Tort Form*.

9.14 Inclement Weather.

The public's need for our services may be especially great during inclement weather. Therefore, it is particularly important for employees to report to work in a safe manner during inclement weather if the

City does not declare an emergency closure. We do not want you to jeopardize your safety, however, if you cannot get to work or are delayed and you should try to reach your Department Manager as soon as possible to let him/her know. Non-exempt employees who are unable to get to work because of inclement weather conditions will be granted an authorized unpaid absence or may use vacation time. Non-exempt employees who arrive less than two (2) hours late because of inclement weather will be paid for their normal time. If you are more than two (2) hours late, you will be given a chance to make up the time if schedules and conditions permit. If you are released early by authorization of the Mayor or City Administrator due to weather conditions, you will be paid for the unworked time.

Managerial Procedures

“Inclement weather” is defined as weather such as high winds, heavy rain, heavy snow, etc. Any employee unable to report to work, with prior approval of the supervisor, will be given the opportunity to make up the time during the same workweek, or may charge the time as they choose to accrued compensatory time; accrued vacation leave; or leave without pay. You should follow the same practice for emergencies. An “emergency” is defined as any condition which is beyond the control of the City as declared by the City Mayor, or his/her designee, such as earthquakes, explosions, major fires and an airplane crash. (This is only an illustrative list.) Employees who have reported to work and are released from work during an emergency situation shall be given the opportunity to make up the time during the same work week, or shall charge the time of such absence as listed above.

9.15 Emergencies and Disaster Preparedness.

Knowing what to do in an emergency increases the chances that you and everyone else will come through safely. Meanwhile, please keep the following in mind.

If you are advised to evacuate the building, either for a drill or in an actual emergency, do so calmly but swiftly and stay out of the building until you are advised that you may return.

In case of an earthquake, drop to the ground, seek protective cover under or near desks, tables or chairs in a kneeling or sitting position with hands holding onto table or chair legs. Stay there until movement ends.

In case of fire, turn on the alarm and leave the building through the closest available door. Do not try to put out the fire unless you are professionally trained.

In the case of an emergency, such as an earthquake, flood, winter storm and power outage, an employee may be required to report to the Emergency Operations Center (EOC).

10. CHANGES IN EMPLOYMENT

Here at the City of Orting, we want change to be a positive experience.

10.01 Promotion, Demotion, and Transfer.

It benefits both you and the City for you to be doing the job for which you are best suited. Accordingly,

the City looks for opportunities for employees to move within the organization.

Promotion

The City may fill vacancies above the entry level from within. Current employees receive first consideration for openings for which they have the knowledge, skills, and abilities, unless outside recruitment seems advisable. Vacant jobs are normally posted in the applicable Department and in City Hall. You may apply for a vacant position through the Human Resources office. If you apply for an open position, you generally will go through the City's normal recruitment and selection process. A promotion normally entails a wage increase.

Demotion

Occasionally, it may be necessary for an employee to move to a lower paying job. This normally occurs when the employee is not satisfactorily performing the essential functions of the current job. It may also occur in lieu of layoff, when there is a lower paying position available. An employee is eligible for a demotion only if he or she possesses the minimum qualifications for the position. Demotion to a position in a lower classification is normally accompanied by a salary reduction to a level commensurate with the new position.

Transfer

Vacant positions may also be filled through lateral transfer of qualified employees. A voluntary transfer request will be considered if the employee meets the requirements of the new position, has held the current position for at least six (6) months, has a satisfactory performance record and has had no disciplinary actions during the six (6) month period. If you are interested in a transfer, submit a written request for a transfer to your Department Manager, including the reason for the request, and the department and specific position desired. Your request will be forwarded to the Human Resource Office with a recommendation. Normal recruitment and selection procedures generally will be followed as with a promotion.

10.02 Layoff and Recall.

Unfortunately, there may be times when the City must reduce employment because of lack of work, lack of funds, considerations of efficiency or other business reasons. Such reductions may result in layoffs. Layoffs may be temporary or permanent. Layoffs for represented employees will be handled in accordance with their labor agreements.

In making layoff selections for non-represented personnel, the City will generally lay off temporary employees, part-time employees and those with less than six (6) months of actual service in the affected job classification before laying off regular full-time personnel with more than six (6) months of service in the affected job classification. In making layoff decisions affecting full-time, non-represented employees with more than six (6) months of service to the City, the City may consider a number of factors, including seniority, job performance, and the extent to which each employee has the skills and abilities necessary to do the remaining work as determined solely by the City in its discretion.

While Collective Bargaining Agreements may generally require layoff by seniority, it is usually in the employer's interest to maximize its ability to retain the "best" employees - sometimes that's those with the most seniority and sometimes it's not. The City may deviate from this selection order if the best interests of the City so dictate. Employees who have actually worked for the City for more than six (6) months and who have been selected for layoff will be given thirty (30) days' notice when possible. Employees with

less than six (6) months of actual service to the City who have been selected for layoff will be give one (1) weeks' notice when possible. The City, in its discretion, may provide employees selected for layoff with payment in lieu of notice.

Laid off employees will be maintained on a recall list for one (1) year or until management determines the layoff is permanent, whichever occurs first. While laid off, an employee should make sure Human Resources has a current address, and let them know if you are unavailable for recall to the same position. Employees have seven (7) days after notice of recall to respond to the notice, or their names will be removed from the list. Further information about benefits, seniority and recall rights will be shared with you if you are chosen for layoff.

10.03 Separation from Employment.

The employment relationship between the City and its employees is voluntary. All employees have the right to end the employment relationship if they deem it appropriate. Likewise, for all employees except those covered by a written agreement that modifies at-will status, the City can end the relationship at any time for any reason it deems appropriate.

Resignation

If you decide to leave the employ of the City, please give written notice to your supervisor. Employees failing to give appropriate written notice may be ineligible for rehire. Supervisory and managerial employees should give four (4) weeks' written notice. All other employees should give at least two (2) weeks' written notice.

10.04 Separation Procedures.

Separating and laid off employees will be asked to participate in an exit interview with a member of the City management staff on or before their last day of work to explore such issues as the reasons for the separation, the employee's suggestions for improving working conditions, any benefits issues, and to collect City property. Separating employees who desire the City to provide references on their employment will be asked to sign an authorization and release form for that purpose. References other than job title and dates of employment will not be given without such a release. Final pay checks are paid the next regular pay day.

CONCLUSION

Again, we welcome you to your employment here at the City of Orting. We are pleased to have you on our team. We hope that this Personnel Policies and Procedures Manual has answered questions that you may have about our workplace. Please feel free at any time to present any questions to your supervisor. We look forward to working with you.

CITY OF ORTING ACKNOWLEDGMENT OF RECEIPT

I have received the City of Orting Personnel Policies and Procedures Manual (“Manual”) and understand that it is my responsibility to read these policies and ask questions about anything I do not understand.

I acknowledge that these policies are general guidelines only. They do not promise specific treatment in specific circumstances, they do not create an employment contract, and they do not guarantee employment for any length of time with the City. I understand, however, that the Manual contains policies that are very important to the City’s ability to provide a lawful and respectful work environment. I have reviewed the policies in the Manual, including but not limited to the Anti-Discrimination and Anti-Harassment policies, and I agree to comply with those policies. I understand that violation of City policies may result in discipline, up to and including discharge, subject to legal and collective bargaining agreement requirements.

I acknowledge that the City must be flexible in responding to the needs of the public or changes in the law, and that the City has therefore reserved the right to revise, supplement, clarify, deviate from or rescind any policy or portion of a policy when deemed appropriate by the City and in accordance with any applicable collective bargaining obligations.

The City does not have the authority to modify at-will employment status until that modification is in writing and signed by the City Administrator and/or City Council.

I understand that if I am covered by a collective bargaining agreement, then that contract will control in the event of any conflict with the policies in this Manual and that the agreement is the exclusive source of information regarding my benefits with the City.

Date: _____ Employee: _____
(Print name)

Signature: _____



City Of Orting Council Agenda Summary Sheet

Subject: Farmers Market Sponsorship- By Resolution No 2019-06, Declaring A Public Purpose And Authorizing City Sponsorship Of The Orting Valley Farmer's Market		Committee	Study Session	Council
	Agenda Item #:	N/A	AB19-21	AB19-21
	For Agenda of:	N/A	03.20.19	03.27.19
	Department:	Administration		
	Date Submitted:	3.6.19		
Cost of Item:	\$			
Amount Budgeted:	\$			
Unexpended Balance:	\$			
Bars #:				
Timeline:				
Submitted By:	CGA Committee			
Fiscal Note:				
Attachments: Application And Resolution				
<p>SUMMARY STATEMENT: The City received an application for sponsorship from the Orting Valley Farmer's Market. The Policy requires that the City Council review and approve all applications for sponsorship, and determine whether an event qualifies for sponsorship (after review and approval of the application by the Community & Government Affairs Committee). To qualify for sponsorship, an approved event must: 1. Allow all citizens to reasonably participate; 2. Serve a valid municipal purpose, such as strengthening the City's sense of community or celebrating a City's history and; 3. May provide, through increased customers, additional revenues for Orting businesses and subsequent improved tax revenues for the City.</p> <p>CGA reviewed the application on March 7th, 2019, and recommend approval. City Council reviewed the application on March 20th, 2019 and moved the application forward to the March 27th, 2019 meeting for consideration.</p>				
<p>RECOMMENDED ACTION: MOTION: On Consent Agenda: To Approve Resolution No. 2019-06, A Resolution Of The City Of Orting, Washington, Declaring A Public Purpose And Authorizing City Sponsorship Of The Orting Valley Farmer's Market.</p>				

**CITY OF ORTING
WASHINGTON
RESOLUTION NO. 2019-06**

**A RESOLUTION OF THE CITY OF ORTING,
WASHINGTON, DECLARING A PUBLIC PURPOSE AND
AUTHORIZING CITY SPONSORSHIP OF THE ORTING
VALLEY FARMER'S MARKET.**

WHEREAS, the City of Orting has adopted a Special Event Sponsorship Policy (the "Policy") to extend City-sponsorship to events that the City Council determines serve valid municipal purposes; and

WHEREAS, in accordance with the Policy, sponsorship is extended to events upon application, on a case-by-case basis and at various levels of support depending on the value the event has for the community; and

WHEREAS, upon a declaration by the City Council that a particular event qualifies for sponsorship, the event may be entitled to use of city facilities and services without charge; and

WHEREAS, the City received an application for sponsorship from the Orting Valley Farmer's Market; and

WHEREAS, the City Council's Community & Government Affairs Committee reviewed the application on March 6th, 2019, and recommended approval of the application; and

WHEREAS, The City Council reviewed the application at a study session on March 20th, 2019, and recommended approval of the application; and

WHEREAS, the City Council finds that the Orting Valley Farmer's Market has been an institution of public service for many years, is open to the public, and serves the valid municipal purposes of providing an opportunity for strengthening the City's sense of community and celebrating the agricultural assets that are fundamental to the City; and

WHEREAS, the City Council finds that the Orting Valley Famer's Market's application meets the requirements of the City's Policy, and qualifies for City-sponsorship as an event serving valid municipal purposes; and

NOW, THEREFORE, the City Council of the City of Orting, Washington, do resolve as follows:

Section 1. Declaration of Public Purpose. The City Council declares that the Orting Valley Farmer's Market is an event open to the public, which serves the valid municipal purposes described herein.

Section 2. Authorization for Sponsorship of Event. The City Council authorizes the City's sponsorship of the Orting Valley Farmer's Market, pursuant to the City's Policy, at the Tier # 1 level. This authorization extends to each event identified on the Orting Valley Farmer's Market's application for sponsorship, including the Farmer's Markets to be held every Friday between June 7th, 2019, and September 27th, 2019. The Mayor is authorized to enter into a contract with the Orting Valley Farmer's market to memorialize the City's sponsorship described herein.

Section 3. Effective Date. This Resolution shall take effect and be in full force immediately upon its passage.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 27th, DAY OF MARCH, 2019.

CITY OF ORTING

Joshua Penner, Mayor

ATTEST/AUTHENTICATED:

Jane Montgomery, City Clerk, CMC

Approved as to form:

Alexandra Kenyon
Kenyon Disend, PLLC
Acting City Attorney



Orting
Parts & Rec
 "SMALL TOWN ~ BIG FUN!"

City of Orting Study Sessions

PO Box 489 * Orting, WA 98360
 360.893.2219 Ext. 120
 Website: www.cityoforting.org
 Email: recreation@cityoforting.org

**APPLICATION FOR SPECIAL EVENT PERMIT
 AND CITY SPONSORSHIP FOR SPECIAL EVENT**

SECTION I: INSTRUCTIONS TO APPLICANT: A Special Event Permit issued by the City of Orting is required for any Special Event that occurs within the City of Orting, and meets the following definition of "Special Event":

A Special Event is an activity which occurs upon public or private property that will affect the standard and ordinary use of public streets, rights-of-way, or sidewalks, and/or which requires extraordinary levels of City services. This includes, but not limited to; fairs, festivals, carnivals, circus, sporting events, foot runs, bike-a-thon, block parties, markets, parades, exhibitions, auctions, dances, riding galleries, theatrical or musical entertainments and motion picture filming.

Special Event Permit: To qualify for a Special Event Permit, the Applicant shall submit the following to the City sixty (60) days prior to the event: (1) a completed Special Event Permit Application; (2) a Certificate of Insurance, naming the City of Orting as an additional insured for this event in the amount of \$1,000,000.00; and (3) a map that shows the area in which the event will take place and affected areas of the City. Applicants are encouraged to submit their requests as far in advance as possible (60 days minimum) for events that may require more significant City services in order to ensure the best coordination with City personnel, such as events that involve blocking roads or traffic revisions or events which may block emergency access to areas.

Permit Application Rates: For Rates see Resolution 2011-12

Special Event City Sponsorship: All Special Events require a Permit; some Special Events may qualify for City Sponsorship, according to the City's Special Event Sponsorship Policy (Policy). To qualify for City Sponsorship the event must abide by all requirements of the Policy, including: (1) hosted by a Non-Profit Organization registered with the Washington Secretary of State; (2) be open to all Orting residents; and (3) serve a valid municipal purpose, such as strengthening the City's sense of community or celebrating the City's History. Applicants seeking City Sponsorship must meet these baseline criteria, and shall submit to the City Clerk the following at least 60 days prior to the month in which the Event is scheduled to occur: (1) all items required for a Special Event Permit (described above); (2) a brief letter defining the purpose of the event and the tier of sponsorship requested (see Section III of this Application for more information); and (3) proof of liability insurance that complies with the terms of Section IV of the City Special Event Sponsorship Policy. All requests for City Sponsorship are reviewed by the City Council's Community and Government Affairs (CGA) Committee, and Applicants will be required to have a representative attend a CGA Committee meeting in order to answer any questions regarding the request. Applicants are advised to review the City's Policy before requesting City Sponsorship for a Special Event. All City Sponsored Events shall comply with all applicable local, state and federal regulations.

SECTION II: SPECIAL EVENT PERMIT APPLICATION [TO BE COMPLETED BY APPLICANT]

NAME OF EVENT: ORTING VALLEY FARMERS MARKET

SPONSORING ORGANIZATION (Non-Profit): ORTING VALLEY FARMERS MARKET, A 501(C)3 ORG.

NAME AND TITLE OF PERSON APPLYING ON BEHALF OF SPONSORING ORGANIZATION:
DOUG GRAVES

APPLICANT'S ADDRESS: 19511 112TH AVE E.

CITY/STATE/ZIP: GRAHAM / WASHINGTON / 98338

PHONE: 253-509-3609, 360-872-6836

EMAIL ADDRESS: OVFM CONTACT @ GMAIL. COM

TYPE OF EVENT (CIRCLE ALL THAT APPLY):

- Festival
- Walk Procession/Organized Rally
- Demonstration
- Parade
- March
- Other (Please Describe: _____)
- Run/Race
- Block Party

DATE OF EVENT: JUNE 7, 2019 THROUGH SEPTEMBER 27, 2019
TIME OF EVENT: Set Up NOON Start of Event 3:00 PM End of Event 7:00 PM End Time 8:00 PM

CONTACT PERSON FOR EVENT (day of): DOUG GRAVES - MARKET MANAGER
PHONE OF CONTACT PERSON: 253-509-3609

Certificate of Insurance showing the City of Orting as an Additional Insured (please attach).
• Name of Insurance Company: CAMPBELL RISK MANAGEMENT
• Policy Number: CPO2629706

A City Map that shows the area in which the event will take place (please attach). Please show on the map the streets that will be closed, the location of barricades/signs, where you will be using electricity, where police services or any other staffing by the City of Orting will be necessary, where garbage receptacles will be placed, where restroom facilities are provided, and indicate other streets that may be affected by event as well as the flow of traffic will be routed.

What arrangements have been made to provide for additional garbage service and where is the plan for placement (Show on Map)?

What arrangements have been made to provide adequate restroom facilities and where (Show on Map)?

Will there be any open flame, cooking facilities, or gas cylinders (Show on Map)?

Will there be any vendors? (Circle one) YES / NO If YES, vendors are required to purchase a City of Orting Business License prior to the event (City Code 4-1-1).

- Will City services be requested?
- ◇ Barricades: How Many/Where (Show on Map) YES / NO

 - ◇ Signage: What Signs/Where (Show on Map) YES / NO

 - ◇ Police Officers: YES NO How Many/For what service/What Hours (must arrange with the police department)

 - ◇ City Crew: YES NO How Many/For what service/What Hours (must arrange with the utility department)

 - ◇ Street Sweeper: YES NO Date of Request _____
 - ◇ Electricity: YES / NO Basic Electrical Outlets/Spider Boxes (Show on Map)
REQUESTING POWER EXT CORDS/PIGTAILS & 2 SPIDER BOXES - SAME AS IN 2018
 - ◇ Other: REQUESTING ONE PORTA-POTTY TO BE PLACED AT END OF PARKING LOT - SAME AS IN 2018

Will the event interfere with access to emergency services or cause undue hardship or excessive noise levels to adjacent businesses and/or residents? NO

What methods do you propose for notifying adjacent homeowners/businesses?

Additional Comments that the City of Orting needs to know about your event?

SECTION III: ADDITIONAL INFORMATION FOR CITY SPONSORSHIP

Applicants for City Sponsorship for a Special Event shall comply with the City's Special Event Sponsorship Policy. There is no additional fee to apply for City Sponsorship, and Applicants may request sponsorship for a specific "tier." The City offers two "tiers" of sponsorship, with differing levels of support offered by the City depending upon the City's determination of the value added by the event to the community:

Tier #1:

The following are examples of Tier #1 type events and available locations, and any special requirements therefor:

Gazebo or BBQ Area or North Park – Open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification requirements. North Park- For Event more than 1 day usage, open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification requirements. Organization must also purchase a City Business License Blanket Permit.

Tier #1-Sponsorship May Include:

- City Logo on Event (all City-Sponsored Events shall place the City Logo on all materials advertising the Event)
- City Has a Booth at No Charge
- Reader Board
- Website
- Facility Usage at No Fee
- City to display banner over Washington Avenue at no fee.

Tier #2:

The following are examples of Tier #2 type events and available locations, and any special requirements therefor:

Block Train Street/Calistoga/Parking Lots with MPC/Gazebo/North Park- Open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification requirements. Must purchase a City Business License Blanket Permit.

Block Train Street/Calistoga/Washington/Parking Lots with MPC/ Gazebo/North Park-Open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification. Must purchase a City Business License Blanket Permit.

Tier #2-Sponsorship May Include:

- City Logo on Event
- City Has a Booth at No Charge
- Reader Board
- Website
- Facility Usage at No Fee
- Spider Box Usage
- 1 Maintenance Staff 8 hours

- Police Staff for set up/take down of Barricades, Cones, Traffic Signs & Directing Traffic or Police to set up/take down Barricades/Traffic Signs/Cones but not stay for event
- 2 Port-A-Potties
- 1 Dumpster
- Barricades/Cones/Traffic Signs
- City to display banner over Washington Avenue at no fee

If City Sponsorship is authorized by the City Council, the Sponsored Organization will be required to execute an Agreement with the City, acknowledging and agreeing to terms including but not limited to such issues as insurance and indemnification.

SECTION IV: SIGNATURE OF APPLICANT FOR SPECIAL EVENT PERMIT

THE UNDERSIGNED APPLICANT HEREBY warrants that he/she is the authorized representative of the Sponsoring Organization identified in Section II of this Application, and further AGREES to defend, indemnify and hold harmless the City, its officers, officials, employees and volunteers from and against any and all claims, suits, actions, or liabilities for injury or death of any person, or for loss or damage to property, which arises out of the use of City's property or from any activity, work or thing done, permitted, or suffered by APPLICANT or public in or about the City's property as a result of the APPLICANT'S use of the City's property.

I declare under penalty of perjury (under the laws of the United States of America) that the foregoing is true and correct.

APPLICANT SIGNATURE: *Doug Graves* Date: 3/6/19
 PRINTED NAME: DOUG GRAVES - MARKET MANAGER
 TITLE/ROLE IN SPONSORING ORGANIZATION: _____

You can either mail or bring in the application and fee to:

Mail to:
 City of Orting
 Attention: Event Permit
 PO Box 489
 Orting, WA 98360

Or

Stop by:
 City Hall
 110 Train St SE
 Orting, WA 98360

If you have questions regarding the application please call (360) 893-2219 ext. 120

A receipt by the City is NOT approval of the event

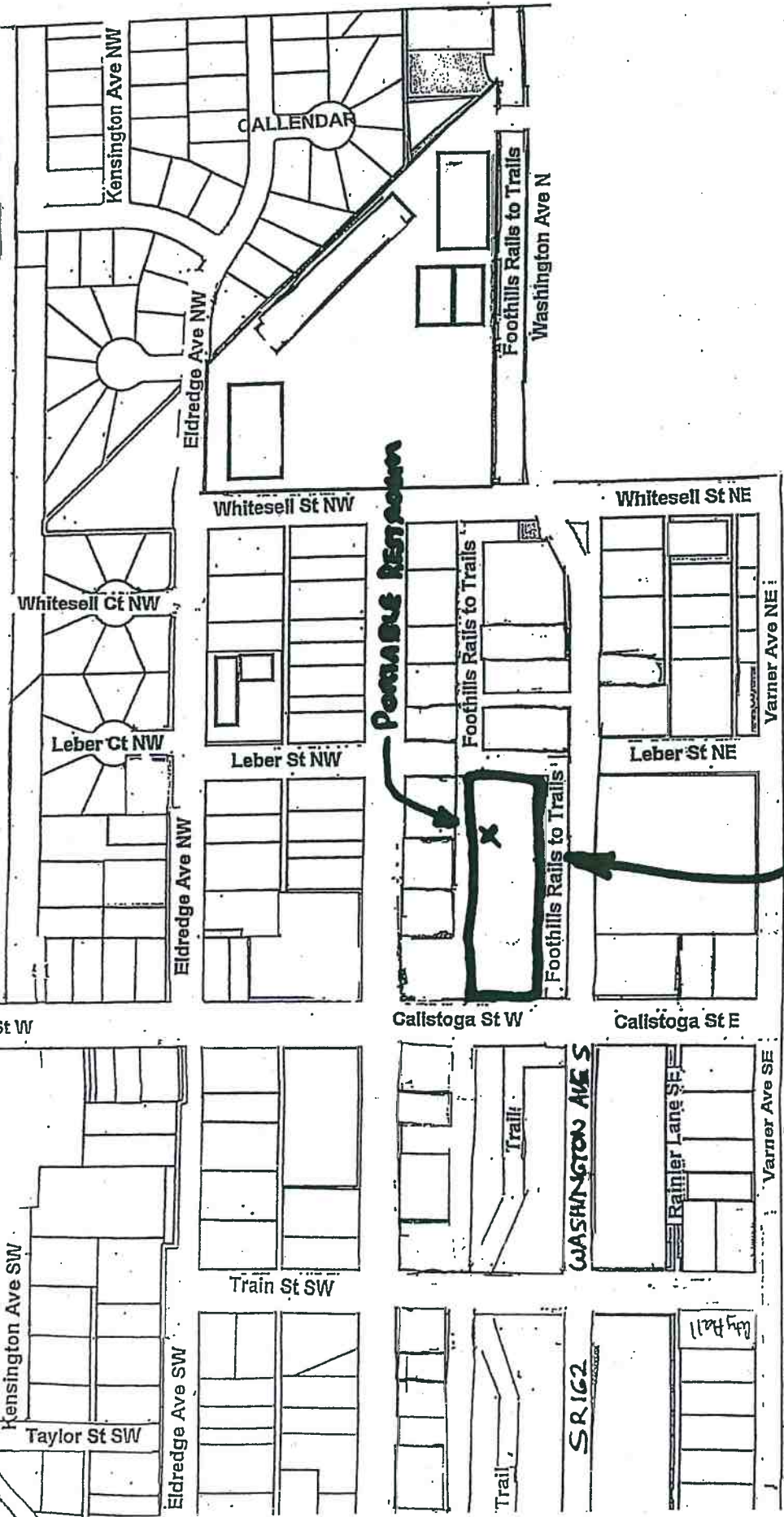
		For Office Use Only	
Detailed Map Enclosed:	<u>YES</u> / NO	Tier #1	<u>X</u>
Sponsorship Requested:	<u>YES</u> / NO	Tier #2	_____
Fee Paid \$ _____	Check / Cash / Debit / Credit	Receipt #	_____

Event Name: ORTING VALLEY FARMERS MARKET

Event Date: EACH FRIDAY FROM JUNE 7, 2009 THROUGH SEPTEMBER 27, 2009

Event Coordinator: Doug Graves

Phone of Event Coordinator phone: 253-509-3609



ORTING VALLEY FARMERS MARKET



**City Of Orting
Council Agenda Summary Sheet**

Subject: Daffodil Festival Day Sponsorship- By Resolution No 2019- 07, Declaring A Public Purpose And Authorizing City Sponsorship.		Committee	Study Session	Council
	Agenda Item #:	N/A	AB19-22	AB19-22
	For Agenda of:	N/A	3.20.19	03.27.19
	Department:	Administration		
	Date Submitted:	3.6.19		
Cost of Item:	\$_			
Amount Budgeted:	\$_			
Unexpended Balance:	\$_			
Bars #:				
Timeline:				
Submitted By:	CGA Committee			
Fiscal Note:				
Attachments: Application AND Resolution				
<p>SUMMARY STATEMENT: The City received an application for sponsorship from the Chamber of Commerce for Daffodil Festival Day. The Policy requires that the City Council review and approve all applications for sponsorship, and determine whether an event qualifies for sponsorship (after review and approval of the application by the Community & Government Affairs Committee). To qualify for sponsorship, an approved event must:</p> <ol style="list-style-type: none"> 1. Allow all citizens to reasonably participate; 2. Serve a valid municipal purpose, such as strengthening the City’s sense of community or celebrating a City’s history and; 3. May provide, through increased customers, additional revenues for Orting businesses and subsequent improved tax revenues for the City. <p>CGA reviewed the application on March 7th, 2019, and recommend approval.</p> <p>City Council City Council reviewed the application on March 20th, 2019 and moved the application forward to the March 27th, 2019 meeting for consideration.</p>				
<p>RECOMMENDED ACTION: MOTION: On Consent Agenda: To Approve Resolution No. 2019-07, A Resolution Of The City Of Orting, Washington, Declaring A Public Purpose And Authorizing City Sponsorship Of Daffodil Festival Day.</p>				

CITY OF ORTING
WASHINGTON
RESOLUTION NO. 2019-07

**A RESOLUTION OF THE CITY OF ORTING,
WASHINGTON, DECLARING A PUBLIC PURPOSE AND
AUTHORIZING CITY SPONSORSHIP OF ORTING
DAFFODIL FESTIVAL DAY.**

WHEREAS, the City of Orting has adopted a Special Event Sponsorship Policy (the “Policy”) to extend City-sponsorship to events that the City Council determines serve valid municipal purposes; and

WHEREAS, in accordance with the Policy, sponsorship is extended to events upon application, on a case-by-case basis and at various levels of support depending on the value the event has for the community; and

WHEREAS, upon a declaration by the City Council that a particular event qualifies for sponsorship, the event may be entitled to use of city facilities and services without charge; and

WHEREAS, the City received an application for sponsorship from the Orting Chamber of Commerce; and

WHEREAS, the City Council’s Community & Government Affairs Committee reviewed the application on March 7th, 2019, and recommended approval of the application; and

WHEREAS, The City Council reviewed the application at a study session on March 20th, 2019, and recommended approval of the application; and

WHEREAS, the City Council finds that Orting Daffodil Festival Day has been an institution of public service since 1934, is open to the public, and serves the valid municipal purposes of providing an opportunity for strengthening the City’s sense of community and celebrating the value of family participation in healthy activities that are fundamental to the City; and

WHEREAS, the City Council finds that the Orting Chamber of Commerce-Daffodil Festival Days application meets the requirements of the City’s Policy, and qualifies for City-sponsorship as an event serving valid municipal purposes; and

NOW, THEREFORE, the City Council of the City of Orting, Washington, do resolve as follows:

Section 1. Declaration of Public Purpose. The City Council declares that the Orting Daffodil Festival Day is an event open to the public, which serves the valid municipal purposes described herein.

Section 2. Authorization for Sponsorship of Event. The City Council authorizes the City's sponsorship of Orting Daffodil Festival Day, pursuant to the City's Policy, at the Tier # 2 level. This authorization extends to each event identified on the Orting Chamber of Commerce-Orting Daffodil Festival Days application for sponsorship. The Mayor is authorized to enter into a contract with the Orting Chamber of Commerce-Daffodil Festival Day to memorialize the City's sponsorship described herein.

Section 3. Effective Date. This Resolution shall take effect and be in full force immediately upon its passage.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 27th, DAY OF MARCH, 2019.

CITY OF ORTING

Joshua Penner, Mayor

ATTEST/AUTHENTICATED:

Jane Montgomery, City Clerk, CMC

Approved as to form:

Alexandra Kenyon
Kenyon Disend, PLLC
Acting City Attorney



PO Box 489 * Orting, WA 98360
 360.893.2219 Ext. 120
 Website: www.cityoforting.org
 Email: recreation@cityoforting.org

SPECIAL EVENT PERMIT APPLICATION

A Special Event Permit Application must be submitted sixty (0) days prior to the intended date, as well as a Certificate of Insurance with naming the City of Orting as an additional insurer for this event in the amount of \$1,000,000.00 and a map that shows the area in which the event will take place and affected areas. Applicants are encouraged to submit their requests at least thirty (30) days in advance for events that may require more significant city services in order to ensure the best coordination with City personnel, such as events that involve blocking roads or traffic revisions or events which may block emergency access to areas.

Definition: A Special event is an activity which occurs upon public or private property that will affect the standard and ordinary use of public streets, rights-of-way, or sidewalks, and/or which requires extraordinary levels of City services. This includes, but not limited to; fairs, festivals, carnivals, circus, sporting events, foot runs, bike-a-thon, block parties, markets, parades, exhibitions, auctions, dances, riding galleries, theatrical or musical entertainments and motion picture filming.

Permit Application: An application for a Special Event Permit will be made in writing, on forms provided by the City of Orting. Completed application, map, proof of insurance with naming the City of Orting as an additional insurer and payment will be submitted to the City of Orting at least 60 days prior to event.

Permit Sponsorship Request: To request for a Sponsorship from the City of Orting the event be one where all citizens can reasonably participate; serve a valid municipal purpose, such as strengthening the City's sense of community or celebrating a City's History and; May provide, through increased customers, additional revenues for Orting businesses and subsequently improve tax revenues for the City. You must meet the baseline criteria of being a non-profit that is actively registered with the Secretary of State; submit a brief letter defining the purpose of the event, must fill out the Special Event Application and Map and must also carry their own liability insurance that compiles with the terms of Section IV of the City Special Event Sponsorship Policy. You will be required to have a representative attend a CGA meeting in order to answer any questions.

Permit Application Rates: For Rates see Resolution 2011-12

NAME OF EVENT: Family in the Park - Daffodil Festival Day
 SPONSORING AGENT (Non-Profit): Orting Chamber of Commerce
 NAME OF APPLICANT: Steve Rodrigues -
 ADDRESS: 19230 S.R. 162 East
 CITY/STATE/ZIP: Orting WA 98360
 PHONE: (360) 893-1304
 EMAIL ADDRESS: Steve.Rodrigues@baxtermfg.com
 TYPE OF EVENT:

- Festival
- Parade
- Run/Race
- Walk Procession/Organized Rally
- March
- Block Party
- Demonstration
- Other (Specify) _____

DATE OF EVENT: April 6, 2019
 TIME OF EVENT: Set Up ~~6:00 AM~~ 8:30 a.m. Start of Event 10:00 AM End of Event 7 pm End Time 8:30 pm
 CONTACT PERSON FOR EVENT (day of): Steve Rodrigues
 PHONE OF CONTACT PERSON: 253-312-6144

Certificate of Insurance showing the City of Orting as an additional Insurer (please attach).

- Name of Insurance Company: MetLife
- Policy Number: PAS002246389

What arrangements have been made to provide for additional garbage service and where is the plan for placement (Show on Map)?

N/A

What arrangements have been made to provide adequate restroom facilities and where (Show on Map)?

N/A

Will there be any open flame, cooking facilities, or gas cylinders (Show on Map)?

Yes. Train St. S.W. Marked in yellow

Will there be any vendors? (Circle one) YES/NO If YES, vendors are required to purchase a City of Orting Business License prior to the event (City Code 4-1-1).

Will City services be requested?

- ◇ Barricades: How Many/Where (Show on Map)
N/A Block off Train St
- ◇ Signage: What Signs/Where (Show on Map)
N/A None
- ◇ Police Officers: How Many/For what service/What HOURS (must arrange with the police department)
N/A None
- ◇ City Crew: How Many/For what service/What HOURS (must arrange with the utility department)
N/A Help w/ garbage + portapotties
- ◇ Street Sweeper: Date of Request
- ◇ Electricity: Basic Electrical Outlets/Spider Boxes (Show on Map) Yes (2 bxs)
- ◇ Other:

Will the event interfere with access to emergency services or cause undue hardship or excessive noise levels to adjacent businesses and/or residents? No

What methods do you propose for notifying adjacent homeowners/businesses?

N/A

Additional Comments that the City of Orting needs to know about your event?

There will be vendor booths throughout
the park and on Train St. S.E. between S. Washington Ave.
and Vanscoyoc Ave. S.W.

What Sponsorship May Include for Sponsored Events With the City of Orting:

The City offers two "tiers" of sponsorship, with differing levels of support offered by the City depending upon the City's determination of the value added by the event to the community.

Tier #1:

The following are examples of Tier #1 type events and available locations, and any special requirements therefor:

Gazebo or BBQ Area or North Park -- Open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification requirements (see Section IV of this Policy).

North Park- For Event more than 1 day usage, open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification requirements (see Section IV of this Policy). Organization must also purchase a City Business License Blanket Permit.

Tier #1~Sponsorship May Include:

- City Logo on Event
- City Has a Booth at No Charge
- Reader Board
- Website
- Facility Usage at No Fee
- City to display banner over Washington Avenue at no fee.

Tier #2:

The following are examples of Tier #2 type events and available locations, and any special requirements therefor:

Block Train Street/Calistoga/Parking Lots with MPC/Gazebo/North Park- Open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification requirements (see Section IV of this Policy). Must purchase a City Business License Blanket Permit.

Block Train Street/Calistoga/Washington/Parking Lots with MPC/ Gazebo/North Park-Open to nonprofit organizations registered Active with Secretary of State, and must comply with City's insurance and indemnification requirements (see Section IV of this Policy). Must purchase a City Business License Blanket Permit.

Tier #2~Sponsorship May Include:

- City Logo on Event
- City Has a Booth at No Charge
- Reader Board
- Website
- Facility Usage at No Fee
- Spider Box Usage
- 1 Maintenance Staff 8 hours
- Police Staff for set up/take down of Barricades, Cones, Traffic Signs & Directing Traffic or Police to set up/take down Barricades/Traffic Signs/Cones but not stay for event
- 2 Port-A-Potties
- 1 Dumpster
- Barricades/Cones/Traffic Signs
- City to display banner over Washington Avenue at no fee

*A City Map that shows the area in which the event will take place is included in the packet. Show on the map the streets that will be closed, the location of barricades/signs, where you will be using electricity, where police services or any other staffing by the City of Orting will be necessary, where garbage receptacles will be placed, where restroom facilities are provided, and indicate other streets that may be affected by event as well as the flow of traffic will be routed.

HOLD HARMLESS STIPULATION: Permittee covenants and agrees to indemnify, defend and hold harmless the City, its officers, agents and employees from and against any and all claims, actions, liability, cost and expense. Permittee understands that the Event Application include the Covered Facilities owned by the City of Orting. Initials: SR

Signature: *Steve Pedrigues* Date: 02/28/19

You can either mail or bring in the application and fee to:

Mail to:
City of Orting
Attention: Event Permit
PO Box 489
Orting, WA 98360

Or

Stop by:
City Hall
110 Train St SE
Orting, WA 98360

If you have questions regarding the application please call (360) 893-2219 ext. 120

A receipt by the City Clerk is NOT approval of the event

		For Office Use Only	
Detailed Map Enclosed: <u>YES</u> / NO		Tier #1 _____	Tier #2 <u>X</u> <i>Block Train St at Bell tower</i>
Sponsorship Requested: <u>YES</u> / NO		Receipt # _____	
Fee Paid \$ _____	Check / Cash / Debit / Credit		



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
02/23/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

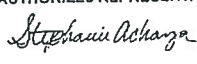
PRODUCER METLIFE AUTO & HOME INSURANCE AGENCY, IN PO BOX 2248 GRAND RAPIDS MI 49501	CONTACT NAME: CUSTOMER SERVICE CENTER
	PHONE (A/C, No, Ext): (888) 972-7378 FAX (A/C, No): (800) 455-9611
	E-MAIL ADDRESS: BUSINESS.CUSTOMERSERVICE@FARMERSINSURANCE.COM
	INSURER(S) AFFORDING COVERAGE NAIC#
	INSURER A: FOREMOST SIGNATURE INSURANCE COM 41513
	INSURER B:
	INSURER C:
	INSURER D:
	INSURER E:
	INSURER F:

COVERAGES **CERTIFICATE NUMBER:** Cert ID 169348 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

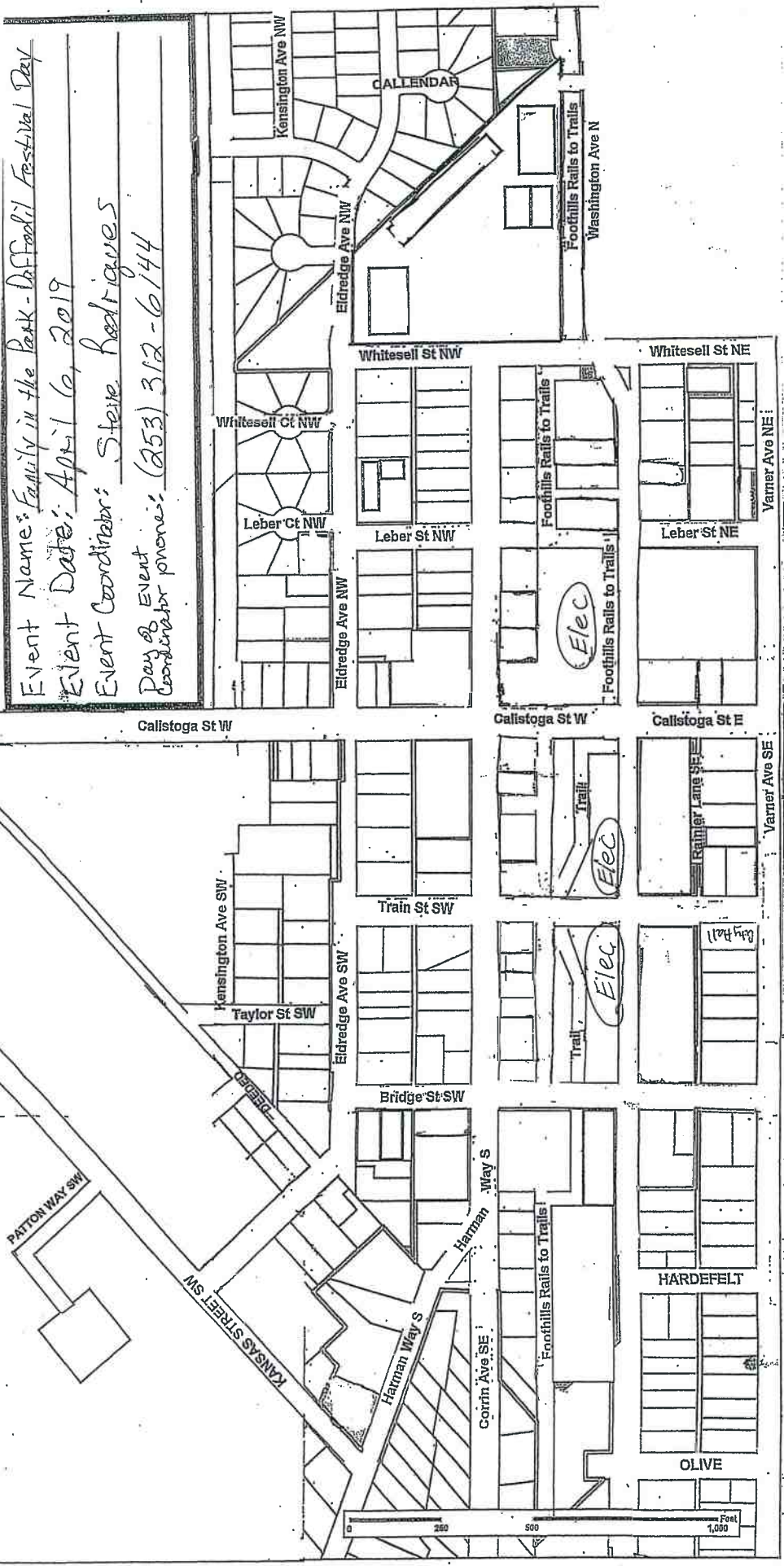
INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:	Y	N	PAS002246389	03/16/2018	03/16/2019	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 2,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS / COMP/OP AGG \$ 4,000,000
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY	Y	N	PAS002246389	03/16/2018	03/16/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTIONS						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A				<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
CHAMBERS OF COMMERCE - OFFICE ONLY / CERTIFICATE HOLDER IS DESIGNATED AS AN ADDITIONAL INSURED FOR GENERAL LIABILITY PER FORM CG2010 IN THE PERFORMANCE OF THE NAMED INSUREDS ONGOING OPERATIONS.
SUBJECT TO THE POLICY TERMS AND CONDITIONS.

CERTIFICATE HOLDER THE CITY OF ORTING PO BOX 489 ORTING WA 98360-0489	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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Event Name: Family in the Park - Daffodil Festival Day
 Event Date: April 6, 2019
 Event Coordinator: Steve Redtrique
 Day of Event
 Coordinator phone: (253) 312-6144





**City Of Orting
Council Agenda Summary Sheet**

Subject: Resolution No. 2019-08; Surplus of Wastewater Treatment Plant Aerators		Committee	Study Session	Council
	Agenda Item #:	N/A	AB 19-23	AB19-23
	For Agenda of:	N/A	3/20/19	3/27/19
	Department:	Public Works		
	Date Submitted:	3/18/19		
Cost of Item:	N/A			
Amount Budgeted:	N/A			
Unexpended Balance:	N/A			
Bars #:	N/A			
Timeline:	ASAP			
Submitted By:	Greg Reed			
Fiscal Note: N/A				

Attachments: Resolution and P&S Agreement

SUMMARY STATEMENT:

The City of Vader contacted the City of Orting to inquire if we have any spare aerators for their wastewater treatment plant. Aerators assist in the treatment process by adding extra oxygen in the wastewater and therefore increasing the microbial activity which cleans the wastewater. Aerators are critical parts of basin aeration wastewater treatment facilities and the facility cannot operate without them. The City has three aerators that were previously used in our treatment plant before the previous upgrade during which their size was increased. This previous change in our facility made these aerators obsolete to the City's process.

The City of Vader is now in need of two aerators as theirs are no longer operable. State law allows us to sell surplus property to other governmental agencies without a competitive bidding process. As these aerators are obsolete and have little market value, staff recommends that selling them to another agency would be the best way to dispose of the property.

RECOMMENDED ACTION: MOTION: To Approve Resolution No. 2019-08, Declaring Certain Wastewater Plant Aerators As Surplus Property And Authorizing Disposal.

**CITY OF ORTING
WASHINGTON
RESOLUTION NO. 2019-08**

**A RESOLUTION OF THE CITY OF ORTING, WASHINGTON,
DECLARING CERTAIN WASTEWATER PLANT AERATORS AS
SURPLUS PROPERTY AND AUTHORIZING DISPOSAL**

WHEREAS, it has been determined that the City has no further use of certain aerators for treatment of wastewater at our wastewater treatment plant due to a previous change in design; and that such items are surplus to the needs of the City; and

WHEREAS, RCW 39.33.010 allows for intergovernmental sale of property; and

WHEREAS, at time of sale or disposal of the surplus item(s), any monies derived from the same will be allocated back to the appropriate department; and

WHEREAS, the City Administrator will oversee the transfer of these item(s);

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ORTING,
WASHINGTON, DOES RESOLVE AS FOLLOWS:**

Section 1. The items described in Exhibit "A" attached hereto and incorporated herein by this reference are surplus to the needs of the City and the City Administrator is hereby authorized to dispose of such items through an interagency sale.

**PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE
27TH DAY OF MARCH, 2019.**

CITY OF ORTING

Joshua Penner, Mayor

ATTEST/AUTHENTICATED:

Jane Montgomery, City Clerk, CMC

Approved as to form:

Alexandra Kenyon, Acting City Attorney

**EXHIBIT A- Resolution
No. 2019-08**

(List of Surplus Items)

The following property is listed for surplus:

Quantity	Type	Year	Description	Fair Market Value
3	Aerator	Unknown	Aqua-Lator Aerator Model 1010-SF-1	\$1

Purchase and Sale Agreement

WHEREAS, the City of Orting has determined that certain aerator equipment is surplus with no practical fair market value and is no longer needed by the City of Orting; and

WHEREAS, the City of Vader has an emergent need for the use of the surplus aerators and wishes to purchase the aerators from the City of Orting.

NOW THEREFORE, IT IS HEREBY DECLARED, for and in consideration of the sum of One Dollar (\$1.00) and other good and sufficient consideration, receipt whereof is hereby acknowledged, the undersigned Seller(s) City of Orting, Washington, a municipal corporation do(es) hereby convey, set over, assign, transfer and sell to the Purchaser(s) City of Vader, Washington, a municipal corporation, the surplus treatment plant aerator equipment as described as follows 3 Floating Aerators; model 1010-SF-1 Aqua-Lator Aerators – 10 HP motors, manufactured by Aerators Inc. Roscoe, Illinios.

Seller warrants that he/she, they, it, is/are the sole owner(s) of all the property above described and has/have full power to convey all rights herein conveyed.

Buyer agrees to hold the City of Orting harmless from any and all claims which might result from execution of this document.

This Agreement, together with attachments or addenda, represents the entire and integrated Agreement between the Parties and supersedes all prior negotiations, representations, or agreements written or oral. No amendment or modification of this Agreement shall be of any force or effect unless it is in writing and signed by the parties.

By accepting this instrument, the City of Orting conveys and the City of Vader accepts the above described treatment plant aerator equipment.

IN WITNESS WHEREOF the Seller(s) has/have executed these presents this _____ day of _____, 20____.

Seller: _____

Purchaser: _____

APPROVED AS TO FORM:

City Attorney



**City Of Orting
Council Agenda Summary Sheet**

Subject: Whitehawk Blvd Extension (AKA Southwest Connector)		Committee	Study Session	Council
	Agenda Item #:	N/A		AB19-24
	For Agenda of:			3.27.19
	Department:	Admin		
	Date Submitted:	3/21/19		
Cost of Item:	<u>\$ Unk</u>			
Amount Budgeted:	<u>\$ 400,000</u>			
Unexpended Balance:	<u>\$ 400,000</u>			
Bars #:	Streets fund, no bars number at this moment			
Timeline:	2019			
Submitted By:	City Administrator			
Fiscal Note: Budget must be negotiated. If unsuccessful the city can approach the #2 vendor				
Attachments:				
SUMMARY STATEMENT:				
<p>The City was required by WSDOT standards to go out for RFQ for engineering and design of the Whitehawk Blvd Extension (AKA SW Connector). The City received two responses INNOVA and Parametrix. The City conducted oral interviews 3/13/19 that included a representative from WSDOT. The high scorer was Parametrix.</p>				
RECOMMENDED ACTION: MOTION: To Approve Parametrix As The Most Qualified Contractor To Provide Design And Engineering For The Whitehawk Blvd Extension And Authorize The Mayor To Negotiate A Contract With Parametrix For This Work.				