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1. Regular Session Call to Order

Pledge of Allegiance, Roll Call, and Welcome

2. Approve Agenda

3. Public Comment

The City Council welcomes public attendance at Council meetings. This meeting is for the conduct of regular City business. With very few exceptions, RCW 42.17A.555 prohibits government agencies from allowing the use of public facilities, directly or indirectly, for campaign purposes. At this time, citizen comments and inquiries about agenda business or general City matters are encouraged. If you wish to address the City Council, please stand or raise a hand so you can be called upon. After you are recognized, please come forward to the lectern and state your name for the public record. Your remarks must be limited to three minutes or less. Please use the microphone.

4. Consent Agenda

All matters on the consent agenda have been provided to each Councilmember for review and are considered to be routine or have been previously discussed and will be adopted by one motion and vote without discussion. However, if a Councilmember desires, any item on this agenda will be discussed before any action is taken on it.

- a. Approve Minutes of the January 26, 2026, Regular Meeting.
- b. Approve Minutes of the February 2, 2026, Study Session.
- c. Approve Payroll Checks and Bank Drafts as listed in the attached register in the total amount of \$226,489.81 dated February 6, 2026.
- d. Approve Claims Checks and Bank Drafts as listed in the attached register in the total amount of \$162,031.86 dated February 9, 2026.

5. Presentation

- a. AB 26-18: 2024 Financial and 2023-2024 Accountability Audits.

6. Old Business

- a. AB 26-13: [Proposed] Ordinance No. 2026-04, TMC 1.24.020, 15.01.060.

7. Council Meeting Reports and Community Announcements

8. Adjournment

Next Council Meeting Will Be Held on February 23, 2026.

City Council meetings are accessible to persons with disabilities. For individuals who may require special accommodations, please contact City Hall at (509) 865-6754, 24 hours in advance.

**TOPPENISH CITY COUNCIL
Regular Meeting Minutes
January 26, 2026**

Mayor Saavedra called the meeting to order at 7:00 p.m.

ROLL CALL

Attendees: Mayor Elpidia Saavedra, Mayor Pro Tem Loren Belton, and Councilmembers Laura Canfield, Naila Prieto Duval, George Garcia, Josh Garza, and Cristian Sanchez.

Staff: City Manager Dan Ford, City Attorney Daniel B. Heid, Public Safety Director Joseph Mehline, ACM/Finance Director Adam Vaughn, Community Economic and Development Director Andrew Hattori, Public Works Supervisor Dan Musgraves, Information Technologies Services Manager Van Donley, City Clerk Heidi Riojas (CC Riojas), and Communications Manager Sean Davido.

CC Riojas conducted roll call for each City Councilmember to respond to their attendance at the meeting. Mayor Saavedra, Mayor Pro Tem Belton, and Councilmembers Canfield, Prieto Duval, Garcia, Garza, and Sanchez, responded during roll call.

APPROVE AGENDA

Mayor Saavedra moved, seconded by Councilmember Sanchez to move Item 5b for discussion at the February 2, 2026, Study Session. Motion carried unanimously.

Councilmember Garza moved, seconded by Councilmember Sanchez to approve the January 26, 2026, Agenda as modified. Motion carried unanimously.

PUBLIC COMMENT

The City Council received no comments from the public during the meeting.

CONSENT AGENDA

Councilmember Sanchez moved, seconded by Councilmember Garcia to approve Consent Agenda items a through d:

- a. Approve Minutes of the January 12, 2026, Regular Meeting.
- b. Approve Payroll Checks and Bank Drafts as listed in the attached register in the total amount of \$291,983.46 dated January 22, 2026.
- c. Approve Claims Checks and Bank Drafts as listed in the attached register in the total amount of \$161,396.08 dated December 31, 2025.
- d. Approve Claims Checks and Bank Drafts as listed in the attached register in the total amount of \$220,100.11 dated January 26, 2026.

Motion carried unanimously.

NEW BUSINESS

Mayor Saavedra Read Ordinance No. 2026-03: An Ordinance Amending the 2025 Operating Budget and Amending Ordinance 2025-18 for the City of Toppenish, Washington.

Councilmember Garza moved, seconded by Mayor Pro Tem Belton to adopt Ordinance No. 2026-03. Motion carried unanimously.

Resolution No. 2026-02: A Resolution of the City of Toppenish, Washington, Approving and Accepting the Construction Bid/Quote from Nelson Construction Corp. for the Jackson and Juniper Reconstruction Project.

Mayor Pro Tem Belton moved, seconded by Councilmember Sanchez to approve Resolution No. 2026-02. Motion carried unanimously.

Resolution No. 2026-03: A Resolution of the City Council of the City of Toppenish, Washington, Approving Task Order No. 2026-01 With Connetix Engineering Inc. for Services Associated with the Wastewater Treatment Plant Control Systems, Software, and Hardware.

Councilmember Prieto Duval moved, seconded by Councilmember Garza to approve Resolution No. 2026-03. Motion carried unanimously.

Resolution No. 2026-04: A Resolution of the City Council of the City of Toppenish, Washington, Approving Amendment B to Department of Commerce Contract 22-62210-028 Extending Contract Completion Date.

Mayor Pro Tem Belton seconded by Councilmember Canfield to approve Resolution No. 2026-04. Motion carried unanimously.

Resolution No. 2026-05: A Resolution of the City Council of the City of Toppenish, Washington, Approving Invoice No. 5034916 with N-Able Technologies LTD For Services Associated with Information Technology Hardware and Software.

Councilmember Garza moved, seconded by Councilmember Sanchez to approve Resolution No. 2026-05. Motion carried unanimously.

COUNCIL MEETING REPORTS/COMMUNITY ANNOUNCEMENTS

The City Councilmembers provided reports of their activities since the last meeting and community announcements.

ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 7:30 p.m.

ELPIDIA SAAVEDRA, MAYOR

HEIDI RIOJAS, CMC, CITY CLERK

**TOPPENISH CITY COUNCIL
Study Session Minutes
February 2, 2026**

CALL TO ORDER

Mayor Saavedra called the meeting to order at 5:00 p.m.

ROLL CALL

Attendees: Mayor Elpidia Saavedra, Mayor Pro Tem Loren Belton, and Councilmembers Laura Canfield, Naila Prieto Duval, George Garcia, and Cristian Sanchez.

Staff: City Manager Dan Ford (CM Ford), City Attorney Daniel Heid (CA Heid), Public Safety Director Joseph Mehline, ACM/Finance Director Adam Vaughn (ACM Vaughn), Interim Director of Community Infrastructure and Development Andrew Hattori, Information Technology Services Manager Van Donley, City Clerk Heidi Riojas (CC Riojas), Public Works Supervisor Daniel Musgrave and Communications Manager Sean Davido.

CC Riojas conducted roll call for each City Councilmember to respond to their attendance at the meeting. Mayor Saavedra, Mayor Pro Tem Belton, and Councilmembers Canfield, Prieto Duval, Garcia, Garza, and Sanchez, responded during roll call.

APPROVE AGENDA

Councilmember Sanchez moved, seconded by Councilmember Canfield to approve the February 2, 2026, Agenda. Motion carried unanimously.

PUBLIC COMMENTS UPDATE

CM Ford updated Council on the public comments received in January 2026.

PERSONNEL UPDATE

CM Ford provided two personnel updates. He reported that GMP Consultants is recruiting for a new position, the Director of Community Infrastructure and Development, which consolidates the responsibilities of the Public Works Director, Community and Economic Development Director, Building and Planning Services, and Information Technology Services. During the recruitment period, Andrew Hattori will serve as the Interim Director of Community Infrastructure and Development.

Council discussed the City Manager's authority to consolidate the two director positions into one to achieve budget savings.

In addition, CM Ford reported that Adam Vaughn has accepted the role of Assistant City Manager/Finance Director. In this role, ACM Vaughn will continue providing leadership to

stabilize Finance Department staffing, support the City Manager in his absence, fulfill his Finance Director responsibilities, and benefit from ongoing mentorship and professional development. CM Ford noted that ACM Vaughn has also been instrumental in identifying solutions to the City's budget deficit while maintaining service levels for the community.

PUBLIC COMMENT

The City Council received no comments from the public during the meeting.

PRESENTATION

ACM Vaughn presented an initial overview of the Capital Improvements Plan to Council. The proposed plan includes six projects.

DISCUSSION

Draft ordinance No. 2026-04, TMC 1.24.020, 15.01.060

CA Heid presented the draft ordinance to Council to clarify enforceability and to designate violations of the International Building Code and related building codes as misdemeanors, as recommended by the Municipal Court Prosecuting Attorney.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 6:11 p.m.

ELPIDIA SAAVEDRA, MAYOR

HEIDI RIOJAS, CMC, CITY CLERK

Payroll Check Register

Payroll for Period: 1/16-1/31, 2026

Description	Payment Type	Payment Number	Amount
ACH Payroll 1/16-1/31, 2026	Bank Draft	ACH Payroll	\$118,166.90
Benefits Only	Regular	38515-38520	\$0.00
City of Toppenish - Longevity	Regular	38521	\$395.00
Toppenish Police Officer Association	Regular	38522	\$882.00
Treasurer IAFF #2328	Regular	38523	\$244.50
United Way Of Yakima Co.	Regular	38524	\$3.00
Department of Labor & Industries (EFT)	Bank Draft	DFT0000287	\$24,655.11
Employment Security Dept. - LTC (EFT)	Bank Draft	DFT0000288	\$5,575.19
Employment Security Dept. - PFML (EFT)	Bank Draft	DFT0000289	\$9,793.66
Aflac (EFT)	Bank Draft	DFT0000292	\$64.29
Aflac (EFT)	Bank Draft	DFT0000293	\$131.73
MissionSquare (EFT)	Bank Draft	DFT0000294	\$4,968.02
Nationwide Retirement Solutions (EFT)	Bank Draft	DFT0000295	\$1,889.07
Dept of Retirement Systems (EFT)	Bank Draft	DFT0000296	\$20,794.93
Internal Revenue Service (EFT)	Bank Draft	DFT0000297	\$38,926.41
			<hr/>
	Grand Total		\$226,489.81

Payroll Checks

Payroll Checks 38515-38524, Electronic Transfers DFT0000287-DFT0000289 and DFT0000292-DFT0000297.

I, 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, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the City of Toppenish, and that I am authorized to authenticate and certify to said claim.

Adam Vaughn, Finance Director

February 4, 2026

Date

AP Check Register
February 1st Council Period

Description	Payment Type	Payment Number	Amount
Chandler Enterprises	Regular	38465	\$ 1,203.07
Chandler Enterprises	Regular	38466	\$ 1,051.35
Salvador Zaragoza	Regular	38467	\$ 297.39
Adams View Glass and Screen, LLC	Regular	38468	\$ 64.92
Alba Enterprises	Regular	38469	\$ 160.00
Amazon Capital Services	Regular	38470	\$ 1,920.12
Anatek Labs, Inc.	Regular	38471	\$ 516.00
Capitol Path Consulting LLC	Regular	38472	\$ 5,000.00
Cascade Natural Gas Corp.	Regular	38473	\$ 3,126.88
CenturyLink	Regular	38474	\$ 833.03
CenturyLink - Lumen	Regular	38475	\$ 1,629.13
Charter Communications	Regular	38476	\$ 1,497.61
Cintas Corporation #605	Regular	38477	\$ 590.65
City of Toppenish	Regular	38478	\$ 3,147.98
City of Toppenish	Regular	38479	\$ 850.00
Coastal Farm and Home Supply	Regular	38480	\$ 282.08
Department of Licensing	Regular	38481	\$ 39.00
DeVries Business Records Management, Inc.	Regular	38482	\$ 64.00
EarthCam, Inc.	Regular	38483	\$ 375.00
Elwood Staffing Services, Inc.	Regular	38484	\$ 3,646.46
GMP Consultants LLC	Regular	38485	\$ 6,437.50
H.D. Fowler Co., Inc.	Regular	38486	\$ 5,148.43
Hach Company	Regular	38487	\$ 122.27
Hanks, Michael E	Regular	38488	\$ 212.00
Howard's Tire Factory Inc	Regular	38489	\$ 275.91
Intermountain Cleaning Service, Inc.	Regular	38490	\$ 3,399.44
James Andrews	Regular	38491	\$ 3,000.00
Kruse, Peter	Regular	38492	\$ 2,220.00
Lab Test	Regular	38493	\$ 350.00
Linker, Robert L	Regular	38494	\$ 2,220.00
Melchor Garcia	Regular	38495	\$ 40.00
Moon Security Service, Inc.	Regular	38496	\$ 165.32
N-able Technologies LTD	Regular	38497	\$ 29,215.77
North Central Laboratories	Regular	38498	\$ 139.33
ODP Business Solutions, LLC	Regular	38499	\$ 105.39
One Call Concepts, Inc.	Regular	38500	\$ 27.80
Pacific Power & Light Co.	Regular	38501	\$ 1,891.46
Padilla Villafan, Jesus	Regular	38502	\$ 212.00
Rathbun Iron Works, Inc.	Regular	38503	\$ 41.61
Roberts, Bill	Regular	38504	\$ 2,220.00
Sholtys, John	Regular	38505	\$ 2,220.00
Solid Waste Division	Regular	38506	\$ 36,915.90
Sunnyside Sun Media LLC	Regular	38507	\$ 740.00
The Print Guys	Regular	38508	\$ 4,063.97
U.S. Bank Corporate Payment Systems	Regular	38509	\$ 4,030.63
Verizon Wireless	Regular	38510	\$ 1,611.30
VESTIS	Regular	38511	\$ 16.23
Vimly Benefit Solutions, Inc.	Regular	38512	\$ 3,315.36
Yakima Valley Office of Emergency	Regular	38513	\$ 10,977.75
Yakima Waste Systems, Inc.	Regular	38514	\$ 49.82
USDA RD DCFO Loan (EFT)	Bank Draft	DFT0000290	\$ 2,500.00

Pitney Bowes Inc.

Bank Draft

DFT0000291

\$ 11,852.00

Grand Total

\$ 162,031.86

Payroll Checks

Accounts Payable Checks 38465-38514 and Electronic Transfers DFT0000290-DFT0000291

I, 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, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the City of Toppenish, and that I am authorized to authenticate and certify to said claim.



Adam Vaughn, Finance Director

2/4/2026

Date

Meeting Date: February 9, 2026
Subject: AB 26-18: 2024 Financial and 2023-2024 Accountability Audits.
Attachments: 1. Financial Audit
Presented By: Adam Vaughn, ACM/Finance Director
Approved for Adam Vaughn, ACM/Finance Director
Agenda By:

Discussion:

We have concluded both the Financial Audit for 2024 and the Accountability Audit for 2023-2024. The Financial Audit is attached for the Council's review, the accountability audit will be finalized shortly. Both audits resulted in no findings or material misstatements.

Fiscal Impact:

Recommendation:

Alternatives:



Office of the Washington State Auditor
Pat McCarthy

Financial Statements Audit Report

City of Toppenish

For the period January 1, 2024 through December 31, 2024

Published December 22, 2025

Report No. 1038863



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**Office of the Washington State Auditor
Pat McCarthy**

December 22, 2025

Council
City of Toppenish
Toppenish, Washington

Report on Financial Statements

Please find attached our report on the City of Toppenish's financial statements.

We are issuing this report in order to provide information on the City's financial activities and condition.

Sincerely,

Pat McCarthy, State Auditor
Olympia, WA

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INDEPENDENT AUDITOR'S REPORT

Report on Internal Control over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*

City of Toppenish January 1, 2024 through December 31, 2024

Council
City of Toppenish
Toppenish, Washington

We have audited, in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States, the financial statements of the City of Toppenish, as of and for the year ended December 31, 2024, and the related notes to the financial statements, which collectively comprise the City's financial statements, and have issued our report thereon dated December 15, 2025.

We issued an unmodified opinion on the fair presentation of the City's financial statements in accordance with its regulatory basis of accounting. We issued an adverse opinion on the fair presentation with regard to accounting principles generally accepted in the United States of America (GAAP) because the financial statements are prepared by the City using accounting practices prescribed by state law and the State Auditor's *Budgeting, Accounting and Reporting System* (BARS) manual described in Note 1, which is a basis of accounting other than GAAP. The effects on the financial statements of the variances between the basis of accounting described in Note 1 and accounting principles generally accepted in the United States of America, although not reasonably determinable, are presumed to be material.

REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING

In planning and performing our audit of the financial statements, we considered the City's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the City's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described above and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore, material weaknesses or significant deficiencies may exist that were not identified.

Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses.

REPORT ON COMPLIANCE AND OTHER MATTERS

As part of obtaining reasonable assurance about whether the City's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion.

The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

PURPOSE OF THIS REPORT

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the City's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the City's internal control and compliance. Accordingly, this communication is not suitable for any other purpose. However, this

report is a matter of public record and its distribution is not limited. It also serves to disseminate information to the public as a reporting tool to help citizens assess government operations.

A handwritten signature in black ink that reads "Pat McCarthy". The signature is written in a cursive style with a large, stylized initial "P".

Pat McCarthy, State Auditor

Olympia, WA

December 15, 2025

INDEPENDENT AUDITOR'S REPORT

Report on the Audit of the Financial Statements

City of Toppenish January 1, 2024 through December 31, 2024

Council
City of Toppenish
Toppenish, Washington

REPORT ON THE AUDIT OF THE FINANCIAL STATEMENTS

Unmodified and Adverse Opinions

We have audited the financial statements of the City of Toppenish, as of and for the year ended December 31, 2024, and the related notes to the financial statements, as listed in the financial section of our report.

Unmodified Opinion on the Regulatory Basis of Accounting (BARS Manual)

As described in Note 1, the City has prepared these financial statements to meet the financial reporting requirements of state law and accounting practices prescribed by the State Auditor's *Budgeting, Accounting and Reporting System* (BARS) Manual. Those accounting practices differ from accounting principles generally accepted in the United States of America (GAAP). The differences in these accounting practices are also described in Note 1.

In our opinion, the accompanying financial statements referred to above present fairly, in all material respects, the cash and investments of the City of Toppenish, and its changes in cash and investments, for the year ended December 31, 2024, on the basis of accounting described in Note 1.

Adverse Opinion on U.S. GAAP

The financial statements referred to above were not intended to, and in our opinion, they do not, present fairly, in accordance with accounting principles generally accepted in the United States of America, the financial position of the City of Toppenish, as of December 31, 2024, or the changes in financial position or cash flows thereof for the year then ended, because of the significance of the matter discussed below.

Basis for Unmodified and Adverse Opinions

We conducted our audit in accordance with auditing standards generally accepted in the United States of America (GAAS) and *Government Auditing Standards*. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the City, and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit unmodified and adverse opinions.

Matter Giving Rise to Adverse Opinion on U.S. GAAP

Auditing standards issued by the American Institute of Certified Public Accountants (AICPA) require auditors to formally acknowledge when governments do not prepare their financial statements, intended for general use, in accordance with GAAP. As described in Note 1 of the financial statements, the financial statements are prepared by the City in accordance with state law using accounting practices prescribed by the BARS Manual, which is a basis of accounting other than accounting principles generally accepted in the United States of America. The effects on the financial statements of the variances between the regulatory basis of accounting and accounting principles generally accepted in the United States of America, although not reasonably determinable, are presumed to be material and pervasive.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with the financial reporting provisions of state law and the BARS Manual described in Note 1. This includes determining that the basis of accounting is acceptable for the presentation of the financial statements in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the City's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS and *Government Auditing Standards* will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

Performing an audit in accordance with GAAS and *Government Auditing Standards* includes the following responsibilities:

- Exercise professional judgment and maintain professional skepticism throughout the audit;
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements;
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, no such opinion is expressed;
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements;
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the City's ability to continue as a going concern for a reasonable period of time; and
- We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Supplementary Information

Our audit was conducted for the purpose of forming an opinion on the financial statements that collectively comprise the City's financial statements. The Schedule of Liabilities is presented for purposes of additional analysis, as required by the prescribed BARS manual. This schedule is not a required part of the financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to

prepare the financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information is fairly stated, in all material respects, in relation to the financial statements as a whole.

OTHER REPORTING REQUIRED BY GOVERNMENT AUDITING STANDARDS

In accordance with *Government Auditing Standards*, we have also issued our report dated December 15, 2025 on our consideration of the City's internal control over financial reporting and on the tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the City's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the City's internal control over financial reporting and compliance.



Pat McCarthy, State Auditor

Olympia, WA

December 15, 2025

FINANCIAL SECTION

City of Toppenish **January 1, 2024 through December 31, 2024**

FINANCIAL STATEMENTS

Fund Resources and Uses Arising from Cash Transactions – 2024
Fiduciary Fund Resources and Uses Arising from Cash Transactions – 2024
Notes to Financial Statements – 2024

SUPPLEMENTARY AND OTHER INFORMATION

Schedule of Liabilities – 2024

City of Toppenish
Fund Resources and Uses Arising from Cash Transactions
For the Year Ended December 31, 2024

		Total for All Funds (Memo Only)	001 General	101 Street	103 License Fee
Beginning Cash and Investments					
308	Beginning Cash and Investments	15,784,189	5,331,422	-	209,994
388 / 588	Net Adjustments	(1,104)	(1,104)	-	-
Revenues					
310	Taxes	5,892,256	5,579,509	-	168,439
320	Licenses and Permits	124,634	120,434	4,200	-
330	Intergovernmental Revenues	1,103,158	369,412	168,945	-
340	Charges for Goods and Services	7,678,192	168,864	2,618	-
350	Fines and Penalties	70,982	67,908	-	-
360	Miscellaneous Revenues	856,308	546,995	3,667	-
Total Revenues:		<u>15,725,530</u>	<u>6,853,122</u>	<u>179,430</u>	<u>168,439</u>
Expenditures					
510	General Government	1,691,662	1,691,662	-	-
520	Public Safety	5,177,990	5,136,660	-	-
530	Utilities	6,007,932	-	-	-
540	Transportation	435,358	-	433,649	1,709
550	Natural/Economic Environment	484,870	258,849	-	-
560	Social Services	2,572	2,572	-	-
570	Culture and Recreation	702,271	702,271	-	-
Total Expenditures:		<u>14,502,655</u>	<u>7,792,014</u>	<u>433,649</u>	<u>1,709</u>
Excess (Deficiency) Revenues over Expenditures:		1,222,875	(938,892)	(254,219)	166,730
Other Increases in Fund Resources					
391-393, 596	Debt Proceeds	-	-	-	-
397	Transfers-In	402,129	-	268,797	-
385	Special or Extraordinary Items	-	-	-	-
381, 382, 389, 395, 398	Other Resources	129,069	67,335	-	-
Total Other Increases in Fund Resources:		<u>531,198</u>	<u>67,335</u>	<u>268,797</u>	<u>-</u>
Other Decreases in Fund Resources					
594-595	Capital Expenditures	1,540,372	583,132	14,580	-
591-593, 599	Debt Service	1,595,566	-	-	-
597	Transfers-Out	402,129	129,332	-	268,797
585	Special or Extraordinary Items	-	-	-	-
581, 582, 589	Other Uses	20,997	14,697	-	-
Total Other Decreases in Fund Resources:		<u>3,559,064</u>	<u>727,161</u>	<u>14,580</u>	<u>268,797</u>
Increase (Decrease) in Cash and Investments:		(1,804,991)	(1,598,718)	(2)	(102,067)
Ending Cash and Investments					
50821	Nonspendable	400,706	-	-	-
50831	Restricted	2,740,732	868,093	-	107,927
50841	Committed	169,872	-	-	-
50851	Assigned	7,803,278	-	-	-
50891	Unassigned	2,863,507	2,863,507	-	-
Total Ending Cash and Investments		<u>13,978,095</u>	<u>3,731,600</u>	<u>-</u>	<u>107,927</u>

The accompanying notes are an integral part of this statement.

City of Toppenish
Fund Resources and Uses Arising from Cash Transactions
For the Year Ended December 31, 2024

		106 Tourism Development	108 Cemetery	119 Public Safety Grants	129 Special Investigative Drug Account
Beginning Cash and Investments					
308	Beginning Cash and Investments	97,703	-	161,029	27,814
388 / 588	Net Adjustments	-	-	-	-
Revenues					
310	Taxes	11,594	-	-	-
320	Licenses and Permits	-	-	-	-
330	Intergovernmental Revenues	-	-	-	-
340	Charges for Goods and Services	-	96,914	-	-
350	Fines and Penalties	-	-	-	3,074
360	Miscellaneous Revenues	725	-	90,944	457
Total Revenues:		12,319	96,914	90,944	3,531
Expenditures					
510	General Government	-	-	-	-
520	Public Safety	-	-	37,187	4,143
530	Utilities	-	183,847	-	-
540	Transportation	-	-	-	-
550	Natural/Economic Environment	19,681	-	-	-
560	Social Services	-	-	-	-
570	Culture and Recreation	-	-	-	-
Total Expenditures:		19,681	183,847	37,187	4,143
Excess (Deficiency) Revenues over Expenditures:		(7,362)	(86,933)	53,757	(612)
Other Increases in Fund Resources					
391-393, 596	Debt Proceeds	-	-	-	-
397	Transfers-In	-	90,932	-	-
385	Special or Extraordinary Items	-	-	-	-
381, 382, 389, 395, 398	Other Resources	-	-	-	-
Total Other Increases in Fund Resources:		-	90,932	-	-
Other Decreases in Fund Resources					
594-595	Capital Expenditures	-	-	164,062	23,236
591-593, 599	Debt Service	-	-	-	-
597	Transfers-Out	-	4,000	-	-
585	Special or Extraordinary Items	-	-	-	-
581, 582, 589	Other Uses	-	-	-	-
Total Other Decreases in Fund Resources:		-	4,000	164,062	23,236
Increase (Decrease) in Cash and Investments:		(7,362)	(1)	(110,305)	(23,848)
Ending Cash and Investments					
50821	Nonspendable	-	-	-	-
50831	Restricted	46,926	-	50,724	3,965
50841	Committed	-	-	-	-
50851	Assigned	43,415	-	-	-
50891	Unassigned	-	-	-	-
Total Ending Cash and Investments		90,341	-	50,724	3,965

The accompanying notes are an integral part of this statement.

City of Toppenish
Fund Resources and Uses Arising from Cash Transactions
For the Year Ended December 31, 2024

		157 Cable TV	170 Housing Rehabilitation	225 Community Economic Development	301 REET 1
Beginning Cash and Investments					
308	Beginning Cash and Investments	239,054	603,986	5,537	935,565
388 / 588	Net Adjustments	-	-	-	-
Revenues					
310	Taxes	48,878	-	-	51,723
320	Licenses and Permits	-	-	-	-
330	Intergovernmental Revenues	-	-	-	-
340	Charges for Goods and Services	47,991	-	-	-
350	Fines and Penalties	-	-	-	-
360	Miscellaneous Revenues	2,887	13,311	-	10,349
Total Revenues:		<u>99,756</u>	<u>13,311</u>	<u>-</u>	<u>62,072</u>
Expenditures					
510	General Government	-	-	-	-
520	Public Safety	-	-	-	-
530	Utilities	-	-	-	-
540	Transportation	-	-	-	-
550	Natural/Economic Environment	164,256	42,084	-	-
560	Social Services	-	-	-	-
570	Culture and Recreation	-	-	-	-
Total Expenditures:		<u>164,256</u>	<u>42,084</u>	<u>-</u>	<u>-</u>
Excess (Deficiency) Revenues over Expenditures:		<u>(64,500)</u>	<u>(28,773)</u>	<u>-</u>	<u>62,072</u>
Other Increases in Fund Resources					
391-393, 596	Debt Proceeds	-	-	-	-
397	Transfers-In	-	-	-	-
385	Special or Extraordinary Items	-	-	-	-
381, 382, 389, 395, 398	Other Resources	-	58,134	-	-
Total Other Increases in Fund Resources:		<u>-</u>	<u>58,134</u>	<u>-</u>	<u>-</u>
Other Decreases in Fund Resources					
594-595	Capital Expenditures	4,682	-	-	-
591-593, 599	Debt Service	-	-	-	-
597	Transfers-Out	-	-	-	-
585	Special or Extraordinary Items	-	-	-	-
581, 582, 589	Other Uses	-	-	-	-
Total Other Decreases in Fund Resources:		<u>4,682</u>	<u>-</u>	<u>-</u>	<u>-</u>
Increase (Decrease) in Cash and Investments:		<u>(69,182)</u>	<u>29,361</u>	<u>-</u>	<u>62,072</u>
Ending Cash and Investments					
50821	Nonspendable	-	-	-	-
50831	Restricted	-	633,346	-	997,638
50841	Committed	169,872	-	-	-
50851	Assigned	-	-	5,537	-
50891	Unassigned	-	-	-	-
Total Ending Cash and Investments		<u>169,872</u>	<u>633,346</u>	<u>5,537</u>	<u>997,638</u>

The accompanying notes are an integral part of this statement.

City of Toppenish
Fund Resources and Uses Arising from Cash Transactions
For the Year Ended December 31, 2024

		<u>302 Street Capital</u>	<u>310 REET 2</u>	<u>401 Water</u>	<u>403 Wastewater</u>
Beginning Cash and Investments					
308	Beginning Cash and Investments	245,042	-	2,036,146	3,486,545
388 / 588	Net Adjustments	-	-	-	-
Revenues					
310	Taxes	-	32,113	-	-
320	Licenses and Permits	-	-	-	-
330	Intergovernmental Revenues	179,576	-	-	385,225
340	Charges for Goods and Services	-	-	2,637,781	3,434,997
350	Fines and Penalties	-	-	-	-
360	Miscellaneous Revenues	4,532	-	71,480	60,833
Total Revenues:		<u>184,108</u>	<u>32,113</u>	<u>2,709,261</u>	<u>3,881,055</u>
Expenditures					
510	General Government	-	-	-	-
520	Public Safety	-	-	-	-
530	Utilities	-	-	1,969,261	2,525,138
540	Transportation	-	-	-	-
550	Natural/Economic Environment	-	-	-	-
560	Social Services	-	-	-	-
570	Culture and Recreation	-	-	-	-
Total Expenditures:		<u>-</u>	<u>-</u>	<u>1,969,261</u>	<u>2,525,138</u>
Excess (Deficiency) Revenues over Expenditures:		<u>184,108</u>	<u>32,113</u>	<u>740,000</u>	<u>1,355,917</u>
Other Increases in Fund Resources					
391-393, 596	Debt Proceeds	-	-	-	-
397	Transfers-In	-	-	-	-
385	Special or Extraordinary Items	-	-	-	-
381, 382, 389, 395, 398	Other Resources	-	-	3,600	-
Total Other Increases in Fund Resources:		<u>-</u>	<u>-</u>	<u>3,600</u>	<u>-</u>
Other Decreases in Fund Resources					
594-595	Capital Expenditures	214,195	-	2,383	385,324
591-593, 599	Debt Service	-	-	552,878	1,042,688
597	Transfers-Out	-	-	-	-
585	Special or Extraordinary Items	-	-	-	-
581, 582, 589	Other Uses	-	-	6,300	-
Total Other Decreases in Fund Resources:		<u>214,195</u>	<u>-</u>	<u>561,561</u>	<u>1,428,012</u>
Increase (Decrease) in Cash and Investments:		(30,087)	32,113	182,039	(72,095)
Ending Cash and Investments					
50821	Nonspendable	-	-	-	-
50831	Restricted	-	32,113	-	-
50841	Committed	-	-	-	-
50851	Assigned	214,956	-	2,218,185	3,414,447
50891	Unassigned	-	-	-	-
Total Ending Cash and Investments		<u>214,956</u>	<u>32,113</u>	<u>2,218,185</u>	<u>3,414,447</u>

The accompanying notes are an integral part of this statement.

City of Toppenish
Fund Resources and Uses Arising from Cash Transactions
For the Year Ended December 31, 2024

	405 Solid Waste	510 Equipment Replacement	701 Perpetual Care
Beginning Cash and Investments			
308	Beginning Cash and Investments	253,416	1,774,530
388 / 588	Net Adjustments	-	376,406
Revenues			
310	Taxes	-	-
320	Licenses and Permits	-	-
330	Intergovernmental Revenues	-	-
340	Charges for Goods and Services	1,289,027	-
350	Fines and Penalties	-	-
360	Miscellaneous Revenues	4,654	21,174
	Total Revenues:	1,293,681	24,300
Expenditures			
510	General Government	-	-
520	Public Safety	-	-
530	Utilities	1,329,686	-
540	Transportation	-	-
550	Natural/Economic Environment	-	-
560	Social Services	-	-
570	Culture and Recreation	-	-
	Total Expenditures:	1,329,686	-
	Excess (Deficiency) Revenues over Expenditures:	(36,005)	24,300
Other Increases in Fund Resources			
391-393, 596	Debt Proceeds	-	-
397	Transfers-In	-	42,400
385	Special or Extraordinary Items	-	-
381, 382, 389, 395, 398	Other Resources	-	-
	Total Other Increases in Fund Resources:	-	42,400
Other Decreases in Fund Resources			
594-595	Capital Expenditures	-	148,778
591-593, 599	Debt Service	-	-
597	Transfers-Out	-	-
585	Special or Extraordinary Items	-	-
581, 582, 589	Other Uses	-	-
	Total Other Decreases in Fund Resources:	-	148,778
	Increase (Decrease) in Cash and Investments:	(36,005)	(85,204)
Ending Cash and Investments			
50821	Nonspendable	-	400,706
50831	Restricted	-	-
50841	Committed	-	-
50851	Assigned	217,412	1,689,326
50891	Unassigned	-	-
	Total Ending Cash and Investments	217,412	1,689,326

The accompanying notes are an integral part of this statement.

City of Toppenish
Fiduciary Fund Resources and Uses Arising from Cash Transactions
For the Year Ended December 31, 2024

		Custodial
308	Beginning Cash and Investments	5,839
388 & 588	Net Adjustments	-
310-390	Additions	55,047
510-590	Deductions	54,048
	Net Increase (Decrease) in Cash and Investments:	999
508	Ending Cash and Investments	6,839

The accompanying notes are an integral part of this statement.

CITY OF TOPPENISH
NOTES TO FINANCIAL STATEMENTS
FOR THE YEAR ENDED DECEMBER 31, 2024

Note 1 - Summary of Significant Accounting Policies

The City of Toppenish was incorporated on April 29, 1907; and operates under the laws of the state of Washington applicable to a non-charter code city. The City is a general-purpose local government and provides police, fire, planning and zoning, street maintenance and improvements, cemetery, housing rehabilitation, community development, building, code enforcement, water, sewer, and solid waste.

The City reports financial activity in accordance with the *Cash Basis Budgeting, Accounting and Reporting System (BARS)* Manual prescribed by the State Auditor’s Office under the authority of Washington State law, Chapter 43.09 RCW. This manual prescribes a financial reporting framework that differs from generally accepted accounting principles (GAAP) in the following manner:

- Financial transactions are recognized on a cash basis of accounting as described below.
- Component units are required to be disclosed, but are not included in the financial statements (*see Notes to the Financial Statements*).
- Government-wide statements, as defined in GAAP, are not presented.
- All funds are presented, rather than a focus on major funds.
- The *Schedule of Liabilities* is required to be presented with the financial statements as supplementary information.
- Supplementary information required by GAAP is not presented.
- Ending balances are presented using classifications that are similar to the ending balance classification in GAAP.

A. Fund Accounting

Financial transactions of the government are reported in individual funds. Each fund uses a separate set of self-balancing accounts that comprises its cash and investments, revenues, and expenditures. The government’s resources are allocated to and accounted for in individual funds depending on their intended purpose. Each fund is reported as a separate column in the financial statements, except for fiduciary funds, which are presented by fund types. The total column is presented as “memo only” because any interfund activities are not eliminated. The following fund types are used:

Governmental Fund Types:

General Fund

This fund is the primary operating fund of the government. It accounts for all financial resources except those required or elected to be accounted for in another fund.

Special Revenue Funds

These funds account for specific revenue sources that are restricted or committed to expenditures for specified purposes of the government.

Debt Service Funds

These funds account for the financial resources that are restricted, committed, or assigned to expenditures for principal, interest, and related costs on general long-term debt.

Capital Projects Funds

These funds account for financial resources which are restricted, committed, or assigned for the acquisition or construction of capital facilities or other capital assets.

Permanent Funds

These funds account for financial resources that are legally restricted to the extent that only earnings, and not principal, may be used for purposes that support programs for the benefit of the government or its citizenry.

Proprietary Fund Types:

Enterprise Funds

These funds account for operations that provide goods or services to the general public and are supported primarily through user charges.

Internal Service Funds

These funds account for operations that provide goods or services to other departments or funds of the government on a cost reimbursement basis.

Fiduciary Fund Types:

Fiduciary funds account for assets held by the government in a trustee capacity or as a custodian on behalf of others.

Pension (and Other Employee Benefit) Trust Funds

These funds are used to report fiduciary activities for pension and OPEB plans administered through trust.

Private-Purpose Trust Funds

These funds report all trust arrangements under which principal and income benefit individuals, private organizations, or other governments.

Custodial Funds

These funds are used to account assets that the government holds on behalf of others in a custodial capacity.

B. Basis of Accounting and Measurement Focus

Financial statements are prepared using the cash basis of accounting and measurement focus. Revenues are recognized when cash is received, and expenditures are recognized when paid.

In accordance with state law the City also recognizes expenditures paid during twenty days after the close of the fiscal year for claims incurred during the previous period.

C. Deposits and Investments

See Note 4 - *Deposits and Investments*.

D. Capital Assets

Capital assets are assets with an initial individual cost of more than \$5,000.00 and an estimated useful life in excess of one year. Capital assets and inventory are recorded as capital expenditures when purchased.

E. Compensated Absences

Vacation leave may be accumulated up to 240 hours for the Fraternal Order of Police Officers (FOP), Teamsters representing Records Services, Administrative Services, Development Services, and Public Works, and some exempt staff. Up to 432 hours for the International Association of Firefighters (IAFF), and up to 260 hours for Department Directors. Vacation is payable upon separation or retirement. Sick leave may be accumulated up to 960 hours for all employees except the IAFF members who may accumulate up to 1,440 hours. Upon separation and after completing 10 years of service, or retirement through DRS, employees receive payment of 25% of the unused sick leave, with IAFF members limited to a maximum of 360 hours. Payments are recognized as expenditures when paid.

F. Long-Term Debt

See Note 7 – Long-term Liabilities.

G. Restricted and Committed Portion of Ending Cash and Investments

Beginning and ending cash and investments are reported as restricted or committed when it is subject to restrictions on use imposed by external parties or due to internal commitments established by ordinance. When expenditures that meet restrictions are incurred, the City intends to use the most restricted resources first.

Restrictions and commitments of Ending Cash and Investments consist of:

- 001 General Fund: Restricted funds in the amount of \$868,092.72 that includes: \$577,597.80 which represents funds received from voter approved utility and sales taxes, grant funding and State Shared Revenues to be used for policing, and \$290,494.92 which represents receipts from loan payments for housing rehabilitation loans made available through a Community Development Block Grant.
- 103 Vehicle License Fee Fund: Restricted funds in the amount of \$107,926.64 collected from Vehicle License Fees pursuant to RCW 36.73.065 and RCW 82.80.140 for the transportation improvements that preserve, maintain, operate, and/or improve the existing transportation infrastructure of the City.
- 106 Tourism Fund: Restricted funds in the amount of \$46,925.75 collected from

Lodging Tax for paying all or any part of the cost of tourism promotion, acquisition of tourism-related facilities, or operation of tourism-related facilities per RCW 67.28.181.

- 119 Public Safety Fund: Restricted funds in the amount of \$50,724.23 which represents grants to the City from the Yakama Nation Legends Casino hotel for the purchase of fire truck tools and equipment.
- 129 Special Investigative Drug Account (SIDA) Fund: Restricted funds in the amount of \$3,965.00 which represents funds received from the Investigated Fund Assessment paid by persons convicted of criminal misdemeanors per Ord. 2000-6.
- 157 Mid-Valley Television Fund: Committed funds in the amount of \$213,302.93 which represents franchise fees and utility tax revenues received for the support of the cities of Toppenish, Granger, and Wapato public access channels.
- 170 Housing Rehabilitation Fund: Restricted funds in the amount of \$633,345.92 which represents receipts of loan payments for housing rehabilitation loans made available through a Community Development Block Grant. Loan proceeds can be spent on qualifying purchases that benefit the general population.
- 301 Municipal Capital Improvement Fund: Restricted funds in the amount of \$997,638.29 which represents funds collected from the first quarter real estate excise tax per RCW 82.46.10 and are reserved for financing capital projects specified in the Capital Facilities Plan of the City of Toppenish comprehensive plan.
- 310 REET 2 Fund: Restricted funds in the amount of \$32,112.64 which represents funds collected from the second quarter real estate excise tax per RCW 82.46.10 and are reserved for financing capital projects specified in the Capital Facilities Plan of the City of Toppenish comprehensive plan.
- 631 Custodial Deposits Fund: Restricted funds in the amount of \$6,838.69 which represent court funds that will be remitted to the State office of the Court in 2024.
- 701 Perpetual Care Fund: Un-spendable funds in the amount of \$400,705.64 which represents funds that are reserved for future care of the cemetery and collected through perpetual care fees assessed at time of cemetery plot sales; and interest earned on invested un-spendable income.

Note 2 - Budget Compliance

The City adopts annual appropriated budgets for all funds. These budgets are appropriated at the fund level. The budget constitutes the legal authority for expenditures at that level. Annual appropriations for these funds lapse at the fiscal year end. Annual appropriated budgets are adopted on the same basis of accounting as used for financial reporting. The appropriated and actual expenditures for the legally adopted budgets were as follow:

Fund #	Fund Name	2024 Expenditures	2024 Budget	Difference
001	General	\$ 8,519,175	\$ 9,850,976	\$ 1,331,801
101	Street	\$ 448,229	\$ 497,750	\$ 49,521
103	License Fee	\$ 270,506	\$ 160,000	\$ (110,506)
106	Tourism Development	\$ 19,681	\$ 15,000	\$ (4,681)
108	Cemetery	\$ 187,847	\$ 211,362	\$ 23,515
119	Public Safety Grants	\$ 201,249	\$ -	\$ (201,249)
129	Special Investigative Drug Account	\$ 27,379	\$ 4,600	\$ (22,779)
157	Cable TV	\$ 168,938	\$ 115,800	\$ (53,138)
170	Housing Rehabilitation	\$ 42,084	\$ 73,600	\$ 31,516
225	Community Economic Development Loan	\$ -	\$ -	\$ -
301	REET 1	\$ -	\$ 58,000	\$ 58,000
302	Street Capital	\$ 214,195	\$ 110,000	\$ (104,195)
310	REET 2	\$ -	\$ -	\$ -
401	Water	\$ 2,524,522	\$ 2,971,027	\$ 446,505
403	Wastewater	\$ 3,953,150	\$ 3,406,370	\$ (546,780)
405	Solid Waste	\$ 1,329,686	\$ 1,523,571	\$ 193,885
510	Equipment Replacement	\$ 148,778	\$ 272,400	\$ 123,622
701	Perpetual Care	\$ -	\$ 15,000	\$ -

Budgeted amounts are authorized to be transferred between departments within any fund/object classes within departments; however, any revisions that alter the total expenditures of a fund, or that affect the number of authorized employee positions, salary ranges, hours, or other conditions of employment must be approved by the City's legislative body.

Note 3 – COVID-19 Pandemic

In February 2020, the Governor of the state of Washington declared a state of emergency in response to the spread of COVID-19. Precautionary measures to slow the spread of the virus continued throughout 2021. These measures included limitations on business operations, public events, gatherings, travel, and in-person interactions.

The city received and has spent money intended to mitigate the effects of the COVID-19 Pandemic. The city continues to work to address the continued effects of the COVID-19 Pandemic including inflation.

Note 4 – Deposits and Investments

Investments are reported at original cost. Deposits and investments by type on December 31, 2024, are as follows:

Financial Institution	City's Own Deposits and Investments	Deposits and investments held by the City as custodian for other governments, individuals, or private organizations		
Heritage Bank (Main Bank Account)	\$ 375,134	\$ 6,839	\$	381,972
Local Governmnet Investment Pool	\$ 12,849,646		\$	12,849,646
Morgan Stanley Investments	\$ 141,087		\$	141,087
US Bank Bond Investments	\$ 600,000		\$	600,000
Total	\$ 13,965,867	\$ 6,839	\$	13,972,705

Prorated to the various funds.

Investments in the State Local Government Investment Pool (LGIP)

The City is a voluntary participant in the Local Government Investment Pool, an external investment pool operated by the Washington State Treasurer. The pool is not rated and not registered with the SEC. Rather, oversight is provided by the State Finance Committee in accordance with Chapter 43.250 RCW. Investments in the LGIP are reported at amortized cost, which is the same as the value of the pool per share. The LGIP does not impose any restrictions on participant withdrawals.

The Office of the State Treasurer prepares a stand-alone financial report for the pool. A copy of the report is available from the Office of the State Treasurer, PO Box 40200, Olympia, Washington 98504-0200, online at www.tre.wa.gov.

Custodial Credit Risk

Custodial credit risk for deposits is the risk that, in event of a failure of a depository financial institution, the City would not be able to recover deposits or would not be able to recover collateral securities that are in possession of an outside party. The City deposits and certificates of deposit are mostly covered by federal depository insurance (FDIC) or by collateral held in a multiple financial institution collateral pool administered by the Washington Public Deposit Protection Commission (PDPC).

All investments are insured, registered, or held by the City, or its agent in the government’s name.

Note 5 – Component Unit(s), Joint Ventures, and Related Parties

The Cities of Toppenish, Wapato, and Granger, Washington, have adopted a Cable Television (CATV) franchise ordinance within their respective jurisdictions. The CATV ordinance provides for the payment of franchise fees to each city and town being a party to the Interlocal Agreement for Administration of Finances for the Cable TV Franchises in an amount equal to 5% of the cable television company's gross revenues from all sources attributable to the operations of the cable television company within the confines of each respective jurisdiction. As an additional source of revenue, each City and Town pays an amount equal to the amount collected as public utility taxes. The fees are used to administer the franchise as well as to further the development of public and community uses of cable television within each of the respective jurisdictions. To provide for a cooperative and efficient administration of the franchise among the various jurisdictions, the parties have agreed that the City of Toppenish shall provide financial management services to the Cable Regulation Board and administer the budget. The cities pay the fees to the Cable Television

Fund of the City of Toppenish out of which are paid costs, debts, and expenses incurred in the administration of the franchise and local access as approved by the Cable Regulation Board.

Note 6 - Leases

The City utilizes Leases for a few buildings, supplies, and equipment including:

- A building from Mobile Modular for \$14,870 per month under a two year lease agreement. The lease began in 2022 and will end 2025 and does not include options to cancel/purchase/etc.
- A few leases with AXON for Police SBITA, Body Cameras, Fleet cameras, and Room cameras with 5-year terms that end in 2026 or 2027 and annual payments of \$59,757

The City entered into two leases in FY24:

- Citywide printers through LEAF for a 5-year term with monthly payments of \$2,062.88
- Citywide phones through Lumen for a 5-year term with monthly payments of \$1,057.98

Year Ending December 31	Total
2024	\$223,070.00
2025	\$238,101.86
2026	\$43,453.96
2027	\$37,449.96
2028	\$37,449.96
2029	\$36,292.01

Note 7 – Long-Term Liabilities

The accompanying Schedule of Liabilities (9) provides more details of the outstanding debt and liabilities of the City and summarizes the City’s debt transactions for the year ended December 31, 2024.

The debt service requirements for general obligation bonds, revenue bonds and Federal Loans are as follows:

Year	Principal	Interest	Total
2025	\$ 1,279,432	\$ 125,626	\$ 1,405,058
2026	\$ 1,242,760	\$ 118,204	\$ 1,360,964
2027	\$ 1,247,200	\$ 110,957	\$ 1,358,156
2028	\$ 1,251,704	\$ 103,666	\$ 1,355,370
2029-2033	\$ 4,312,000	\$ 421,243	\$ 4,733,243
2034-2038	\$ 2,445,237	\$ 284,219	\$ 2,729,456
2039-2062	\$ 3,886,122	\$ 530,887	\$ 4,417,009
	\$ 15,664,456	\$ 1,694,801	\$ 17,359,257

Note 8 – OPEB Plans

The LEOFF I Retiree Medical Plan is a closed, single-employer, defined-benefit OPEB plan administered by the City of Toppenish as required by RCW 45.26. The plan pays for 100% of eligible retirees’ healthcare costs on a pay-as-you-go basis. As of December 31, 2024, the plan had five retired members. The City has an Actuarial Valuation Report that is prepared annually. The OPEB liability as of December 31, 2023, is \$ 1,247,509. In 2023, the City paid \$103,770 in retiree benefits.

Note 9 – Pension Plans

A. State Sponsored Pension Plans

All City full-time and qualifying part-time employees participate in the following statewide retirement systems administered by the Washington State Department of Retirement Systems (DRS), under cost-sharing, multiple-employer public employee defined benefit and defined contribution retirement plans:

- Public Employees’ Retirement System (PERS)
- Law Enforcement Officers’ and Fire Fighters’ Retirement System (LEOFF)

The State Legislature establishes, and amends, laws pertaining to the creation and administration of all public retirement systems.

The Department of Retirement Systems, a department within the primary government of the State of Washington, issues a publicly available comprehensive annual financial report that includes financial statements and required supplementary information for each plan. The DRS comprehensive annual financial report may be obtained by writing to:

Department of Retirement Systems
 Communications Unit
 P.O. Box 48380
 Olympia, WA 98540-8380

Also, the DRS comprehensive annual financial report may be downloaded from the DRS website at www.drs.wa.gov.

The City also participates in the Volunteer Fire Fighters’ and Reserve Officers’ Relief and Pension Fund (VFFRPF) administered by the State Board for Volunteer Fire Fighters and Reserve Officers. Detailed information about the plan is included in the State of Washington CAFR available from the Office of Financial Management website at www.ofm.wa.gov.

On June 30, 2024, (the measurement date of the plans), the City’s proportionate share of the collective net pension liabilities, as reported on the Schedule of Liabilities, was as follows:

*PERS 1 includes UAAL

Plan	Employer Contributions	Allocation %	Liability (Asset)
PERS 1	\$ 68,151	0.011385%	\$ 202,293
PERS 2/3	\$ 145,151	0.014747%	\$ (486,146)
LEOFF 1	\$ -	0.014099%	\$ (400,960)
LEOFF 2	\$ 101,157	0.041288%	\$ (773,219)

LEOFF Plan 1

The City also participates in LEOFF Plan 1. The LEOFF Plan 1 is fully funded, and no further employer contributions have been required since June 2000. If the plan becomes underfunded, funding of the remaining liability will require new legislation. Starting on July 1, 2000, employers and employees contribute zero percent.

LEOFF Plan 2

The City also participates in the LEOFF Plan 2. The Legislature, by means of a special funding arrangement, appropriates money from the state general fund to supplement the current service liability and fund the prior service costs of Plan 2 in accordance with the recommendations of the Pension Funding Council and the LEOFF Plan 2 Retirement Board. This special funding situation is not mandated by the state constitution and could be changed by statute.

B. Local Government Pension Plans

The City of Toppenish is the administrator of the Firefighter’s Relief and Pension Plan – 1995 Act., a closed, single-employer, defined benefit pension plan established under RCW 41.18. As of December 31, 2023, membership consisted of one retired firefighter and two widows who are eligible for benefits from both the Firefighter’s Relief and Pension Plan and LEOFF 1.

The net Pension Liability as of December 31, 2024, is \$0.00 as reported on the Schedule 9 (Liabilities). This is the result of monthly amount the retirees (one retired firefighter and two widows) receive from their respective LEOFF I retirement exceeding the amount the retiree would have received from the Firefighter’s Relief and Pension Plan. If the amount of the Firefighter’s Pension were to exceed the amount of the LEOFF I retirement, the City would pay the difference.

In 2024, the City did not pay any pension.

Note 10 - Property Tax.

The county treasurer acts as an agent to collect property tax levied in the county for all taxing authorities. Collections are distributed after the end of each month.

Property Tax Calendar	
January 1	Tax is levied and becomes an enforceable lien against the properties.
February 14	Tax bills are mailed
April 30	First of two equal installment payments are due
May 31	Assessed value of property established for next year's levy at 100 percent of market value.
October 31	Second installment is due

Property tax revenues are recognized when cash is received by the City. Delinquent taxes are considered fully collectible because a lien affixes to the property after tax is levied.

The City's regular levy for the year 2024 was \$1.58666513 per \$1,000 on an assessed valuation of \$578,156,242 for a total regular levy of \$917,340.35.

Note 11 – Risk Management

The city of Toppenish is a member of the Washington Cities Insurance Authority (WCIA). Utilizing Chapter 48.62 RCW (self-insurance regulation) and Chapter 39.34 RCW (Interlocal Cooperation Act), nine cities originally formed WCIA on January 1, 1981. WCIA was created for the purpose of providing a pooling mechanism for jointly purchasing insurance, jointly self-insuring, and / or jointly contracting for risk management services. As of December 31, 2024, WCIA had a total of 168 members.

New members initially contract for a three-year term, and thereafter automatically renew on an annual basis. A one-year withdrawal notice is required before membership can be terminated. Termination does not relieve a former member from its unresolved loss history incurred during membership.

Liability coverage is written on an occurrence basis, without deductibles. Coverage includes general, automobile, police, errors or omissions, stop gap, employment practices, prior wrongful acts, and employee benefits liability. Limits are \$4 million per occurrence in the self-insured layer, and \$16 million in limits above the self-insured layer is provided by reinsurance. Total limits are \$20 million per occurrence subject to aggregates and sublimits. The Board of Directors determines the limits and terms of coverage annually.

All Members are provided a separate cyber risk policy and premises pollution liability coverage group purchased by WCIA. The cyber risk policy provides coverage and separate limits for security & privacy, event management, and cyber extortion, with limits up to \$1 million and subject to member deductibles, sublimits, and a \$5 million pool aggregate. Premises pollution liability provides Members with a \$2 million incident limit and \$10 million pool aggregate subject to a \$100,000 per incident Member deductible.

Insurance for property, automobile physical damage, fidelity, inland marine, and equipment breakdown coverage are purchased on a group basis. Various deductibles apply by type of coverage. Property coverage is self-funded from the members' deductible to \$1,000,000, for all perils other than flood and earthquake, and insured above that to \$400 million per occurrence subject to aggregates and sublimits. Automobile physical damage coverage is self-funded from the members' deductible to \$250,000 and insured above that to \$100 million per occurrence subject to aggregates and sublimits.

In-house services include risk management consultation, loss control field services, and claims and litigation administration. WCIA contracts for certain claims investigations, consultants for personnel and land use issues, insurance brokerage, actuarial, and lobbyist services.

WCIA is fully funded by its members, who make annual assessments on a prospectively rated basis, as determined by an outside, independent actuary. The assessment covers loss, loss adjustment, reinsurance and other administrative expenses. As outlined in the interlocal, WCIA retains the right to additionally assess the membership for any funding shortfall.

An investment committee, using investment brokers, produces additional revenue by investment of WCIA's assets in financial instruments which comply with all State guidelines.

A Board of Directors governs WCIA, which is comprised of one designated representative from each member. The Board elects an Executive Committee and appoints a Treasurer to provide general policy direction for the organization. The WCIA Executive Director reports to the Executive Committee and is responsible for conducting the day to day operations of WCIA.

Note 12 – Health & Welfare

The City of Toppenish is a member of the Association of Washington Cities Employee Benefit Trust Health Care Program (AWC Trust HCP). Chapter 48.62 RCW provides that two or more local government entities may, by Interlocal agreement under Chapter 39.34 RCW, form together or join a pool or organization for the joint purchasing of insurance, and/or joint self-insurance, to the same extent that they may individually purchase insurance or self-insure.

An agreement to form a pooling arrangement was made pursuant to the provisions of Chapter 39.34 RCW, the Interlocal Cooperation Act. The AWC Trust HCP was formed on January 1, 2014, when participating cities, towns, and non-city entities of the AWC Employee Benefit Trust in the State of Washington joined together by signing an Interlocal Governmental Agreement to jointly self-insure certain health benefit plans and programs for participating employees, their covered dependents and other beneficiaries through a designated account within the Trust.

As of December 31, 2024, 268 cities/towns/non-city entities participate and have enrollment in the AWC Trust HCP.

The AWC Trust HCP allows members to establish a program of joint insurance and provides health and welfare services to all participating members.

In April 2020, the Board of Trustees adopted a large employer policy, requiring newly enrolling groups with 600 or more employees to submit medical claims experience data in order to receive a quote for medical coverage. Outside of this, the AWC Trust HCP pools claims without regard to individual member

experience. The pool is actuarially rated each year with the assumption of projected claims run-out for all current members.

The AWC Trust HCP includes medical, dental and vision insurance through the following carriers: Kaiser Foundation Health Plan of Washington, Kaiser Foundation Health Plan of Washington Options, Inc., Regence BlueShield, Asuris Northwest Health, Delta Dental of Washington, Willamette Dental Group, and Vision Service Plan. Eligible members are cities and towns within the state of Washington. Non-City Entities (public agency, public corporation, intergovernmental agency, or political subdivision within the state of Washington) are eligible to apply for coverage into the AWC Trust HCP, submitting application to the Board of Trustees for review as required in the Trust Agreement.

Participating employers pay monthly premiums to the AWC Trust HCP. The AWC Trust HCP is responsible for payment of all covered claims. In 2024, the AWC Trust HCP purchased medical stop loss insurance for Regence/Asuris and Kaiser plans at an Individual Stop Loss (ISL) of \$2 million through United States Fire Insurance Company. The aggregate policy is for 200% of expected medical claims.

Participating employers contract to remain in the AWC Trust HCP for a minimum of three years. Participating employers with over 250 employees must provide written notice of termination of all coverage a minimum of 12 months in advance of the termination date, and participating employers with under 250 employees must provide written notice of termination of all coverage a minimum of 6 months in advance of termination date. When all coverage is being terminated, termination will only occur on December 31. Participating employers terminating a group or line of coverage must notify the AWC Trust HCP a minimum of 60 days prior to termination. A participating employer's termination will not obligate that member to past debts, or further contributions to the AWC Trust HCP. Similarly, the terminating member forfeits all rights and interest to the AWC Trust HCP Account.

The operations of the Health Care Program are managed by the Board of Trustees or its delegates. The Board of Trustees is comprised of four regionally elected officials from Trust member cities or towns, the Employee Benefit Advisory Committee Chair and Vice Chair, and two appointed individuals from the AWC Board of Directors, who are from Trust member cities or towns. The Trustees or its appointed delegates review and analyze Health Care Program related matters and make operational decisions regarding premium contributions, reserves, plan options and benefits in compliance with Chapter 48.62 RCW. The Board of Trustees has decision authority consistent with the Trust Agreement, Health Care Program policies, Chapter 48.62 RCW and Chapter 200-110-WAC.

The accounting records of the AWC Trust HCP are maintained in accordance with methods prescribed by the State Auditor's office under the authority of Chapter 43.09 RCW. The AWC Trust HCP also follows applicable accounting standards established by the Governmental Accounting Standards Board ("GASB"). In 2018, the retiree medical plan subsidy was eliminated, and is noted as such in the report for the fiscal year ending December 31, 2018. Year-end financial reporting is done on an accrual basis and submitted to

the Office of the State Auditor as required by Chapter 200-110 WAC. The audit report for the AWC Trust HCP is available from the Washington State Auditor’s office.

Note 13 – Subscription Based Information Technology Arrangements (SBITA)

The City makes subscription payments of \$4,156.00 per year to Axon Enterprise, Inc for access to Evidence.com and other software related to body cameras, fleet cameras, and interview room cameras. The SBITA contract is for 64 months starting in October of 2021.

The total amount paid for SBITAs in 2024 was \$4,156.50. As of December 31, 2024, the future SBITA payments are as follows:

- 2025 - \$4,156.50
- 2026 - \$1,404.00

The City’s SBITA lease is included in the lease line item of Schedule 9.

Note 14 – Other Disclosures

A. Construction Commitment

The City has active construction projects as of December 31, 2024. The projects include:

Project	Spent to Date	Remaining Commitment
Jackson Street Extension: Design Funding: STPUS-6423(001)	\$152,428	\$49,188
Jackson/Juniper Streets Reconstruction. TIB-8-4-178(006)-1	\$246,214	\$1,140,146
Public Safety Building Purchase and Rehabilitation	\$285,457	\$1,500,000

B. Litigation or Potential Litigation:

- The City has one open liability claims:
 - i. Juan Cortez-Vega v. City of Toppenish – Public Safety Emergency Response.

C. Special items

- The City purchased property at 220 West 1st Avenue for the purpose of a new Police Facility in the amount of \$235,000.
- The City began implementing new ERP Financial software, Tyler Incode, on December

16th 2024.

Note 15 – Accounting Changes and Error Correction

- A. The City has identified two errors from previous year transactions that have been corrected in this report. The first error is a combination of an IRS overpayment of \$873.60 in December of 2023, and a double payment to the vendor Invoice Cloud of \$436.60 also occurring in 2023. The correction for these two items was reflected in the previous annual report, but the transaction was recorded in January of 2024 rather than in 2023. Both amounts were General Fund items recorded as negative \$1,310.20. The second error was a Q3 2023 PFML payment correction adjustment that was entered into 2023 after 2023 had already been closed. This correction amount is \$205.59, hitting the general fund.

12/31/2023 Cash Balance as Previously Reported	Error Correction	12/31/2023 Cash Balance adjusted
	\$ (1,310)	
	\$ 206	
\$ 15,784,189	\$ (1,104)	\$ 15,783,085

- B. The 2023 Annual Report reported its lease obligation at \$120,271, this did not include some lease agreements that are now included in the 2024 report including:
- AXON Body Cameras, Fleet Cameras, and Interview Cameras
 - MVTV Building

**City of Toppenish
Schedule of Liabilities
For the Year Ended December 31, 2024**

ID. No.	Debt ID Title	Description	Due Date	Beginning Balance	Additions	Reductions	Ending Balance
General Obligation Debt/Liabilities							
263.56	Leases, SBITA, and PPPs	Leases	12/31/2029	261,227	354,690	223,070	392,847
263.81	Loans and other obligations to the federal government or other out-of-state governments	USDA RD Loan	5/8/2062	4,144,413	-	80,246	4,064,167
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DOE/SRF: WWTP Upgrade # L0800015	10/30/2030	3,128,616	-	446,945	2,681,671
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DOE/Sewer Plan & Camera/Van #EL150107	8/1/2037	58,566	-	3,645	54,921
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DOE/Penny Lane LS & Sewers #EL170039	7/1/2040	735,538	-	55,150	680,388
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DOE/CWSRF #EL190340 Citywide Sewer Rehab	7/1/2042	3,793,329	-	255,882	3,537,447
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DWSRF #03-65103-051-Telemetry System Impr	10/1/2024	7,100	-	7,100	-
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DWSRF #DM07-952-031-Well No. 9	10/1/2028	675,683	-	135,136	540,547
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DWSRF #DM12-952-104-2013 Water System Impr	10/1/2033	594,126	-	59,413	534,713
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DWSRF #DM12-952-105-1.7 MG Reservoir	10/1/2034	1,934,973	-	175,907	1,759,066
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DWSRF #DM13-952-151-2014 Water System Impr	10/1/2036	568,650	-	43,742	524,908
263.83	Loans and other obligations to Washington state agencies (Except LOCAL and PWTF loans)	DWSRF #DWL23489-Well No. 5	10/1/2049	1,223,589	-	81,573	1,142,016

City of Toppenish
Schedule of Liabilities
For the Year Ended December 31, 2024

ID. No.	Debt ID Title	Description	Due Date	Beginning Balance	Additions	Reductions	Ending Balance
263.87	Public Works Trust Fund (PWTF) Loans	PWTF #7-PW-05-694-PRE-138-WWTP Upgrade	7/1/2025	82,093	-	41,047	41,046
Total General Obligation Debt/Liabilities:				17,207,903	354,690	1,608,856	15,953,737
Revenue and Other (non G.O.) Debt/Liabilities							
259.12	Compensated Absences	Compensated Absences	12/31/2024	347,928	522,930	-	870,858
264.30	Pension Liabilities	Pension Liability	12/31/2024	266,304	4,140	68,151	202,293
264.40	OPEB Liabilities	Other Post Employment Benefits	12/31/2024	1,175,464	72,045	-	1,247,509
Total Revenue and Other (non G.O.) Debt/Liabilities:				1,789,696	599,115	68,151	2,320,660
Total Liabilities:				18,997,599	953,805	1,677,007	18,274,397

ABOUT THE STATE AUDITOR'S OFFICE

The State Auditor's Office is established in the Washington State Constitution and is part of the executive branch of state government. The State Auditor is elected by the people of Washington and serves four-year terms.

We work with state agencies, local governments and the public to achieve our vision of increasing trust in government by helping governments work better and deliver higher value.

In fulfilling our mission to provide citizens with independent and transparent examinations of how state and local governments use public funds, we hold ourselves to those same standards by continually improving our audit quality and operational efficiency, and by developing highly engaged and committed employees.

As an agency, the State Auditor's Office has the independence necessary to objectively perform audits, attestation engagements and investigations. Our work is designed to comply with professional standards as well as to satisfy the requirements of federal, state and local laws. The Office also has an extensive quality control program and undergoes regular external peer review to ensure our work meets the highest possible standards of accuracy, objectivity and clarity.

Our audits look at financial information and compliance with federal, state and local laws for all local governments, including schools, and all state agencies, including institutions of higher education. In addition, we conduct performance audits and cybersecurity audits of state agencies and local governments, as well as state whistleblower, fraud and citizen hotline investigations.

The results of our work are available to everyone through the more than 2,000 reports we publish each year on our website, www.sao.wa.gov. Additionally, we share regular news and other information via an email subscription service and social media channels.

We take our role as partners in accountability seriously. The Office provides training and technical assistance to governments both directly and through partnerships with other governmental support organizations.

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(866) 902-3900
- Email:
webmaster@sao.wa.gov

Meeting Date: February 9, 2026
Subject: AB 26-13: [Proposed] Ordinance No. 2026-04, TMC 1.24.020, 15.01.060.
Attachments: 1. Ordinance No. 2026-04, TMC 1.24.020 15.01.060
Presented By: Daniel Heid, City Attorney
**Approved for
Agenda By:** Dan Ford, City Manager

Discussion:

During the February 2, 2026, study session, staff presented a proposed ordinance to clarify enforceability and to designate violations of the International Building Code and related building codes as misdemeanors, as recommended by the Municipal Court Prosecuting Attorney.

The Toppenish municipal code provides for various different requirements and for penalties in instances of violations or failure to comply. Among the code provisions requiring compliance, are the international building code and building related codes. Questions have surfaced with respect to what the status of violations of these codes are. It is appropriate to clarify their status in the code.

Staff recommends adoption of Ordinance No. 2026-04.

Fiscal Impact:

Recommendation:

Adopt Ordinance No. 2026-04 creating TMC 1.24.020 and amending TMC 15.01.060

Alternatives:

ORDINANCE NO. 2026-04

AN ORDINANCE OF THE CITY OF TOPPENISH, WASHINGTON CREATING A NEW SECTION 1.24.020 OF THE TOPPENISH MUNICIPAL CODE RELATING TO ENFORCEMENT OF CIVIL AND CRIMINAL VIOLATIONS, AND AMENDING SECTION 15.01.060 OF THE TOPPENISH MUNICIPAL CODE RELATING TO VIOLATIONS OF BUILDING CODES, PROVIDING FOR A SEVERABILITY CLAUSE AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the current provisions of the Toppenish Municipal Code (TMC) provide for various violations and penalties, including violations and penalties relating to the building-related codes adopted and included in Chapter 15.01 TMC, including:

- The International Building Code (IBC) [TMC 15.01.010 (A)(1)];
- The International Residential Code (IRC) [TMC 15.01.010 (A)(2)];
- The International Mechanical Code (IMC) [TMC 15.01.010 (A)(3)];
- The International Fire Code (IFC) [TMC 15.01.010 (A)(4)];
- The Uniform Plumbing Code and Uniform Plumbing Code Standards [TMC 15.01.010 (A)(5)];
- The Washington State Energy Code (including WAC Chapters 51-11C and 51-11R) [TMC 15.01.010 (a)(6)];
- The International Property Maintenance Code (IPMC) [TMC 15.01.020];
- The International Existing Building Code (IEBC) [TMC 15.01.030]; and

WHEREAS, because such violations could be criminal or civil, and could be misdemeanors, or gross misdemeanors - if criminal - it is appropriate to clarify the language of the TMC to make sure that there is no misunderstanding or confusion in this regard; and,

WHEREAS, it is thus appropriate to amend the language of Section 15.01.060 TMC to specify the category of violations and penalties for the above-referenced building-related codes.

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

Section 1. Creation of New Section to TMC Chapter 1.24. That a New Section 1.24.020 TMC is hereby created to read as follows:

1.24.020 – Enforcement of civil and criminal violations.

A. Any Law Enforcement Officer shall have all power and authority to take action to enforce any civil or criminal violation of the Toppenish Municipal Codes in accordance with the laws of the state of Washington and the ordinances of the city.

B. The Fire Code Official of the city or designees shall have all power and authority to take action to enforce any civil or criminal violation of the Toppenish Municipal Codes (TMC) as set forth in TMC Chapter 15.01, in accordance with the laws of the state of Washington and the ordinances of the city.

C. For the purposes hereof, "Law enforcement officer" means, refers to and includes, any general authority, limited authority, or specially commissioned Washington peace officer or federal peace officer as those terms are defined in RCW

10.93.020, and other public officers who are directed to enforce and are responsible for enforcement of: fire, building, zoning, and life and safety codes and other codes of the city for which there are civil and criminal penalties for violations thereof.

Section 2. Amendment to TMC Section 15.01.060. That TMC Section 15.01.060 is hereby amended to read as follows:

15.01.060 Unlawful acts and violations — Penalties.

A. It is unlawful for any person, entity, firm or corporation to erect, construct, alter, repair, move, remove, convert, demolish, equip, use, occupy or maintain any building, structure or other construction or cause to permit the same to be done, in violation of this chapter.

B. Any person, entity, firm or corporation who violates any provisions of this chapter or who erects, constructs, alters, repairs, moves, removes, converts, demolishes, equips, uses, occupies or maintains any building or structure that is in violation of approved construction documents, directives of the building and/or code officials, or a permit or certificate issued under the codes adopted pursuant to this chapter shall be ~~subject to~~ guilty of a misdemeanor punishable in accordance with the penalties set forth in Chapter 1.24 TMC or as otherwise provided in law. Ord. 2020-10 § 1, 2020).

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be unconstitutional or unlawful by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this section or TMC Chapter 15.01.

Section 4. Effective date. This Ordinance shall be effective five (5) days after publication as required by law.

PASSED by the Toppenish City Council at its regular meeting held on the 9th day of February, 2026.

ATTEST:

ELPIDIA SAAVEDRA, Mayor

HEIDI RIOJAS, CMC, CITY CLERK

APPROVED AS TO FORM:

DANIEL B. HEID, City Attorney

Date of Publication: _____