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

Others present were City Manager Barkley; City Attorney Pidduck; City Clerk Reno; Finance Director Carpenter; Library Director Kline; Executive Assistant Gigstead; Public Works Director Akers; Associate Planner Eyerly; Retired Fire Marshal Nielsen; Fire Chief Elliott; Lieutenants Bauer and Isotalo; Captain Axthelm; and approximately 25 members of the audience.

AWARDS AND RECOGNITIONS

Mayor Barry presented a certificate of appreciation to Al Nielsen in recognition of his retirement from the City.

Fire Chief Elliott notified the City Council of promotions in the Fire Department for Ken Bauer – Lieutenant, Melissa Isotalo – Lieutenant, and Keith Axthelm – Captain.

AGENDA APPROVAL

Approve agenda. O’ Brien

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: Bassett

A. Approve Minutes – January 10, 2005, Special Session

Approve Minutes – January 18, 2005, Regular Session

B. Acknowledge Minutes of Boards and Commissions

(1) Landmarks & Design Commission – November 2, 2004

(2) Adult Activity Center Advisory Board – November 18, 2004, December 16, 2004 and January 11,
2005

(3) Downtown Task Force – December 9, 2004

(4) Lodging Tax Advisory Committee – January 5, 2005

(5) Arts Commission – January 18, 2005

(6) Cable Television Commission – January 19, 2005

C. Approve use of Rotary Pavilion from 8:00 a.m. to 5:00 p.m. on February 12, 2005 for the Spirit of the West Cowboy Gathering

D. Approve Requests to Designate a One-Way Street from Chestnut up Fifth Avenue to Poplar to Sixth Avenue to Chestnut from February 11-13, 2005 and a Waiver of Residential Parking Zone Restrictions for Zones 1 and 2 from 8:00 a.m. to 6:00 p.m. on February 11, 2005 for the Spirit of the West Cowboy Gathering

E. Approve Request from Kittitas County High School Rodeo Club to Waive the fees for Ambulance Coverage from 10:00 a.m. to 4:00 p.m. on April 16-17, 2005

F. Approve Closure of Berry Road from 7:00 a.m. to 8:30 a.m. on April 2, 2005 for the Yakima River Canyon Marathon

G. Accept Grant in the Amount of $450 from the Kittitas County Law and Justice Council

H. Authorize Mayor and City Manager to Sign Labor Agreements with OPEIU Local No. 8

I. Authorize Mayor to Execute the First Amendment to Antenna Site Lease and Related Memorandum of Lease with New Cingular Wireless PCS

J. Approve February 7, 2005 Claims Fund Voucher Numbers 69964 Through 70219 in the Total Amount of $475,815.09; Payroll Fund Check Numbers 59498 Through 59715 in the Total Amount of $259,092.08; and Direct Deposit in the Amount of $110,147.55. Affirmed

BOARDS AND COMMISSIONS APPLICATIONS

Linda Shepard and Shari Stoddard spoke about their interest in serving on the Arts Commission.

CITIZEN COMMENT ON NON-AGENDA ISSUES

Glen Mitchell stated the Veterans of Foreign Wars (VFW) would like to put up yellow ribbons on public property to commemorate the returning troops.
Allow VFW and others to place yellow ribbons on street trees and utility poles to remain up O’ Brien until February 28, 2005. Affirmed

Council requested a proclamation be presented at the next meeting.

**ORDINANCE NO. 4403 – 2004 SUPPLEMENTAL BUDGET**

The proposed ordinance provides for supplemental appropriations in various funds. Ordinance No. 4403 was given first reading at the January 18, 2005 meeting.

Read for the second time and adopt Ordinance No. 4403. Perrie

AN ORDINANCE amending the 2004 Annual Budget of the City of Ellensburg as set forth in Ordinance No. 4374 to provide additional revenues and appropriations in the General Fund, Street Fund, Sales Tax Reserve, CATV, Lodging Tax, CHIP, Library Construction, Capital Projects, Water, Sewer, Sewer Construction, Shop, Information Technology, Library Trust, and Hal Holmes Trust funds.

Vote on motion. Bassett (yes)

Collins (yes)

Lillquist (yes)

O’ Brien (yes)

Perrie (yes)

Barry (yes)

Motion approved.

**ORDINANCE NO. 4404 – STREET SIGN REVISIONS**

The proposed ordinance contains changes to the traffic portion of the City Code. The Downtown Task Force is recommending two additional amendments to the ordinance to change two two-hour parking spaces on Pearl Street to 15 minute parking and to change one 15 minute parking space on Fifth Avenue to two-hour parking. At the January 18, 2005 meeting, Council gave Ordinance No. 4404 first reading and directed staff to return with amendment language at second reading to honor the Downtown Task Force’ s request.

Amend Ordinance No. 4404 with amendments included in Attachment “A”. O’ Brien

Affirmed
Read for the second time and adopt Ordinance No. 4404. O’ Brien

An Ordinance of the City Council of the City of Ellensburg, Washington amending the Ellensburg Municipal Code relating to parking and traffic control conditions and amending Sections 8.14.02, 8.30.02, 8.36.04, 8.36.12 and adding a new section 8.26.08 entitled “City Hall Parking Lot”.

Vote on motion. Bassett (yes)
Collins (yes)
Lillquist (yes)
O’ Brien (yes)
Perrie (yes)
Barry (yes)

Motion approved.

ORDINANCE NO. 4405 - ENERGY ADVISORY COMMITTEE REFORMATION

The proposed ordinance would provide for the inclusion of water and sewer issues under the purview of the Energy Advisory Committee.

Read for the first time, Ordinance No. 4405. Bassett

An Ordinance of the City Council of the City of Ellensburg, Washington amending the Ellensburg Municipal Code relating to Chapter 1.50 entitled “Energy Advisory Committee” and renaming the chapter “Utility Advisory Committee”; and amending Sections 1.50.04, 1.50.08, 1.50.12, and 1.50.20 to effect this name change. Affirmed

ORDINANCE NO. 4406 – HAL HOLMES CENTER REVISIONS

The proposed ordinance updates the Hal Holmes Center operations.

Change the room names on Page 88 of the agenda to have the East Room the Kittitas Room, the
Lillquist

Middle Room the Ellensburg Room, and the West Room the Teanaway Room. Affirmed

Read for the first time, Ordinance No. 4406 as amended. Bassett

An Ordinance of the City Council of the City of Ellensburg, Washington amending the Ellensburg Municipal Code relating to Chapter 2.36 “Hal Holmes Center Rates and Fees” and amending Sections 2.36.04, 2.36.08 and 2.36.12 to add new services, clarify fees and add a fine and cancellation policy.
RESOLUTION NO. 2005-01 – SURPLUS FIRE DEPARTMENT UNIFORMS

The proposed resolution would declare as surplus outdated uniform shirts and make them available to Kittitas County Fire Districts at no charge.

Adopt Resolution No. 2005-01. Bassett

RESOLUTION NO. 2005-02 – PETTY CASH POLICY

The proposed resolution lists the requirements for the establishment and operation of all Petty Cash Funds of the City of Ellensburg.

Adopt Resolution No. 2005-02. Perrie

RESOLUTION NO. 2005-03 – SUBSTANCE ABUSE TESTING POLICY – NATURAL GAS DIVISION

The proposed resolution amends the Substance Abuse Testing Policy for the Natural Gas Division.

Adopt Resolution No. 2005-03. O’ Brien

RESOLUTION NO. 2005-04 - ESTABLISH PUBLIC HEARING FOR PARTIAL STREET VACATION REQUEST FOR 11TH AVENUE, EAST OF WILLOW STREET

The proposed resolution establishes March 7, 2005, for a hearing on a request for vacation of a portion of 11th Avenue east of Willow Street as requested by Mike Brunner.


NOTICE OF INTENTION TO COMMENCE ANNEXATION PROCEEDINGS – WEST BENDER ROAD

The City has received a request for annexation from Patrick Lilly, Catherine Day and Richard and Patricia Fischer for 9.43 acres located at 503 and 505 West Bender Road.

1. Set the annexation area as the Day, Lilly and Fischer properties, tax parcel no.’s O’ Brien

18.18.26020.0016 and 18.18.26020.0019 for a total annexation area of 9.43 acres or 4,619.300 square
feet.

2. Confirm the City’s intent to consider the annexation.

3. Require the property’s use to comply with the City’s Comprehensive Plan and Zoning Code.

4. Require the assumption of the parcels’ share of City indebtedness and any LID or public utility installation costs in which they did not originally participate.

5. Designate the land use zoning as Residential Suburban.

6. Refer the petition to the Planning Commission for review at its next regular meeting date.

7. Set a public hearing date on April 4, 2005 to hear public testimony and the Planning Commission’s recommendation. Affirmed

Council took a brief recess at 7:52 p.m. and returned at 7:54 p.m.

BURLINGTON NORTHERN SANTA FE (BNSF) TRAIN DEPOT ACQUISITION PROJECT

A status report on the BNSF Train Depot Acquisition Project has been requested by the Washington State Department of Transportation. The last offer on the building was issued in April of 2003 in the amount of $132,000. The offer, which included a 60 day time limit for acceptance, was acknowledged by legal counsel representing one of the building owners, but no response or counter was received. The Depot Acquisition Project continues to be supported by Historic Ellensburg and their Depot Committee. The Historic Ellensburg Depot Committee has also asked for Council consideration of acquiring the depot by condemnation. The City Attorney has researched the City’s ability to condemn the building and confirms it is possible to pursue a condemnation action against the building, but not against the railroad property upon which it sits.

Fennelle Miller, Historic Ellensburg, gave a presentation of “Ellensburg’s Historic Train Depot – Save our Station”. Their vision is to rehabilitate the building for new, mixed uses to include transportation, commercial, professional office space, and public meeting space. They propose that the City condemn the depot building through Eminent Domain. The rationale is based upon a recent court case. Their commitment to the City would be to take possession of the depot, implement a business plan, and obtain grants to provide funding for purchase and weatherization. The City would than have no further obligations to this project. Historic Ellensburg would recommend the City give one last offer to the owners with a short timeline, then if that is not accepted, start the condemnation process.

Council discussed with staff and members of Historic Ellensburg the various options available to the City regarding the Train Depot.

Send a last, final and best offer for $120,000 with 21 days for the seller to respond with the O’ Brien
condition that the Washington State Department of Transportation responds that the appraisal is still valid.

Vote on motion. Bassett (yes)
Collins (yes)
Lillquist (yes)
O’ Brien (yes)
Perrie (no)
Barry (yes)

Motion approved.

REQUEST FOR AUTHORIZATION TO FUND A POSITION IN THE FINANCE DEPARTMENT

The 2005 Budget for the Finance Department provided for a .375 FTE Account Clerk I position. The position has not been filled due to the move to the new City Hall and the need to review staffing levels. The department has been in the new City Hall for almost six weeks and it has become apparent that to provide customer service to both utility and other customers coming into City Hall, the Account Clerk I position needs to be filled as a full time position.

Authorize the increase in the staffing level in the Finance Department by adding a full time Collins Account Clerk I position. Affirmed

MANAGER’S REPORT

COUNCILMEMBERS’ REPORTS

Councilmember Bassett attended the Lodging Tax Advisory Committee meeting and a Campus and Community Coalition meeting.

Councilmember O’ Brien attended a Hope Source Board meeting and a Campus and Community Coalition meeting.

Mayor Barry attended a Campus and Community Coalition meeting, the Ellensburg Police Department awards ceremony, a Conference of Governments Meeting, and a Lodging Tax Advisory Committee meeting.

ADJOURN Adjourn at 10:29 p.m. O’ Brien Affirmed
Mayor

ATTEST: ________________________________ City Clerk