CITY OF ELLENSBURG
Minutes of Council Meeting, Regular Session
November 18, 2013

Date of Meeting
November 18, 2013
Time of Meeting
7:00 p.m.
Place of Meeting
Council Chambers, 501 North Anderson Street

Roll Call Present: Aronica, Lillquist, Miller, Morgan, Scheffer, and Tabb.

Excused Absence: Elliott

Others present were City Attorney Weiner; City Clerk Reno; Executive Assistant Gigstead; Planning Supervisor Bailey; Community Development Director Smith; Energy Services Director Dunbar; Finance Director Ariwoola; and approximately 12 members of the audience.

Agenda Approval

Motion to approve the agenda. Scheffer

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: Scheffer

A. Approve Minutes – November 4, 2013, Regular Session
B. Acknowledge Minutes of Boards and Commissions
   (1) Community Center Ad-Hoc Committee – October 1, 2013
   (2) Landmarks & Design Commission – October 15, 2013
C. Authorize the Mayor to Execute the Professional Services Agreement Amendment with Golder Associates for Airport Well No. 3 Construction Administration Services
D. Award Contract for Transformer Refurbishment to Valley Transformer in an Amount not to Exceed $30,000 plus Applicable Taxes and Authorize the Energy Services Director to Sign the Contract
E. Award Bid Call 2013-34 – Primary Electrical Metering Cabinet Purchase to General Pacific, Inc.
F. Accept Bid Call 2013-17 - KWh Meter Change Outs Contract as Complete
G. Accept Request for Quotes 2013-25 – Hydraulic Permit Excavation Contract as Complete
H. Authorize the Mayor to Sign an Interlocal Agreement with Kittitas County Public Utility District No. 1 for use of Electric Utility Equipment, Materials, and Personnel
I. Authorize the Mayor to Execute the Easement Agreement for Property at 1106 North Water Street

Boards and Commissions Appointments

Ken McCann spoke regarding his interest in serving on the Senior Citizens Advisory Commission.

Motion to approve the appointment of Ken McCann to the Senior Citizens Advisory Commission. Affirmed

Street Closure Application, Noise Waiver Application, and Project Review from Ellensburg Downtown Association

Carolyn Honeycutt, Ellensburg Downtown Association, spoke regarding the applications and project review requests.

Motion to approve the street closure of Fourth Avenue from Pearl to Pine Streets, Scheffer and Pearl Street from Third to Fifth Avenues on November 29, 2013 from 6:30 p.m. to 9:00 p.m. for Moments to Remember. Affirmed

Motion to approve the noise waiver application on November 29, 2013 from Scheffer Noon to 9:00 p.m. Affirmed

Motion to approve the usage of three parking spaces on Pearl Street and three spaces Scheffer on Fourth Avenue in front of State Farm. Affirmed

Motion to approve the placement of a decorated tree on the Rotary Pavilion stage. Scheffer Affirmed
Motion to approve the use of Rotary Pavilion starting at Noon. Morgan
Affirmed

Motion to approve the Wind Art Project. Morgan
Affirmed

Public Hearing - Proposed Ordinance – Final Draft Land Development Code Update
(Legislative)

Mayor Tabb opened the public hearing to consider the final draft of the Land Development Code update.

Community Development Director Smith summarized the agenda report. He handed out two new exhibits: Land Development Code Additional Staff Recommended Amendment; and Letter from Central Washington Home Builders Association dated November 18, 2013.

Council acknowledged all of the exhibits, including the two new exhibits, and the Agenda Report as being entered into the record.

Steve Willard, 1312 Sanders Road, testifying on behalf of Town and County Homes and Sanders Mill, stated he is asking the Council to approve the Planning Commission’s recommendations 11.1 through 11.16 with the exception of motion 11.13 which deals with garage setbacks. He also supports staff’s recommendation to not refer regional retail to Landmarks and Design.

Jack Piper, 301 West Umptanum, speaking for Piper Construction and Central Storage, stated he is in favor of the Planning Commission’s recommendations. He believes the section of design standards for residential housing and the road standards for residential roads should be removed.

Dave Whitwill, 211 W. Mt. Hood Court, representing Central Washington Home Builders Association, discussed the letter that was submitted into the record.

Steve Lathrop, 201 West 7th, speaking on his own behalf, stated his objections to the two motions are the same as Steve Willard’s related to 11.13 - garage setbacks and 11.14 – Landmarks and Design Commission on regional retail – which should be staff or the director as the recommending body. He would also like to see the sections on design review thrown out. He also stated there is another important issue that is not addressed in there, which is water in Kittitas County and water consumption and the landscaping and the design requirements. The water resources of the City are not unlimited.

Doug Stalder, 2000 Quartz Mountain Drive, stated he supports being able to choose what street profile to use. He stated in regards to water usage for grass and the grass swales, the other mitigating factor in the code proposed is the reduction of lot size in which there is more density and
less open space is going to be required and obviously less water. He does not disagree with the way the current code is for 50 to 60 foot wide rolled curb and sidewalk, but the developers do not have the option to do what is being proposed. He believes it would be fair if the developer had a choice. He stated if the City is going to go to the standard streets as such, he recommends keeping the code the same where they do not get the density benefits.

Ron Criddlebaugh, Kittitas County Chamber of Commerce, stated he supports the Planning Commission’s recommendations except for motions 11.13 and 11.14.

Council asked questions of staff.

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

**Motion for first reading of Ordinance No. 4656.** Scheffer

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO THE CITY’S LAND DEVELOPMENT CODES, ADOPTING THE ELLENSBURG LAND DEVELOPMENT CODE (LDC) AS TITLE 15 OF THE ELLENSBURG CITY CODE; RECODIFYING TITLE 12 – SUBDIVISIONS AS CHAPTER 15.260 - SUBDIVISIONS; RECODIFYING TITLE 13 – ZONING AS TITLE 15 - LAND DEVELOPMENT CODE, EXCEPT FOR CHAPTER 13.49 - ADULT ENTERTAINMENT LICENSES WHICH IS RECODIFIED AS CHAPTER 6.72 OF THE ELLENSBURG CITY CODE; and

RECODIFYING AND AMENDING CHAPTERS 1.42 – SEPA AS CHAPTER 15.270; 1.45 – LANDMARKS & DESIGN AS CHAPTER 15.280; 1.68 – LAND USE PERMITS – ADMINISTRATION AS TITLE 15 – ARTICLE 2; AND 3.32 – COMPREHENSIVE PLAN AS CHAPTER 15.120; and

RECODIFYING CHAPTER 3.40 – OUTDOOR LIGHTING AS CHAPTER 15.580; AND CHAPTER 4.38 - LANDSCAPING AS CHAPTER 15.570; and


AMENDING CITY CODE SECTIONS 4.12.020, 4.12.060, 4.16.020, 4.16.060, 4.16.080, 4.16.100, 4.17.120, AND 6.56.129; PROVIDING AUTHORITY AND DIRECTION TO THE CODIFIER AND CITY OF ELLENSBURG PUBLIC WORKS DIRECTOR; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Motion to amend the ordinance to accept the Planning Commission’s recommended Lillquist amendments 11.1 – 11.11, amend the Planning Commission’s proposed amendment 11.12 from three to five days after adoption, and add the staff’s proposed Airport Overlay Zone amendment language.
Motion to amend Section 1 of the ordinance on Page 95 of the Council Agenda Lillquist as follows: Section 1. A new Title 15 entitled “Land Development Code” that is attached to this ordinance as Exhibit 1 J1… Affirmed

Vote on main motion. Affirmed (Morgan – no)

Public Hearing - Proposed Ordinance – Property Tax Levy (Legislative)

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

Finance Director Ariwoola summarized the agenda report.

Council asked questions of staff.

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

Motion for first reading of Ordinance No. 4657. Lillquist

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, LEVYING PROPERTY TAXES FOR THE CITY OF ELLENSBURG FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2014, ON ALL PROPERTY IN SAID CITY WHICH IS SUBJECT TO TAXATION FOR THE PURPOSE OF PAYING SUFFICIENT REVENUE TO CARRY ON GENERAL OPERATIONS, RECOGNIZE VOTER APPROVED LEVIES AND PAY DEBT SERVICE OBLIGATIONS OF SAID CITY AS REQUIRED BY LAW. Affirmed

Public Hearing - Ordinance No. 4655 – 2013-2014 Biennial Budget Amendment (Continued)

Mayor Tabb stated this public hearing to consider the proposed ordinance for the 2013-2014 Biennial Budget amendment is a continuation of the hearing from November 4, 2013.

Finance Director Ariwoola summarized the agenda report.

Council asked questions of staff.

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

Motion to amend Ordinance No. 4655 by substituting ordinance and Exhibit A and Miller

Table A included in the Council Agenda and amending Council Funded Programs with the addition of $2,000 for a total of $104,109 to include the request for Court Advocates for Children of Kittitas County. Affirmed (Lillquist, Morgan – no)

Proposed Resolution – Fiscal Year 2013 Bad Debt Write-offs
The proposed resolution authorizes the write-off of uncollectible utility accounts, parking citations, and Library accounts billings for 2013.

Motion to adopt Resolution No. 2013-37. Lillquist

Affirmed

Manager’s Report

Proposed Modification to the Glass Contract for Geddis/Hubbell Building

Motion to approve three change orders for an additional increase of $6,546.96 for the Scheffer contract with Jim’s Glass. Affirmed

Copy Machine Agreement

Motion to approve the Program Agreement with Copiers Northwest. Morgan

Affirmed

Councilmembers’ Reports

Councilmember Lillquist reported on the Utility Advisory Committee meeting, the Mental Health and Development Disabilities Board meeting, and the Shoreline Master Program.

Councilmember Miller reported on the Homelessness and Affordable Housing Committee meeting and the National League of Cities Conference.

Councilmember Scheffer reported on the Brownfields Advisory Committee and requested Council discuss the Brownfields Redevelopment Districts at a future meeting.

Mayor Tabb reported on the Public Transit Advisory Committee.

Adjourn

Motion to adjourn at 9:31 p.m. Scheffer

Affirmed

_________________________________  ________________________________
Mayor  ATTEST: ________________________________
City Clerk