CITY OF ELLENSBURG

Minutes of Council Meeting, Regular Session

March 5, 2007

7:00 p.m.

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; City Engineer Lyyski; Parks and Recreation Director Case; Youth Coordinator Spence; and approximately 50 members of the audience.

Proclamations

Mayor O'Brien read the proclamation for "Day of Prayer".

Authorize Mayor to sign proclamation. Perrie

Affirmed (Niner-no)

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 - February 12, 2007, Special Session

Approve Minutes - February 20, 2007, Regular Session

B. Acknowledge Minutes of Boards and Commissions

(1) Cable Television Commission - November 15, 2006

(2) Downtown Task Force - January 11, 2007
(3) Environmental Commission - January 17, 2007

(4) Lodging Tax Advisory Committee - December 6, 2006

(5) Parks and Recreation Advisory Commission - August 10, 2006; October 5, 2006; and January 11, 2007

C. Authorize Police Chief to Sign the Interlocal Agreement on Behalf of the Police Department with the State of Washington Department of Licensing

D. Accept Bid Call 2006-31 - Tree Pruning Contract as Complete

E. Approve March 5, 2007 Claims Fund Voucher Numbers 81850 Through 82049 in the Total Amount of $431,710.02; Electronic Fund Transfer in the Amount of $6,068.25; Payroll Fund Check Numbers 69346 Through 69473 in the Total Amount of $131,262.21; and Direct Deposit in the amount of $108,782.84. Affirmed

Boards and Commissions Introductions

John McClough and Jon Shellenberger spoke regarding their interest in serving on the Arts Commission and Planning Commission.

Citizen Comment on Non-agenda Issues

Stu Spence, Youth Program Coordinator spoke about the "Youth Forum".

Public Hearing - Proposed Resolution - Declaration of Surplus Property near the Fairgrounds

Mayor O'Brien opened the public hearing to consider declaring a small parcel of City property adjacent to the Fairgrounds as surplus to the City's needs.

City Engineer Lyyski summarized the agenda report.

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

Adopt Resolution No. 2007-10. Carlson

Affirmed

Public Hearing - Proposed Resolution - Declaration of Surplus Property on Naneum Road

Mayor O'Brien opened the public hearing to consider declaring property on Naneum Road as surplus.

City Engineer Lyyski summarized the agenda report.
There being no further testimony, Mayor O'Brien closed the public hearing.

Adopt Resolution No. 2007-11. Carlson

Affirmed

Public Hearing - City Initiated Zone Change from C-H and R-O to CC-II Between East Mountain View Avenue, Jackson Avenue, Ruby and Pearl Streets

Mayor O'Brien opened the public hearing to consider a City initiated Zone Change from C-H and R-O to CC-II between east Mountain View Avenue, Jackson Avenue, Ruby and Pearl Streets. 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 37-45 of the agenda and Attachments A-Y and two additional letters as Attachments Z1 and Z2.

Mike Watts, 610 S. Pearl, stated he is concerned with traffic impacts and safety issues and the effects on the residential areas.

Council asked questions of staff.

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

Uphold the SEPA Responsible Official's issuance of a Determination of Non-Significance on Carlson December 27, 2006. Affirmed

Approve the zone change request from C-H and R-O to CC-II located at 100 W. Jackson Avenue, Carlson

701 S. Pine Street, 705 S. Pine Street, 707 S. Pine Street, 107 E. Mountain View Avenue, 801 S. Ruby Street, and 201 E. Mountain View Avenue. Affirmed

Public Hearing - Proposed Ordinance - Proposed Comprehensive Plan

Mayor O'Brien opened the public hearing to consider the amended draft of the City's Comprehensive Plan.

Community Development Director Witkowski summarized the agenda report.

Mayor O'Brien entered into the record Pages 46-55 of the agenda and the latest draft of the
Comprehensive Plan.

David Taylor, 1661 Beane Road, Moxee, WA, speaking on behalf of Fabian Kuchin, spoke about the Comprehensive Plan Update and the Kuchin Property. He submitted written comments as well.

Martin Kaatz, 309 N. Poplar, Ellensburg, speaking for himself, commented on Chapter 4 of the Comprehensive Plan. He also submitted written comments.

John Brown, 10620 N. Thorp Highway, Ellensburg, spoke about the livability and character of the community and resource management.

Renee Adams, 51 Goodwin Road, Thorpe, WA, spoke about the Comprehensive Plan and the potential effects on the downtown.

Michelle Elzinga, 409 W. 12th, Ellensburg, stated she is concerned with the West Interchange for retail development.

Steve Patterson, 412 W. 10th, Ellensburg, stated he is in favor of regional retail at the West Interchange.

Amy Crocco, 1115 E. Dairy Lane, stated she believes the City should concentrate on filling up the vacant storefronts downtown.

Chuck Chapin, 608 W. 10th, stated he believes that the West Interchange is the logical place for a retail center.

Priya Shahani, 303 S. Ruby, spoke about potential transportation impacts and natural environment and wildlife impacts if a large retail store is constructed.

Timothy Bishop, Executive Director of Ellensburg Downtown Association (EDA), 103 E. 4th Ste. 204, stated the EDA is concerned about both interchanges being designated for regional retail and they would encourage the Council to make a decision for one interchange or the other.

Laura Applegate compared Ellensburg to other cities where large retail stores have been constructed.

Council asked questions of staff.

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

**Read for the first time, Ordinance No. 4474.** Perrie

An ordinance of the City of Ellensburg, Washington, amending the Ellensburg Municipal Code relating to planning and amending the Comprehensive Plan adopted by Ordinance No. 3997 as last amended by

Ordinance No. and set out in Chapter 3.32 of the Ellensburg City Code.
Direct staff to bring back language for the proposed Comprehensive Plan that purges the landowner Lillquist names from the scenarios. Affirmed

Vote on main motion. Affirmed (Bassett, Niner - no)

Ordinance No. 4472 - Ellensburg City Code Adoption

The proposed ordinance adopts the recodification and republication of the Ellensburg City Code by Code Publishing, Inc. of Seattle, Washington and amends Chapter 1.01 to adopt this recodification. Council gave Ordinance No. 4472 first reading at the February 20, 2007 meeting.

Read for the second time and adopt Ordinance No. 4472. Carlson

An ordinance amending Chapter 1.01 of the Ellensburg City Code, relating to the adoption of the Ellensburg City Code. Barry (yes)

Bassett (yes)

Carlson (yes) Carlson (yes)

Lillquist (yes)

Niner (yes)

Perrie (yes)

O'Brien (yes)

Motion approved.

Ordinance No. 4473 - Northwest Audiology Zone Change

At the February 20, 2007 regular meeting, Council gave first reading to Ordinance No. 4473 which enacts the Northwest Audiology Zone Change request from R-L to R-O.

Read for the second time and adopt Ordinance No. 4473. 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 Low Density (R-L) to Residential Office (R-O) classification. Barry (yes)

Bassett (yes)

Carlson (yes)
Lillquist (yes)
Niner (yes)
Perrie (yes)
O’Brien (yes)

Motion approved.

**Proposed Ordinance - Parking Lot Time Limits at 3rd and Main Street City Parking Lot**

The proposed ordinance revises parking limits and signage in the City parking lot at Third Avenue and Main Street as recommended by the Ellensburg Downtown Association (EDA) Parking Task Force.

Ken Fyall stated he is opposed to the proposed parking changes.

Table ordinance until Council receives more information from the EDA Parking Task Force and Carlson request that EDA contact the business owners who would be affected by parking changes. Affirmed

**Proposed Resolution - Setting Public Hearing for Helena Avenue LID Final Assessment Roll**

The proposed resolution sets a public hearing date for the Helena Avenue LID project final assessment for parcels within the district.

Adopt Resolution No. 2007-12. Carlson

Affirmed

**Proposed Resolution - Water Meters - Sole Source Purchase**

The proposed resolution waives the bid requirements for the purchase of new and replacement water meters from BadgerMeter, Inc.

Adopt Resolution No. 2007-13. Carlson

Affirmed

**Proposed Resolution - Large Water Meters - Sole Source Purchase**

The proposed resolution waives the bid requirements for the purchase of new and replacement water meters from Metron, Inc.

Adopt Resolution No. 2007-14. Carlson
Affirmed

**Alder Street Park Property Master Plan**

The master plan for the 5.5 acre neighborhood park property located on Alder street is complete and ready for Council review.

Approve the Alder Street Park Property Master Plan. Carlson

Affirmed

**Design Approval of a .42 Mile Section of the John Wayne Pioneer Trail Reconnection Route**

Plans to construct a .42 mile section of the John Wayne Pioneer Trail Reconnection Route have been completed and are ready for Council review.

Approve trail design and authorize staff to work with Mr. Willard in developing a resolution that Carlson will be brought back to Council at a future date for final approval. Affirmed

**MANAGER’S REPORT**

**COUNCILMEMBERS’ REPORTS**

Do not have the Councilmembers’ Reports this evening. Carlson

Affirmed

**RECESS**

Council recessed to executive session at 10:44 p.m. to discuss litigation for approximately 10 minutes. Council expected to reconvene to take action.

Council returned to regular open meeting at 10:48 p.m.

Authorize the settlement of Parallel Electric, Inc. claim against the City in Parallel Electric Carlson v. City of Ellensburg, Kittitas County Superior Court No. 06-2-00452-0, for the sum of $30,000.00. Affirmed

**ADJOURN** Adjourn at 10:49 p.m. Carlson

Affirmed
Mayor

ATTEST: ____________________________

City Clerk