



STUDY SESSION
City Hall – 1104 Maple Street
June 23, 2025 6:00 PM

The city is conducting this public meeting using a hybrid model. The public is welcome to attend tonight's meeting in-person at City Hall (Council Chambers), or virtually by using the meeting access link below:

<https://sumnerwa-gov.zoom.us/j/86471795802>

Join via audio:

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

Webinar ID: 864 7179 5802

International numbers available: <https://sumnerwa-gov.zoom.us/u/keoGZWILE>

CALL TO ORDER

Roll Call: Bitetto, Bowman, Clerget, Cole, Elfers, Kenna and Reinke

REGULAR BUSINESS

1. 2025 Legislative Recap
2. Transportation Benefit District Update
3. Resolution No. 1724 - Donation Acceptance

CITY ADMINISTRATOR REPORT

AGENDA SETTING

1. Council Meeting Agenda Calendar
2. Council Committee Meeting Agenda Calendar

EXECUTIVE SESSION

ADJOURNMENT

This meeting is accessible to persons with disabilities. For individuals who may require special accommodations, please contact the City Clerk at (253) 299-5590, 24 hours in advance.

SUBJECT: 2025 Legislative Recap

CATEGORY: Information Only

BUDGET IMPACT:

Expenditure Required: None

Within Budget Allocation: N/A

ATTACHMENTS:

1. 25 Legislative Recap Presentation Slides

STAFF CONTACT: Carmen Palmer, Communications Director

SUMMARY BACKGROUND:

In Fall 2024, Council passed an annual Legislative Agenda, highlighting requests and issues of concern the city had with regard to laws proposed at the State level that would affect the City of Sumner. At that time, the agenda was set with enough specifics to be actionable and enough generic feedback to capture the unknown bills that were anticipated to be introduced. The 2025 Legislative Session was a long session that included the State's biennial budget. A lot of bills were proposed and some passed. With this recap, we will review how the specific items in Sumner's legislative agenda fared and highlight other bills that impact the city. Joined by our contracted lobbyist Bill Clarke, we will also go over bills that were introduced in 2025 but did not pass. These bills can return in the 2026 "short" session where they left off in 2025, which makes this also the first stage in forming Sumner's 2026 Legislative Agenda and a preview of what will come in the next session.

COUNCIL COMMITTEE/STUDY SESSION:
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MEETING/STUDY SESSION DATE:

COMMITTEE RECOMMENDATION:

STAFF RECOMMENDATIONS/MOTION:

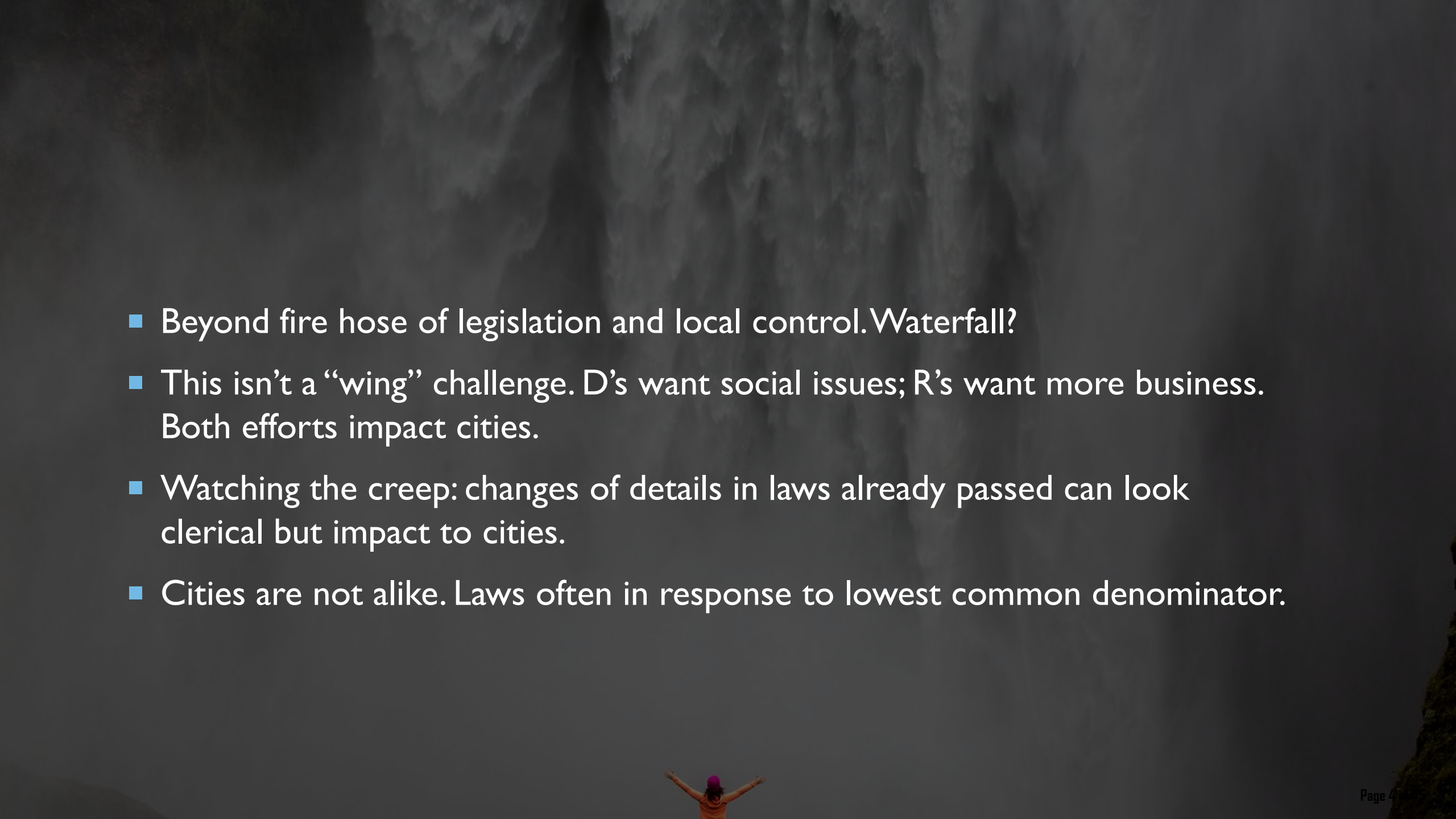


STATE LEGISLATIVE RECAP

SESSION 2025



CITY OF
SUMNER
WASHINGTON

- 
- A person with their arms raised in a celebratory gesture stands at the bottom of a massive, dark waterfall. The water is cascading down a rocky cliff, creating a misty spray at the base. The scene is dimly lit, with the primary light source coming from the waterfall itself, highlighting the texture of the falling water and the person's silhouette.
- Beyond fire hose of legislation and local control. Waterfall?
 - This isn't a “wing” challenge. D's want social issues; R's want more business. Both efforts impact cities.
 - Watching the creep: changes of details in laws already passed can look clerical but impact to cities.
 - Cities are not alike. Laws often in response to lowest common denominator.





Provide
reasonable
funding,
support for
cities.

LOCAL DECISION-MAKING AUTHORITY

- Protect against liability expansion. **Nothing directly about liability but bills continue to pressure cities**
- Adjust 1% cap on City property tax collection to instead be tied to inflation up to 3% **Died, focus on schools**
- Fund parks and recreation (RCO). **RCO funding fine, Sumner project in contingency**
- Avoid imbalanced pressure on cities for broad needs like PFAS. **Testing biosolids for PFAS now required, minimal impact unless it keeps growing; significant state vs. federal conflict over PFAS.**
- Update public records laws to reduce frivolous requests intended for personal gain. **A couple updates introduced, not passed.**
- Protect the Public Works Trust Fund and other shared revenue. **Not raided as badly as first proposed, but diversion of funds with backfill of state bonds is a concerning trend.**

LOCAL DECISION-MAKING AUTHORITY

Passed & helpful:

SHB 1791—adds flexibility to using local REET 1 and REET 2

3SHB 1491—transit-oriented development, amended to ¼ mile for us

HB 1213—paid family medical leave updates—concurrency with FMLA helpful, will impact small businesses more

SB 5627—updated dig law—new electronic platform is good, increased fines good or bad

Passed & unsure/middle of road:

ESSB 5184—affects city ability to regulate parking—amended to apply to pop. > 30,000

ESSB 5814—modifies charged sales tax—small revenue increase, but also increase in administrative cost

LOCAL DECISION-MAKING AUTHORITY

Passed & impacts city (1/2):

SHB 1061 – parking across driveways, will require update to parking code

E2SHB 1096 – lot splitting – could see high demand for infill housing types and ADUs

ESHB 1135 – local government planning—only affects if GMA Comp Plan out of compliance

2SHB 1183 – building codes

EHB 1217 –housing stability/rent control – 7% + CPI with maximum of 10% - may affect development?

ESSB 5509—child-care centers must be permitted in all zones but industrial

SB 5571—prohibits requiring or excluding exterior cladding materials—amend design guidelines

ESSB 5801 — \$0.06 gas tax to fund existing projects, needed because of cost increase and revenue decline

LOCAL DECISION-MAKING AUTHORITY



Passed & impacts city (2/2):

ESB 5595—establishes shared streets, allowed not required

HB 1201—requires pet sheltering in emergencies

HB 1549—responsible bidder criteria, adds complexity but not a big change

HB 1633—subcontractor licensing, adds complexity but not a big change

HB 1562—requires diaper changing stations in restrooms

E2SSB5148—State review of GMA Housing Element, includes both voluntary review request by cities and mandatory review by Commerce of underperforming cities (up to 10 cities/year).

LOCAL DECISION-MAKING AUTHORITY



Did not pass, expect again & impacts city:

ESB 5729—streamlines permitting process

HB 1438—housing permit approval

HB 1303—adds environmental justice to SEPA, state & feds moving in opposite directions

HB 2024—exemption on first \$100,000 of primary residence property tax, shifts tax burden to businesses

LOCAL DECISION-MAKING AUTHORITY

Did not pass, expect again & concerns city:

SHB 1380 –public property/ “homeless bill of rights” –purpose is litigation burden on cities

2SHB 1443/SSB 5332 –requires up to 2 mobile dwellings per lot

2SHB 1175/SB5421 –cities must require small businesses in residential zones. Cities can limit hours after 12 hours open, requires food offered if serving alcohol

2SHB 1195/SB 5497 – requires permanent supportive housing in all residential zones, State enforcement precludes appeal to Hearings board

SB 5769—payroll expense tax, did not exclude cities

HB 1622—public entities must collectively bargain prior to the use of AI

SB 5804—would redirect Public Works Account revenues to fund WSDOT fish culvert decision



Improve
public safety

PUBLIC SAFETY



- Improve RCW 13.40.740 to allow juveniles to provide an exculpatory statement **Did Not Pass**
- Pursue an analysis of indigent defense for misdemeanor cases to determine feasible changes. **Did Not Pass**
- Continue to expand options for the Basic Law Enforcement Academy. **Shifted 25% back to cities**
- Fund air support and provide \$10 million per year to local law enforcement air support units, **Did Not Pass**

PUBLIC SAFETY



- Help cities recruit and retain police officers for public safety (AWC priority). **HB 2015**
 - Limited, competitive grant – no guarantees
 - Does not fully fund position and expires
 - Requires cities to first enact a sales tax increase for public safety
 - Includes numerous requirements for department on top of accreditation
 - Requires officers to be hired from the community they serve – no definition yet what that means

PUBLIC SAFETY



Did not pass, expect again & concerns city:

HB 1113—allows a judge to dismiss a misdemeanor without input from prosecution

HB 1056/SB 5066—increases AG’s ability to investigate local PDs, stalled mostly due to funding

HB 1512 —bars police from stopping vehicles for expired license, defective/inoperable equipment, suspended drivers, or minor traffic violations as a primary reason for a traffic stop; requires detailed written justification for each traffic stop and recording of metrics beyond what is currently captured in CAD data.

HB 1322—changes juvenile offenders to “community placement” rather than detention centers

SB 5266—allows juvenile offenders to petition for early release at age 24

HB 1178—effectively eliminates firearm sentencing enhancements



Enhance Transportation

'25 LEGISLATIVE AGENDA



- Fund construction of Rivergrove Pedestrian Bridge (Transportation). **Not funded**
- Fund construction of Stewart Road Bridge replacement (Local Capital Projects). **Not funded**
- Fund \$1.1 million for City culvert under SR 410/166th interchange. **Not funded**
- Support \$2.5 million for SR 167 implementation plan (WSDOT). **Funded**
- Not on this agenda: funding for SR 162/Orting Highway & SR 410 interchange (WSDOT) **Work delayed**

TRANSPORTATION

Did not pass, expect again & impacts/concerns city:

HB 1921—road usage charge, likely in the future because of EVs and increased fuel efficiency

SB 5514—requires Tribal representation in transportation planning of Comp Plan

HB 1966—modifies bid process, changes city ability to do own work—not much impact but needs clarity

SB 5061—prevailing wage at time of work

SB 5176—requires payment within 30 days of invoice and all subcontractors paid within 10 days of payment to prime contractor; modifies change order requests—adds complexity and chance for city to be liable for paying fees



Other/Future

THE 1% CAP



What does it mean for cities?

- The 1% cap is here to stay. Cap is on what cities can collect in revenue, not individual tax bills.
- Other jurisdictions continue to get funding on the backs of cities.
- Going to a vote is expensive, taxing capacity has disappeared.

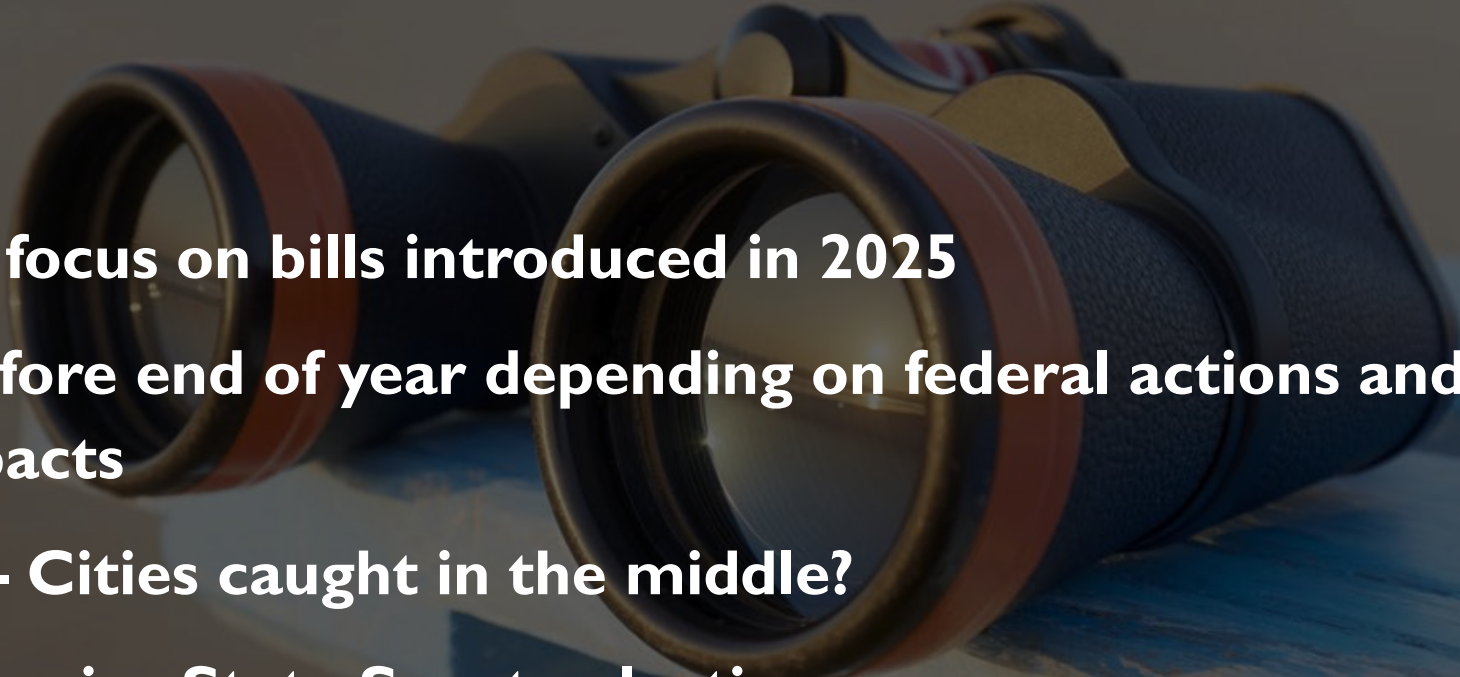
What does it mean for City of Sumner?

- Discussion of other revenue like TBDs, public safety funding.
- Strategic off-session meetings.
- Difficult decisions at budget time.

THANK YOU

- **Senator Phil Fortunato:** LCP ask for Stewart Road
- **Rep. Drew Stokesbary:** House Minority Leader, LCP ask for Stewart Road
- **Rep. Cyndy Jacobson:** transit-oriented development amendment
- **Rep. Joshua Penner:** city perspective to multiple bills
- **25th Legislators:** continue to listen to Sumner's neighboring needs

LOOKING TO '26

- 
- **“Short” session – focus on bills introduced in 2025**
 - **Special session before end of year depending on federal actions and state revenue impacts**
 - **Federal vs. State – Cities caught in the middle?**
 - **Shifting seats – 3 major State Senate elections**

HAVING AN AGENDA



- Clarifies to the public and partners the City's position on topics (direct).
- Reminds public that City and State are not the same thing.
- Goal of encouraging individual voices to speak up.
- Gives Mayor & staff permission to comment on fast-moving topics (indirect).

SUBJECT: Transportation Benefit District Update

CATEGORY: Information Only

BUDGET IMPACT:

Expenditure Required: None

Within Budget Allocation: N/A

ATTACHMENTS:

1. Transportation Benefit District Presentation

STAFF CONTACT: Carmen Palmer, Communications Director

SUMMARY BACKGROUND: During the process of reviewing the 2025-2026 Biennial Budget, Council asked staff to review and present options for creating a Transportation Benefit District (TBD) in Sumner. At the February 24, 2025, Study Session, Communications Director Carmen Palmer reviewed the various options available to Council for funding through a TBD. There was a brief follow-up presentation at the March 24, 2025, Study Session to review and answer questions Council had asked in February. At that meeting, Council directed staff to pursue forming a TBD for Sumner in 2025. Basic parameters for the TBD included

- setting the TBD follow the city limits rather than only portions of the city.
- having the Council assume leadership of the TBD.
- funding through a 0.1% sales tax with no interest at this time to pursue car tabs or the higher 0.3% sales tax, which requires a vote of the people.

The benefit of a TBD is establishing funding for the preservation and maintenance of Sumner's roadways. A safe and efficient transportation system remains a Council priority and a leading answer from the public in surveys about their priorities. Grants typically do not cover routine maintenance or residential roads. A TBD creates funding specifically for these purposes, alleviating competition for limited dollars in the General Fund. Since the study sessions, the question of a TBD has been available to the public on Sumner Connects with 60 visitors, and Ms. Palmer was present at the Spring Open House on April 15 with an information board. Participants seemed to understand the need with little/no concern.

COUNCIL COMMITTEE/STUDY SESSION: Study Session - February 24, 2025 with follow up on March 24, 2025 MEETING/STUDY SESSION DATE: 3/24/2025 COMMITTEE RECOMMENDATION:

STAFF RECOMMENDATIONS/MOTION:

Transportation Benefit Districts

June 23, 2025



Refresher on Prior Discussions

- Recommendation: Form a Transportation Benefit District for all of Sumner.
- Use the 0.1% Sales Tax Option available through a Council vote.
- Generates \$800,000 - \$850,000 per year exclusively for transportation construction, maintenance.
- Renewable after 10 years.

A photograph of a residential street undergoing construction or maintenance. The road is paved with asphalt and shows signs of wear and repair. Orange traffic cones and a diamond-shaped warning sign are placed along the right side of the road. In the background, there are houses, trees, and a clear blue sky with some clouds.

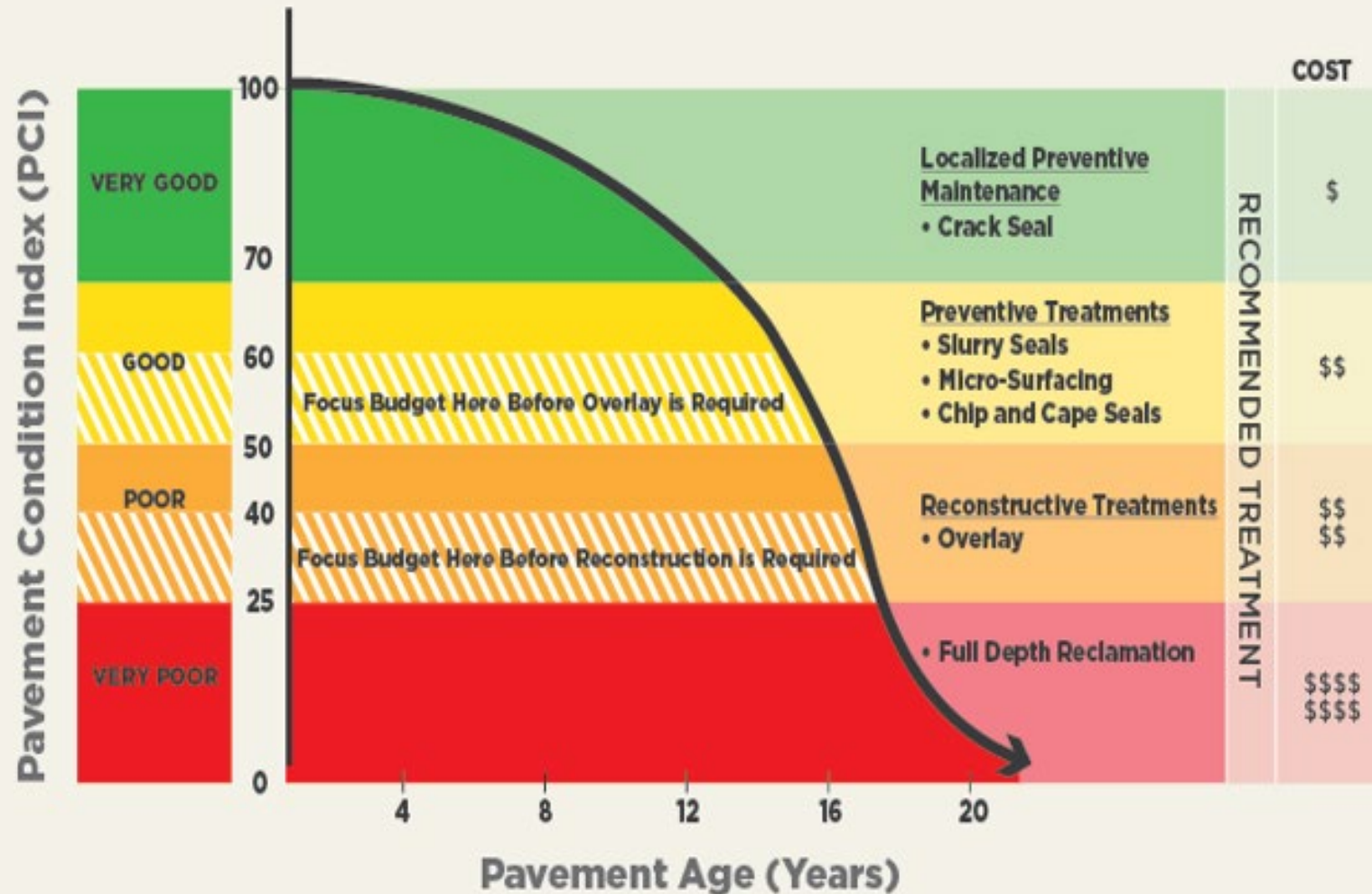
What It Would Do

Provide a stable funding source for roads, transit service, sidewalks, transportation demand management. Costs can be for construction, maintenance, and operation.

Provides funding to keep up with current maintenance cycle without falling behind.

THE CONCEPT OF PAVEMENT PRESERVATION

CATCH STREETS BEFORE THEY FAIL



Sales Tax Rates – Pierce County

Jurisdiction	Rate	Base	Total
Tacoma	0.038	0.065	0.103
Puyallup Tribe - Tacoma	0.038	0.065	0.103
Auburn/Pierce	0.037	0.065	0.102
Pacific/Pierce	0.037	0.065	0.102
Puyallup	0.037	0.065	0.102
Puyallup Tribe - Puyallup	0.037	0.065	0.102
Edgewood	0.036	0.065	0.101
Puyallup Tribe - Edgewood	0.036	0.065	0.101
Fife	0.036	0.065	0.101
Puyallup Tribe - Fife	0.036	0.065	0.101
Fircrest	0.036	0.065	0.101
Lakewood	0.036	0.065	0.101
Milton/Pierce	0.036	0.065	0.101
Puyallup Tribe - Milton	0.036	0.065	0.101
Pierce Co. Unincorporated PTBA	0.036	0.065	0.101
Nisqually Tribes - Lakewood	0.036	0.065	0.101
Ruston	0.036	0.065	0.101

* Cities with an automatic lower rate because located outside the RTA.

Jurisdiction	Rate	Base	Total
Steilacoom	0.036	0.065	0.101
University Place	0.036	0.065	0.101
DuPont	0.031	0.065	0.096
Sumner with TBD	0.031	0.065	0.096
Bonney Lake	0.03	0.065	0.095
Orting	0.03	0.065	0.095
Sumner	0.03	0.065	0.095
Pierce Co. Unincorporated	0.026	0.065	0.091
Gig Harbor*	0.026	0.065	0.091
Pierce Co. Unincorp. PTBA Non-RTA*	0.022	0.065	0.087
Buckley*	0.017	0.065	0.082
Pierce Co. Unincorp. Non-RTA*	0.016	0.065	0.081
Bonney Lake Non-RTA*	0.016	0.065	0.081
Carbonado*	0.016	0.065	0.081
Eatonville*	0.016	0.065	0.081
Roy*	0.016	0.065	0.081
South Prairie*	0.016	0.065	0.081
Wilkeson*	0.016	0.065	0.081

State collects an additional 0.3% on vehicle sales, an addition that would increase the tax on car sales in *all* above jurisdictions.

TOP 3 DOCUMENTS BASED ON DOWNLOADS

[View All](#)

5

Downloads

Slides for Council
Presentation on 3-24-25



3

Downloads

Slides for Council
Presentation on 2-24-25



2

Downloads

Memo to Council of TBD
Assessment



TOP 3 VIDEOS BASED ON VIEWS

[View All](#)

5

Views

February 24, 2025 Study
Session Presentation



5

Views

March 24, 2025 Study
Session Presentation



Done Already:

- Open House
- Sumner Connects

Coming Up:

- Print newsletter
- E-news

Process from Here

TONIGHT:

Reminder/
Check-in



Form the TBD

- Notice Public Hearing 6/24
- Public Hearing 7/7 Council Mtg
- Ordinance (Formation) 7/21 Council Mtg



Assume the TBD

- Resolution setting Public Hearing 7/21
- Notice 7/23 & 7/30
- Public Hearing 8/4 Council Mtg
- Ordinance (Assumption) 8/18 Council Mtg



Funding the TBD

- Ordinance (Funding) 9/2 Council Mtg

Collection Goal: beginning in 2026

SUBJECT: Resolution No. 1724 - Donation Acceptance

CATEGORY: Resolution

BUDGET IMPACT:

Expenditure Required: None

Within Budget Allocation: N/A

ATTACHMENTS:

1. Resolution No. 1724 - Donation Acceptance
-

STAFF CONTACT: Derek Barry, Community Services Manager

SUMMARY BACKGROUND:

The City of Sumner has been working with the RAVE Foundation on their 26 MORE by 2026 initiative. The RAVE Foundation is the official charitable arm of the Seattle Sounders FC and Seattle Reign FC. Their 26 MORE by 2026 initiative celebrates the upcoming FIFA World Cup by partnering with communities to make free and accessible fields where neighbors meet, children play and communities thrive. The donation includes converting the north half of the existing court into a futsal court, including goals, and fencing, as well as resurfacing the entire court. An additional goal and fencing will be added at the south end of the court to encourage additional play. Seibenthaler Park was selected and will be celebrating this milestone with an "All Sumner Soccer Celebration" this August.

The donation is subject to council approval and includes a donation memorandum of agreement between the City and the RAVE Foundation.

COUNCIL COMMITTEE/STUDY SESSION: MEETING/STUDY SESSION DATE: COMMITTEE RECOMMENDATION:
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STAFF RECOMMENDATIONS/MOTION:

A motion to accept the donation from RAVE and authorizing the Mayor to sign the Memorandum of Agreement with the RAVE Foundation.

**RESOLUTION NO. 1724
CITY OF SUMNER, WASHINGTON**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUMNER, WASHINGTON, ACCEPTING THE DONATION FROM THE RAVE FOUNDATION, THE OFFICIAL CHARITABLE ARM OF THE SEATTLE SOUNDERS FC AND SEATTLE REIGN FC FOR THE PURPOSE OF BUILDING A FUTSAL COURT AND ASSOCIATED IMPROVEMENTS AT SEIBENTHALER PARK IN CELEBRATION OF THE 2026 FIFA WORLD CUP.

WHEREAS, The City of Sumner is authorized to deliver recreational facilities to the residents of Sumner; and

WHEREAS, RAVE has launched an initiative to establish 26 outdoor community futsal courts in underserved areas across Washington State by the 2026 FIFA World Cup; and

WHEREAS, RAVE's initiative aims to enrich sportsmanship, foster life skills, and promote education, all of which aligns with the City's mission, vision and values.

WHEREAS, The City of Sumner and RAVE have identified Seibenthaler Park as an attractive location for this initiative.

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

Section 1. The donation by the RAVE Foundation is hereby accepted.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the city attorney, the city clerk and the code reviser are authorized to make necessary corrections to this resolution, including but not limited to the correction of clerical errors; or references to other local, state, or federal laws, codes, rules, or regulations.

Section 3. The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation

Section 4. Effective Date. This resolution shall take effect and be in force immediately upon passage by City Council.

ADOPTED AND APPROVED this 7th day of July, 2025.

Mayor Kathy Hayden

ATTEST:

APPROVED AS TO FORM:

Michelle Converse, CMC, City Clerk

City Attorney Andrea Marquez

MEMORANDUM OF AGREEMENT
between
THE CITY OF SUMNER and THE RAVE FOUNDATION

THIS MEMORANDUM OF AGREEMENT (“MOA”) is entered into on _____, 2025 (“date of execution”) by and between the City of Sumner, a Washington municipal corporation located at 1104 Maple St, Sumner WA 98390 (“City”), and RAVE Foundation, the official charitable arm of the Seattle Sounders, located at 1901 Oakesdale Ave SW, Renton, WA 98057 (“RAVE”), separately, the “Party”, or together, the “Parties”

RECITALS

WHEREAS, The City of Sumner is authorized to deliver recreational facilities to the residents of Sumner.

WHEREAS, RAVE has launched an initiative to establish 26 outdoor community futsal courts in underserved areas across Washington State by the start of the 2026 FIFA World Cup.

WHEREAS, RAVE's initiative aims to enrich sportsmanship, foster life skills, increase youth athleticism, and promote education, all of which aligns with the City's mission, vision and values.

WHEREAS, The City of Sumner and RAVE have identified Seibenthaler Park as an attractive location for this initiative.

NOW, THEREFORE, in consideration of the mutual covenants, and performances contained herein, the parties agree as follows:

TERMS AND CONDITIONS

1. **Term**. This Agreement shall begin on the execution date listed above, construed as the date last signed by the Parties below, and shall continue until the completion of the installation of the improvements, RAVE’s Sumner Event, and any necessary follow-up procedures.

DONATION OF SPORTS IMPROVEMENTS

2. **Permanent Donation**. RAVE agrees to donate to the City of Sumner the following improvements to Seibenthaler Park:

- a) Conversion of the existing basketball court to include an outdoor futsal court, including refinishing the courts with acrylic court surfacing, striping one court for futsal, and the other for one basketball hoop and an additional futsal goal, painting logo(s), and the installation of fencing.
- b) Procuring futsal goals (with nets), coordinating delivery to City, and installation of the goals.

The donations shall be at the sole cost of RAVE, including any applicable tax obligations and permit fees. RAVE will obtain all necessary permissions from the City to make improvements within Seibenthaler Park. RAVE may access and use the Park anytime during its normal hours of operation, which are 0800 – sunset.

3. **City Responsibilities.** To facilitate the installation of the improvements and assist in the execution of RAVE's event, the City endeavors to perform the following:

- a) Installing the concrete pads for the futsal goals (provided by RAVE Foundation), storing goals until installation occurs.
- b) Remove the north basketball hoop and repair at grade with concrete.

4. **Conveyance and Continuing Obligations.** The Parties agree that the donated improvements shall become unrestricted property of the City upon installation and shall thereafter be managed on behalf of the Sumner citizens by the City. Upon installation, RAVE shall have no further responsibility or obligation to maintain or repair the improvements and the donations shall not be subject to any express or implied warranty except as stated in this agreement. Maintenance, repair, replacement, and removal shall be at the sole discretion of the City. This agreement creates no obligation upon the City to perform maintenance, repair, and replacement of the improvements at any time.

5. **Warranties and Right To Use.** RAVE represents and warrants that RAVE and or its contractors and subcontractors will perform all improvements identified in this Agreement in a professional and workmanlike manner and in accordance with all reasonable and professional standards and laws, including applicable City standards or guidelines (e.g. design criteria and standard). If needed, professional engineers shall certify engineering plans, specifications, and reports, as applicable. Upon installation, RAVE will transfer to the City any warranty of the improvements provided as part of RAVE's vendor agreements.

RAVE further represents and warrants that all final work product created for and delivered to the City pursuant to this Agreement shall be the original work of the RAVE and free from any intellectual property encumbrance which would restrict the City from using the work product.

RAVE grants to the City a nonexclusive, perpetual right and license to use, reproduce, distribute, adapt, modify, and display all final work product produced pursuant to this Agreement. The

City's or other's adaptation, modification or use of the final work products other than for the purposes of this Agreement shall be without liability to the RAVE.

The provisions of this section shall survive the expiration or termination of this Agreement.

6. **Construction Timeline.** The Parties shall draft a comprehensive timeline for the project, encompassing the responsibilities of both the City and RAVE, with all work conducted by RAVE Foundation completed by no later than August, 2025.

7. **Logos.** Subject to design approval, the City grants RAVE Foundation permission to display the City of Sumner logo, the Seattle Sounders logo, the Seattle 2026 World Cup logo, the RAVE Foundation logo, and one corporate partner logo (approved by the City of Sumner) on each futsal court. RAVE will present the designs to City of Sumner in a timely manner for approval.

USE OF PARK FACILITY

8. **Seibenthaler Park Event.** The City and RAVE will work together to provide a project completion grand opening on a mutually agreeable date in August 2025. The proposed event will occur at Seibenthaler Park ("Park") and will celebrate the completion of the project, partnership, and community.

RAVE Foundation shall provide for the event:

- a) Free food and refreshments in collaboration with city event planners, as well as other mutually-agreeable non soccer related activities.
- b) Coordination for potential appearances by Seattle Sounders player(s) or alumni players during the grand opening event.
- c) Soccer skills training and soccer related activities for children of multiple ages, and all equipment necessary for such activities.

9. **City's Responsibilities.** In consideration for RAVE's event, the City will provide:

- a) Media advertising - support
- b) Onsite staff and equipment resources
- c) City Council member representation
- d) Assist in Special Event review and covering event fees and city costs
- e) Approval for RAVE Foundation to install additional event signage featuring event partners.

10. **Access.** RAVE may access and use the Park anytime during its normal hours of operation, which are 0800 – sunset. Use of the Park shall be according to the provisions of this agreement and Sumner Park Rules.

11. **Rules and Regulations.** RAVE agrees to at all times conduct its operation in a safe and prudent manner and in strict compliance with all applicable local, state and federal

rules, regulations, and restrictions. The event shall be free of charge to the public and no alcohol will be served at the event. All food service vendors/contractors must have a current public health certificate, business license, and occurrence-based commercial general liability insurance. Any form of music (D.J., streamed, live) must be kept to a reasonable volume.

12. **Insurance.** RAVE shall carry and maintain, for the duration of this Agreement, General Liability insurance against claims for injuries to person or damage to property which may arise from or in connection with the improvement and use of the Park. Evidence of insurance must (1) be sent to the City of Sumner and (2) include the actual policy provision (Endorsement) that documents the "City of Sumner" as the certificate holder and an additional insured for primary and non-contributory limits of liability (the mere statement of additional insured status on an Acord or other certificate of insurance does not meet this requirement). The General Liability insurance shall be written with limits no less than \$2,000,000 each occurrence, \$2,000,000 general aggregate.

RAVE is responsible for Worker's Compensation coverage for any persons employed by RAVE.

RAVE Foundation will ensure that any selected contractors either performing any of the improvements or providing services at the event also provide to the City the necessary insurance coverage identified above.

13. **Indemnification.** RAVE assumes all risks and liabilities arising out of its use of the Park by its employees, agents, representatives, contractors, or invitees. RAVE shall defend, indemnify, and hold harmless the City of Sumner, 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 installation of the improvements, use of the Park, or from any activity, work or thing done, permitted, or suffered by RAVE in or about the Park, except such injury or damage as shall have been occasioned by the gross negligence of the City of Sumner.

However, should a court of competent jurisdiction determine that any part of this Agreement is subject to RCW 4.24.115, then, in the event of liability caused by or resulting from the concurrent negligence of RAVE and the City, RAVE's liability, including the duty and cost to defend, shall be only to the extent of RAVE's negligence.

It is further expressly understood that this indemnification constitutes RAVE's waiver of immunity under Industrial Insurance, Title 51 RCW, solely for the purposes of this indemnification. This waiver has been mutually negotiated by the parties. The provisions of this section will survive the expiration or termination of this Agreement.

The provisions of this section were separately and mutually negotiated by the parties.

14. **Discrimination.** RAVE agrees not to discriminate against any legally protected class in the operation, conduct or administration of the event.

15. **Assignment.** RAVE shall not assign, convey or transfer this Agreement or any interest herein, without the prior written consent of Sumner.

16. **Independent Relationship.** The nature of the relationship between RAVE and the City with respect to this Agreement shall be that of independent entities and parties. No RAVE agent, employee, representative, or contractor or subcontractor of RAVE shall be, or shall be deemed to be, the contractor, employee, agent, representative, or subcontractor of the CITY. RAVE shall be responsible for paying all applicable taxes.

17. **Public Records.** RAVE acknowledges that the City is an agency subject to Chapter 42.56 RCW “Public Records Act.” If RAVE becomes a custodian of public records of the City and request for such records is received by the City, RAVE shall respond to the request by the City for such records within five (5) business days by either providing the records, or by identifying in writing the additional time necessary to provide the records with a description of the reasons why additional time is needed. Such additional time shall not exceed twenty (20) business days unless extraordinary good cause is shown.

In the event the City receives a public records request for protected work product of RAVE within its possession, the City shall, prior to the release of any protected work product or as a result of a public records request or subpoena, provide RAVE at least ten (10) business days prior written notice of the pending release and to reasonably cooperate with any legal action which may be initiated by RAVE to enjoin or otherwise prevent such release.

18. **General Provisions.**

- a) **Notice.** Notice provided for in this Agreement shall be sent by either personal service upon the individuals below, or by certified mail to the physical address of the parties, or by electronic transmission to the e-mail addresses designated for the party below.

City:

Derek Barry, or his designee
Community Services Manager
1104 Maple Street
Sumner, Washington 98390
derekb@sumnerwa.gov

RAVE:

Ashley Fosberg, or his/her designee
Executive Director
1901 Oakesdale Ave SW Renton, WA
98057
ashleyf@soundersfc.com

- b) **Dispute Resolution.** In the event of a dispute regarding the enforcement, breach, default, or interpretation of this Agreement, the individuals identified in subsection (a), or their designees, shall first meet in a good faith effort to resolve such dispute. In the event the dispute cannot be resolved by agreement of the parties, said dispute shall be resolved by arbitration pursuant to RCW 7.04A, as amended, with both parties waiving the right of a jury trial upon trial de novo. The substantially prevailing party shall be entitled to its reasonable attorney fees and costs as additional award and judgment against the other. The venue of any action brought to interpret or enforce any provision of this Agreement shall be laid in Pierce County, where the Property is situated

- c) **Governing Law.** This Agreement shall be governed by and interpreted according to the laws of the State of Washington and the City of Sumner.
- d) **Entire Agreement/Amendments.** This document contains the entire agreement of the parties and supersedes all of their previous understandings and agreements, written and oral, with respect to this transaction. This Agreement may be amended only upon the consent of both Parties. Any amendments shall be in writing and shall be ratified and executed by the Parties in the same manner in which this Agreement was originally adopted.
- e) **Waiver.** The waiver by any party of any breach of any term, covenant, or condition of this Agreement shall not be deemed to be a waiver of any subsequent breach of the same term, covenant, or condition of this Agreement.
- f) **Severability.** If any provision of this Agreement shall be held or determined to be invalid, the remainder of the Agreement shall not be affected thereby.
- g) **Counterparts.** This Agreement shall be effective whether signed by all Parties on the same document or signed in counterparts.
- h) **Termination.** This Agreement may be terminated at any time by Sumner if any section of the agreement is not being followed, and for any reason by either party by providing the other with thirty (30) days written notice of the intention to terminate the same.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed.

CITY OF SUMNER, WASHINGTON

RAVE FOUNDATION

Jason Wilson, City Administrator

Ashley Fosberg, Executive Director

DATE: _____, 2025

DATE: _____, 2025

APPROVED AS TO FORM:

Andrea Marquez, City Attorney

CA – CONSENT AGENDA	ES – EXECUTIVE SESSION	NB – NEW BUSINESS
UB – UNFINISHED BUSINESS	P – PRESENTATION	PH – PUBLIC HEARING PR - PROCLAMATION

JULY 7 (RCM)

- PH** Ordinance No. XXXX - Formation of TBD (*Carmen*)
NB Resolution No. XXXX - Seibenthaler Park Donation (*Derek*)
NB Ordinance No. XXXX - Travel Policy (*Jeff*)
NB Ordinance Amending the Employee Recognition Program 2.116 (*Jeff S*)

2025 All Staff Meetings / Events

- August 5th (BBQ)
- September 23rd
- December 10th (Breakfast)

JULY 14 (SS)

- East Pierce Fire & Rescue Annual Update
- Resolution No. XXXX – Interlocal Agreement with the City of Bonney Lake for Court Services

JULY 21 (RCM)

- UB** Ordinance No. XXXX – Formation of TBD
CA Fryar Ave Trail Partial Land Acquisition - Raymond Tibeau Living Trust
CA 166th Ave E Widening & Improvements - Consultant Agreement Supplement
CA City Hall EV Chargers – PSE Contract
CA Heritage Park – Consultant Contract Amendment
NB Resolution setting the Public Hearing date for Assumption of TBD (*Carmen*)
NB Ordinance No. XXXX - 2nd Quarter Budget Amendment (Kassandra)

JULY 28 (SS)

- UGA Annexation Options (*Ryan W.*)
- Mid-Year Workplan Updates (*Jason*)

AUGUST 4 (RCM)

- CA** Resolution No. XXXX – Interlocal Agreement with the City of Bonney Lake for Court Services
PH Assumption of Transportation Benefit District (*Carmen*)

AUGUST 11 (SS)

- MFG Home Park Overlay Zone (*Ryan W.*)

AUGUST 18 (RCM)

- NB** Ordinance Assumption of TBD (*Carmen*)

AUGUST 25 (SS)

- Strategic Tourism Plan Update

SEPTEMBER 2 (RCM)

- NB** Ordinance No. XXXX – TBD Funding (*Carmen*)

CITY COUNCIL AGENDA CALENDAR**Updated June 17, 2025**

CA – CONSENT AGENDA	ES – EXECUTIVE SESSION	NB – NEW BUSINESS
UB – UNFINISHED BUSINESS	P – PRESENTATION	PH – PUBLIC HEARING PR - PROCLAMATION

SEPTEMBER 15 (SS)*Pending*

MISC.	MISC.	MISC.
Ordinance – Updating Short Plat Amendment Process (Legal)	Utility Rate Study	Community Court Grant Acceptance
CA State Homeland Security Program Grant Acceptance for Small Unmanned Aerial System (PD)	Public Memorial Policy (Ryan W.)	Water Cross Connection Control Code Update (Ryan J)
Ordinance Insurance Requirements (MC)	Heritage Park Right of Way Vacation	Resolution No. 1721 - Surplus of Bill Heath Sports Complex Property
Sign Code Update (off premise) (Ryan W.)	School Impact Fee Update (Doug)	Q4 Library update
	Cultural Arts Commission	

JUNE 2025

All meeting are hybrid - for additional meeting information, please visit the [agendas, minutes & videos](#) page on our website.

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
2	3	4	5	6	7
6:00PM CANCELLED Regular Council Meeting 3:30PM Special Study Session	4:00PM Public Works Committee		-6:00PM - Planning Commission		
9	10	11	12	13	14
6:00PM Study Session		-6:00PM - CANCELLED Design Commission	4:00PM Finance Committee 4:30PM Forestry/Parks Commission		
16	17	18	19	20	21
6:00PM Regular Council Meeting		4:00PM - Public Safety @ EPFR Main Station	HOLIDAY City Hall Closed		
23	24	25	26	27	28
6:00PM Study Session		4:00PM CD Committee	6:00PM Cultural Arts Commission		
30					

*Meeting dates and times may change. Please contact City Hall to confirm this information prior to any meeting you plan to attend. **These meetings are accessible to persons with disabilities.** For individuals who require special accommodations, please contact City Hall at (253) 299-5500, 24 hours in advance.*

Name: Michelle Converse, CMC

Title: City Clerk

City of Sumner
1104 Maple Street
Sumner, Washington 98390
Ph: (253) 299-5500
www.sumnerwa.gov

JULY 2025

All meeting are hybrid - for additional meeting information, please visit the [agendas, minutes & videos](#) page on our website.

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1		3	4	5
	4:00PM Public Works Committee		6:00PM Planning Commission	Independence Day CITY HALL CLOSED	
7	8	9	10	11	12
6:00PM Regular Council Meeting			4:00PM Finance Committee 4:30PM Forestry/Parks Commission		
14	15	16	17	18	19
6:00PM Study Session		6:00PM **CANCELLED** Design Commission			
21	22	23	24	25	26
6:00PM Regular Council Meeting		4:00PM Public Safety Committee	6:00PM Cultural Arts Commission		
28	29	30	31		
6:00PM Study Session		4:00PM CD Committee			

Name: Michelle Converse, CMC
Title: City Clerk

City of Sumner www.sumnerwa.gov
1104 Maple Street | Sumner, Washington 98390 253-863-8300