



CITY OF ELLENSBURG

Minutes of City Council, Regular Meeting

Date of Meeting

December 4, 2023

Time of Meeting

7:00 PM

Place of Meeting

**Council Chambers
501 North Anderson Street
Ellensburg, WA 98926
And remotely via Zoom**

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Miller.

1. Call to Order and Roll Call

Roll Call Present: Sarah Beauchamp, Rich Elliott, Nancy Goodloe, Nancy Lillquist, David Miller, Joshua Thompson

Absent: Adam Winn

Councilmember Elliott moved to approve and excused absence for Councilmember Winn.

Motion Approved 6-0.

Others present in person: City Manager Behrends Cerniwey, City Attorney Weiner, City Clerk Leader, Assistant Finance Director Bassett, Budget Officer Lanphere, Community Development Director Carlson, Planning Manager Johnston, Senior Planner Henderson, HR Director Young, Assistant City Attorney Reiman and approximately 40 members of the public

Others present remotely via Zoom: Five members of the public

- 1.A Oath of Office for Councilmembers Elliott, Beauchamp and Thompson
The City Clerk administered the oath of office to Councilmembers Beauchamp, Elliott and Thompson.

2. Proclamations

3. Awards and Recognitions

4. Approval of Agenda

Councilmember Elliott moved to approve the Agenda as presented. **Motion Approved 6-0.**

5. Consent Agenda

- 5.A Approve Minutes of November 20, 2023
- 5.B Acknowledge Minutes of Boards & Commissions

- 5.C Resolution 2023-32, Approving Kittitas County's Street Tree Removal Request at Seventh Avenue and Water Street
- 5.D Purchase of Street Sweeper for the Street Division
- 5.E Consulting Agreement to Provide 2023 Electrical System Plan
- 5.F Updated Clean Energy Implementation Plan (CEIP)
- 5.G Collective Bargaining Agreement between the City of Ellensburg and Teamsters 760 representing Crews in Public Works & Utilities and Parks & Recreation
- 5.H Approve December 4, 2023 Voucher Listing

Councilmember Elliott moved to approve the Consent Agenda as presented. **Motion Approved 6-0.**

6. Petitions, Protests, and Communications

- 6.A Board and Commission Appointments (Public Comment Opportunity)
Councilmember Elliott moved to approve reappointment of Courtney Garzone and Kim Funston to the Affordable Housing Commission. **Motion Approved 6-0.**

7. Citizen Comment on Non-agenda Issues

- Jeff Whitman, Ellensburg resident, commented regarding the American Legion
- Angela Lang, Ellensburg resident, commented regarding the American Legion and town hall meetings
- Nicole Paxton, Ellensburg resident and Legion Auxiliary president, commented regarding meetings with City staff
- Terri Marcel, commented regarding Craig's Hill
- Penney Whitman, Ellensburg resident, commented regarding Craig's Hill and the American Legion
- Cheryl Chance, commented regarding Craig's Hill, the American Legion, and snow plowing
- Teresa Plue, County resident, commented regarding City board & commission minutes
- Pat Kelleher, County resident, representing himself, spoke about public comment he submitted concerning Unity Park
- Five members of the public, attending remotely, made comments that were unrelated to Council business and the Mayor had them muted.

8. Business Requiring Public Hearings

- 8.A Public Hearing (Legislative) for Mid-Biennial Review Supplemental Budget Ordinance 4934 (first reading) – Amending the 2023-2024 Biennial Budget (Public Comment Opportunity)
The Mayor opened the public hearing. Keith Bassett, Assistant Finance Director, presented information in the staff report. Council asked questions of

staff.

With no questions or comments from the public and no further questions from Council, the Mayor closed the public hearing.

Councilmember Elliott moved to conduct first reading of the Mid-Biennial Review Supplemental Budget Ordinance 4934. **Motion Approved 6-0**

8.B Public Hearing to Consider Land Development Code Amendments and First Reading of Ordinance 4935 (Public Comment Opportunity)

The Mayor opened the public hearing. Jeremy Johnston, Planning Manager, presented information in the staff report. Stacey Henderson, Senior Planner, presented information concerning the demolition process.

Written comments provided by Steve Willard were distributed to Council and entered into the record as Exhibit F.

Steve Willard, County resident, commented regarding Item 23-05.

Council asked questions of staff regarding proposed amendments. With no further questions or comments from the public and Council, the Mayor closed the public hearing.

Councilmember Elliott moved to conduct first reading of Ordinance 4935.

Councilmember Elliott moved to amend the Ordinance to remove Section 11 from the Ordinance. **Motion Approved 5-1 (Goodloe voted no)**

Vote on main motion, to conduct first reading of Ordinance 4935, as amended. **Motion Approved 6-0.**

9. Introduction and Adoption of Ordinances and Resolutions

9.A Ordinance 4933 (second reading) - Utility Billing Policies and Procedures (Public Comment Opportunity)

Keith Bassett, Assistant Finance Director, presented information in the staff report.

Councilmember Elliott moved to conduct second reading and adoption of Ordinance 4933. **Motion Approved 6-0.**

9.B Resolution 2023-31, Pay Resolution for Fiscal Year 2024 for Non-Represented Employees (Public Comment Opportunity)

Lisa Young, HR Director, presented information in the staff report. A replacement page to the resolution (page 236 in the Agenda) was provided to Council on the dais.

Jennifer Patteson, County resident, requested clarification on the Cost of Living Adjustment.

Councilmember Elliott moved to adopt Resolution 2023-31 as amended and approve the necessary budget adjustments. **Motion Approved 6-0.**

10. Unfinished Business

11. New Business

- 11.A Diversity, Equity and Inclusion Commission Annual Report and 2024 Spending Plan (Public Comment Opportunity)

Nicole Klauss, Public Information Officer, reviewed information in a presentation.

Teresa Plue, Kittitas County resident, commented regarding number of DEI Commission members.

Councilmember Goodloe moved to accept the Diversity, Equity and Inclusion Commission's annual report and approve the 2024 spending plan and budget adjustment as proposed. **Motion Approved 5-1 (Thompson voted no).**

- 11.B Review of Council Assignments (Public Comment Opportunity)

Council consensus was to continue assignments through December, with Councilmember Thompson attending assigned boards previously assigned to former Councilmember Monica Miller and discuss re-assignments in January 2024.

12. Miscellaneous

- 12.A Manager's Report (No Public Comment)

Heidi Behrends Cerniwey, City Manager, presented the report.

Two executive sessions were needed per RCW 42.30.110(1)(i) and would last approximately ten minutes. No action would be taken.

- 12.B Councilmembers' Reports (No Public Comment)

- Councilmember Elliott reported on KITTCOM and stated the Fire Marshal will be retiring at the end of December
- Councilmember Goodloe attended a Kittitas County Homelessness & Affordable Housing Commission meeting, met with the City Manager and City Attorney regarding community nutrition issues
- Councilmember Miller attended the Arts Commission meeting, Veteran's day events, documentary event of "Unseen", League of Women voters event on affordable housing and PTAC meeting
- Councilmember Thompson expressed gratitude to everyone helping him as a new councilmember
- Mayor Lillquist attended a flag & banner stakeholder meeting, UAC meeting, community Thanksgiving dinner, natural gas pipeline emergency training and accountability audit entrance meeting

13. Executive Session

Council recessed to executive session at 9:05 pm to discuss two items concerning potential litigation and litigation per RCW 42.30.110(1)(i). It was anticipated to last ten minutes and no action would be taken.

Council reconvened at 9:15 pm

13.A Per RCW 42.30.110(1)(i), to discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency

13.B Per RCW 42.30.110(1)(i), to discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency

14. Adjournment

Meeting adjourned at 9:16 pm



Mayor

ATTEST:



City Clerk