Minutes of Council Meeting, Regular Session  
August 16, 2010

City of Ellensburg

Date of Meeting: August 16, 2010
Time of Meeting: 7:00 p.m.
Place of Meeting: Council Chambers, 501 North Anderson Street

Roll Call Present: Bassett, Elliott, Lillquist, Miller, O'Brien, Tabb.

Excused Absence: Bottcher

Others present were City Manager Barkley; City Clerk Reno; Executive Assistant Gigstead; Community Development Director Smith; and approximately 10 members of the audience.

Agenda Approval

Motion to approve the 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.

Motion to approve the Consent Agenda as follows: O'Brien

A. Approve Minutes – July 21, 2010, Special Session

B. Approve Minutes – August 2, 2010, Regular Session

C. Approve Noise Waiver Application from Central Washington University Athletic Department for Pep-Rally at Rotary Pavilion, Fourth and Pearl Street, on August 27, 2010 from 7:00 p.m. to 8:00 p.m.

D. Approve Noise Waiver Application from Abate of Washington – Kittitas County Chapter at 1518 University Way on August 28, 2010 from 3:00 p.m. to 11:00 p.m.

E. Approve Street Closure Application from First Christian and First Lutheran Church for Half Block of Sixth Avenue from Ruby Street East to Alley on August 29, 2010 from 8:00 a.m. to 12:00 p.m. for Joint Church Service

F. Award Bid Call 2010-14 – Kittitas Valley Memorial Pool & Fitness Center Renovation Project to Mark Construction, Inc. in the Amount of $813,000
G. Approve August 16, 2010 Claims Fund Voucher Numbers 99257 Through 99460 in the Amount of $1,119,626.97, Payroll Fund Check Numbers 79838 Through 79935 in the Total Amount of $114,854.81, Direct Deposit in the Amount of $179,586.91, and Electronic Fund Transfer of $3,947.00. Affirmed

Boards and Commissions Appointments

Sarah Bedsaul spoke regarding her interest in serving on the Planning Commission.

Motion to approve the appointment of Sarah Bedsaul to the Planning Commission. Lillquist

Affirmed

Letter from Art Clark, Chairman of the Ellensburg Cable Television Commission, Regarding Scheduling Changes for ECTV Channel 2

The Council acknowledged the letter from the Cable Television Commission regarding scheduling changes for ECTV Channel 2.

Letter from Historic Ellensburg Regarding Compliance with Council Conditions Related to Their Request to use the Railroad Depot September 3, 4, 5, and 6, 2010

Historic Ellensburg is requesting to use the Depot on September 3, 4, 5, and 6, 2010.

Motion to approve the use of the Depot by Historic Ellensburg for the purpose of tours Miller for September 3, 4, 5, and 6 as requested in the agenda, subject to the same conditions as the Council previously gave them. Affirmed

Citizen Comment on Non-Agenda Issues

Steve Dupont, Central Washington University (CWU), discussed the CWU Community Day and United Way Day of Caring event before the football game on August 28, 2010.

Public Hearing – Meadows Preliminary Plat Extension

The public hearing for the Meadows Preliminary Plat Extension was cancelled.

Ordinance No. 4570 - Adopting the West Ellensburg Rezone (Z09-02)

The proposed ordinance adopts the West Ellensburg rezone (Z09-02). The City Council gave Ordinance No. 4570 first reading at the August 2, 2010 meeting.

Motion for second reading and adoption of Ordinance No. 4570. O’Brien

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 PUBLIC RESERVE (P-R) AND LIGHT INDUSTRIAL (I-L) CLASSIFICATION.

Bassett (yes)
Elliott (yes)
Lillquist (yes)
Miller (yes)
O’Brien (yes)
Tabb (yes)

Motion approved.

Ordinance No. 4571- Applicability of Special Utility Rates for Nonprofit Agencies Serving the Disadvantaged and Clarifying the Definition of “Low-Income Disabled Citizen”

At the August 2, 2010 regular meeting, the City Council gave first reading to Ordinance No. 4571, which revises the definitions of “nonprofit agency serving the disadvantaged” and “low-income disabled citizen”.

Motion to amend Ordinance No. 4571 as follows: “Nonprofit agency serving the disadvantaged” means agencies with a 501(c) 3 tax exempt designation from the Internal Revenue Service (IRS), a majority of whose primary clients/customers: (1) qualify for the low-income senior citizen rate, or the low-income disabled citizen rate (2) are persons with disabilities of the types recognized by the City for determining eligibility for the “low-income disabled citizen” rate, regardless of their actual income level, or (3) are persons from families determined to be “low income” as defined by the poverty guidelines updated periodically in the Federal Register by the U.S. Department of Health and Human Services under the authority of 42 U.S.C. 9902(2).

Affirmed (O’Brien – abstain)

Motion for second reading and adoption of Ordinance No. 4571 as amended. Miller

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO UTILITY RATES AND AMENDING SECTION 9.30.020 OF THE ELLENSBURG MUNICIPAL CODE TO CLARIFY DEFINITIONS FOR “NON-PROFIT AGENCY SERVING THE DISADVANTAGED” AND “LOW-INCOME SENIOR CITIZEN.” Bassett (yes)

Elliott (yes)
Lillquist (yes)
Miller (yes)
O’Brien (abstain)
Tabb (yes)

Motion approved.

**Proposed Ordinance – Subdivision Code Amendment – Seven Year Deadline for Final Plat Submittal**

The State Subdivision Code has recently been amended to provide that final plats must be submitted within seven years of preliminary plat approval instead of the previous five year deadline. At the July 19, 2010 meeting, Council adopted Ordinance No. 4568 that amended City Code to be consistent with that new State Subdivision Code language. Staff has identified a section of City Code that was not included in that amendment and has prepared an ordinance for first reading that will amend that section to be consistent with the new State Subdivision Code.

**Motion for first reading of Ordinance No. 4572.** Elliott

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON RELATING TO ELLENSBURG MUNICIPAL CODE TITLE 12 “SUBDIVISIONS” AND AMENDING SECTIONS 12.06.400, 12.06.800, AND 12.08.480 .

Affirmed

**Proposed Ordinance to Disband the Downtown Task Force**

At a June 14, 2010 Special Meeting to discuss the City’s role in the coordination and support for downtown activities, Council directed staff to prepare proposed ordinance language to eliminate the Downtown Task Force.

**Motion for first reading of Ordinance No. 4573 with amendment to remove the word “vibrancy” in the first whereas.**

O’Brien


Martin Kaatz, 309 North Poplar, member of the Downtown Task Force, spoke regarding the proposed
ordinance.

Council discussed the proposed ordinance.

Vote on motion. Affirmed (Tabb-no)

**Use of Public Sidewalks for Food and Beverage Service – Discussion and Direction**

A wine tasting business in the downtown has applied for a right-of-way use permit to place tables on the sidewalk outside the business. Staff does not believe it presently has authority to grant an application for a street use permit for outside dining, with or without the consumption of alcohol.

Bill Davis, 109 W. 3rd, owner of winery, spoke regarding the proposed request.

Council consensus was to direct staff to move ahead with an ordinance to come back in September.

**Land Development Code Project and Energy Efficiency/Conservation Strategy Project – Proposed Schedule**

The consultant for these projects has provided a preliminary schedule for the various City Council study sessions and City Council presentations that have been identified for the projects. Council provided staff with direction that the tentative schedule will work in concept, bearing in mind that the actual dates may change.

The tentative schedule is:

Monday October 13, 2010 Council Study Session in the morning – LDCU

- possible Council Special Meeting in the evening – Budget

Monday January 31, 2011 Council Study Session in the morning – LDCU

Council Study Session in the afternoon for EECS

1st Community Workshop in the evening – LDCU and EECS

Monday May 2, 2011 Council Presentation “Pulse Check” in the evening - LDCU and EECS - would be part of the Council Regular Meeting that night and it could be a time-consumer

Early June 2011 2nd Community Workshop in the evening – LDCU and EECS

Monday July 11, 2011 Council Presentation of Final Draft in the evening- LDCU

- would be a Council Special Meeting night

Spring 2012 Final Council Presentation in the evening– EECS
Manager’s Report

Canyon Road Overlay – Umptanum Road to Jackson Avenue and Berry Road to Interstate 90

Council consensus was to allow a waiver of the noise ordinance for nighttime grinding and paving operations associated with the projects.

Councilmembers’ Reports

Councilmember O’Brien asked questions regarding the Lodging Tax Advisory Committee and entryway signs.

Councilmember Lillquist reported on the Mental Health and Developmental Disabilities Board.

Councilmember Elliott reported on a flood drill planning meeting and attended a canyon gateway meeting.

Councilmember Bassett reported on the Lodging Tax Advisory Committee and the Farmers Market.

Mayor Tabb reported on the Farmers Market and the Department of Health.

Adjourn

Motion to adjourn at 8:45 p.m. Bassett

Affirmed

Mayor

ATTEST: ____________________________

City Clerk