

**CITY COUNCIL AGENDA ITEM**  
CITY OF SHORELINE, WASHINGTON

|                      |                                                                                                                                                                                                  |
|----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>AGENDA TITLE:</b> | Adoption of Resolution No. 370 – Policy to Prohibit Discrimination on the Basis of Sex as Required by RCW 49.60                                                                                  |
| <b>DEPARTMENT:</b>   | Parks, Recreation and Cultural Services                                                                                                                                                          |
| <b>PRESENTED BY:</b> | Mary Reidy, Recreation Superintendent                                                                                                                                                            |
| <b>ACTION:</b>       | <input type="checkbox"/> Ordinance <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Motion<br><input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing |

**PROBLEM/ISSUE STATEMENT:**

In 2009 the Washington State Legislature added two new sections to state law (RCW 49.60.500 and 49.60.505), requiring the adoption of a policy that specifically prohibits discrimination against any person on the basis of sex in the operation, conduct or administration of community athletic programs for youth or adults. In addition, these new sections expressly require that third parties utilizing the City of Shoreline's facilities for community athletic programs prohibit discrimination on the basis of sex. Due to the fact that this policy would impact renters of City facilities, the policy must be approved via Council resolution. Proposed Resolution No. 370 provides for this Council approval.

**RESOURCE/FINANCIAL IMPACT:**

There is no financial or resource impact anticipated with the adoption of proposed Resolution No. 370.

**RECOMMENDATION**

Staff recommends that Council adopt Resolution No. 370.

Approved By:            City Manager **DT**    City Attorney **MK**

## **BACKGROUND**

In 2009 the Washington State Legislature added two new sections to state law (RCW 49.60.500 and 49.60.505), requiring the adoption of a policy that specifically prohibits discrimination against any person on the basis of sex in the operation, conduct or administration of community athletic programs for youth or adults. In addition, these new sections expressly require that third parties utilizing the City of Shoreline's facilities for community athletic programs prohibit discrimination on the basis of sex.

## **DISCUSSION**

Proposed Resolution No. 370 would provide for the adoption of a City policy that addresses the requirement for the third party compliance with state law. Due to the fact that this policy impacts renters of City facilities, the policy must be approved via Council resolution. Staff reviewed other municipalities' Gender Equity Policies when developing the proposed policy. A summary of this policy and contact individual (as required by 49.60.505) will now be included in the City of Shoreline Recreation Guide, in rental contracts and on the City's website. There has been no indication of any discrimination by renters of City facilities to date.

## **RESOURCE/FINANCIAL IMPACT**

There is no financial or resource impact anticipated with the adoption of proposed Resolution No. 370.

## **RECOMMENDATION**

Staff recommends that Council adopt Resolution No. 370.

## **ATTACHMENTS**

Attachment A - Resolution No. 370

Attachment B - Gender Equity Policy

**RESOLUTION NO. 370**

**A RESOLUTION OF THE CITY OF SHORELINE, WASHINGTON, ADOPTING A POLICY PROHIBITING DISCRIMINATION ON THE BASIS OF SEX AS REQUIRED BY RCW 49.60.505.**

WHEREAS, the City of Shoreline operates community athletic programs and permits third parties to utilize its facilities for this purpose; and

WHEREAS, in 2009 the Washington State Legislature added two new sections to RCW 49.60, now codified at RCW 49.60.500 and 49.60.505; and

WHEREAS, RCW 49.60.505 requires the adoption of a policy that specifically prohibits discrimination against any person on the basis of sex in the operation, conduct, or administration of community athletic programs for youth or adult; and

WHEREAS, RCW 49.60.505 expressly requires that third parties utilizing the City of Shoreline's facilities for community athletic programs prohibit discrimination on the basis of sex; and

WHEREAS, the City Council desires to adopt a policy in conformance with RCW 49.60.505;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON HEREBY RESOLVES AS FOLLOWS:**

**Section 1. Policy Enacted.** The City of Shoreline Gender Equity Policy, filed with the City Clerk under Receiving No. 7944 and attached hereto, is adopted.

**ADOPTED BY THE CITY COUNCIL ON MAY 11, 2015.**

\_\_\_\_\_  
Mayor Shari Winstead

**ATTEST:**

\_\_\_\_\_  
Jessica Simulcik Smith  
City Clerk

## Shoreline Administrative Rules

### Gender Equity Policy

|                                                                  |                                                                                                     |
|------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|
| <b>Category and Number:</b><br>General Provisions                | <b>Receiving Number:</b><br>7944                                                                    |
| <b>Code and Statutory Authority:</b><br>RCW 49.60.500; 49.60.505 | <b>Authorized:</b><br>Effective Date: May 11, 2015<br>By: Shoreline City Council Resolution No. 370 |
| <b>Supersedes:</b><br>N/A                                        |                                                                                                     |

#### 1.0 PURPOSE

The purpose of this policy is to establish policy and procedure to provide equal access to public community athletic programs and park facilities by prohibiting discrimination on the basis of sex as required by RCW 49.60.505.

#### 2.0 BACKGROUND

Title IX of the Education Amendments of 1972 to the 1964 Civil Rights Act is a federal statute created to prohibit sex discrimination in education programs that receive federal financial assistance. Nearly every educational institution is a recipient of federal funds, and therefore is required to comply with Title IX.

In 2009, the Washington State Legislature added two new sections to RCW 49.60. These sections, now codified at RCW 49.60.500 and 49.60.505, require the adoption of a policy that specifically prohibits discrimination against any person on the basis of sex in the operation, conduct, or administration of community athletics program for youth or adults. This same legislative action amended RCW 35A.21 so as to apply these provisions to the community athletic programs administered by Shoreline.<sup>1</sup>

In addition, this legislation expressly requires that third parties utilizing Shoreline's facilities for a community athletic program prohibit discrimination on the basis of sex.

#### 3.0 POLICY

The City of Shoreline prohibits sex discrimination in the operation, conduct, or administration of community athletics programs for youth or adults. Third parties who receive leases or permits from the City of Shoreline for a community athletic program are also prohibited from discriminating on the basis of sex.

---

<sup>1</sup> RCW 35A.21.350.

#### **4.0 DEFINITIONS**

“City” – City of Shoreline.

“Community Athletic Programs” – Any athletic program that is organized for the purposes of training for and engaging in athletic activity and competition that is in any way operated, conducted, administered or supported by the City of Shoreline.

#### **5.0 PROCEDURE**

1. Community Athletic Programs operated, conducted, or administered by the City will be done so in a manner that promotes equal opportunities for females and males.
2. The City Parks, Recreation and Cultural Services Department will allocate and schedule its Facilities in a manner that provides equal access to all Community Athletic Programs.
3. This policy will be added as a provision to all lease or use agreements administered by the City Parks, Recreation and Cultural Services Department.
4. The City will not issue a lease or permit for use of any of its Facility to a third party that discriminates against any person on the basis of sex in the operation, conduct, or administration of a Community Athletic Program.
5. The City retains the right to terminate any contract or permit should it be determined the third party is violating this policy. In addition, the City retains the right to preclude the same third party from future rentals and permits.
6. This policy will be posted on the City website, along with the name, office address and office telephone number of employee and/or responsible official for carrying out compliance with this policy.
7. This policy, and the name, office address and office telephone number of employee and/or responsible official for carrying out compliance with this policy will be included in all City publications that contain information about athletic programs or facilities operated or administered by the City.

#### **6.0 REPORTING**

Any citizen who feels she or he has been the victim of discriminatory treatment in violation of this policy should report this concern to the Parks, Recreation and Cultural Services Director or to the Recreation Superintendent for appropriate investigation.  
(Attachment A)

**ATTACHMENT A**

**Employees Responsible for Carrying Out Compliance  
May 11, 2015**

Eric Friedli  
Parks, Recreation and Cultural Services Director  
17500 Midvale Avenue N  
Shoreline, WA 98133  
[efriedli@shorelinewa.gov](mailto:efriedli@shorelinewa.gov)  
206-801-2600

Mary Reidy  
Recreation Superintendent  
City of Shoreline  
17500 Midvale Avenue N  
Shoreline, WA 98133  
[mreidy@shorelinewa.gov](mailto:mreidy@shorelinewa.gov)  
206-801-2600