ROLL CALL was answered by Councilmembers Bassett, Carlson, Collins, Lillquist, O’Brien, Perrie, and Mayor Barry.

Others present were City Manager Barkley; City Attorney Pidduck; City Clerk Reno; Public Works Director Akers; Senior Planner Smith; Energy Services Director Titus; Executive Assistant Gigstead; and approximately 14 members of the audience.

**AWARDS AND RECOGNITIONS**

Mayor Barry read a certificate from the Washington Territorial Sesquicentennial Commission presented to the City.

**AGENDA APPROVAL**

Add to agenda as Item 11.D, a memorandum from Energy Services Director Titus regarding Perrie continued participation in the Bonneville Power Administration (BPA) lawsuit. Affirmed

Approve agenda as amended. Collins

Affirmed

**CONSENT AGENDA**

Items listed under the Consent Agenda were distributed to Councilmembers in advance for study and were enacted by one motion with separate discussion to the extent any items were removed from the Consent Agenda at the request of a Councilmember.

Approve the Consent Agenda as follows: Collins

A. Approve Minutes – February 17, 2004, Regular Session

B. Acknowledge Minutes of Boards and Commissions

(1) Lodging Tax Advisory Committee – February 4, 2004

(2) Energy Advisory Committee – February 19, 2004

C. Award Bid Call 2004-07 – Sidewalk Repair Program to Belsaas & Smith Construction
D. Award Bid Call 2004-05 – Residential Electric Meters to WESCO for Schedule “A”

E. Approve Request from Kittitas County High School Rodeo Committee for Waiver of Ambulance Fees for the Kittitas County High School Rodeo on April 17-18, 2004

F. Approve Request from Girl Scouts of Kittitas County to use Irene Rinehart Riverfront Park on July 27-29, 2004

G. Authorize City Manager to Sign Change Order #5 for Contract with Belsaas & Smith Construction for Library Renovation Project

H. Approve March 1, 2004 Claims Fund Voucher Numbers 64788 Through 64953 in the Total Amount of $814,481.95; Payroll Fund Check Numbers 54775 Through 54975 in the Total Amount of $239,345.33; and Direct Deposit in the Amount of $108,956.01. Affirmed

BOARDS AND COMMISSIONS APPLICATIONS

Ed Lapsley spoke as to his interest in serving on the Energy Advisory Committee.

CITIZEN COMMENT ON NON-AGENDA ISSUES

Pat Kelleher, 6530 Wilson Creek Road, presented a letter to the Council that was addressed to the Kittitas County Commissioners requesting that Kittitas County file for a motion to intervene out of time in the re-licensing of the Priest Rapids Project No. 2114. He is concerned about the 300% wholesale price difference for electricity in Kittitas County when compared to other counties in the project.

Refer request to Energy Services staff and City Attorney. Collins

Affirmed

PUBLIC HEARING – MISSION VIEW PLAT – NORTH OF BENDER ROAD AND WEST OF AIRPORT ROAD

Mayor Barry opened the public hearing to consider the Mission View Plat. Mayor Barry asked the council members the standard questions to determine if a conflict of interest or appearance of fairness violation existed. No council member had any conflict of interest or appearance of fairness issues to disclose.

Senior Planner Smith summarized the agenda report. The City received a request from Huibregtse, Louman and Associates for a 21 lot plat located north of Bender Road and west of Airport Road. The property is owned by SR Development and zoned Residential Suburban.

Mayor Barry entered Pages 23-36 of the agenda and the letter handed out tonight from Stefanie Wickstrom into the record.
Eric Herzog, Huibregtse, Louman and Associates, Yakima, WA, representing the applicants, stated the conditions recommended by staff are acceptable to the applicants and all the standards and requirements will be met.

Questions asked questions of staff and the applicants’ representative.

There being no further testimony, Mayor Barry closed the public hearing.

Reaffirm the SEPA Responsible Official’s issuance of a Determination of Carlson Non-Significance (DNS). Affirmed

Approve the Mission View Plat with the following requirements. Carlson

1) The applicant will meet the requirements of the Public Works Department as discussed in the memorandum dated January 20, 2004, included with this agenda.

2) The applicant will work with the Fire Department to meet its requirements for hydrants.

3) The applicant will work with the Cascade Irrigation District to ensure that all of its requirements have been met.

4) The applicant will place on the face of the plat signature blocks for the City Engineer, Community Development Director, Cascade Irrigation District, County Treasurer, and County Auditor.

5) The applicant will indicate on the face of the plat proposed street names.

6) The applicant will need to place a note on the plat that reads as follows: “This property is located within the airport overlay zone in which a variety of airport aviation activities occur. Such airport aviation activities may impact the use of your properties”. Affirmed

RODEO TOWN TAXI – TRANSFER OF TAXICAB CERTIFICATE

Vania Pfeifer has filed an application for the transfer of the certificate of public convenience and necessity for the operation of a taxicab service from the present certificate holder, Erik Olsen, Rodeo Town Taxi.

Council asked questions of Ms. Pfeifer.

Approve the transfer of the certificate of public convenience and necessity as the applicant Perrie is fit, willing, and able to perform. Affirmed

EASEMENT FOR CORA STREET TO CROSS THE JOHN WAYNE TRAIL

The City has been in discussions with the Washington State Parks and Recreation Commission staff
for several years regarding an easement for Cora Street to cross the John Wayne Pioneer Trail. The State Parks staff is ready to present the easement request to the State Parks Commission. Council has been provided with the details of the easement terms. Staff seeks approval of the terms to continue to pursue this easement. Staff recommended that the date be changed from 2006 to 2009 for the funds being forwarded to the State Parks Commission as cash compensation for the easement in the event the acquisition account money has not been expended. Council agreed to this proposed change.

Issue a formal statement from Council to the State Parks Commission indicating Council’s Lillquist General agreement to the terms and conditions as proposed, with a reservation that the City Attorney and City Council still need to review the draft easement language before authorizing the Mayor to sign.

Affirmed

REQUEST TO USE RESTRICTED FUNDS FOR THE PURCHASE OF A RESTROOM/ STORAGE/CONCESSION FACILITY FOR WEST ELLensburg PARK EXPANSION

Council authorization is requested to expend restricted funds in the amount of $150,000 for the purchase of a restroom/storage/concession facility for the West Ellensburg Park Expansion.

Authorize expenditure of this restricted fund, not to exceed $150,000, for the Lillquist purchase of a restroom/storage/concession facility at the West Ellensburg Park Expansion through the Washington State Purchasing Cooperative (State Contract #09082) from CXT Precast Concrete Products. Affirmed

CONTINUED PARTICIPATION IN BONNEVILLE POWER ADMINISTRATION (BPA) LAWSUIT

Now that the BPA settlement proposals have failed, steps are being taken to move the various individual lawsuits that were part of the settlement proposal back into the courtroom. It appears that the first issue likely to be litigated involves the rate test that was part of the 2003 BPA rate case. The City was a party to this case when it was filed two years ago (represented by the WPAG attorney). Now that it is being resurrected, the individual utilities are being asked whether they want to continue to be named litigants. Council does not have to take any action unless it wants to cease to be a named litigant.

Take no action and continue with the lawsuit. Perrie

Affirmed

MANAGER’S REPORT
Review Council Assignments to Boards and Committees

The following new assignments were made: KITTCOM Administrative Board – Councilmember O’ Brien; Kittitas County Conference of Governments alternate – Councilmember O’ Brien; Law Enforcement Officers and Firefighters Disability Board – Councilmember Perrie.

Downtown Parking

At the February 2, 2004 meeting, the Council reviewed a proposal from the Downtown Task Force requesting that a letter be included with downtown parking tickets. Council directed that staff bring the proposal back to Council with the proposed letter and sample map, which were attached to the Manager’s Report.

Martin Kaatz, 309 N. Poplar, member of the Downtown Task Force, was present to discuss the proposed letter and map.

Authorize distribution of the letter and map with permission to staff to reduce the size of the Perrie letter and provide a clearer version of the map. Affirmed

Request to Set Public Hearing

Set a public hearing for March 15, 2004 for consideration of a resolution to declare surplus Carlson any old and obsolete utility meters that are removed from service. Affirmed

COUNCILMEMBERS’ REPORTS

Councilmember Bassett attended a Kittitas County Conference of Governments (KCCOG) meeting.

Councilmember Carlson attended a Kittitas County Law and Justice Council meeting and the City/County Breakfast.

Councilmember Collins attended the City/County Breakfast and rode with the Police Department last Friday night.

Councilmember Lillquist attended a KCCOG meeting.

Councilmember O’ Brien attended the City/County Breakfast.

Mayor Barry attended a KCCOG meeting, a PTBA meeting, an Energy Advisory Committee meeting, Sign Code Committee meeting, the City/County Breakfast and a meeting with C-SPAC at CWU.

ADJOURN Adjourn at 8:46 p.m. Carlson Affirmed
Mayor

ATTEST: ________________________________ City Clerk