

# AGENDA REQUEST FORM

Return completed form and complete agenda item to the Clerk of the Board  
Yakima County Commissioners' Office, Room 232

Prepared by:  
Craig Warner

Department: Financial Services

Requested Agenda Date: 03/31/2020

Presenting: Craig Warner

Document Title:

*Board of County Commissioners Record Assigned*  
# BOCC Agreement  
**078-2020**

*Yakima County, WA*  
APPROVED FOR AGENDA:  
 Consent       Regular  
*Board of County Commissioners Determined*

In the Matter SIED Agreement YC-VVP-19 Amendment #1 with the City of Zillah to Adjust the Loan Repayment Schedule

Action Requested: *Check Applicable Box*

- PASS RESOLUTION       EXECUTE or AMEND **AGREEMENT** CONTRACT or GRANT  
 ISSUE PROCLAMATION     PASS ORDINANCE     OTHER \_\_\_\_\_

Describe Fiscal Impact:

The City of Zillah will reduce their interest costs on the three year loan deferral by \$56,527.56. The SIED fund will receive principal and interest payments starting with the first loan repayment on June 1, 2020, instead of June 1, 2023.

Background Information:

County Commissioners and the City of Zillah agreed to a \$1,000,000 SIED contract on December 17, 2019. On the original application from the City of Zillah, they had requested a 3 year loan repayment on the \$500,000 loan portion of the agreement. When the final agreement with the debt schedule was sent to the City of Zillah, they asked to start repayment on June 1, 2020, and not delay until June 1, 2023. This amendment will do this.

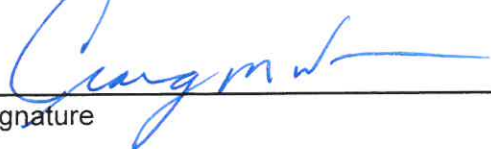
Summary & Recommendation:

It is my recommendation that the BOCC approve this resolution.

Motion:

Motion to approve the agreement of contract YC-VVP-19 Amendment #1 as presented.

Department Head/ Elected Official

  
\_\_\_\_\_  
Signature

**AGREEMENT** Attached Is Approved as to Form  
Corporate Counsel Initial \_\_\_\_\_

*Late Agenda Requests Require BOCC Chairman Signature:*  
\_\_\_\_\_

**YAKIMA COUNTY  
and  
CITY OF Zillah  
(Vintage Valley Parkway)**

BOCC Agreement

**078 - 2020**

Yakima County, WA

**Amendment #1**

**Whereas**, Yakima County and the City of Zillah desire to amend SIED Contract YC-VVP-19 which was authorized by the City of Zillah on December 2, 2019 and authorized by the County on December 17, 2019, to amend the loan repayment schedule and revise the debt service schedule to allow for the first loan payment to be on June 1, 2020; and,

**Whereas**, in consideration for the loan repayment to begin on June 1, 2020, the County will reduce the interest on the loan per the revised Debt Service Schedule attached; now, therefore,

**Be it hereby agreed** that section 5. Mutual Consideration sub paragraphs A and B are now replaced in the original agreement with the following sections, along with a revised Exhibit A, Debt Service Schedule. All other sections of the agreement are not changed.

**5. MUTUAL CONSIDERATION**

- A. COUNTY LOAN**—The County shall *loan* **Five Hundred Thousand Dollars and Zero Cents (\$500,000.00)** for the Project described herein. **This loan amount shall be drawn on the SIED Fund by County warrant, payable to the City, upon the next available Yakima County Auditor’s warrant issue.**
- B. REPAYMENT OF COUNTY LOAN**—The City shall *repay* the County’s loan of **Five Hundred Thousand Dollars and Zero Cents (\$500,000.00) with interest on unpaid principal, at an annual per annum rate of 3.56%**, which is the Yakima County Interfund Loan Rate for the equivalent term of the loan. In the event the contract is fully executed after December 31, 2019, the parties agree to use the current Yakima County Interfund Loan Rate on the date this contract is fully executed by both parties. Interest shall accrue from the date this contract is approved by the County.

**Repayment of principal and interest shall be made in ten annual installments. The first payment shall be due on June 1, 2020, and annual payments thereafter shall be due on June 1 of each year with the final payment nevertheless due on June 1, 2029;** Provided however, that the final installment may be in such greater or lesser amount as shall be required for full amortization of the repayment amount.

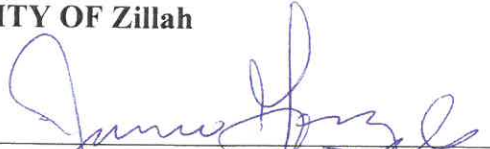
**Payment shall be by check payable to Yakima County Infrastructure Fund and delivered to Yakima County Treasurer, Yakima County Courthouse, Room 115,**

**128 North 2nd Street, Yakima, WA 98901.** The City obligation hereunder shall be a limited general obligation of the City, payable from any legally available source of funds. Exhibit A attached hereto and incorporated herein reflects the Debt Service Schedule as noted.

**In the event of payment by the City of any one or more installments, or of the entire loan balance, before the date prescribed in Exhibit A, interest shall accrue on such installment(s) or balance until, but not beyond, the June 1 next succeeding the date of such payment(s). If more than one installment is paid during any repayment year, then the repayment period recited above shall be correspondingly shortened and the scheduled of payments reflected in Exhibit A shall be correspondingly advanced.**

IN WITNESS WHEREOF, the County and the City have executed this Contract Amendment #1 as of the date and year last written below.

**CITY OF Zillah**

  
\_\_\_\_\_  
Dr. Scott Carmack, Mayor  
*Janice Gonzales*

**Approved as to Form:**

  
\_\_\_\_\_  
Jamie Carmody, City Attorney

**Attest:**

  
\_\_\_\_\_  
Sharon Bounds, City Administrator

3/16/2020  
\_\_\_\_\_  
Date

**BOARD OF COUNTY COMMISSIONERS**

\_\_\_\_\_  
Norm Childress, Chairman

\_\_\_\_\_  
Vicki Baker, Commissioner

\_\_\_\_\_  
Ron Anderson, Commissioner

**Approved as to Form:**

\_\_\_\_\_  
Dan Clark, Deputy Prosecuting Attorney

**CONTRACT AUTHORIZATION**

**Attest:**

\_\_\_\_\_  
Melissa Paul, Clerk of the Board

\_\_\_\_\_  
Date

BOCC Agreement

**078 - 2020**

Yakima County, WA





**RESOLUTION No. 2020-09**

A RESOLUTION APPROVING AMENDMENT #1 TO A CONTRACT BETWEEN CITY OF ZILLAH AND SUPPORTING INVESTMENTS IN ECONOMIC DIVERSIFICATION (SIED) - CONTRACT NO. YC-VVP-19.

WHEREAS, Yakima County Supporting Investments in Economic Diversification (SIED) Board granted to the City of Zillah a loan/grant to be used to fund construction of 11,000 linear foot road extension from its current terminus to State Route 22 to provide access to approximately 250 acres of commercial land in the City of Zillah and support future development; and,

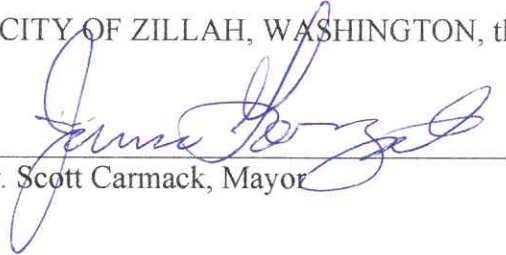
WHEREAS, Yakima County and City of Zillah desire to amend SIED Contract YC-VVP-19 to amend the loan repayment schedule and revise the debt service schedule.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ZILLAH, WASHINGTON, DOES HEREBY APPROVE AS FOLLOWS:**

**Section 1. Approval of Amendment #1 to SIED Contract No. YC-VVP-19.** The City Council for the City of Zillah, Washington approves the attached Amendment #1 to SIED Contract No. YC-VVP-19 with Yakima County herein attached as Exhibit A and authorizes the Mayor to sign it.

**Section 2. Effective Date:** This Resolution shall be effective from and after it's passage and approval and giving notice requirements as required by law.

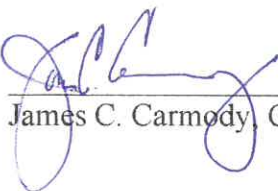
PASSED BY THE CITY COUNCIL OF THE CITY OF ZILLAH, WASHINGTON, this 16<sup>th</sup> day of March 2020.

  
\_\_\_\_\_  
Dr. Scott Carmack, Mayor

ATTEST:

  
\_\_\_\_\_  
Sharon Bounds, City Administrator

APPROVED AS TO FORM:

  
\_\_\_\_\_  
James C. Carmody, City Attorney