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

Others present were City Manager Barkley; City Attorney Pidduck; City Clerk Reno; Executive Assistant Gigstead; Senior Planner Smith; Parks and Recreation Director Case; Police Officer Magnotti; Police Officer Venera; Police Chief Miller; Planning Associate Eyerly; Community Development Director Witkowski; Fire Chief Sinclair; and approximately 22 members of the audience.

Awards and Recognitions

City Manager Barkley introduced new Police Officers Mario Magnotti and Anthony Venera and Police Chief Dale Miller.

Parks and Recreation Director Case presented the Yard of the Month awards.

Agenda Approval

Approve agenda. Carlson

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: Barry

A. Approve Minutes – July 10, 2006, Special Session

Approve Minutes – July 11, 2006, Special Session

Approve Minutes – July 17, 2006, Regular Session

Approve Minutes – July 24, 2006, Special Session

Approve Minutes – July 26, 2006, Special Session

B. Acknowledge Minutes of Boards and Commissions
(1) Cable Television Commission – April 19, 2006

(2) Environmental Commission – June 21, 2006

(3) Library Board – June 13, 2006

(4) Lodging Tax Advisory Committee – May 3, 2006 and June 7, 2006

(5) Utility Advisory Committee – May 23, 2006

C. Approve Noise Waiver Applications from James Bach at 1309 & 1311 N. Delphine St. on August 12, 2006 from 11:00 a.m. to 11:00 p.m. and at 1311 N. Delphine St. on August 19, 2006 from 3:00 p.m. to 11:00 p.m.

D. Approve Request from Kittitas County Farmers Market for Closure of Fourth Avenue Between Main and Pearl Streets on August 19, 2006 from 5:00 a.m. to 4:00 p.m.

E. Approve a Street Use Permit for the Ellensburg Rodeo Board for the South end of Alder Street at the end of 8th Avenue from August 30, 2006 through September 5, 2006

F. Approve Proposed Phases for Stoney Creek Preliminary Plat

G. Approve Resolution No. 2006-23 – CWU Tree Removal Request

H. Approve August 7, 2006 Claims Fund Voucher Numbers 78114 Through 78389 in the Total Amount of $1,205,196.82; Payroll Fund Check Numbers 67228 Through 67388 in the Total Amount of $166,027.94; and Direct Deposit in the total amount of $127,910.63. Affirmed

**Boards and Commissions Introductions**

The applicant was not present for introductions.

**Chestnut Street Baptist Church Parking Request**

At the June 15, 2006 Parks and Recreation Commission meeting, the Commission recommended that Council allow the Chestnut Street Baptist Church to use the existing parking along Sixth and Seventh Avenues to satisfy the parking requirements associated with the Church’s remodel project. Community Development Staff has indicated that it can not support the recommendation.

After a lengthy discussion, Council consented to instruct staff to explore a possible lease for the City’s parking lot at the City Pool and to bring a proposal back to Council. Council also suggested that the Church explore parking options with Kittitas County.
Letter from Pat Kelleher Regarding Ellensburg UGA Comprehensive Land Use Map

Council took the letter from Pat Kelleher under advisement. Council indicated that a Special Meeting may be scheduled in the future to discuss this issue.

Letter from Ellensburg Chamber Cowboys Regarding a Street Closure and Double Cross Ordinance

Adopt Resolution No. 2006-24. Bassett

Affirmed

Approve request for closure of Pearl Street Between Fourth and Fifth Avenues from 5:00 a.m. Carlson until Noon and Fourth Avenue between Main and Pearl Streets from 5:00 a.m. to 3:00 p.m. on August 19, 2006 Affirmed

Letter from the Spirit of the West Cowboy Gathering President and Board Member Regarding the “Spirit of the West” Bronze Monument

Diana Tasker and Boots Wickstrom discussed the proposal for a “Spirit of the West” bronze monument.

Direct staff to work with the Board to develop a contract to pursue this project Perrie and bring it back to Council for final approval. Affirmed

Public Hearing – Wolfe Utility Extension Agreement

Mayor O’Brien opened the public hearing to consider the Wolfe Utility Extension Agreement for a project located at 2420 Airport Road. Mayor O’Brien asked the council members a series of appearance of fairness questions. Councilmember Bassett indicated that he had casual conversations with Ms. Wolfe regarding the annexation of her property.

Community Development Director Witkowski summarized the agenda report.

Erin Anderson, 200 E. 3rd, representing Sara Wolfe and Campus Crest, stated she concurred with the staff report.

Pat Kelleher, 5630 Wilson Creek Road, submitted a letter regarding the proposed agreement.

Charles S. Wassell, Jr. and Rebecca DG Wassell also submitted a letter regarding the proposed agreement.
Council asked questions of staff.

There being no further testimony, Mayor O’Brien closed the public hearing.

Approve the utility extension agreement and authorize the mayor to sign the agreement. Carlson

Affirmed (Niner – No)

Public Hearing – Willow Brook Preliminary Plat – East of Pfenning Road and South of Judge Ronald Road

Mayor O’Brien opened the public hearing to consider the Willow Brook Preliminary Plat east of Pfenning Road and south of Judge Ronald Road. Mayor O’Brien asked the council members a series of appearance of fairness questions. Council members indicated that there were no appearance of fairness issues.

Senior Planner Smith summarized the agenda report.

Mayor O’Brien entered into the record Pages 68-118 of the Agenda.

Jon Rickey, Pacific Contractors Inc., 4563 71st Pl., Mukilteo, WA, applicant discussed the proposed plat and stated he agrees with the staff report.

Randy Startin, 1141 Cowboy Lane, stated he has concerns with emergency evacuation with the street configuration. He is also concerned with potential flooding on his property. Mr. Startin also discussed the lack of a buffer zone and the size of the lots.

Pat Kelleher, 6530 Wilson Creek Road, submitted a letter into the record.

Council asked questions of staff, the applicant, and Mr. Startin.

There being no further testimony, Mayor O’Brien closed the public hearing.

1) Uphold the SEPA Responsible Official’s issuance of a Mitigated Determination Carlson of Non-Significance (MDNS) on June 21, 2006. Affirmed

2) Approve the Willow Brook Preliminary Plat as submitted subject to the following Carlson conditions:

   a) The applicant will meet the requirements of the Public Works Department discussed in its memorandums dated April 12 and May 8, 2006.

   b) The applicant will meet the requirements of the Ellensburg Energy Services Department for utility installation.
c) The applicant will meet the requirements of the Fire Department for hydrants and access.

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

e) The applicant will place on the face of the plat signature blocks for the following:

City Engineer; Community Development Director; Cascade Irrigation District; County Treasurer; County Auditor; & the Mayor of Ellensburg.

f) The applicant will place a note on the face of the plat indicating the location of the Lyle Creek riparian buffer and that any activity within that buffer area must conform to City requirements for such areas. Affirmed

Council took a brief recess at 9:23 p.m. and returned at 9:35 p.m.

**Public Hearing – Idaho Point Preliminary Plat – North of Idaho Avenue**

Mayor O’Brien opened the public hearing to consider the Idaho Point Preliminary Plat North of Idaho Avenue. Mayor O’Brien asked the council members a series of appearance of fairness questions. Council members indicated that there were no appearance of fairness issues.

Senior Planner Smith summarized the agenda report.

Mayor O’Brien entered into the record Pages 119-156 of the Agenda and Attachments A-R.

Mitch Williams, M.F. Williams Construction Co., Inc., applicant discussed the proposed plat.

There being no further testimony, Mayor O’Brien closed the public hearing.

1) Uphold the SEPA Responsible Official’s issuance of a Determination of Carlson Non-Significance (DNS) for the Idaho Point Preliminary Plat. Affirmed

2) Approve the Idaho Point Preliminary Plat subject to the following conditions: Carlson

a) The applicant will meet the requirements of the Public Works Department discussed in its memorandum dated March 21, 2006 as revised by the April 6, 2006 letter from the Public Works Director regarding the road access separation at Idaho Avenue.

b) The applicant will meet the requirements of the Ellensburg Energy Services Department for utility installation.

c) The applicant will meet the Fire Department’s requirements for hydrants and access.
d) The applicant will work with the Cascade Irrigation District to insure that all of its requirements have been met.

e) The applicant will place on the face of the plat signature blocks for the following:

City Engineer; Community Development Director; Cascade Irrigation District; County Treasurer; County Auditor; & the Mayor of Ellensburg.

f) The applicant will identify the location of the Airport Overlay Zone on the face of the plat and will place the following note on the face of the plat: Portions of this property are 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 property.

g) The applicant will meet the requirements of the Public Works Department discussed in its memorandum dated August 7, 2006 (Attachment R). Affirmed

Public Hearing – Proposed Ordinance - Alliance Investment Group of Ellensburg - Request for Annexation of Property Located at North Pott and West Dolarway Roads

Mayor O'Brien opened the public hearing to consider the annexation request from Alliance Investment Group of Ellensburg for property located at North Pott and West Dolarway Roads.

Planning Associate Eyerly summarized the agenda report.

There being no further testimony, Mayor O'Brien closed the public hearing.

Read for the first time, Ordinance No. 4452. Carlson

An ordinance annexing certain territory to the City of Ellensburg, Washington, and assigning Light Industrial (I-L) zoning classification. Affirmed

Proposed Resolution in Support of Proposition 1, City of Ellensburg and Kittitas County Fire District #2 Annexation Proposition which reads: “Shall the City of Ellensburg be annexed to and be a part of Kittitas County Fire District 2 effective January 1, 2007?”

Mayor O'Brien opened the public hearing to consider the proposed resolution in support of Proposition 1, City of Ellensburg and Kittitas County Fire District #2 Annexation.

Fire Chief Sinclair summarized the agenda report.

Council asked questions of staff.

There being no further testimony, Mayor O'Brien closed the public hearing.
Adopt Resolution No. 2006-25. Carlson

Affirmed

**Proposed Ordinance – Traffic Code Revisions**

The proposed ordinance contains various changes necessitated by new development, required by others, or needing to be amended in the Traffic Code.

**Read for the first time, Ordinance No. 4453.** Carlson

An ordinance of the City Council of the City of Ellensburg, Washington relating to Chapter 8 “Traffic” and amending Subsections 8.12.02, 8.36.04 and 8.36.12 of the Ellensburg Municipal Code. Affirmed

**Proposed Resolution for Findings, Conclusions and Decision Supporting the Petrey Zone Change and Proposed Ordinance Enacting the Petrey Zone Change – 312 E. Manitoba**

At the July 17, 2006 meeting, the City Council conducted a public hearing to consider the Petrey Zone Change request from Residential Medium (R-M) to Residential Office (R-O) for approximately .33 acres situated on the south side of East Manitoba Avenue across from Sprague Street.

Approve Resolution No. 2006-26. Carlson

Affirmed

**Read for the first time, Ordinance No. 4454.** Carlson

An ordinance relating to zoning and amending Title 13 of the Ellensburg City Code by changing the zoning classification of certain property within the City of Ellensburg from Residential Medium (R-M) to Residential Office (R-O) classification. Affirmed

**Proposed Resolution for Greenfield Estates Preliminary Plat Phases 1 & 2 Findings of Fact and Conclusions of Law**

At the meeting on July 17, 2006, the City Council gave preliminary plat approval for the Greenfield Estates Preliminary Plat Phases 1 & 2.

Adopt Resolution No. 2006-27. Carlson

Affirmed

**Proposed Resolution for Sander’s Mill Preliminary Plat Phases 7, 8, & 9 Findings of Fact and Conclusions of Law**
At the meeting on July 17, 2006, the City Council gave preliminary plat approval for the Sander’s Mill Preliminary Plat Phases 7, 8, and 9.

Adopt Resolution No. 2006-28. Carlson

Affirmed

Proposed Resolution for Sunny Brook Preliminary Plat Findings of Fact and Conclusions of Law

At the March 20, 2006 meeting, the City Council approved the Preliminary Sunny Brook Plat. The phases originally approved by Council have been shifted slightly in order to result in a more efficient development of the public rights-of-way.

Approve the phasing revision. Carlson

Affirmed

Adopt Resolution No. 2006-29. Carlson

Affirmed

MANAGER’S REPORT

COUNCILMEMBERS’ REPORTS

Councilmember Perrie read a statement regarding the proposed Comprehensive Plan and regional retail development.

Direct staff to conduct a feasibility study regarding a proposed ordinance that would allow Perrie regional retail as a conditional use in the C-T and C-H Zones. Affirmed

RECESS

Council recessed to executive session at 10:35 p.m. to discuss two purchase and sale agreements for City property for approximately 10 minutes. No action was anticipated.

ADJOURN Adjourn at 10:48 p.m. Carlson

Affirmed

Mayor

ATTEST: ________________________________ City Clerk