CITY OF ELLENSBURG Minutes of Council Meeting, Regular Session
Date of Meeting December 5, 2011
Time of Meeting 7:00 p.m.
Place of Meeting Council Chambers, 501 North Anderson Street

Roll Call Present: Bottcher, Elliott, Lilkquist, Miller and Mayor Tabb.

Others present were City Manager Barkley; City Attorney Pidduck; Community Development Director Smith; Planning Supervisor Bailey; Finance Director Ariwoola; Parks and Recreation Director Case; Executive Assistant Gigstead; City Clerk Keno and approximately 12 members of the audience.

Awards and Recognitions

Swearing in of Councilmember Mary Morgan and Oath of Office

Mary Morgan was administered the oath of office by City Clerk Keno and sworn in to fill the unexpired term of position #3.

Consideration of Appointment to Fill the Unexpired Term for Council Position No. 6

Appoint Jill Arango to complete the term of former Councilmember Fennelle Elliott Miller, Position #6.

Council voted to appoint Jill Arango to the balance of the term of position #6 by unanimous voice vote.

Agenda Approval

Motion to approve agenda as presented with the following amendments: Elliott

Item 5. B.(3) - Parks and Recreation Advisory Committee minutes dated March 16, 2011 moved to Item 11. B.;

Item 5. F. - Authorize the City Manager to Sign the 2012 Kittitas County Emergency Medical Services (EMS) & Trauma Care Council Payment Agreement to the Interlocal Cooperation Agreement with the Kittitas County EMS & Trauma Care Council moved to Item 11. C;


Approved
Consent Agenda

Items listed under the Consent Agenda were distributed to Councilmembers in advance for study and will be 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 amended Consent Agenda as follows: Elliott

A. Approve Minutes – November 21, 2011, Regular Session

B. Acknowledge Minutes of Boards and Commissions

(1) Cable Television Commission – October 19, 2011

(2) Lodging Tax Advisory Committee – October 5, 2011

(3) Utility Advisory Committee – October 20, 2011

C. Approve University Way Banner Request for Summer Session from April 30, 2012 through May 6, 2012 and from June 19, 2012 through June 30, 2012

D. Approve Noise Waiver Application for EHS Class of 1972 – 40 Year Reunion at the Kittitas County Fairgrounds for July 21, 2012 from 10:00 p.m. to 10:30 p.m.

E. Authorize the Mayor to Sign the Amendment to Second Amended Professional Services Agreement for Prosecution Services

F. Authorize the Mayor to Sign the Interlocal Agreement with Kittitas County for the Development of a Hansen Pits Master Plan

G. Authorize the Mayor to Sign the Agreement for Professional Services to Support Renewables Park Data Collection and Analysis with CWU

H. Approve the 1974 Galion motor grader for “trade-in” and award Bid Call 2011-34 for Used Motor Grader to NC Machinery for $51,732.00

I. Adopt Revisions to Public Works Development Standards

J. Accept Bid Call 2011-02 - Residential Sidewalk Repair Project as Complete

K. Approve December 5, 2011 Claims Fund Voucher Numbers 105935 Through 106149 in the Total Amount of $2,443,149.23, ACH Direct Deposit in the Amount of $852,300.80, Payroll Fund Check Numbers 82600 Through 82681 in the Total Amount of $100,219.44, Direct Deposit in the Amount of $179,803.92, and Electronic Fund Transfer of $4,112.00.

Approved
Boards and Commissions Appointments

Marilyn Levine, Ellensburg Business Development Authority applicant; Brittany Steward, Lodging Tax Advisory Committee applicant; and Ben Oblas, Arts Commission applicant spoke to their qualifications to serve on Boards and Commissions.

Councilmember Arango requested the Lodging Tax Advisory Committee appointment be made this evening to ensure a quorum for consideration of the Committee’s 2012 budget.

Appoint Brittany Steward to Lodging Tax Advisory Committee Lillquist immediately. Approved

Six members of ten current positions with terms expiring December 31, 2011 have requested reappointment to serve on various City boards and commissions. Four members have chosen not to request reappointment.

Appoint everyone who has applied for reappointment on pages 58-62 of the Arango agenda except for Jeanette Williams, Library Board. Approved

City Manager Barkley advised Council of his intent to reappoint Jeannette Williams to the Library Board.

Authorize the Mayor to sign letters of appreciation for Jeff Click, Mitch Williams, Rusty Gigstead and Gary Mabee. Approved

Citizen Comment on Non-Agenda Issues

Stan Bassett, 102 S. Pine, spoke about the City’s urban forest, its longstanding Tree City USA designation, and Council’s recent decision to allow the removal of three walnut trees. Mr. Bassett asked for a reprieve on the walnut tree removal.

Don Davis, 700 N. Cle Elum, spoke about the drug “fluoride” in his water and the precautions he takes to protect himself from this drug.

Public Hearing – Proposed Ordinance – Amendment to Property Tax Levy

Mayor Tabb opened the public hearing to consider amendment to the 2011 property tax levy.

Finance Director Ariwoola summarized the agenda report. The proposed ordinance repeals Ordinance No. 4603 and certifies the Fiscal Year 2011 Property Tax Levy to be collected in 2012 to the Kittitas County Commissioners. In accordance with RCW 84.52.020, the City Council previously certified the
2011 property tax levy pursuant to Ordinance No. 4603 adopted by the City Council on November 7, 2011. Subsequently, the Regular Levy limits came in higher than the amount certified.

Mayor Tabb opened the hearing to testimony from the public.

Don Davis, 700 N. Cle Elum, stated the City has way too many police officers. The addition of another police officer in the budget will result in the Police Department messing with more poor people like him.

There being no further testimony, Mayor Tabb closed the public hearing.

**Motion for first reading of Ordinance No. 4608.** Elliott

AN ORDINANCE of the City Council of the City of Ellensburg, Washington, Repealing Ordinance No. 4603 and Certifying The Fiscal Year 2011 Property Tax Levy to be Collected in 2012. Approved

**Consideration and Allocation of Funding for Community Program Support**

At its October 17, 2011 meeting Council heard presentations for 2012 Council funded program requests. The proposed 2012 budget reflects $99,260 in Council funded program support which is the same amount as the 2011 budget for all program support.

A 2012 Work Plan and Budget for the Ellensburg Downtown Association was distributed.

Approve all 2012 funding levels for Council funded programs at the funding Elliott levels requested, except for HopeSource.

Move to amend Fostering Hope request to $1,200 with the caveat that users Lillquist would be able to use the facility only during open swim times where there would be lifeguards present.

Defeated(Lillquist – yes)

Vote on main motion. Approved(Lillquist – no)

Approve HopeSource funding request for $15,000. Arango

Approved (Elliott, Morgan – abstain)

**Discussion and Consideration of a Proposal from Parks and Recreation to Provide Athletic Management and Support Services**

Parks and Recreation Director Case distributed an agenda report outlining a proposal for a 2012 Athletics Program, including revenue forecasts, expenditures, timelines, and program descriptions.
The program would fall under the duties of the Youth Center Coordinator and bolster staffing at the Center with a 16-18 hour a week position.

Support Athletic Program budget amendment change as presented. Elliott

Approved

**Ordinance No. 4604 – 2012 Budget**

Ordinance No 4604 is a summary of the 2012 Proposed Budget. The City Council conducted a public hearing on October 3, 2011 to consider revenue sources for the 2012 Budget. The City Council also conducted meetings pertaining to the 2012 Budget on October 14, and 17, 2011. The first reading of Ordinance No. 4604 was conducted on November 7, 2011.

Previously during this meeting Council approved:

1) 2012 funding levels for Council funded programs as outlined on pages 94 and 95 of the agenda;

2) 2012 Athletic Program proposed by the Parks & Recreation Department as outlined on pages 113-119 of the agenda and the November 28, 2011 agenda report submitted to Council this evening;

3) 2012 funding for the Ellensburg Arts Commission ($8,000) has been removed from Council funded programs to a dedicated place in the City General line group based on previous Council direction; and

4) Funding for the sexual assault interviewer position with Kittitas County is removed from Council funded programs and made part of the Police Department operating budget.

Amend Ordinance No. 4604 on pages 70-71 of the agenda packet to Arango

incorporate Council funded community support, funding for Parks and Recreation Athletic Program, funding for Sexual Assault Interviewer in Police Department budget and funding for Arts Commission in City General account group. Approved

**Motion for second reading and adoption of Ordinance No. 4604** Elliott

as amended.

AN ORDINANCE adopting the 2012 Annual Budget for the City of Ellensburg, Washington. Arango(yes)

Bottcher(yes)

Elliott(yes)
Lillquist(yes)
Miller(yes)
Morgan(yes)
Tabb(yes)

Motion approved.

**Ordinance No. 4607 – Comprehensive Plan Amendments**

Ordinance No. 4607 reflects Council’s direction following the October 3, 2011 public hearing to adopt four amendments (11-01, 11-02, 11-03 and 11-04) to the City’s Comprehensive Plan. Ordinance No. 4607 was given first reading at the November 21, 2011 meeting.

**Motion for second reading and adoption of Ordinance No. 4607.** Elliott

AN ORDINANCE of the City Council 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. 4580 and set out in Chapter 3.32 of the Ellensburg City Code. Arango(yes)

Bottcher(yes)
Elliott(yes)
Lillquist(yes)
Miller(yes)
Morgan(yes)
Tabb(yes)

Motion approved.

**Proposed Ordinance – 2011 Supplemental Budget**

The proposed ordinance provides for supplemental appropriations and revenues in the General, Arterial Street, Risk Management, GO Debt, Sidewalk, Gas, Light, Shop, Risk Management, and Fire Relief & Pension Funds.

**Motion for first reading of Ordinance No. 4609.** Elliott
AN ORDINANCE amending the 2011 Annual Budget of the City of Ellensburg as set forth in Ordinance No. 4579 and previously amended with Ordinance No. 4594 to provide additional revenues and appropriations in the General, Sales Tax, Arterial Street, GO Bond Debt, Risk Management, Gas, Electric, Risk Management, and Fire Relief & Pension Funds. Approved

Proposed Resolution – Fiscal Year 2011 Bad Debt Write-Offs

The proposed resolution authorizes the write-off of uncollectible utility accounts, miscellaneous invoices, parking citations, and Library accounts billing for fiscal year 2011.

Adopt Resolution No. 2011-34. Elliott

Approved

Land Development Code Update

Community Development Director Smith provided an update of the Land Development Code Update Review Process and reviewed a proposed new review process timeline which will result in a June or July, 2012 target date. Several unforeseen issues have arisen which are pushing the schedule of Draft 1 review a month or two further out than was anticipated in September when Council approved the timeline.

Council acknowledged the update for informational purposes only.

Naming of 5th Avenue Pocket Park

At their November 9, 2011 meeting the Parks and Recreation Advisory Commission reviewed and discussed the request from the Washoe Tribute Group to consider naming the pocket park located at the former City Hall parking lot along 5th Avenue, “Friendship Park.” The Commission determined the request met the criteria established in the City policy for naming facilities, and based on the fact that the Washoe Tribute Group brought the idea forward to Council and constructed the site improvements, voted unanimously to recommend and forward to Council the request from the Washoe Tribute Group to name the site “Friendship Park.”

Name the pocket park on 5th Avenue “Friendship Park”. Elliott

Barbara Bicchieri, Washoe Tribute Group representative, gave an update on the project. Monetary contributions can be made at www.washoebronzestatue.org

Vote on motion. Approved

Approval of Parks and Recreation Advisory Commission Minutes – March 16, 2011

Council inquired about the status of the policy for overnight camping at city park facilities referenced in the March 16, 2011 minutes. Staff indicated a policy has been drafted that will go back to the Parks
and Recreation Advisory Commission for review and then come before Council for approval.

Council requested draft copies of minutes from all City Boards and Commissions be included in their Friday mail packet on a timely basis.

Acknowledge the March 16, 2011 minutes of the Parks and Recreation Advisory Commission. Approved

Authorize the City Manager to Sign the 2012 Kittitas County Emergency Medical Services (EMS) & Trauma Care Council Payment Agreement (Attachment “C”) to the Interlocal Cooperation Agreement with the Kittitas County EMS & Trauma Care Council

Authorize the City Manager to sign the 2012 Kittitas County Emergency Medical Services (EMS) & Trauma Care Council Payment Agreement. Approved

Manager’s Report

City Prosecutor Contract

Due to Governor Gregoire’s appointment of Fran Chmelewski, City Prosecutor, to the Superior Court Bench, Ms. Chmelewski will not be able to continue as Prosecutor for the City of Ellensburg. Staff has negotiated a short term contract with the Kittitas County Prosecutor’s Office to provide City prosecution services on an interim basis until a decision is made regarding longer term arrangements. The proposed Interlocal Agreement is distributed to Council this evening and is at the same compensation rate as the City was paying Ms. Chmelewski. There will be no lapse in coverage as Ms. Chmelewski’s contract ends December 14, 2011 and the County’s contract begins December 15, 2011.

Authorize Mayor and City staff to sign Interlocal Agreement between the City of Ellensburg and Kittitas County for Interim Prosecution Services. Approved

Cancellation of Library Board Meeting

The December meeting of the Library Board has been cancelled. The Library Board will resume its regular meeting schedule in January.

Councilmembers’ Reports

Councilmember Arango requested a review of the City’s tree removal ordinance at a future meeting.

Councilmember Bottcher inquired about the status of street illumination standards in light of Council’s adoption of the 2011 revisions to the Public Works Development Standards. Staff advised the standards remain under development and are being carried over to 2012.
Councilmember Bottcher discussed the adoption of a tree program utilizing volunteer groups.

Councilmember Lillquist attended a meeting and gave feedback on the Reecer Creek Floodplain Research Project done by the Environmental Science Class at the high school.

Councilmember Miller attended a Kittitas Community Coalition Network meeting on substance abuse issues as well as a Homeless and Affordable Housing Committee meeting. He will also sit on an evaluation committee to keep the Coalition on task. Councilmember Miller participated in a seminar on regional food waste planning as part of community planning efforts.

Councilmember Morgan requested a list of Council committees.

Mayor Tabb gave a transit committee update.

**ADJOURN** Motion to adjourn at 9:50 p.m. Lillquist

Approved

_________________________________
Mayor

ATTEST: _________________________________

City Clerk