City of Ellensburg

Minutes of Council Meeting, Regular Session

Date of Meeting: July 18, 2016
Time of Meeting: 7:00 p.m.
Place of Meeting: Council Chambers, 501 North Anderson Street

Roll Call Present: Herion, Lilquist, Miller, Morgan, Scheffer, Tabb and Elliott.

Others present were City Manager Akers; City Attorney Weiner; City Clerk Reno; Executive Assistant Gigstead; Finance Director Pascoe; Library Director Camarillo; and approximately 10 members of the audience.

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: Tabb

A. Approve Minutes – July 5, 2016, Regular Meeting
B. Acknowledge Minutes of Boards and Commissions

(1) Landmarks & Design Commission – June 7, 2016

(2) Planning Commission – May 18, 2016

C. Award Bid Call 2016-18 – Vantage Highway and Pfenning Road Signalization to Belsaas and Smith Construction and Authorize the Necessary Supplemental Adjustments to the 2016 Sidewalk, Arterial Street, and Light Budgets

D. Award Bid Call 2016-21 – Sidewalk Repair Program to Belsaas and Smith Construction

E. Approve University Way Banner Request for Commencement from June 5-11, 2017

F. Accept Resignation from Margaret Reich, Planning Commission and Environmental Commission, and Authorize Mayor to Sign a Letter of Appreciation
G. Adopt Resolution No. 2016-23 Authorizing Public Works to Remove Four Street Trees at 102 North Pearl Street

H. Adopt Resolution No. 2016-24 Authorizing Public Works to Remove One Street Tree at 701 North Water Street

I. Adopt Resolution No. 2016-25 Authorizing Stacey Engel to Remove One Street Tree at 405 East 4th Avenue


E-mail from Mark Auslander Re: Shady Acres Mobile Home Park

Councilmember Herion recused himself from the discussion.

Mark Auslander, 1100 Brighton Loop, Friends of Shady Acres, Larry Lowther, 107 W. 9th, and Guadalupe Huitron, speaking for herself and residents of 1200 E. University Way, discussed the e-mail regarding Shady Acres Mobile Home Park and the proposed letter from Mayor Elliott to the Kittitas County Board of County Commissioners.

Motion to authorize the Mayor to sign the letter to the Kittitas County Board of Scheffer Commissioners regarding the purchase of the Shady Acres Mobile Home Park and broader homeless and affordable housing issues in Kittitas County. Affirmed

Motion to direct the two Kittitas County Conference of Government members to Scheffer oppose the .09% Distressed Rural County Sales Tax funding for the acquisition of the Shady Acres property.

Motion to amend the motion by stating "on the basis of flawed process". Morgan

Affirmed (Tabb-no)

Vote on main motion. Affirmed

Councilmember Herion returned to the meeting.

Citizen Comment on Non-Agenda Issues
Beverly Heckart, 906 East 1st Avenue, stated she could not hear the Council discussions in the room.

Mark Auslander spoke regarding standing water at the entrance of Shady Acres.

**Ordinance No. 4733 – Primary Electric Utility Rate Ordinance Amendment**

The City Council gave first reading to Ordinance No. 4733 at the July 5, 2016 meeting to adjust the Ellensburg City Code Chapter 9.91.100 L “Primary Service Customer-Owned Transformer E-205” rate to replace the Power Sales Agreement with Central Washington University that expires on September 30, 2016.

**Motion for second reading and adoption of Ordinance No. 4733.** Scheffer

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON RELATING TO ELECTRIC UTILITY RATES; AMENDING SECTION 9.91.100 OF THE ELLENSBURG CITY CODE.**

Vote on motion. Herion (yes)

Lillquist (absent)

Miller (yes)

Morgan (yes)

Scheffer (yes)

Tabb (yes)

Elliott (yes)

Motion approved.

**Ordinance No. 4734 - Amending Officers Oath and Bond**

The proposed ordinance, which amends the City Manager’s official bond amount from $5,000 to $50,000 and the City Attorney’s official bond amount from $1,000 to $50,000, was given first reading at the July 5, 2016 meeting.

**Motion for second reading and adoption of Ordinance No. 4734.** Morgan

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG RELATING TO TITLE 1.30 “SALARIES AND BONDS,” AND AMENDING SECTION 1.30.640 ENTITLED “OFFICERS – OATH AND BOND” OF THE ELLENSBURG CITY CODE.**

Vote on motion. Herion (yes)
Lillquist (yes)
Miller (yes)
Morgan (yes)
Scheffer (yes)
Tabb (yes)
Elliott (yes)

Motion approved.

Ordinance No. 4735 – Repealing Chapter 5.14 ECC (Rubbish & Refuse); amendment of Ch. 5.18 ECC (Garbage, Solid Waste, and Recycling); repeal and replacement of Ch. 5.40 (Nuisance); and new Ch. 5.42 ECC (Minimum Maintenance Standards for Vacant Buildings and Abandoned Construction Sites)

The City Council gave first reading to the proposed ordinances at the July 5, 2016 meeting.

Motion for second reading and adoption of Ordinance No. 4735. Miller

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLensburg, WASHINGTON, RELATING TO GARBAGE, SOLID WASTE AND RECYCLING; AND RENAMING AND AMENDING CHAPTER 5.18 OF THE ELLensburg CITY CODE.

Steve DuPont, 206 N. Sprague, spoke regarding the proposed ordinance.

Motion to amend Ordinance No. 4735 Section 5.18.040(A) as proposed by staff. Morgan

Affirmed (Herion, Lillquist – no)

Motion to amend Ordinance No. 4735 Section 5.18.040(B) (1) and (3) as proposed Lillquist by staff. Affirmed

Motion to amend Ordinance No. 4735 Section 5.18.070 as recommended by staff. Lillquist

Affirmed

Vote on main motion. Herion (yes)

Lillquist (yes)
Miller (yes)
Morgan (yes)
Motion approved.

Motion for second reading and adoption of Ordinance No. 4736. Scheffer

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO NUISANCES, REPEALING AND REPLACING CHAPTER 5.40 OF THE ELLENSBURG CITY CODE.

Motion to amend Ordinance No. 4736 Section 5.40.080(A) as proposed by staff. Scheffer

Affirmed

Motion to amend Ordinance No. 4736 Section 5.40.080(D) (4) as proposed by staff. Lillquist

Affirmed

Motion to amend Ordinance No. 4736 Section 5.40.260(B) as follows: If the owner Lillquist or responsible person fails to comply with the notice to abate provided in 5.40.160 within the time provided, or if the condition appears to constitute an imminent or immediate danger to the health or safety of the public, police officers may enforce the provisions of this title criminally or otherwise. Affirmed

Motion to amend Ordinance No. 4736 Section 5.40.080 I (2) (b) by striking Lillquist everything after carport. Affirmed (Morgan – no)

Motion to amend Ordinance No. 4736 Section 5.40.080(D) (4) by striking Lillquist “used lumber and salvaged wood”.

David Kaufman, 101 West 10th, spoke against the proposed amendment.

Vote on motion. Affirmed (Miller, Morgan – no)

Vote on main motion. Herion (yes)

Lillquist (no)

Miller (yes)
Morgan (yes)
Scheffer (yes)
Tabb (yes)
Elliott (yes)

Motion approved.

**Motion for second reading and adoption of Ordinance No. 4737.** Scheffer

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO MINIMUM MAINTENANCE STANDARDS FOR VACANT BUILDINGS AND ABANDONED CONSTRUCTION SITES AND ADDING A NEW CHAPTER 5.42 TO THE ELLENSBURG CITY CODE.

Motion to amend Ordinance No. 4737 Section 5.42.100(G) and Section 5.42.140(C) Tabb as proposed by staff. Affirmed

Vote on main motion. Herion (yes)

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

Motion approved.

**Motion for second reading and adoption of Ordinance No. 4738.** Scheffer

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO RUBBISH AND REFUSE AND REPEALING CHAPTER 5.14 OF THE ELLENSBURG CITY CODE.

Vote on motion. Herion (yes)

Lillquist (yes)
Miller (yes)  
Morgan (yes)  
Scheffer (yes)  
Tabb (yes)  
Elliott (yes)  
Motion approved.

Proposed Ordinance – Repeal Chapter 4.15
The proposed ordinance would repeal Chapter 4.15 of the Ellensburg City Code.

Motion for first reading of Ordinance No. 4739. Morgan

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO CHAPTER 4.15 ENTITLED “SNOW AND ICE REMOVAL,” AND REPEALING CHAPTER 4.15 IN ITS ENTIRETY. Affirmed

Manager’s Report
City Manager Akers presented his Manager’s Report.

Councilmembers’ Reports
Councilmember Tabb reported on the Public Transit Advisory Committee.
Councilmember Scheffer reported on the Parks and Recreation Commission.
Motion to grant an excused absence to Councilmember Scheffer from the August 15, 2016 Tabb meeting. Affirmed
Councilmember Morgan reported on the Arts Commission.
Councilmember Miller reported on the Homeless and Affordable Housing Committee, the Planning Commission and the Community Network Coalition.
Councilmember Lillquist reported on the solar expansion project ceremony and the Lodging Tax Advisory Committee.
Councilmember Herion reported on the Airport Advisory Committee.
Mayor Elliott reported that the KVFR area of the Public Safety Building has been returned to the City.
Motion to grant an excused absence to Mayor Elliott from the August 15, 2016 Tabb meeting. Affirmed

Adjourn

Motion to adjourn at 8:55 p.m. Morgan

Affirmed

_________________________________
Mayor

ATTEST: ____________________________

City Clerk