Minutes of Council Meeting, Regular Session
April 7, 2014

Date of Meeting
April 7, 2014
Time of Meeting
7:00 p.m.
Place of Meeting
Council Chambers, 501 North Anderson Street

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

Others present were Interim City Manager Akers; City Attorney Weiner; City Clerk Reno; Executive Assistant Gigstead; Acting Public Works Director Lyyski; Community Development Director Smith; Finance Director Ariwoola; Interim Finance Director Musson; Energy Services Director Dunbar; Planning Supervisor Bailey; and approximately 10 members of the audience.

Proclamations

Mayor Elliott read the proclamation for Support for Wyland Mayor’s Challenge for Water Conservation.

Motion to authorize Mayor to sign the proclamation. Scheffer
Affirmed

Awards and Recognitions

Mayor Elliott recognized the Kittitas County Chamber of Commerce and Clearwater Studios for receiving a “Tele Award” for the Ellensburg branding video.

Interim City Manager Akers introduced Ron Musson, Interim Finance Director.

Agenda Approval

Motion to approve the agenda. Tabb
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 – March 17, 2014, Regular Meeting
B. Acknowledge Minutes of Boards and Commissions
C. Approve Noise Waiver Application for St. Andrew’s Catholic Church on May 3, 2014 from 12:00 p.m. to 4:00 p.m.

D. Approve Street Closure Application for Hospice Friends for Cruisin’ for Hospice Car Show for Pine Street between 3rd and 5th Avenues from 6:00 a.m. to 4:00 p.m. on June 7, 2014

E. Approve University Way Banner Request for CWU College Rodeo from April 21-28, 2014

F. Approve University Way Banner Request for Yakima River Cleanup from March 31- April 19, 2015

G. Approve Resignation from Joe Sheeran, Environmental Commission, and Authorize Mayor to Sign a Letter of Appreciation

H. Award Bid Call 2014-03 to Columbia Pumping and Construction for Cured-In-Place Sewer Line Rehabilitation

I. Approve Revision No. 1 to Exhibit H of the Bonneville Power Administration Power Sales Agreement

J. Authorize the Interim City Manager to Execute the Hazardous Materials Investigation Contract with Fulcrum Environmental Consulting

K. Award Contract for Transformer Refurbishment to Valley Transformer in an amount not to exceed $50,000 plus all Applicable Taxes

L. Authorize the Purchase of a Restroom for North Alder Street Park through the Master Contracts Usage Agreement from CXT Precast Concrete Products in the Amount of $62,472.60

M. Approve Amendment to the 2014 Budget by Increasing Expenditure Line Item 001-017-558-60-41 – Land Use Professional Services by $44,660 for Potential Land Development Code Implementation

N. Adopt Resolution No. 2014-11 Authorizing Robert Undsderfer to Remove one Street Tree at 201 S. Ruby St.

O. Approve Request from BuDu Racing, LLC to use Irene Rinehart
Riverfront Park on July 26, 2014 from 8:00 a.m. to 10:30 a.m. and Memorial Park and Pool Facilities from 7:00 a.m. to 3:00 p.m. on July 27, 2014

P. Authorize the Mayor to Sign the Interlocal Agreement with the City of Yakima for Mutual Aid with the Yakima Police Department

Q. Approve Noise Waiver Application for Butler Amusements, Inc. for Carnival at West University Way from April 10 and 11, 2014 from 5:00 p.m. to 11:00 p.m. and April 12 and 13, 2014 from Noon to 11:00 p.m.

R. Approve April 7, 2014 Claims Fund Voucher Numbers 117417 Through 117642 in the Amount of $680,737.60, ACH Direct Payments 780-800 in the Amount of $871,458.29, Payroll Fund Check Numbers 87371 Through 87433 in the Total Amount of $73,553.49, Direct Deposit in the Amount of $218,463.92 and Electronic Fund Transfer of $3,650.00.

Affirmed

**Boards and Commissions Appointments**

Council previously discussed an expanded membership to the Lodging Tax Advisory Committee which has not been brought back for consideration. Council discussed that they would like staff to bring back proposed language at the next meeting to expand the membership to provide an opportunity for more input into the decision making process.

Motion to direct staff to bring back language at the next meeting for expanding the Aronica Lodging Tax Advisory Committee to seven members. Affirmed

Matthew Anderson spoke regarding his interest in serving on the Lodging Tax Advisory Committee.

Mayor Elliott recommended Joe Sheeran be appointed to the Parks and Recreation Commission.

Motion to affirm the Mayor’s appointment of Joe Sheeran to the Parks and Recreation Commission. Affirmed (Tabb – no)

**Utility Advisory Committee – Appoint Telecommunications Utility Representatives**

Mayor Elliott recommended Bob Johnson, KITTCOM and Jim Goeben, public agency representative be appointed as the telecommunications utility representatives to the Utility Advisory Committee.

Motion to affirm the Mayor’s recommended appointments. Aronica
Affirmed

**Letter from Kittitas Yakima Valley Community Land Trust requesting Temporary Parking permit for Cherry Lane on April 17, 2014 from 4:30 p.m. to 7:30 p.m. for Chamber of Commerce Business After Hours Event**

Sarah Bedsaul discussed the request for a temporary parking permit for Cherry Lane.

Motion to approve the temporary parking permit for Cherry Lane on April 17, 2014 Scheffer from 4:30 p.m. to 7:30 p.m. for Chamber of Commerce after hours event. Affirmed

**Letter from Kittitas Yakima Valley Community Land Trust requesting corrections to Title 14: Impact Fees, Chapter 14.04 Traffic Impact Fees**

Sarah Bedsaul discussed the request to correct Title 14 of the Ellensburg City Code.

Motion to direct staff to bring back amended ordinance language as presented to amend Lillquist Chapter 14.04.030(S) of the Ellensburg City Code. Affirmed

**Request from Tim Reed to Upgrade/Change Sidewalk Access in North Ellensburg, Primarily Airport Road North of CWU**

Tim Reed discussed his request to upgrade or change sidewalk access in North Ellensburg.

Council asked staff to review this issue and bring back proposed cost estimates of improvements for consideration.

**Presentation by Elizabeth Bollwerk, CWU Museum of Culture and Environment**

Bethany Oliver discussed the upcoming Earth Day Festival on April 19, 2014 at Dean Hall.

**Citizen Comment on Non-Agenda Issues**

Chris Schambacher, 218 Dennis, requested an emergency appeal for a hearing concerning the critical area variance granted for the construction of a 3,000 square foot metal building in the 400 block of Railroad Avenue based on insufficient and inadequate public notification of the Board of Adjustment’s hearing.

Council asked questions of staff regarding the variance procedures.

**Public Hearing - Proposed Resolution – Amending Six Year Transportation Improvement Plan**

Mayor Elliott opened the public hearing to consider the amendments to the Six Year Transportation Improvement Plan.
Interim Public Works Director Lyyski summarized the agenda report.

Council asked questions of staff.

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

Motion to adopt Resolution No. 2014-12. Scheffer

Affirmed

Motion to concur in submitting a grant application for pedestrian improvements on Morgan Capitol Avenue and Sampson Street in the vicinity of Lincoln Elementary and Morgan Middle School through the “Safe Routes to School” call for projects with a City match of $25,000 from the sidewalk budget. Affirmed

Proposed Ordinance – Unlimited GO Refunding Bonds

The proposed ordinance, as prepared by the City’s bond counsel, authorizes the issuance and sale of up to $1,400,000 Unlimited GO Refunding Bonds.

Motion for first reading of Ordinance No. 4672. Tabb

AN ORDINANCE of the City of Ellensburg, Washington, providing for the issuance and sale of unlimited tax general obligation refunding bonds of the City in the principal amount of not to exceed $1,400,000 to provide funds to refund certain outstanding unlimited tax general obligation bonds of the City; authorizing the appointment of an escrow agent; providing for the annual levy of taxes to pay the principal of and interest on the bonds; authorizing preliminary and final official statements; authorizing the Mayor, Interim City Manager, and/or the Finance Director to approve the final principal amount, interest rates, maturities dates, and principal maturities for the bonds; and providing for a negotiated sale of such bonds. Affirmed

Proposed Discontinuation of Cable Television Education Access Channel 16

Charter Communications has requested that the City determine the three Public, Educational, and Governmental (PEG) channels 2, 14, and 15 be continued and that use of Channel 16 by the Ellensburg School District be discontinued.

Motion that the Public, Educational, and Governmental (PEG) channels 2, 14, and 15 be continued and Channel 16 by the Ellensburg School District be discontinued. Affirmed

Motion that staff will request Charter Communications allow the City a 60-day transition period to migrate the Ellensburg School District programming from Channel 16 to Channel 2 and to
inform cable television subscribers. Affirmed

Manager’s Report

Nomination of Land Development Code for Governor’s Smart Communities Award

Motion to authorize the Mayor to sign a letter of support for the Smart Communities Tabb Award. Affirmed

Wellness Committee Request

Motion to authorize additional expenditures from the CVS Caremark Prescription Drug Tabb Rebate Program through the Wellness Committee in the amount of $5,000 or the rebate, whichever is less. Affirmed

Councilmembers’ Reports

Councilmember Tabb reported on a meeting with the School Board. He also mentioned that the Ellensburg Triathlon weekend may want to change to a different date in the future since it is also Jazz in the Valley that weekend. He also requested that staff include in the agenda report for second reading of the bond ordinance an overview of what the 5% savings means to the taxpayer.

Councilmember Scheffer reported on the County Public Lands Advisory Committee meeting. She also discussed school zone speed limit signs. She also gave an update as the Chamber Liaison regarding the potential new location of the visitor information center.

Councilmember Morgan reported on a poetry night at the Library.

Councilmember Miller reported on a Law and Justice Council meeting, a Community Network Coalition meeting, the Homeless and Affordable Housing Committee, and an Ellensburg Downtown Association open house.

Councilmember Lillquist reported on a Department of Ecology air quality meeting, a Regional Shoreline Master Plan update, a Yakima Basin Fish and Wildlife Recovery Board meeting, and a Kittitas County Mental Health and Developmental Disabilities Board meeting.

Mayor Elliott reported on the EMS Trauma Council meeting, a meeting with the Ellensburg School District, the Board of Health, the Department of Ecology air quality report, and the CWU Trustees reception. He also stated that he would like to discuss the Council assignments to boards and commissions at the next meeting.

Recess

Council recessed to executive session at 9:07 p.m. to discuss pending litigation. The executive
session was expected to last approximately 10 minutes and Council was expected to reconvene.

Reconvene

At 9:17 p.m., Council reconvened to the regular session.

Motion to authorize the City Attorney to assign the City’s unsecured bankruptcy claim Tabb against Infinia Corporation to Hain Capital at the agreed sum of $10,000. Affirmed

Adjourn

Motion to adjourn at 9:18 p.m. Scheffer

Affirmed

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Mayor

ATTEST: ____________________________________

City Clerk