

FOR COUNCIL MEETING OF: January 12, 1987

AGENDA CATEGORY

RECOMMENDATION

Notify Prior to Meeting:  
Spokane Valley Advisory Council?   
Other? \_\_\_\_\_

- Hearing
- Annexation
- Report
- Contract
- Resolution
- Emergency Ord.
- First Rdg. Ord.
- Report of City Manager

- Accept
- Approve
- Deny
- Place on File
- Set Hrg. / Review  
Date For: \_\_\_\_\_
- Defer / Continue  
To: \_\_\_\_\_
- Council Direction

**RECEIVED**  
JAN 07 1987  
CITY CLERK'S OFFICE  
SPOKANE, WA

TO: MAYOR AND CITY COUNCIL  
 For Action  
 For Information

Clerk's File # OPR 87-22 (OPR 81-847)  
Eng. / LID # \_\_\_\_\_ BID # \_\_\_\_\_

AGENDA WORDING: An amendment to the Interlocal Agreement which created the Eastern Washington Area Agency on Aging (EWAAA) for the purpose of combining two of the Agency's Boards into one.

BACKGROUND: EWAAA was created in 1978 by the City of Spokane and by five counties - Spokane, Stevens, Whitman, Pend Orille and Ferry. When it was created there were three boards established - The Governing Board, The Panel on Aging and The Advisory Council. Experience over the years has indicate that the latter two could be combined. The Governing Board has so recommended and that combination would be accomplished by this amendment.

ENVIRONMENTAL FINDING: N/A

FISCAL IMPACT: 0

BUDGET ACCOUNT #: \_\_\_\_\_

ATTACHMENTS: (list)  
Amendemnt to Interlocal Agreement in the Clerk's Office.

Signatures of:

Submitting Department Legal

*[Signature]*  
Legal

Manager (Finance, Administration, Engineering, or Planning)

Finance

*[Signature]*  
City Manager MC

COUNCIL ACTION:

DISTRIBUTION AFTER COUNCIL ACTIC  
EWAAA - Ted Stevens,  
Director  
(He will coordinate signing by counties.)  
County Auditor (certified)  
Secretary of State (certified)

APPROVED & ADOPTED BY  
SPOKANE CITY COUNCIL:

JAN 12 1987

*[Signature]*  
CITY CLERK

AMENDMENT TO  
INTERLOCAL GOVERNMENT AGREEMENT  
TO CREATE THE EASTERN WASHINGTON  
AREA AGENCY ON AGING

OPR 87-22

THIS AGREEMENT, made and entered into by and among Spokane County, Stevens County, Whitman County, Pend Oreille County, Ferry County, and the City of Spokane, each a public agency for the purposes of Revised Code of Washington 39.34.020, hereinafter jointly referred to as the "Parties", is an amendment to the Interlocal Government Agreement entered into by the Parties on January 1, 1978, hereinafter "Original Agreement".

WHEREAS, pursuant to the Original Agreement, the Parties on January 1, 1978, created the Eastern Washington Area Agency on Aging, hereinafter "EWAAA"; and

WHEREAS, since that date, and with the assistance of local, state and federal funding, EWAAA has provided services to older Americans within the five county area, and

WHEREAS, as initially created, EWAAA had three boards, the Governing Board, the Panel on Aging, and the Advisory Council to administer the affairs of the Agency, and

WHEREAS, experience has shown that the Panel on Aging and the Advisory Council could be combined into one body without adversely affecting the purpose or operational proficiency of the Agency, and, in fact, by combining these two Boards the Agency should become more effective and efficient in administering its programs, and

WHEREAS, in order to change the structure of the Agency in that manner, the Original Agreement must be amended to reflect those changes -- NOW, THEREFORE,

BE IT RESOLVED by the parties hereto:

Section 1. That Article VI, Organization, of the Original Agreement shall be amended to read as follows:

ARTICLE VI ORGANIZATION.

- A. General Provisions: The Agency is a separate administrative entity organized as a public regional body in accordance with the requirements with the Federal Older Americans Act, as amended. The principal organizational components shall be a Governing Board, ((a Panel on Aging and an Advisory Council)) and a Planning and Management Council.
- B. Governing Board: The Governing Board shall be composed of one representative duly appointed by each of the counties to this Agreement, three representatives duly appointed by the Spokane City Council, and as an ex-officio member((s)), the Chairperson((s)) of the ((Panel on Aging and the Advisory Council)) Planning and Management Council. The Governing Board shall, by a two-thirds (2/3) vote of its membership, adopt and amend the Agency By-Laws. On all other matters, a majority of the total members of the Governing Board shall constitute a quorum, and a majority vote of the quorum shall be necessary to take action on any matter coming before the Governing Board. The Governing Board, in addition to adopting and amending the Agency By-laws, shall have the

authority to approve the annual Area Plan on Aging, approve the annual operating budget, adopt personnel policies, adopt agency operating procedures, appoint an Agency Director, execute agreements and contracts and any other duties as may be established by the Agency By-Laws. The Governing Board may select a Chairperson, Vice Chairperson, and other officers. The Chairperson shall be empowered, at times other than open meetings to execute all agreements and contracts which have been negotiated and approved by the Governing Board at open meetings.

- C. (~~Panel on Aging~~) Planning and Management Council: The (~~Panel on Aging~~) Planning and Management Council shall be composed of no less than (~~nineteen (19)~~) twenty-seven (27) and no more than (~~twenty-seven (27)~~) thirty-five (35) members. (~~The Panel on Aging~~) It shall be representative of all counties within the Agency's service area. Further, to (~~ensure that the Panel is broadly representative~~) facilitate close working relationships among EWAAA and the parties hereto, six (6) members of the (~~Panel~~) Council shall be representatives of the units of general purpose local government party to this Agreement. (~~Six (6) members of the Panel shall be members of the Advisory Council to the Agency, and the balance of the membership shall be concerned citizen volunteers representative of the community-at-large.~~) Additional composition requirements for the Council, appointment procedures and members' terms of

service shall be established in the Agency By-Laws. The ((Panel on Aging)) Council shall be responsible for ((the day-to-day administration and supervision of the Agency's activities, including but not necessarily limited to)) performing the following:

((+1) Development and, once approved by the Governing Board, implementation of the annual Area Plan on Aging))

(1) Planning activities, including development of the Area Plan on Aging for PSA #11, and Annual Updates thereon;

((+2) Negotiation of the terms and provisions of the prime contracts, sub-contracts and inter-agency agreements))

(2) Implement the Area Plan on Aging, once adopted by the EWAAA Governing Board;

((+3) Administration of the internal affairs of the Agency pursuant to policies and procedures adopted by the Governing Board))

(3) Represent the interests of older persons;

((+4) When requested by the Governing Board, recruitment and screening of all applicants for the position of Agency Director and referral of the most qualified candidates to the Governing Board for consideration))

(4) Administer the internal affairs of the Agency

pursuant to policies and procedures adopted by the Governing Board;

((5) Development and recommendation to the Governing Board for adoption by the Governing Board the Agency's Annual Report))

(5) When requested by the Governing Board, recruit and screen all applicants for the position of Agency Director, and refer the most qualified candidates to the Board for consideration;

((6) Submission of periodic progress reports on Agency's activities to the Governing Board))

(6) Review and recommend to the Board for adoption the Agency's Annual Report concerning its activities;

((7) Recommending to the Governing Board operating procedures to be followed by the Panel on Aging in their administration of Agency's activities, and))

(7) Make recommendations to the Governing Board on amendments to the Agency's By-Laws;

((8) Making recommendations to the Governing Board on Agency By-Laws and amendments thereto))

(8) Other duties as may be established by the Agency By-Laws.

((D- Advisory Council: The Advisory Council shall be comprised of at least fifty percent (50%) consumers of services provided by the Agency and shall be composed of at least

nineteen (19) and no more than twenty-seven (27) members. The Advisory Council shall be representative of all counties within the agency's service area. Its members shall be appointed by the Governing Board. The terms of office and method of selection of the Advisory Council members shall be established by the Agency By-Laws. The Advisory Council shall advise the Governing Board, Panel on Aging, and Agency staff on the development and implementation of the annual Area Plan on Aging, and shall perform other duties as may be established by the Agency By-Laws.)

Section 2. Article X, Termination, sub-paragraph B. of the Original Agreement shall be amended to read as follows;

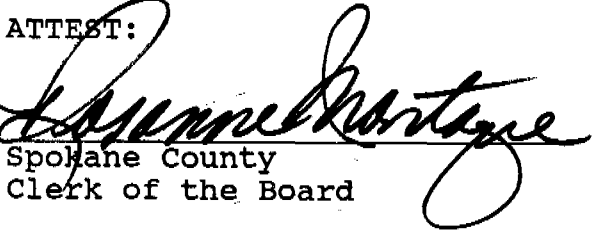
ARTICLE X. TERMINATION.

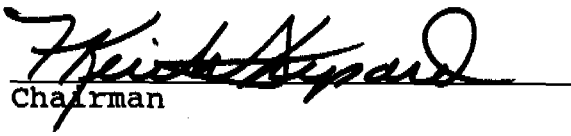
B. Dissolution: The Agency may be terminated by its reorganization and transformation to another legal form, by the reassignment of its functions and assets to another governmental entity, or its disestablishment by a two-thirds (2/3) vote of the Governing Board upon the recommendation of the ((Panel on Aging)) Planning and Management Council. The property and assets of the Agency will be disposed of in consonance with the reasons for disestablishment or dissolution, being either returned to their source, transferred to an entity continuing the purposes and functions of the Agency, or otherwise will be applied in the promotion of aging planning and aging services. In the event of its insolvency, the Superior Court of Spokane County shall have

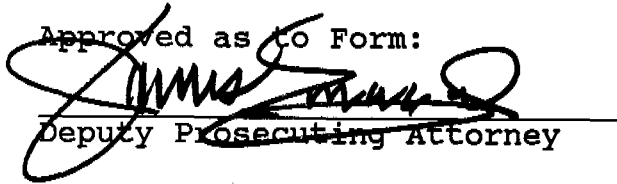
jurisdiction and authority to appoint trustees and receivers of the Agency property and assets and to supervise such trusteeship or receivership.

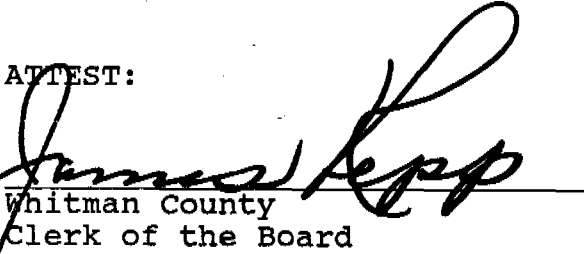
Section 3. All other terms and conditions as set forth in the Original Agreement shall remain in full force and effect except as amended hereby.

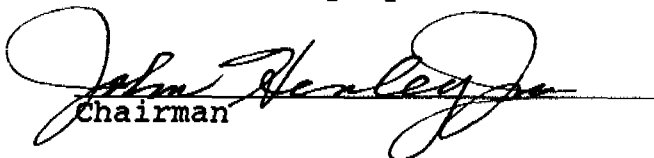
In WITNESS WHEREOF, the Parties undersigned have caused this Agreement to be executed this 9<sup>m</sup> day of March, 1987.

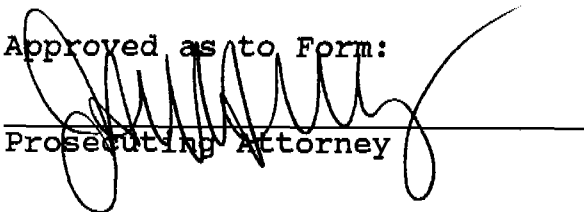
ATTEST:  
  
Spokane County  
Clerk of the Board

Spokane County By  
  
Chairman

Approved as to Form:  
  
Deputy Prosecuting Attorney

ATTEST:  
  
Whitman County  
Clerk of the Board

Whitman County By  
  
Chairman

Approved as to Form:  
  
Prosecuting Attorney

ATTEST:

*Alpha Wash*  
Pend Oreille County  
Clerk of the Board

Pend Oreille County By  
*Earl Nordahl*  
Chairman

Approved as to Form:

*[Signature]*  
Prosecuting Attorney

ATTEST:

*Shiloh Moore*  
Ferry County  
Clerk of the Board

Ferry County By  
*[Signature]*  
Chairman

Approved as to Form:

*[Signature]*  
Prosecuting Attorney

ATTEST:

*Maribeth Lelley*  
Stevens County  
Clerk of the Board

Stevens County By  
*Clive W. Price*  
Chairman

Approved as to Form:

*[Signature]*  
Prosecuting Attorney

ATTEST:

Marilyn J. Montgomery  
City of Spokane  
City Clerk

City of Spokane By

Terry L. Nash  
City Manager

Approved as to Form:

Gregory A. Smith  
Assistant City Attorney