CITY OF ELLENSBURG
Minutes of Council Meeting, Regular Session
January 2, 2007

Date of Meeting
January 2, 2007
Time of Meeting
7:00 p.m.
Place of Meeting
Council Chambers, 501 North Anderson Street

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; Community Development Director Witkowski; and two members of the audience.

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: Carlson

A. Approve Minutes - December 18, 2006, Regular Session

B. Acknowledge Minutes of Boards and Commissions

(1) Downtown Task Force - November 9, 2006

(2) Parks & Recreation Advisory Commission - August 10, 2006

C. Approve Requests from Jazz in the Valley and Noise Waiver Application from July 27 - 29, 2007

D. Authorize City Manager to Sign 2007 Kittitas County Emergency Medical Services & Trauma Care Council Payment Agreement

E. Approve January 2, 2007 Claims Fund Voucher Numbers 80946 Through 81157 in the Total Amount of $1,223,971.97; Payroll Fund Check Numbers 68814 Through 68956 in the Total Amount of $162,347.68; and Direct Deposit in the total amount of $135,852.57. Affirmed

Public Hearing - Huie Family Zone Change Request - R-M to CC-II - 203 S. Pearl St.
Mayor O'Brien opened the public hearing to consider the Huie Family Zone Change request. 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 pages 15-26 of the agenda and Attachments A-T into the record.

Doug Stalder, representing the Huie Family LLC, property owner, discussed the zone change request from Residential Medium to Central Commercial II for two lots comprising of approximately 12,000 square feet situated at 203 S. Pearl Street. He stated they will be changing the proposed building design.

Council asked questions of Mr. Stalder.

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

Uphold the SEPA Determination of Non-Significance issued on November 13, 2006. Carlson Affirmed

Approve the zone change request from R-M to CC-II at 203 S. Pearl St. Carlson Affirmed

**Public Hearing - Prather Zone Change Request - I-H to R-O - 609 Wenas St.**

Mayor O'Brien opened the public hearing to consider the Prather Zone Change request. 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 stated the applicants have requested that the hearing be continued to January 16, 2007.

Continue the public hearing until January 16, 2007. Lilquist Affirmed

**Public Hearing - Proposed Ordinance - Building and Land Use Permit Fees**

Mayor O'Brien opened the public hearing to consider the proposed ordinance for building and land use permit fees.

Community Development Director Witkowski summarized the agenda report.

Mayor O'Brien entered pages 35-70 of the Council Agenda into the record.

Council asked questions of staff.

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

Amend proposed ordinance as follows: Carlson
500,001 and up

$5,822.00 for the first $500,000 plus $11.00 for each additional $1,000 or fraction thereof; Plan check fee shall be an additional 65% of the building fee

The Building Official at his/her discretion may choose to accept alternative means of determining building values for buildings or work having values in excess of five hundred thousand dollars ($500,000). The alternative means which the Building Official may in his/her discretion accept, include, but are not limited to, publicly solicited construction bids or architectural or engineering estimates which are part of a public bid document. Acceptance of these alternative methods of determining the construction value for work proposed under a building permit shall only be used if, in the opinion of the Building Official, the alternative methodology is subject to accurate, public verification on the part of the Building Official. Affirmed

**Read for the first time, Ordinance No. 4467 as amended.** Carlson

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLensburg, Washington RELATING TO FEES CHARGED FOR BUILDING PERMITS; PLUMBING PERMITS; MECHANICAL PERMITS; SEPA CHECKLIST REVIEWS; ZONE CHANGE REQUESTS; PLANNED UNIT DEVELOPMENT APPLICATIONS; CONDITIONAL USE PERMITS; SUBDIVISION PLATS; BOUNDARY LINE ADJUSTMENTS; PRE-APPLICATION REVIEWS; PUBLIC IMPROVEMENT DEFERRAL AGREEMENTS; VARIANCES; SHORT PLATS; AND APPEALS AND AMENDING SECTIONS 1.42.04, 3.01.18, 3.01.18-1, 3.01.19, 4.06.06, 12.08.12, 12.10.08, 12.10.40, 13.54.02, AND 13.54.06.**

Staff to bring back language and do research regarding annexation and utility extension Lillquist agreement fees.

After further discussion, Councilmember Lillquist withdrew the motion.

Vote on main motion. Affirmed

**Ordinance No. 4462 - Off-Street Parking Amendments**

Ordinance No. 4462 amends the off-street parking regulations contained in the Public Works Development Standards and was given first reading at the Council's December 18, 2006 meeting.

Amend Section 3 Table A - Minimum required off-street parking spaces as follows: Carlson

Single Family 2.0 spaces per dwelling unit for structure containing 4.0 or fewer bedrooms; ...For structures containing more than 4.0 bedrooms, an additional 1.0 space for each bedroom in excess of
4.0 shall be provided. Affirmed

**Read for the second time and adopt Ordinance No. 4462.** Carlson

An ordinance of the City Council of the City of Ellensburg, Washington relating to the City of Ellensburg Public Works Development Standards and amending Section Six - Parking standards to provide for the option of off-site parking locations for required parking for non-residential uses located in the R-O, C-N, C-H, and C-T Zones; additional parking requirements for certain single family residential structures; and provisions to safely accommodate tandem parking for single family residential structures. Barry (yes) Bassett (yes) Carlson (yes) Lillquist (yes) Niner (yes) Perrie (yes) O'Brien (yes)

Motion approved.

**Ordinance No. 4463 - Updating the Ellensburg Criminal Code to Account for 2006 State Legislative Changes**

**Legislative Changes**

The proposed ordinance amends the Criminal Code by including new misdemeanor offenses adopted by the 2006 state legislature and establishing a separate code section governing disorderly conduct offenses. Council gave Ordinance No. 4463 first reading at the December 18, 2006 meeting.

**Read for the second time and adopt Ordinance No. 4463.** Carlson

An ordinance of the City Council of the City of Ellensburg, Washington relating to Title 7 "Criminal Code"; amending Sections 7.04.030, 7.04.040, 7.04.050, 7.04.080, and 7.04.130; renaming Chapter 7.10 and amending Section 7.10.030. Barry (yes) Bassett (yes) Carlson (yes) Lillquist (yes) Niner (yes) Perrie (yes) O'Brien (yes)

Motion approved.

**Ordinance No. 4464 - Teanaway Ventures, LLC Zone Change**

At the December 4, 2006 meeting, the City Council conducted a public hearing to consider the Teanaway Ventures, LLC Zone Change request and approved the zone change. Council gave Ordinance No. 4464 first reading at the December 18, 2006 meeting.

**Read for the second time and adopt Ordinance No. 4464.** 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 Suburban (R-S) to Residential Medium Density (R-M) classification. Barry (yes) Bassett (yes) Carlson (yes) Lillquist (yes) Niner (yes) Perrie (yes) O'Brien (yes)

Motion approved.
Ordinance No. 4465 - Town and Country Homes, LLC Zone Change

At the December 4, 2006 meeting, the City Council conducted a public hearing to consider the Town and Country Homes, LLC Zone Change request and approved the zone change. Council gave Ordinance No. 4465 first reading at the December 18, 2006 meeting.

Read for the second time and adopt Ordinance No. 4465. 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 Suburban (R-S) to Residential Medium Density (R-M) classification. Barry (yes) Bassett (yes) Carlson (yes) Lillquist (yes) Niner (yes) Perrie (yes) O'Brien (yes)

Motion approved.

Ordinance No. 4466 - Ellensburg Racquet & Recreation Center Fee Increase

The proposed ordinance would amend the current rates and fees at the Racquet and Recreation Center.

Council gave Ordinance No. 4466 first reading at the December 18, 2006 meeting.

Read for the second time and adopt Ordinance No. 4466. Carlson

An ordinance of the City Council of the City of Ellensburg, Washington amending the Ellensburg Municipal Code relating to Chapter 2.35 "Racquet and Recreation Center Rates and Fees" and amending Section 2.35.04 to increase rates and fees and establish effective dates. Barry (yes) Bassett (yes) Carlson (yes) Lillquist (yes) Niner (yes) Perrie (yes) O'Brien (yes)

Motion approved.

MANAGER'S REPORT

Association of Washington Cities (AWC) Loss Control Grant

The City has received a $1,000 grant from AWC to help with the cost of reviewing and amending the City’s Personnel Policy Manual.

Accept the grant and authorize the Mayor to sign the grant confirmation letter. Carlson Affirmed

City Finance Committee

Councilmembers Carlson and Bassett will remain on the City Finance Committee. There will be a meeting on January 12, 2007 at 2:30 p.m.
COUNCILMEMBERS' REPORTS

Councilmember Carlson attended the City/County Breakfast.

Councilmember Lillquist discussed utility extension agreements.

Councilmember Lillquist attended the City/County Breakfast.

Councilmember Niner stated she would like to discuss the following topics on future agendas: 1) Appeal process; 2) impact fee structure; and 3) annual permit fees.

Mayor O'Brien attended the City/County Breakfast and the Law Enforcement Officers and Firefighters Disability Board.

ADJOURN Adjourn at 9:38 p.m. Carlson Affirmed

________________________________ Mayor

ATTEST: _________________________________ City Clerk