CITY OF ELLENSBURG
Minutes of Council Meeting, Regular Session
Date of Meeting May 21, 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, Perrie, and Mayor O'Brien.

Approve excused absence for Councilmember Niner for the meeting tonight and the next Barry
regular meeting. Affirmed

Others present were City Manager Barkley; City Attorney Pidduck; City Clerk Reno; Executive
Assistant Gigstead; Parks and Recreation Director Case; City Engineer Lyyski; Lee Voorhees, Bond
Counsel, Foster Pepper PLLC; Planning Associate Eyerly; and approximately 14 members of the
audience.

Agenda Approval

Motion to amend agenda to add as Item 5.L the memorandum from Youth Services regarding Carlson
the end of the year free swim. Affirmed

Motion to approve agenda as amended. 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.

Motion to approve the Consent Agenda as follows: Carlson

A. Approve Minutes - April 30, 2007, Special Session
Approve Minutes - May 2, 2007, Special Session
Approve Minutes - May 7, 2007, Regular Session

B. Acknowledge Minutes of Boards and Commissions
(1) Landmarks & Design Commission - April 17, 2007
C. Approve Requests from Whisky Dick Triathlon Race Directors to Authorize the Triathlon to be held on Certain City Streets and to use Memorial Park and Pool with the Fee Waived on July 22, 2007

D. Accept Resignations from Shari Stoddard, Arts Commission, and Michael Burtness, Board of Adjustment, and Authorize Mayor to Sign Letters of Appreciation

E. Approve Request from Ellensburg Rodeo Association to Hang a Banner across University Way from August 27- September 4, 2007

F. Declare Bid Call 2007-17 - Traffic Signal Upgrades to be Non-Responsive as to Sole Bidder Knobel's Electric, Return Bid Bond and Authorize Staff to Negotiate a Contract to Complete the Work with a Contractor

G. Award Bid Call 2007-20 - Cured-in-Place Sewer Rehabilitation to Michels Corporation

H. Accept University Way/Pine Street Pedestrian Signal as Complete

I. Authorize City Manager to Sign Latecomer's/Oversizing Agreement for The Meadows Plat - Bender Road

J. Approve Noise Waiver Application for Michael & Jennifer Jennings at 210 N. Sampson on May 27, 2007 from 5:00 p.m. to 11:00 p.m.

K. Approve May 21, 2007 Claims Fund Voucher Numbers 82942 Through 83166 in the Total Amount of $644,215.49; Electronic Fund Transfer in the Amount of $5,982.50; Payroll Fund Check Numbers 69987 Through 70116 in the Total Amount of $131,713.21; and Direct Deposit in the amount of $112,734.14

L. Approve Request from Youth Services for an end of the year free swim from 1:30 p.m. to 4:30 p.m. on June 8, 2007 Affirmed

**Communication from Planning Commission on Action Taken**

Council acknowledged the communication from the Planning Commission regarding the action taken at the April 12 and May 10, 2007 meetings related to the Northwest UGA Annexation Proceedings.

**Citizen Comment on Non-agenda Issues**

Kevin Guest, KMG Investment Group, spoke about the Northwest UGA Annexation that was discussed by the Planning Commission.

Dorothy Stanley, David Kaufman, Sherry Kaufman, Jerry Williams, and Colin Condit spoke about the University Way pedestrian light and pedestrian safety. Council agreed to allow the group to bring a proposal back to Council.
Barbara Peters, Barnaby Peters, and Jessica Woller signed up to speak regarding the Helena Avenue LID, which staff determined that this was not the appropriate time to speak about the LID since it is an item on the agenda.

**Ordinance No. 4483 - Alley Vacation - West Ellensburg Park**

Council gave Ordinance No. 4483 first reading at the May 7, 2007 meeting. The ordinance establishes Council's intent to vacate the alley in Blocks 14 and 15, Electric Addition.

**Motion to read for the second time and adopt Ordinance No. 4483.** Carlson

An ordinance vacating an alley located in Blocks 14 and 15, Electric Addition to the City of Ellensburg, located in the Northwest quarter of Section 2, Township 17 North, Range 18 East, W.M., vacation being located in the City of Ellensburg, County of Kittitas, State of Washington. Barry (yes)

Bassett (yes)
Carlson (yes)
Lillquist (yes)
Perrie (yes)
O'Brien (yes)

Motion approved.

**Proposed Ordinance - Confirming Final Assessment Roll of Helena Avenue Local Improvement District**

The City Council conducted the public hearing regarding the final assessment roll for Local Improvement District (LID) No. 2004-1, at its regular meeting on May 7, 2007. A proposed ordinance making certain findings and conclusions regarding the assessments and confirming the final assessment roll has been prepared by the City's bond counsel for Council's consideration.

A letter of objection was received from Barnaby Peters and Barbara Peters, members of Teanaway Ventures, LLC. Lee Voorhees does not believe that the letter should be considered by the Council. He also recommends that the hearing which was concluded and adjourned on May 7 should not be reopened.

**Motion to read for the first time, Ordinance No. 4484.** Carlson

AN ORDINANCE of the City of Ellensburg, Washington, making and declaring certain Council findings and conclusions regarding the assessments and assessment roll of Local Improvement District No.
2004-1 created for the purpose of making street improvements on Helena Avenue, and related utility improvements, as provided by Ordinance No. 4399, overruling protests, levying, confirming, and assessing a part of the cost and expense of the local improvement district against the several lots, tracts, parcels of land and other property as shown on the assessment roll, setting the term of years for payment of assessments in annual installments, estimating the annual rate of assessment interest and establishing penalties for delinquent payment. Affirmed

Proposed Resolution of Intent to Designate Residential Targeted Area for Multi-family Housing Tax Exemption and Set Public Hearing

Chapter 84.14 RCW authorizes local governments to designate a residential targeted area or areas, within an urban center, for purposes of qualifying for exemption from ad valorem property taxes for ten (10) years. The proposed resolution gives notice of Council's intent to so designate the Central Commercial Zone and would set June 18, 2007 as the date for conducting the statutorily-required public hearing regarding the designation. A draft ordinance, which would create a chapter in the Ellensburg Municipal Code governing the City's administration of this program, is included for discussion purposes only. The ordinance would be considered by Council following completion of the public hearing.

Motion to adopt Resolution No. 2007-21 and fix June 18, 2007 as the time for a public hearing. Carlson

Affirmed

Proposed Resolution - Right of Way Vacation - Kittitas County Fairgrounds

The City has been involved in discussions with Kittitas County regarding opportunities to exchange properties which are mutually beneficial to each agency. In moving this discussion forward, Council is being requested to consider adoption of a resolution establishing a public hearing to consider vacation of several public rights of way within and adjacent to the Kittitas County Fairgrounds.

Motion to adopt Resolution No. 2007-22. Carlson

Affirmed

Proposed City Participation in Association of Washington Cities (AWC) Workers' Compensation Retrospective Rating Program

AWC has established a successful Workers' Compensation Retrospective Rating (Retro) Program specific to managing the workers' comp needs of cities and towns. This program was not available when the City first enrolled in the BIAW Retro Program. Council authorization is requested to transfer City participation to the AWC Retro Program.

A letter was submitted by Frank Conrad, Central Washington Home Builders Association, regarding
the proposed City participation in the AWC Retro Program.

Motion to authorize the Mayor and City Manager to sign the appended AWC Participation Carlson Agreement and Group Enrollment Application and any other documents necessary to join the AWC Retro Program and withdraw from the BIAW Retro Program. Affirmed

Notice of Intention to Commence Annexation - Petitioners Chester Taylor Family, Grace Shuey and David Camarata

The City has received Notices of Intention for annexation of approximately 30.06 acres from the Chester Taylor Family, Grace Shuey and David Camarata.

Dora Rosalie, speaking for Janet Camarata, stated she supports the annexation.

1) Confirm the City's intent to annex those parcels listed in Exhibit A, Parcel Carlson Summary Report Sections 1 & 2 and shown on the Vicinity Map; together with a portion of vacated Columbia Street, alley, roadway and the Ellensburg Water Co. Canal located within the described area.

2) Require the property's use to comply with the City's Comprehensive Plan and Zoning Code.

3) 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.

4) Designate the land use zoning as Residential Suburban (R-S).

5) Refer the petition to the Planning Commission for its consideration. Affirmed

Ellensburg Skate Park Mural

The Quest Class from Morgan Middle School has requested permission to paint a mural at the Ellensburg Skate Park.

Approve and allow placement of a mural at the Ellensburg Skate Park. Carlson

Affirmed

MANAGER'S REPORT

Distressed County Sales and Use Tax Infrastructure Improvement Program Application

Staff would like to submit a project to Kittitas County which would perform signal upgrades/improvements at the intersections of Fifth Avenue/Main Street and University Way/Chestnut Street.
Motion to authorize City Manager to sign application and submit the project to the program Carlson as well as authorize the City’s match of a minimum of 14%. Affirmed

Parks and Recreation Department Requests

Council authorization is requested to hire a 16 hour per week Recreation Leader II position at the Adult Activity Center and a Temporary Laborer for the Parks Maintenance Division.

Authorize the City Manager to create a temporary 16 hour per week Recreation Leader II Carlson position at the Adult Activity Center and a temporary laborer for the Parks Maintenance Division. Affirmed

COUNCILMEMBERS’ REPORTS

Councilmember Barry attending several Critical Areas Ordinance Committee meetings, the Utility Advisory Committee meeting, and the City/County Breakfast.

Councilmember Carlson attended the Airport Advisory Committee meeting, a fundraiser for the Sanda City Committee, and also rode along with the Police Department.

Mayor O’Brien attended the Historic Preservation Awards downtown and the ceremony for Dozen Distinctive Destinations Designation.

ADJOURN Adjourn at 9:24 p.m. Carlson

Affirmed

Mayor

ATTEST: __________________________________________

City Clerk