

COUNCIL AGENDA

Tuesday, July 5, 2022



Ellensburg City Council meetings are broadcast on Charter/Spectrum Channel 191 and available to livestream on Ellensburg Community Television at ectv2.com or on YouTube at ECTV Ellensburg. Members of the public may attend City Council meetings either in person in the City Council Chambers, 501 N Anderson Street, Ellensburg, WA 98926 or by registering to attend remotely via video conference.

The Study Session will take place in the City Council Chambers, 501 N Anderson Street, Ellensburg, WA 98926. No public comment will be accepted. The meeting is available to livestream on YouTube at ECTV Ellensburg.

To attend the city council meeting virtually register here:

https://us02web.zoom.us/webinar/register/WN_42eRjEf2Tcqa_5MaKDHuNQ

AMERICANS WITH DISABILITIES ACT

The City of Ellensburg strives to make our services, programs, and activities readily accessible and usable by individuals with disabilities. Reasonable accommodations will be made upon request. Please furnish the ADA Coordinator with your request in sufficient time for the City to provide a reasonable accommodation. A Request for Accommodation form may be obtained on the first floor of City Hall or by calling the City of Ellensburg ADA Coordinator at (509) 962-7222 or email ADACoordinator@ci.ellensburg.wa.us.

COUNCIL MEETING GUIDELINES FOR PUBLIC PARTICIPATION

All City Council meetings are broadcast on Charter/Spectrum Channel 191 and available to livestream on Ellensburg Community Television at www.ectv2.com or on YouTube at [ECTV Ellensburg](https://www.youtube.com/channel/UCtV2mKdHnQ). You may also attend by phone, only, and listen to the meeting by following the registration instructions under "Remote testimony during the meeting," below. Once you register, you will be sent a meeting invite with a phone number for the meeting.

City Council accepts testimony or comments in person or via remote testimony under Citizen Comment on Non-Agenda Items (Item No. 7) as well as for all other topics under the Regular Agenda. Testimony or comments will be accepted in the following manner:

SUBMISSION OF WRITTEN COMMENTS

- **Written comments submitted in advance of meeting**
Submit written comments by mail to Beth Leader, City Clerk, Ellensburg City Hall, 501 N. Anderson St., Ellensburg, WA 98926, or via email to: cityclerk@ci.ellensburg.wa.us. Comments received by 5 p.m. on the meeting date will be compiled, sent to the City Council and entered into the record.
- **Comments for public hearings**
Written comments must be received by the City Clerk by 5 p.m. on the meeting date. Comments can either be mailed to Beth Leader, City Clerk, Ellensburg City Hall, 501 N. Anderson St., Ellensburg, WA 98926, or sent via email to: cityclerk@ci.ellensburg.wa.us. Comments received by 5 p.m. on the meeting date will be compiled, sent to the City Council and entered into the record.

PROCEDURE FOR REMOTE PARTICIPATION DURING MEETING

1. ***Advance registration is required to provide public comment or hearing testimony via remote meeting attendance.*** Anyone wishing to speak on items under the Agenda must register prior to 7 p.m. the day of the meeting. Register for the meeting at: https://us02web.zoom.us/webinar/register/WN_42eRJEf2Tcqa_5MaKDHuNQ. Once registered, you will receive an email with the meeting link and phone number (for those who wish to call into the meeting).
2. **Join the meeting early**, as you may need to download the app in advance to participate. Once you've joined the meeting, your camera and microphone will be muted until you are recognized by the Mayor to speak.
3. Please note that there may be several items on the City Council Agenda that will precede the agenda item you wish to address.
4. **The Mayor will identify the agenda item** and ask if anyone wishes to speak on the matter.
5. Any interested person may provide comments: 1) under Item 7 on non-agenda items, or 2) on any listed agenda items. If you wish to speak, you must:
 - a) **Raise your "virtual hand"** in the corner of Zoom application on the computer screen or press *9 on your phone. Raising your hand signals the moderator that you wish to speak.
 - b) **Wait to be called upon by the Mayor** using your name, e-mail, or phone number used to log in to the teleconference.
6. **Please state your name, address, and whether you are representing only yourself or others.**

PROCEDURE FOR IN-PERSON PARTICIPATION (COUNCIL CHAMBERS)

- ◆ When recognized, approach the microphone provided on the right side of the room.
- ◆ Please state your name, address, and whether you are representing only yourself or others.
- ◆ Each speaker's comments are to be limited to 3 MINUTES.
- ◆ Submit written comments to the City Clerk.
- ◆ Speakers are cautioned not to make comments of a personal, impertinent or derogatory nature.
- ◆ Speakers may not identify themselves as candidates for elective public office or make any statements which assist or discuss the campaign of a candidate for elective office or discuss or campaign for or against a ballot proposition (unless the ballot proposition is being considered as part of the City Council agenda item).

PUBLIC COMMENT RULES FOR ALL MEETING PARTICIPANTS

1. Each speaker's comments are to be limited to 3 MINUTES.
2. Speakers are cautioned not to engage in conduct that disrupts, disturbs or otherwise impedes the orderly conduct of the Council meeting.
3. Speakers may not identify themselves as candidates for elective public office or make any statements which assist or discuss the campaign of a candidate for elective office or discuss or campaign for or against a ballot proposition (unless the ballot proposition is being considered as part of the City Council agenda item).

Please note: City Council Rules provide that no action will be taken by the Council at the meeting at which a subject is first introduced during the citizen comment period (Item 7 on the Agenda). Council may consider an item at a future meeting, thus you may wish to concisely state your concern and request placement of your matter on a future agenda. Staff will follow up with speakers as necessary.

CONSENT AGENDA

Members of the audience may request items be removed from the consent agenda by asking for recognition and making the request during Agenda Approval. Items will not be removed from the consent agenda unless your request is confirmed by a councilmember.

AGENDA ITEMS

If you wish to have an item placed on a Council agenda, a written request should be delivered to the City Manager's Office prior to noon on the Monday preceding the Council meeting. Assistance will be provided in preparing a request if you wish to contact the City Clerk at (509) 925-8614.

PUBLIC HEARINGS

City Council accepts testimony or comments in person or via remote testimony on a particular subject schedule for Public Hearing. Council will consider all testimony, respond to any questions, and take action after the public hearing is closed. Testimony or comments will be accepted in the following manner:

1. When recognized,
 - If attending in the Council Chambers, approach the microphone provided on the right side of the room.
 - If attending remotely, raise your "virtual hand" in the corner of Zoom application on the computer screen or press *9 on your phone.
2. Please state your name, address, and whether you are representing only yourself or others.
3. Please limit your comments to 5 MINUTES.
4. Submit written comments to the City Clerk.

**CITY OF ELLENSBURG
COUNCIL AGENDA
Council Chambers
501 North Anderson Street
Ellensburg, WA 98926
And virtually via Zoom
Tuesday, July 5, 2022
5:30 PM – Joint Study Session
7:00 PM - Regular Meeting**

Joint Study Session for City Council and All City Advisory Boards, Commissions, and Committees [No Public Comment]

“Great Local Government Meetings”—a 75-minute training on Robert’s Rules of Order by Ann Macfarlane

Pledge of Allegiance

1. Call to Order and Roll Call

2. Proclamations

3. Awards and Recognitions

4. Approval of Agenda [No Public Comment]

5. Consent Agenda [No Public Comment]

Items listed below have been distributed to Councilmembers in advance for study and will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Agenda at the request of a Councilmember or at the request of a member of the public with concurrence of a Councilmember. Requests to remove items should be made under Item 4 Approval of Agenda.

5.A Approve Minutes of June 21, 2022 Regular Meeting 6-21-22 Regular Meeting	6
5.B Approve Minutes of June 16, 2022 Joint Study Session 6-16-22 Joint Study Session	10
5.C Acknowledge Minutes of Boards and Commissions Arts Commission 5-12-22 Affordable Housing Commission 4-6-22 EBDA/CenterFuse 5-11-22 Landmarks & Design Commission 5-3-22 Landmarks & Design Commission 6-7-22 Library Board 5-10-22 Parks & Recreation Commission 5-11-22 Utility Advisory Commission 5-19-22	12

5.D Approve July 5, 2022 Voucher Listing 7-5-22 Voucher Listing	32
6. Petitions, Protests, and Communications	
7. Citizen Comment on Non-agenda Issues	
8. Business Requiring Public Hearings	
9. Introduction and Adoption of Ordinances and Resolutions	
9.A Second Reading and Adoption of Ordinance No. 4891 Traffic Code Revisions [Public Comment Opportunity] 4891 - Ordinance re Chapter 8 Traffic Code Amendments	33
10. Unfinished Business	
10.A Catherine Park -Surplus Park Property for Affordable Housing Discussion [Public Comment Opportunity] Examples of Cottage Housing Layouts Letter of Interest - Habitat - Catherine Park	78
10.B Whitfield Triangle Property Discussion [Public Comment Opportunity] Whitfield Triangle Historical Background Information	85
11. New Business	
11.A Animal Shelter Agreement with the Yakima Humane Society [Public Comment Opportunity] Animal Shelter - Yakima Humane Society Contract Presentation Agreement with Yakima Humane Society for Shelter Operations Exhibit A - Shelter Services Agreement City of Ellensburg and Yakima Humane Society	128
12. Miscellaneous	
12.A Manager's Report [No Public Comment] 7-5-22 Manager's Report 2023-2024 Biennial Budget Development Calendar	152
12.B Councilmembers' Reports [No Public Comment]	
13. Executive Session	
14. Adjournment	
	Next Ord. 4892 Next Res. 2022-27



CITY OF ELLENSBURG

Date of Meeting

Time of Meeting

Place of Meeting

Minutes of City Council, Regular Meeting

June 21, 2022

7:00 PM

Council Chambers 501 North Anderson Street

Ellensburg, WA 98926

And remotely via Zoom

Pledge of Allegiance

Councilmember Monica Miller led the Pledge of Allegiance

1. Call to Order and Roll Call

Roll Call Present: Monica Miller, Bruce Tabb, Adam Winn, Nancy Lillquist

Councilmember Rich Elliott arrived at 8:20 pm

Excused Absence: Nancy Goodloe, David Miller

Others present in person: City Manager Behrends Cerniwey, City Attorney Weiner, Executive Assistant Gigstead, Assistant City Engineer Mattson, City Engineering Manager Mayo, Library Director Camarillo, HR Director Young and approximately two members of the public

Others present remotely via Zoom: City Clerk Leader, Interim Community Development Director Ayling and approximately two members of the public

2. Proclamations

3. Awards and Recognitions

4. Approval of Agenda

Councilmember Tabb moved to Approve the Agenda as presented. **Motion Approved 4-0.**

5. Consent Agenda

5.A. Approve Minutes of June 6, 2022 Regular Meeting

5.B. Approve Minutes of June 6, 2022 Study Session

5.C. Traffic Impact Fee Annual Report

5.D. City of Ellensburg Annual Financial Statement Report

5.E. Consideration of Approving the Service of Alcohol at the Ellensburg Downtown Association (EDA) sponsored Hoedown in the Downtown Event

5.F. Washington State Opioid Litigation Settlement

5.G. Mallard Meadows Phase I Subdivision Final Plat Application and Approval of Resolution.

5.H. City of Ellensburg Telecom Utility fiber and internet service contract extension for Central Washington University

5.I. Summer Day Camp Agreement with KEEN

5.J. Approve Voucher Listing for June 21, 2022

Councilmember Monica Miller moved to Approve the Consent Agenda as presented. **Motion Approved 4-0.**

6. Petitions, Protests, and Communications

7. Citizen Comment on Non-agenda Issues

8. Business Requiring Public Hearings

8.A. Public Hearing (Legislative) to consider a Resolution adopting the City's Six-Year Transportation Improvement Plan (TIP) 2023-2028 and provide an annual 'Complete Streets Update'.

The Mayor opened the public hearing. Josh Mattson, Assistant City engineer, presented information in the staff report and reviewed projects.

There were no questions or comments from the public. Council asked questions of staff. The Mayor closed the public hearing.

Councilmember Tabb moved to Approve adoption of Resolution 2022-24 approving the Transportation Improvement Plan for 2023-2028 and authorize staff to submit listed projects for funding as grant opportunities become available. **Motion Approved 4-0.**

9. Introduction and Adoption of Ordinances and Resolutions

9.A. Proposed Ordinance –Traffic Code Revisions

Josh Mattson, Assistant City Engineer, presented information in the staff report.

Councilmember Monica Miller moved to Approve conducting first reading of Ordinance 4891 amending the Traffic Code Ordinance. **Motion Approved 4-0.**

9.B. Resolution Appointing New City Public Records Officer

Terry Weiner, City Attorney, presented information in the staff report.

Councilmember Winn moved to Approve adoption of Resolution 2022-25 appointing Dustin Davison as the Public Records Officer. **Motion Approved 4-0.**

9.C. Resolution to Extend Streatery Permits

Terry Weiner, City Attorney, presented information in the staff report.

Councilmember Monica Miller moved to Approve adoption of Resolution 2022-26 extending permits for existing streateries through November 1, 2022. **Motion Approved 4-0.**

10. Unfinished Business

11. New Business

11.A. Skate Park Mural Approval

Josephine Camarillo, Library Director and Arts Commission liaison, presented information in the staff report.

Carmen Visan, Ellensburg business owner, requested to view the mural images and clarification of funding approved for the project.

Council questioned staff regarding the mural artwork.

Councilmember Monica Miller moved to Approve the skate park mural artwork as presented and approve the necessary budget adjustments. **Motion Approved 3-0 (Mayor Lillquist abstained).**

11.B. 2022 Arts Commission Mid-Year Review and 2023 Spending Plan

Josephine Camarillo, Library Director and Arts Commission liaison, presented information in the staff report. Council asked questions of staff.

Council consensus was for staff to include the spending plan in the upcoming 2023/2024 budget process.

12. Miscellaneous

12.A. Manager's Report

The City Manager reviewed the report.

An Executive Session was required and was anticipated to take approximately five minutes.

12.B. Councilmembers' Reports

- Councilmember Winn reported on Environmental Commission
- Councilmember Monica Miller attended the Unity Park open house and the Parks and Recreation Commission meeting

- Mayor Lillquist attended the Unity Park open house, the Airport Advisory Commission and Utility Advisory Commission meetings and a Department of Commerce webinar.

13. Executive Session

13.A. Per RCW 42.30.140(4)(b): that portion of a meeting during which the governing body is planning or adopting the strategy or position to be taken by the governing body during the course of any collective bargaining, professional negotiations, or grievance or mediation proceedings, or reviewing the proposals made in the negotiations or proceedings while in progress. Council action may follow the executive session regarding the collective bargaining agreement with one of the City's unions. Public Comment Opportunity following executive session.

Councilmember Elliott arrived at 8:20 pm

Council recessed to Executive Session at 8:20 pm. It was anticipated to take five minutes and action would be requested after the executive session.

The Mayor announced at 8:24 pm an additional five minutes for the Executive Session was required. Council reconvened at 8:29 pm.

Lisa Young, HR Director, reviewed information regarding a Memorandum of Understanding with the IBEW Local 77 Union.

Councilmember Tabb moved to Approve authorizing the City Manager's signature on the Memorandum of Understanding with the IBEW Local 77. **Motion Approved 5-0.**

Councilmember Elliott gave an update on EBDA/CenterFuse, Planning Commission, EMS and Trauma Care Council and the Kittitas County Health Network.

Mayor Lillquist requested Council's approval of her signature on a letter of support for the Mountains to Sound Greenway National Heritage Area Management Plan.

Councilmember Tabb moved to Approve the Mayor's signature on the Mountains to Sound Greenway Trust program letter of support. **Motion Approved 5-0.**

14. Adjournment

Meeting adjourned at 8:41 pm

Mayor

ATTEST:

City Clerk



Minutes of City Council & BOCC Joint Study

Session

June 21, 2022

5:30 PM

CITY OF ELLENSBURG

Date of Meeting

Time of Meeting

Place of Meeting

Council Chambers 501 N Anderson Street

Ellensburg, WA 98926

And remotely via zoom

Roll Call Present: Bruce Tabb, Nancy Goodloe, Monica Miller, Nancy Lillquist, Adam Winn, Commissioner Brett Wachsmith, Commissioner Laura Osiadacz, and Commissioner Cory Wright

Present Remotely Via Zoom: Rich Elliott

Others Present: City Manager Behrends Cerniwey; City Attorney Weiner, Deputy City Clerk Davison, Interim Community Development Director Ayling, Police Chief Wade, Kittitas County Community Development Services Director Carlson and two members of the public.

Others Present Remotely Via Zoom: Jeff Marcell, Alex Cooke, and Victoria Wilson from Theory into Practice (TIP); Moses Lake Police Chief Kevin Fuhr

Councilmember David Miller had an excused absence.

Call to Order. The meeting was called to order at 5:30 p.m.

1. Economic Development Planning Update - TIP Strategies

City Manager Behrends Cerniwey gave a brief overview of the planning update. Jeff Marcell, Alex Cooke, and Victoria Wilson presented TIP's findings for the outreach and Alignment phase of the Economic Development Plan. Council and the Commissioners discussed development priorities, placemaking, and people commuting outside of Kittitas County for work.

2. Ad Hoc Committee on Homelessness Update

City Manager Behrends Cerniwey presented background from previous meetings of the Ad Hoc Committee on Homelessness, as well as their trip to the Moses Lake Sleep Center. Moses Lake Police Chief Fuhr outlined the history of the Sleep Center and responded to questions from the Commissioners and Council. City Attorney Weiner detailed the regulatory environment and current challenges with homelessness and public property. City Manager Behrends Cerniwey presented information from Merit's Recovery Navigator Program. Councilmember Tabb indicated that the Ad Hoc Committee has an upcoming meeting on June 30, 2022.

3. Interlocal Agreement for Urban Growth Area Update

Kittitas County Community Development Services Director Carlson provided information on the progress of the Interlocal Agreement.

4. Commissioner and Councilmember Updates

Commissioner Wright gave an update on the Kittitas County Council of Governments. Mayor Lillquist presented information on the Utility Advisory Committee's review of the Ellensburg Broadband Mapping and Strategic Plan. Council and the Commissioners gave appreciation for the willingness to collaborate and communicate.

Adjournment

Meeting adjourned at 7:09 pm.

Mayor

ATTEST:

Deputy City Clerk



CITY OF ELLENSBURG	MINUTES OF ARTS COMMISSION, Regular Meeting
Date of Meeting:	May 12, 2022
Time of Meeting:	4:00pm
Place of Meeting:	CCCR and ZOOM

1. CALL TO ORDER

Chair Eyre called the meeting to order at 4:17pm

2. ATTENDANCE

PRESENT: Alex Eyre, Jerry Dougherty, Cassandra Town, Brian Kooser, Laura Bobovski

COUNCIL LIASON: David Miller

ABSENT: Gwen Budnik

VISITOR: Courtney Blackstock

STAFF: Josephine Camarillo

3. APPROVAL OF AGENDA

MOTION made by Bobovski to approve the agenda, seconded, motion approved.

4. CORRESPONDENCE AND CITIZEN COMMENTS

None

5. GUEST SPEAKER/PRESENTER

Welcome Courtney Blackstock, incoming Commissioner.

6. APPROVAL OF MINUTES

MOTION made by Kooser to approve April 2022 minutes, seconded, motion approved.

7. BUDGET/FINANCIAL REPORT

No report

8. NEW BUSINESS

City Art Collection Purchase- Panel to select art piece from Kittitas County Juried Show will include Lenny Price, Jerry Dougherty, Cassandra Town, David Miller, and Nicole Klauss. Budget \$2500

Arts Treasure Award- would like to coordinate with Arts Hurrah in June. Nominees were discussed.

MOTION made by Town to appoint Richard Denner "Jhampa" as City of Ellensburg 2022 Arts Treasurer. Seconded, motion passed.

First Friday June 3, 2022 will be a celebration of the new Poet Laureate, Arts Treasure

and City Art purchase reveal.

9. UNFINISHED BUSINESS

Skate Park Mural Update- Parks and Recreation Commission approved Jason Clifton's skate park mural. City Council will decide on final acceptance.

Unity Park Update- Parks/Rec held stakeholders' meetings. Results of Cultural Assessment may inform the primary use of this public space. There are still questions on existing memorials and art pieces in the space. Jerry expressed EAC to continue being actively involved in commissioning new artwork for space.

Poet Laureate email- City feels no need for the Poet Laureate to have a City of Ellensburg email. Eyre will speak to City to further advocate. Commission will continue to pursue. She is representing the city and would make the position more seamless with transition.

MOTION made by Eyre to continue to advocate for Poet Laureate email.

Abstentions: Bobovski, seconded, motion passed.

10. SUBCOMMITTEE BUSINESS

A. Cultural Assessment: Town unable to attend final meeting. Strategic plan almost ready, next step is putting it into action. Town will share strategic plan when available.

B. Funding: Application updated with added clarifying language. Grant workshops dates TBD.

C. Public Art: Panel will select pieces.

D. Advocacy/Public Relations: City Council approved May Art Appreciation Month.

E. Art Walk: Bobovski attending last meeting. Commission thanked her for her services. New venue Art is Fine and The Palace Gallery, current art walk signs are in need of repair. Eyre will get cost estimates from SignDog.

11. UNSCHEDULED BUSINESS

City Art Map- Town will meet Klauss. Need to review the art list and check photo quality. Courtney will help. Send Town list of City Artwork

12. ANNOUNCEMENTS

May 26-28 Reese Sigma's performance work.

13. NEXT MEETING

June 9, 2022

14. ADJOURNMENT

With no further discussion, meeting adjourned at 5:20pm

Respectfully submitted,
Josephine Camarillo, Staff Liaison
Drafted: 5-12-22
Approved: 6-9-22



**COMMUNITY DEVELOPMENT DEPARTMENT
501 North Anderson Street, Ellensburg WA 98926**

MINUTES OF ELLENSBURG CITY AFFORDABLE HOUSING COMMISSION

Date and Time: Affordable Housing Commission meeting, April 6, 2022 - 4:30 p.m.

Place of Meeting: Remote meeting held via Zoom

Present (in-person):

Present (virtual): Sarah Bedsaul, Hongtao Dang, Charli Sorenson, Jordan Ruhle,

Absent: Bruce Tabb, John Perrie, Hannah Tower

Others Present: Planning Manager, Jamey Ayling; City Manager Heidi Behrends Cerniwey, City Attorney Terry Weiner

1. CALL TO ORDER

Vice Chair Bedsaul called the meeting to order at 4:32 pm.

2. APPROVAL OF THE AGENDA

Commissioner Sorenson made a motion to approve the agenda. **All in favor, motion passed.**

3. APPROVAL OF MINUTES OF March 16, 2022

Commissioner Sorenson moved to approve the minutes. **All in favor, motion passed.**

4. NEW BUSINESS

Consideration of a revised application by Hopesource to utilize Affordable Housing funds for purchase and conversion of the old Nites Inn Property. Planning Manager Ayling provided a brief Summary of the Application and the revisions submitted by Hopesource. Susan Grindle CEO for Hopesource presented their application to the Commission describing the affordable housing needs in the community and the potential that they have to support some of those needs by receiving funding for the purchase and development of the Nites Inn Property. Commissioner Bedsaul thanked Hopesource for coming back to the Commission and answering questions that the commission had. Commissioners had additional discussions asking questions about including time restrictions on development, Attorney Weiner provided some suggestions on how to address these concerns within a contract. Commissioner Dang made a motion that the project be forwarded to Council for approval.

5. OLD BUSINESS

6. CITIZEN COMMENT

Ms. Vandenberg with Habitat for Humanity spoke stating that she was pleased with the commissions support of the HopeSource project and she also asked about the status of the Catherine Park property discussions. Ayling stated he planned to cover that topic in his staff updates.

7. STAFF UPDATE/DISCUSSION ITEMS

Planning Manager Ayling discussed the Catherine Park property stating that the Commission had looked at the rough drawings he provided to demonstrate potential full build out of the property with cottages and that the project would be worth pursuing for a cottage development on the property. He stated his next step would likely be to go back to Council with that information and seek additional direction where to focus resources on that project.

a. Monthly Budget Report.

Planner Manager Ayling reviewed the monthly funding received and shared the total fund balance.

8. COMMISSION REPRESENTATIVE UPDATE

9. ADJOURNMENT

Chairman Bedsaul adjourned the meeting at 5:18 pm.



Centerfuse

Ellensburg Business Development Authority
BOARD OF DIRECTORS MEETING MINUTES
Regular meeting held synchronously in-person and virtually
Wednesday, May 11, 2022
4:00-5:30 PM

Members in Attendance: Garrett Poshusta, Chair; Andreas Bohman, Vice Chair; Grant Clark, Treasurer; Del Bankston, Secretary; John Perrie, Board Member; Jennifer Lubanski, Board Member, and James Jankowski, Board Member

Excused: Jared Vallejo, Board Member; Bob Rapp, Board Member

Others present: Rich Elliott, Ellensburg City Council liaison; and Margaret Reich, Executive Director

1. Meeting Called To Order

Meeting was called to order at 4:00 PM

2. Approval of Agenda

Motion to approve the meeting's agenda by Del Bankston, second by Grant Clark. Motion approved by unanimous vote.

3. Approval of Minutes

Motion to approve April 2022 regular meeting minutes by Grant Clark, second by John Perrie. Motion approved by unanimous vote.

4. Board Business

a. Organizational Effectiveness

Grant Clark, Treasurer presented the financial reports. Executive Director Reich provided updates pertaining to the USDA RBDG grant application and information received from Sen. Murray's office regarding the two direct funding requests.

Executive Director Reich updated the board on the status of the staffing study, and her communications with CWU's College of Business.

Executive Director Reich discussed the desire by two tenants at the EBDA Business Park (aka Airport Building) to swap locations effective July 1, 2022. Advice from legal counsel is to terminate existing lease agreements and enter into new ones for each tenant effective July 1, 2022. Both tenants have in hand and are reviewing the new lease agreement.



Motion to authorize the termination of existing leases and replace them with new effective July 1, 2022 to facilitate unit swap for tenants in unit #1 and unit #2 by Del Bankston, second by Grant Clark. Motion approved by unanimous vote.

Existing tenant, BD Wraps and Vinyl, is moving from unit #2 to unit #1 July 1, 2022 and wishes to make leasehold improvements to the space that do not require permitting, including adding a customer lobby area, creating two office spaces where one currently exists, remove one bathroom, add countertop and cabinets around existing sink, and add storage/small workspace. As per the lease agreement

At the termination of this lease, and with prior written consent of Landlord, Tenant may remove any alterations which it has made pursuant to this Section 4, provided such removal can be and is done without damaging the Premises or the structure in which it is situated (i.e. Building) and the Premises are left in, or brought back to, its previous condition.

A preliminary drawing of the proposed leasehold improvements was shared with the board.

Motion to authorize BD Wraps and Vinyl's proposed leasehold improvements provided that the tenant, upon termination of lease, shall return the unit to its original condition unless they remove the improvements (as per the lease) or the new incoming tenant wishes to retain the improvements by John Perrie, second by Grant Clark. Motion approved by unanimous vote.

b. Build Local Capacity

Board member Lubanski shared information about the Creative District Leadership sessions. Executive Director Reich spoke about Washington Commerce's interest in connecting with Ellensburg's arts community to get the word out about the availability of upcoming funding, and the incomplete information contained in the TIP Strategies Kittitas Network Analysis. Council Liaison Elliott said he would assist with getting accurate information listed. Board members Poshusta, Lubanski and Bankston shared their reflections on the Economic Summit.

The board directed staff to further investigate the Washington Commerce Building for the Arts grant program.

c. Marketing

The CenterFuse website is now complete. The Start In Ellensburg UGA layer is functional, and a business plan template and form is now available.

The board directed staff to work with the Marketing Advisors to capture information about user experience on websites and social media to make available at board meetings.

d. Business Recruiting

Executive Director Reich presented information about the Community Economic Revitalization Board (CERB) planning grant, meetings with CERB staff, and an invitation to 'pitch' the proposed project in June prior to the July CERB meeting.

Motion to approve Resolution 3 authorizing the Executive Director to make application to CERB for a \$50,000 planning grant funds and commit \$12,500 in match by Del Bankston, second by Jennifer Lubanski. Motion approved by unanimous vote.

Executive Director Reich provided an update on the Cat Tank Business Plan competition, West Interchange developer meeting, and Canals of Ellensburg developer meeting, as well as issues arising with permitting the Consolidated broadband expansion.

5. **For the good of the order**

Board member Bohman mentioned that Chamber CEO reached out to him to find out what CenterFuse is up to. Board member Bohman suggested staff communicate with upper county representatives, too, in an effort to share information.

6. **Adjournment** – time 5:30 Motion to adjourn by Del Bankston

Drafted: 5/12/2022

Approved: *Del Bankston*

Submitted by: Margaret Reich



CITY OF ELLENSBURG

Date of Meeting

Time of Meeting

Place of Meeting

Minutes of Landmarks & Design, Regular Meeting

May 3, 2022

5:45 PM

Council Chambers 501 North Anderson Street

Ellensburg, WA 98926

And remotely via Zoom

1. Call to Order and Roll Call

Roll Call Present- In Person: Darren Reid, Fred Redmon

Roll Call Present-Via Zoom: Dorothy Stanley, Amy McCoy

Absent: Lathan Wedin, Marty Blackson, Zane Kanyer, Monica Miller

Also present in person: Stacey Henderson, Senior Planner – Historic Preservation;
Sadie Thayer – Kittitas County Historical Museum Director, COA Applicants- Randy and
Daria Wheeler.

2. Approval of Agenda

Commissioner Stanley moved to approve the agenda. **Motion Approved 4-0.**

3. Approval of the Minutes

3.A. Approve Minutes of the April 19, 2022 Regular Meeting

Commissioner Stanley moved to approve the minutes as presented. **Motion Approved 4-0.**

4. New Business

- A.** (P22-048) Public Hearing for consideration of a Certificate of Appropriateness (COA) for the proposed repainting of The Ellensburg Pet Center storefront at 412 N Pearl, Parcel ID #377033.

Chair McCoy opened the public hearing. There were no appearance of fairness issues.

Senior Planner Henderson presented the staff report, explaining the proposed repainting of the Ellensburg Pet Center storefront at 412 N. Pearl. Applicant Daria Wheeler added additional information regarding the awning.

Chair McCoy opened the floor to public comment. There were no comments from the public and the commission had no questions for the applicant or staff. Chair McCoy closed the public hearing.

Commissioner Reid read the findings of fact as outlined in the staff report and made a motion that the certificate of appropriateness be **granted** by the LDC for the proposed painting of the storefront and replacement of the awning, as proposed with **no conditions**.

Commissioner Redmon seconded. No discussion. **Motion Approved 4-0.**

B. Kittitas County Historical Museum Update.

Sadie Thayer presented on behalf of the Kittitas County Historical Society (KCHS), providing an update on the renovation and structural improvement project for the historic Cadwell Building. Sadie outlined the extensive list of items that need to be addressed on this building, the cost estimated cost, and the grant funding they are hoping to be awarded.

Sadie updated the commission that the KCHS application for the capital improvement grant has passed the first round of the application process, and is permitted to proceed to the applying for the next round of the process. She comes before the commission requesting a letter of support to provide in addition to her other application materials.

Chair McCoy called for a vote regarding the requested letter of support- **Support of Request passed 4-0.**

Planner Henderson will draft a letter for Chair Amy review, edit, and sign.

C. Discuss Historic Preservation Award presentation at the May 16, City Council meeting.

Planner Henderson discussed last year's Historic Preservation Award presentation, and asked the commissioners if anyone was interested in presenting this year's historic preservation awards at the May 16 City Council Meeting. Chair McCoy offered to present the awards at the May 16 City Council meeting.

5. Old Business

6. Citizen Comment

None.

7. Staff Update/Discussion Items

Planner Henderson had a few update items:

No Meeting Tuesday May 17, but there will be a meeting on Tuesday, June 7 with at least two COAs to review.

Reminder- Open Public Meeting Act Training- Amy and Dorothy

Commissioner Lathan resigned from the Landmarks and Design Commission- Open position to fill is for the “professional” LDC position.

8. Commission Representative Update

Commissioner Reid provided an EDA Update

EDA is working on funding/taxing, additional staffing, full slate of events are coming back after not occurring during the pandemic.

There was a great turnout for the downtown clean up.

Commissioner Redmon provided an update on the Unity Park plans.

Commissioner Stanley asked if the City has hired a new arborist yet.

Commissioner Stanley asked for an update on 704 E. 4th Ave.

9. Adjournment

Commissioner Stanley made a motion to adjourn the meeting, Commissioner Reid seconded. Meeting Adjourned at 6:20 pm.

Respectfully Submitted,

Stacey Henderson
Drafted: 6/17/2022
Approved: 6/22/2022



CITY OF ELLENSBURG

Date of Meeting

Time of Meeting

Place of Meeting

Minutes of Landmarks & Design, Regular Meeting

June 7, 2022

5:45 PM

Council Chambers 501 North Anderson Street

Ellensburg, WA 98926

And remotely via Zoom

1. Call to Order and Roll Call

Roll Call Present- In Person: Darren Reid, Fred Redmon

Roll Call Present-Via Zoom: Dorothy Stanley, Amy McCoy, Marty Blackson

Absent: Zane Kanyer, Monica Miller

Also present in person: Stacey Henderson, Senior Planner – Historic Preservation; Cindi Randleman – Applicant.

Also present- Via Zoom: Council Member - Monica Miller, Applicant - Steve Weidenbach

2. Approval of Agenda

Commissioner Blackson made a motion to amend the agenda to remove the review of the May 3 meeting minutes, as they will be reviewed at a future meeting.

Commissioner Stanley seconded approval of agenda as amended. **Motion Approved 5-0.**

3. Approval of the Minutes

No minutes available.

4. New Business

- A.** (P22-054) Public Hearing for Consideration of a Certificate of Appropriateness (COA) submitted by Mark Randleman, for the proposed repainting of his circa 1910 Craftsman-style house, addressed as 204 E 10th Ave, Ellensburg.

Chair McCoy opened the public hearing. There were no appearance of fairness issues.

Senior Planner Henderson presented the staff report, explaining the proposed paint colors, and sharing her screen to show the paint color examples and existing photographs. Applicant Cindi Randleman added clarification on the white and black trim details.

Chair McCoy opened the floor to public comment. There were no comments from the public and the commission had no questions for the applicant or staff. Chair McCoy closed the public hearing.

Commissioner Blackson read the findings of fact as outlined in the staff report and made a motion that the certificate of appropriateness be **granted** by the LDC for the proposed painting of the house located at 204 E. 10th Ave, as proposed with **one condition**:

1. The applicant shall strip and repaint the house in a manner using best available procedures per the Secretary of Interior's Standards for Rehabilitation, Preservation Brief 10: Exterior Paint Problems on Historic Woodwork to ensure that there is no damage to the wooden façade of the building.

Commissioner Redmon seconded. No discussion. **Motion Approved 5-0.**

- B.** (P22-056) Public Hearing for Consideration of a Certificate of Appropriateness (COA) submitted by Shannon Williams, to replace the existing Umpqua Bank ATM and ATM signage panel, at 118 W 5th Ave.

Chair McCoy opened the public hearing. There were no appearance of fairness issues.

Senior Planner Henderson noted that the applicant wasn't in attendance, and presented the staff report. Henderson explained the proposed replacement of the ATM, and explained why this needed to be reviewed. Umpqua Bank is proposing new signage surrounding the ATM, which is why a COA is required.

Chair McCoy opened the floor to public comment. There were no comments from the public and the commission had no questions for the applicant or staff. Chair McCoy closed the public hearing.

Commissioner Redmon read the findings of fact as outlined in the staff report and made a motion that the certificate of appropriateness be **granted** by the LDC for the proposed replacement of the ATM at 118 W 5th Ave, as proposed with **no conditions**.

Commissioner Reid seconded. No discussion. **Motion Approved 5-0.**

- C.** (P22-050) Public Hearing for Consideration of a Special Valuation for Historic Properties Application, for the Historic McCormack Building, located at 200 E 4th Ave.

Chair McCoy opened the public hearing. There were no appearance of fairness issues.

Senior Planner Henderson presented the criteria for special valuations review, per the code requirements and RCW requirements, as outlined in the staff report. Henderson also explained the valuation of the property, the expenses submitted, and what renovations had taken place.

Applicant Weidenbach explained the lengths they went to restoring the windows, and they appreciate the partnership with the LDC.

Chair McCoy opened the floor to public comment. There were no comments from the public and the commission had no questions for the applicant or staff. Chair McCoy closed the public hearing.

Commissioner Blackson read the findings of fact as outlined in the staff report and made a motion that the certificate of appropriateness be **granted** by the LDC for the proposed consideration for a special valuation for historic properties application, for the McCormack building located at 200 E 4th Ave with **the following conditions, per RCW 84.26.050(2)(a) thru (e)**:

- a. Monitor the property for its continued qualification for the special valuation;
- b. Comply with rehabilitation plans and minimum standards of maintenance as defined in the agreement;
- c. Make the historic aspects of the property accessible to public view one day a year, if the property is not visible from the public right-of-way;
- d. Apply to the local review board for approval or denial of any demolition or alteration; and
- e. Comply with any other provisions in the original agreement as may be appropriate.
- f. Applicant shall submit a notarized budget to the Community Development Department prior to finalizing the Special Valuations Agreement.

Commissioner Stanley seconded. No discussion. **Motion Approved 5-0.**

5. Old Business

6. Citizen Comment

None.

7. Staff Update/Discussion Items

Planner Henderson had a few update items:

Henderson wanted to thank everyone for all their efforts with historic preservation month.

Next meeting will be June 22.

Reminder of Jurassic Parliament Training on July 5.

Henderson mentioned the first reading for the new streatery ordinance occurred at the City Council Meeting on Monday, June 6. Council member Monica explained the streatery discussion that took place at the City Council meeting, and provided an update as to the next steps and LDC future involvement.

8. Commission Representative Update

Commissioner Reid provided an EDA Update

Reid provided an update on the historic home tour, it was well attended. The historic pub crawl also went well, and the plan is to have multiple a year now.

EDA is moving their headquarters directly across from the Kittitas County Historic Museum.

EDA wants to hire a historic grant “expert”.

Commissioner McCoy asked if Iron Horse Brewery is moving out of town.

Commissioner Stanley asked there is a replacement for Kirsten Sackett yet, and asked for an update on the First Railroad Survey.

9. Adjournment

Commissioner Stanley made a motion to adjourn the meeting, Commissioner Reid seconded. Meeting Adjourned at 7:00 pm.

Respectfully Submitted,

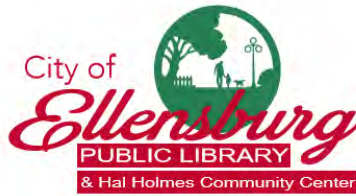
Stacey Henderson
Drafted: 6/17/2022
Approved: 6/22/2022

CITY OF ELLENSBURG

Date of Meeting:

Time of Meeting:

Place of Meeting:



LIBRARY BOARD

May 10, 2022

4:30 p.m.

Council Conference
Room/ZOOM

Marty Blackson, Chair, term expires December 31, 2022

Loretta Gray, Secretary, term expires December 31, 2022

Mary Holmgren, term expires December 31, 2026

Andreina Delgado, term expires December 31, 2023

Julie Cloninger, term expires December 31, 2024

Andrea Sledge, term expires December 31, 2026

Mary James, term expires December 31, 2022

I. CALL TO ORDER

Former Chair Holmgren called the meeting to order at 4:34 pm

II. ATTENDANCE

PRESENT: Andreina Delgado, Loretta Gray, Mary Holmgren, Mary James, Andrea Sledge

COUNCIL LIASON: None

ABSENT: Marty Blackson, Julie Cloninger

VISITOR: None

STAFF: Josephine Camarillo

III. APPROVAL OF AGENDA

Motion made by Mary James to approve the agenda, seconded by Andreina Delgado, **motion approved.**

IV. APPROVAL OF MINUTES

Motion made by Loretta Gray to approve the April minutes, seconded by Andreina Delgado, **motion approved.**

V. CORRESPONDENCE AND CITIZEN COMMENTS

None

VI. REPORTS

A. Director's Report: (1) The director attended the Council Retreat. (2) Collections and archives continue to be thinned according to use. (3) Youth Services has been busy with activities. (4) Adjustments to the collection and circulation statistics were discussed. (5) Hal Homes has been busy with events, including hosting a week of state testing for the WA state Virtual Academy for home schoolers.

B. Budget Report: The Library budget is doing as expected or better.

C. Friends of the Library Report: The spring book sale generated more funds than anticipated.

VII. UNFINISHED BUSINESS

A. None

VIII. NEW BUSINESS

A. The Collection Development Policy was reviewed.

IX. UPCOMING PROGRAMS

For May, the following are scheduled: (1) FOL spring book sale, (2) OBOC Virtual poetry workshop for kids, (3) Children's Day Downtown, (4) FOL meeting

X. UNSCHEDULED BUSINESS

None

XI. NEXT MEETING

June 14, 2022

XII. ADJOURNMENT

With no further discussion, meeting adjourned by Mary Holmgren at 5:31 pm.

Respectfully submitted,
Loretta Gray, Secretary

**Parks & Recreation Advisory Commission
Meeting Minutes – May 11, 2022**

DATE OF MEETING: May 11, 2022
MEMBERS PRESENT: Laci Harrison, Ali Brown, Ali Burton, Nikki Pollock, KT Kelleher
OTHERS PRESENT: Parks & Recreation Director Case, Jason Clifton, Alex Eyre, Ellensburg Arts Commissioner
LOCATION: Meeting was held at the Council Chambers and Remotely

CALL TO ORDER – Commission Chair Harrison called the meeting to order at 5:30pm.

MEETING MINUTES - The meeting minutes from the April 20, 2022 meeting were approved. ***All in favor.***

OLD BUSINESS – Skate Park Mural – Based on a request from the Commission at their April 20, 2022 meeting, Jason Clifton, the artist of the skatepark mural and Alex Eyre, a member of the Arts Commission, attend the meeting to discuss the mural. Both indicated that there was a miscommunication in the approval process and that Mr. Clifton was under the impression that all of the approvals were in place. Other contributing factors impacting the mural and process was the delay created by COVID and turnover in City staff and Commission members.

Mr. Clifton responded to concerns from the Commission regarding the message the mural may be sending our community by featuring people from the skateboarding community who have passed away due to chemical dependency or abuse.

Commission member Brown stated she went to the skatepark to talk with skaters about the mural and there was support for the mural.

A motion was made and seconded to recommend Commission approval of the mural as it moves on to the City Council for final approval. **Motion passed 5-0.**

Review of Park Partnership Application - Staff asked the Commission to provide any changes to the Parks Partnership Application in advance of it going out to the public on June 1st. The only recommendation made was that language in the application be amended making it clear that the money is intended for improvements that are capital in nature, either development or purchasing equipment.

Recap of Unity Park Stakeholders Meetings – Staff provided a recap from a series of hourlong meetings with three stakeholder groups; City staff/Boards & Commission, event planners, and downtown business owners/neighbors regarding the planning process for Unity Park.

ITEMS FOR JUNE 8, 2022 MEETING

Unity Park concept plan review. Commission meeting will take place to accommodate park planning event scheduled from 5pm-6:30pm June 8th.

STAFF REPORT

1. Jackie Adams and Nick Zentner are the two individuals being recommended to Council as the two new Commission members, replacing Dan Witkowski and Ali Burton, whose terms expire May 31, 2022. 2. Over 40 youth baseball teams will be in town the weekend of May 14 & 15 playing out at Rotary Park. 3. The property survey work for Reed Park was completed last week. 4. A variety of organizations are planning the 'Ride to Renslow' on Saturday May 21st. The ride will leave Unity Park at 9am and end just out past the newly refurbished Renslow Trestle. 5. On Monday, May 16th, City Council will be hosting a study session to discuss indoor recreational facility needs.

Meeting adjourned at 7:05pm.



CITY OF ELLENSBURG

Date of Meeting

Time of Meeting

Place of Meeting

Utility Advisory Committee

May 19, 2022

3:30 PM

Council Chambers

1. CALL TO ORDER

Chairperson Goodloe called the meeting to order at 3:30 pm.

2. ROLL CALL

Members present: Nancy Goodloe, Chair; Ed Barry, Vice Chair; Nancy Lillquist, City Council; Nate Sitton, City Utility Customer; Shane Scott, CWU; Bryan Clark, KITTCOM.

Also present: Ryan Lyyski, Public Works & Utilities Director; Darren Larsen, Assistant Utilities Director; Kim Bowie, Operations Analyst; Darin Yusi, Gas Engineer; Terry Weiner, City Attorney; Buddy Stanavich, Power & Gas Manager; Ben Faubion, IT.

One member of the public and others present remotely via Zoom.

3. APPROVAL OF MINUTES

3.A. Approve minutes - April 21, 2022 regular meeting minutes

Committee member Barry moved to approve the minutes. **Motion approved. 5-0**

4. APPROVAL OF CONSENT AGENDA

No items.

5. CORRESPONDENCE AND CITIZEN COMMENTS ON NON-AGENDA ITEMS

Fred Padjen spoke regarding natural gas building code requirements.

6. TELECOMMUNICATIONS UTILITY DISCUSSION ITEMS

6.A. Telecommunications Issues and Updates

Ben Faubion gave an update on telecommunications. City Attorney, Terry Weiner, spoke further about the NoaNet broadband report and answered questions the Committee had.

Telecommunication members are allowed to vote on telecommunication items only per ECC 1.50.040

7. ELECTRIC, NATURAL GAS, WATER, WASTEWATER, STORMWATER UTILITY DISCUSSION ITEMS

7.A. City of Ellensburg Sustainability Plan - Focus on Meeting State Energy Requirements Plan

Public Works & Utilities Director, Ryan Lyyski, presented a draft version of the request for qualifications to find a qualifying consultant to help the City develop a Sustainability Plan.

David Dunbar spoke, via virtual appearance, concerning the timeline for gas reductions within the Sustainability Plan.

Committee member Barry moved to direct staff to move forward with the RFQ. **Motion approved. 5-0**

8. INFORMATIONAL ITEMS

8.A. Building Energy Code Update

Building Official, Robert Doobvosky, compared previous three-year building code cycles to future requirements in upcoming code cycles.

8.B. Public Works & Utilities Issues and Updates

Staff shared key points on departmental issues and updates. Ryan Lyyski, Director of Public Works & Utilities, mentioned June 22 is Public Works' Touch-a-Truck event.

9. NEXT MEETING

9.A. June 16, 2022 at 3:30 pm

10. ADJOURNMENT

With no further discussion, the meeting adjourned at 4:23 pm.

Kim Bowie
Recording Secretary
Drafted: 5/20/2022
Approved: 6/16/2022

VOUCHER APPROVAL

I, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED, OR THAT ANY ADVANCE PAYMENT IS DUE AND PAYABLE PURSUANT TO A CONTRACT OR IS AVAILABLE AS AN OPTION FOR FULL OR PARTIAL FULFILLMENT OF A CONTRACTUAL OBLIGATION, AND THAT THE CLAIM IS A JUST, DUE AND UNPAID OBLIGATION AGAINST THE CITY OF ELLENSBURG, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND CERTIFY TO SAID CLAIM.


AUDITING OFFICER

6/29/22
DATE

CLAIMS VOUCHERS AUDITED AND CERTIFIED BY THE AUDITING OFFICER HAVE BEEN RECORDED ON THE ATTACHED LISTING, WHICH HAS BEEN MADE AVAILABLE TO THE COUNCIL AS OF THIS **5TH DAY OF JULY 2022**. THE COUNCIL, BY A VOTE, HAS APPROVED FOR PAYMENT THE VOUCHERS INCLUDED IN THE ABOVE LIST AND FURTHER DESCRIBED AS FOLLOWS:

Claims Fund				Total Amounts
Check #'s	157958	TO	158119	\$ 1,194,364.60
EFT #'s	5575	TO	5592	\$ 765,290.87

Payroll Fund				Total Amounts
Check #'s	95743	TO	95750	\$ 7,342.99
Direct Deposits	68136	TO	68368	\$ 414,113.17

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

ATTEST: _____
CITY CLERK



CITY COUNCIL AGENDA REPORT

City Council Meeting Date: July 5, 2022

Item Title/Agenda Subject: Second Reading and Adoption of Ordinance No. 4891 Traffic Code Revisions

Submitted by: Josh Mattson Public Works & Utilities

Recommended Action or Motion: Staff recommends Council consider second reading and adoption of Ordinance No. 4891

Background/Summary: An ordinance is required to revise regulatory signing on the city street system. The proposed ordinance reflects parking revision requests from staff due to Ellensburg School District completion of Cora Street, improvements performed with private developments, capital improvements performed by the City, traffic code corrections, annexation of the Currier Creek area, and annexation of the Anderson Road area.

The proposed revisions and justifications are as follows:

- No Parking - Designated places. (ECC 8.10.020):
 - With completion of the Cora Street improvements by ESD, remove the parking restriction on both sides of the street from 15th Avenue north 1,570 feet to the Palouse to Cascades Trail (PTC) crossing and add a no parking area from this point north to the end of the street.
 - With construction of Landon Lane for residential development, add a no parking restriction from Idaho Avenue to the north end of the street.
 - With construction of Seventh Avenue frontage improvements as part of the completion of a parking lot near the southeast corner of Pearl Street and Seventh Avenue, add a no parking restriction on the south side of Seventh Avenue from the alley between Pine Street and Pearl Street west to Pearl Street.
- Two-Way Stop Intersection (ECC 8.36.040) and All-Way Stop Intersection Designated (ECC 8.36.080):
 - With construction of Chason Avenue for residential

- development east of Gail Road, add the intersection with Gail Road as two-way stop configuration.
- With construction of the City's new signal installation at Eighteenth Avenue and Walnut Street, remove the intersection's all-way stop designation.
- With construction of the City's new signal installation at Fourteenth Avenue and "D" Street (Wildcat Way), remove the intersection's all-way stop designation.
- Add all-way stop designation to the intersection of Water Street with Idaho Avenue and Ridgeview Avenue.
- Stopping required at certain cross-streets (ECC 8.36.120):
 - With construction of Benjamin Lane for residential development, add a stop control designation northbound at 26th
 - With construction of Chason Avenue for residential development on both sides of Gail Road, remove the eastbound only stop configuration at Gail Road.
 - Following annexation of the Currier Creek area, add the following intersections with stop control designation:
 - Southbound on Clearview Drive at Old Highway 10
 - Northbound on Clearview Drive at Creeksedge Way
 - Northbound on Clearview Drive at Dry Creek Road
 - Southbound on Clearview Drive at Creeksedge Way
 - Northbound on Middlecrest Drive at Creeksedge Way
 - Southbound on Middlecrest Drive at Sunnyview Lane
 - Eastbound on Old Highway 10 at Reecer Creek Road
 - Westbound on Peakview Drive at Middlecrest Drive
 - Southbound on Peakview Drive at Clearview Drive

- Eastbound on Sunnyview Lane at Peakview Drive
 - Northbound on Sunnyview Lane at Creeksedge Way
- Remove the eastbound stop control configuration on Fifteenth Avenue at Dry Creek Road.
- With construction of Heatherstone Court for residential development, add a stop control designation westbound at Gail Road.
- With construction of Idaho Ave for residential development west of Airport Road, add a stop control designation eastbound at Airport Road.
- With construction of Landon Lane for residential development, add a stop control designation southbound at Idaho Avenue.
- With construction of Sycamore Street for residential development, add a stop control designation southbound at Helena Avenue.
- With construction of Tower Street for residential development, add a stop control designation southbound at Sanders Road.
- Speed limits (ECC 8.42.020):
 - Following annexation of the Anderson Road area, add the 35 MPH speed limit designation for Anderson Road from 2,260 feet north of Umptanum Road south to the city limits.
 - Following annexation of the Currier Creek area:
 - Add the 35 MPH speed limit designation for Dry Creek Road from the west city limits to 2,500 feet east of Reecer Creek Road.
 - Add the 50 MPH speed limit designation for Old Highway 10 from the west city limits to Reecer Creek Road.
 - Add the 35 MPH speed limit designation for Reecer Creek Road from University Way to Dry Creek Road.
 - Revise the 35 MPH speed limit designation for University Way from Cora Street to 500 feet east of Reecer Creek Road.
 - Revise the 40 MPH speed limit designation for University Way from Dolarway Road to 500 feet east of Reecer Creek Road.

Previous Council Action: Council approved the Currier Creek Annexation Area at its March 2, 2020 regular meeting.
Council approved the Anderson Road Annexation Area at its November 1, 2021 regular meeting.
First reading of Ordinance No. 4891 was held at the June 21, 2022 regular Council meeting.

Analysis: Staff have reviewed the proposed parking revision requests to sections 8.10.020, 8.36.040, 8.36.080, 8.36.120 and 8.42.020 of the ECC and have no objections or concerns to these requests.

ESD has completed Cora Street improvements with construction of the two elementary schools. Adequate space for parking is now available on Cora Street from 15th Avenue north to the Palouse to Cascades Trail. No parking is designated on the Cora half-street improvements from the Palouse to Cascades Trail north to the end of the street. The intersection of 15th Avenue and Cora Street has been converted from two-way stop control to all-way stop control.

The following street improvements have been completed for residential development and require updates to the parking and stop control designation; Landon Lane north of Idaho Avenue, Chason Avenue east of Gail Road, Benjamin Lane south of 26th Avenue, Heatherstone Court east of Gail Road, Idaho Avenue west of Airport Road, Sycamore Street north of Helena Avenue, and Tower Street north of Sanders Road.

Construction of a parking lot near the southeast corner of Pearl Street and Seventh Avenue required completion of frontage improvements on the south side of Seventh Avenue from the alley between Pine Street and Pearl Street west to Pearl Street. The street width is too narrow to accommodate parking on both sides of the street. A no parking restriction is needed for parking consistency on the south side of Seventh Avenue from Pine Street to Pearl Street and to allow for two lanes of through traffic.

City Public Works and Utilities Department staff recently completed installation of new signals at the intersection of Eighteenth Avenue with Walnut Street, and Fourteenth Avenue

and “D” Street (Wildcat Way). The all-way stop control designation will be removed for these locations.

A traffic code correction was needed for the all-way stop designation for Water Street at Idaho Avenue and Ridgeview Lane. A traffic code removal was also needed for the eastbound stop control designation for Fifteenth Avenue at Dry Creek Road.

The annexations of the Currier Creek area and Anderson Road area require traffic code updates to stop control and speed limits for the streets in the annexed areas.

Financial Impact: No fiscal impact.

Attachments:
[4891 - Ordinance re Chapter 8 Traffic Code Amendments](#)

ORDINANCE NO. 4891

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO TITLE 8 “TRAFFIC” AND AMENDING SECTIONS 8.10.020, 8.36.040, 8.36.080, 8.36.120 AND 8.42.020 OF THE ELLENSBURG CITY CODE.

WHEREAS, Ellensburg School District completion of improvements on Cora Street from Fifteenth Avenue north to access two new elementary schools requires updates to Cora Street parking code and all-way stop control designation with Fifteenth Avenue,

WHEREAS, street construction completion for residential development requires updates to street parking code and stop control designations on Landon Lane, Idaho Avenue, Chason Avenue, Benjamin Lane, Heatherstone Court, Idaho Avenue, Sycamore Street, and Tower Street,

WHEREAS, City staff is requesting removal of the all-way stop control designation for Eighteenth Avenue with Walnut Street and Fourteenth Avenue with “D” Street (Wildcat Way) due to recent completion of signal installation at these locations,

WHEREAS, City staff is requesting two corrections for traffic code, updating all-way stop designation for Water Street at Idaho Avenue and Ridgeview Lane as well as eastbound stop control for Fifteenth Avenue at Dry Creek Road,

WHEREAS, City annexations of the Currier Creek area and Anderson Road area requires traffic code updates to stop control and speed limits for streets in the annexed areas,

NOW, THEREFORE, the City Council of the City of Ellensburg, Washington do hereby ordain as follows:

Section 1. Section 8.10.020 of the Ellensburg City Code, as last amended by Section 1 of Ordinance 4842, is hereby amended to read as follows:

8.10.020 No parking – Designated places.

When signs are erected giving notice thereof, no person shall park a vehicle at any time upon any of the following described streets or portion thereof:

Street Name	Side	Location
Airport Road	West	From the centerline of Helena Ave. to a point 60 feet north of Helena Ave.

Street Name	Side	Location
Alder St.	East	From 115 feet north of the centerline of Eleventh Ave. to a point 171 feet north of the centerline of Eleventh Ave.
Alder St.	East	From 232 feet north of the centerline of Eleventh Ave. to a point 329 feet north of the centerline of Eleventh Ave.
Alder St.	East	From a point 318 feet south of the centerline of Fourteenth Ave. to a point 373 feet south of the centerline of Fourteenth Ave.
Alder St.	East	From the centerline of Eighteenth Ave. to a point 120 feet south of the centerline of Eighteenth Ave.
Alder St.	West	From the centerline of Eleventh Ave. to a point 110 feet north of the centerline of Eleventh Ave.
Alder St.	West	From 392 feet south of the centerline of Eighteenth Ave. to 301 feet south of the centerline of Eighteenth Ave.
Alder St.	West	From a point 336 feet south of the centerline of Fourteenth Ave. to a point 429 feet south of the centerline of Fourteenth Ave.
Alder St.	West	From the centerline of University Way to a point 112 feet north of the centerline of University Way.
Anderson St.	Both	From Manitoba Ave. to Cherry Lane.
Anderson St.	West	From Fifth Ave. to Sixth Ave.
“B” St.	Both	From Fourteenth Ave. to Seventeenth Ave.
Canyon Road	Both	From the south city limits line to the centerline of Mountain View Ave.
Capitol Ave.	Both	Between Pearl St. and Water St.

Street Name	Side	Location
Capitol Ave.	North	From a point one foot east of the centerline of Willow St. to a point 151 feet east of the centerline of Willow St.
Capitol Ave.	North	From a point 396 feet east of Willow St. to a point 514 feet east of Willow St.
Capitol Ave.	South	From a point 72 feet west of the centerline of Willow St. to Locust St.
Cherry Lane	North	From Anderson St. to Ruby St.
Cherry Lane	Both	From the centerline of Anderson St. to 430 feet east.
Chestnut St.	Both	From a point 200 feet north of the centerline of Fifth Ave. to a point 200 feet south of the centerline of Fifth Ave.
Chestnut St.	Both	From a point 200 feet north of the centerline of Third Ave. to a point 200 feet south of the centerline of Third Ave.
Chestnut St.	Both	From Seventh Ave. to Ninth Ave.
Chestnut St.	West	From a point four feet north of the centerline of Seattle Ave. north 229 feet.
Chestnut St.	West	From a point 108 feet south of the centerline of Seattle Ave. south 105 feet.
Chestnut St.	West	From the centerline of Eighteenth Ave. to a point 163 feet north of the centerline of Eighteenth Ave.
Chestnut St.	East	From Seattle Ave. to Manitoba Ave.
Chestnut St.	East	From the centerline of Eighteenth Ave. to a point 83 feet north of the centerline of Eighteenth Ave.

Street Name	Side	Location
Chestnut St.	Both	From Mountain View Ave. to Hobert Ave.
Cora St.	East	From the centerline of University Way north to a point 220 feet north of the centerline of Rainier St.
Cora St.	East Both	From Fifteenth Ave. to a point 1,570 feet north of the centerline of Fifteenth Ave <u>to the north end of Cora St. including turnaround.</u>
Cora St.	West	From the centerline of University Way north to a point 125 feet south of the centerline of Rainier St.
“D” St.	East	From University Way to 310 feet north of Eleventh Ave.
“D” St.	West	From University Way to Fourteenth Ave.
“D” St.	East	From the centerline of Fourteenth Ave. south 622 feet.
“D” St.	West	From the centerline of Seventeenth Ave. north 90 feet.
“D” St.	East	From a point 165 feet north of the centerline of Seventeenth Ave. to a point 320 feet north of the centerline of Seventeenth Ave.
“D” St.	East	From a point two feet south of the centerline of Seventeenth Ave. to a point 85 feet north of the centerline of Seventeenth Ave.
Eighteenth Ave.	North	From the centerline of Walnut St. to a point 117 feet east of the centerline of Walnut St.
Eighteenth Ave.	South	From a point 200 feet west of the centerline of “D” St. to a point 200 feet east of the centerline of “D” St.
Eleventh Ave.	Both	From west right-of-way of Maple St. to a point 200 feet west.

Street Name	Side	Location
Eleventh Ave.	Both	From the centerline of Cora St. west to a point 290 feet west of the centerline of Cora St., including the turnaround 249 feet west of the centerline of Cora St.
Ellington St.	Cul-de-sac	Beginning at a point 572 feet north of the centerline of Idaho Ave.
First Ave.	South	Water St. to Kittitas St.
First Ave.	North	From a point 40 feet west to a point 40 feet east of the centerline of the alley between Pine St. and Pearl St.
First Ave.	North	From Sprague St. to Sampson St.
Fourteenth Ave.	Both	From 265 feet west of “D” St. to Alder St.
Fourteenth Ave.	North	From a point 105 feet east of the centerline of “B” St. to a point 167 feet east of the centerline of “B” St.
Fourteenth Ave.	South	From a point 49 feet west of the centerline of “B” St. to a point 35 feet east of the centerline of “B” St.
Greenfield Ave.	North	Between two points 580 feet to 640 feet west of the centerline of Alder St. including turnaround.
Helena Ave.	North	From a point 180 feet west of the centerline of Walnut St. to the centerline of Water St.
Helena Ave.	South	From a point 370 feet east of the centerline of Water St. to a point 182 feet east of Park Lane Ave.
Helena Ave.	South	From a point 126 feet east of the centerline of Yellowstone St. to the centerline of Walnut St.
Industrial Way	East	From Umptanum Road to a point 600 feet north of the centerline of Umptanum Road.

Street Name	Side	Location
Industrial Way	West	From Umptanum Road to a point 492 feet north of the centerline of Umptanum Road.
Jackson Ave.	North	From Main St. to mid-block.
Jackson Ave.	South	From Main St. to Pearl St.
<u>Landon Ln</u>	<u>Both</u>	<u>From Idaho Ave. to the north end of Landon Ln. including turnaround.</u>
Lakeshore Way	Both	From Umptanum Road to Opportunity St.
Main St.	Both	From the centerline of Mountain View Ave. to the centerline of Second Ave.
Main St.	West	From the centerline of Capitol Ave. to the centerline of Second Ave.
Main St.	Both	From the centerline of University Way to a point 180 feet north of the centerline of University Way.
Main St.	Both	From Seventh Ave. to University Way.
Manitoba Ave.	South	From a point 75 feet east of Walnut St. to a point 182 feet east of Walnut St.
Manitoba Ave.	North	From Main St. to Water St.
Manitoba Ave.	South	From 138 feet west of the centerline of Main St. to Main St.
Mountain View Ave.	Both	From Main St. to Ruby St.
Mountain View Ave.	South	From the centerline of Bull Road to a point 85 feet east of the centerline of Bull Road.

Street Name	Side	Location
Mountain View Ave.	North	From Maple St. to a point 116 feet east of the centerline of Viewridge Court.
Nanum St.	East	From Sixth Ave. to a point 52 feet south of the centerline of Sixth Ave.
Ninth Ave.	North	From Main St. to “D” St.
Opportunity St.	Both	From Umptanum Road to, and including, the cul-de-sac 1,750 feet south of Umptanum Road.
Park Lane Ave.	North	From the centerline of Regal St. to the centerline of Victor Place.
Park Lane Ave.	East	From the centerline of Abel Place north 200 feet.
Pearl St.	West	From Jackson Ave. to a point 144 feet south of the monument at Jackson Ave.
Pearl St.	West	From First Ave. to Second Ave.
Pearl St.	East	From a point 140 feet south of the centerline of Second Ave. to the centerline of Second Ave.
Pine St.	East	From Sixth Ave. to University Way.
Poplar St.	East	From a point 150 feet north from the centerline of Cliff St. continuing along the radius to a point 360 feet west of the centerline of Maple St. on the south side of Fourth Ave.
Prospect St.	East	From the centerline of Dolarway Road to a point 352 feet north of Dolarway Road.
Regal St.	West	From the centerline of Green Parks Drive south 90 feet.

Street Name	Side	Location
Ruby St.	Both	From Umptanum Road to Mountain View Ave.
Ruby St.	East	From a point 198 feet north of the centerline of Seventh Ave. north to University Way.
Sampson St.	East	From a point 300 feet south of the centerline of Capitol Ave. to a point 400 feet south of the centerline of Capitol Ave.
Seventeenth Ave.	North	From a point 140 feet west of the centerline of “D” St. to “D” St.
Seventh Ave.	North	From a point 100 feet east of the east right-of-way of Anderson St. to a point 170 feet east of said right-of-way.
Seventh Ave.	North	From a point 150 feet west of the west right-of-way line of Walnut St. to a point 190 feet west of said right-of-way.
Seventh Ave.	South	From Pine St. west to the alley between Pine St. and Pearl St.
Sixth Ave.	North	From the alley west of Main St. to Water St.
Spokane Ave.	Both	From the centerline of Whitman St. to the centerline of Chestnut St.
Sprague St.	East	From University Way to a point 116 feet south of the curbline of University Way.
Sprague St.	East	From the centerline of First Ave. to a point 89 feet north of the centerline of First Ave.
State Route 97	Both	From intersection of Dolarway Road and University Way north to city limits.

Street Name	Side	Location
Tenth Ave.	North	From University Way to a point 215 feet west of University Way.
Third Ave.	Both	From Sampson St. to Anderson St.
Third Ave.	Both	From a point 1,540 feet east of the centerline of Alder St. to the east end of Third Ave.
Third Ave.	North	From Water St. to the alley lying west of Water St.
Third Ave.	North	From Chestnut St. to a point 120 feet west of the centerline of Chestnut St.
Third Ave.	South	From Main St. to the alley lying west of Main St.
Third Ave.	South	From Alder St. to Sampson St.
Third Ave.	South	From a point 1,607 feet east of the centerline of Alder St. to a point 1,921 feet east of the centerline of Alder St.
Third Ave.	North	From 175 feet east of the centerline of Third Ave. to a point 205 feet east of the centerline of Third Ave.
Third Ave.	South	From a point 813 feet east of the east curbline of Alder St. to a point 839 feet east of said curbline and from a point 1,166 feet east of the east curbline of Alder St. to a point 1,186 feet east of said curbline.
Umptanum Road	Both	From Ruby St. to Lakeshore Way.
University Way	Both	From Maple St. to Brick Road.
University Way	Both	From Wenas St. to Chestnut St.
University Way	Both	From west city limits to the centerline of Wenas St.

Street Name	Side	Location
Unnamed public right-of-way bordering north edge of Ellensburg Inn short plat	Both	From the centerline of Canyon Road to a point 320 feet east of the centerline of Canyon Road.
Vantage Highway	Both	From Brick Road to the east city limits line.
Walnut St.	Both	From Seventh Ave. to University Way.
Walnut St.	Both	From Dean Nicholson Blvd. to Eighteenth Ave.
Walnut St.	East	From the centerline of Helena Ave. to a point 60 feet south of the centerline of Helena Ave.
Walnut St.	West	From the centerline of Washington Ave. north to a point 103 feet north of the centerline of Washington Ave.
Washington Ave.	North	From Water St. to Kittitas St.
Water St.	Both	Helena Ave. to Ridgeview Lane.
Water St.	East	From Manitoba Ave. to a point 165 feet north of the centerline of Manitoba Ave.
Water St.	West	From a point 200 feet south of the centerline of Fourth Ave. to a point 102 feet south of the centerline of Fourth Ave.

[Ord. 4842 § 1, 2019; Ord. 4805 § 1, 2018; Ord. 4730 § 1, 2016; Ord. 4726 § 1, 2016; Ord. 4697 § 1, 2015; Ord. 4635 § 1, 2013; Ord. 4620 § 1, 2012; Ord. 4590 § 1, 2011; Ord. 4561 § 1, 2010; Ord. 4544 § 1, 2009; Ord. 4522 § 1, 2008; Ord. 4490 § 1, 2007; Ord. 4432 § 1, 2006; Ord. 4417 § 1, 2005; Ord. 4391, 2004; Ord. 4387, 2004; Ord. 4372, 2003; Ord. 4361, 2003; Ord. 4332, 2002; Ord. 4321, 2002; Ord. 4316, 2002; Ord. 4291, 2001; Ord. 4281, 2001; Ord. 4276, 2001; Ord. 4256, 2000; Ord. 4252, 2000; Ord. 4216, 1999; Ord. 4169, 1998; Ord. 4153, 1998; Ord. 4074, 1997; Ord. 4033 § 2, 1996; Ord. 3958 § 1, 1994; Ord. 3927 § 1, 1994; Ord. 3900 § 1, 1993; Ord. 3898 § 1, 1993; Ord. 3876 § 1, 1993; Ord. 3833 § 1, 1992; Ord. 3800 § 1, 1992; Ord. 3738 § 1, 1991; Ord. 3701 § 1, 1990; Ord. 3694 § 1, 1990; Ord. 3684 § 1, 1990; Ord. 3629 § 1, 1988; Ord. 3592 § 1, 1987; Ord. 3563 § 1, 1986; Ord. 3556 § 1, 1986; Ord. 3551 § 1, 1986; Ord.

3511 § 1, 1985; Ord. 3489 § 1, 1985; Ord. 3452 § 1, 1984; Ord. 3433 §§ 1, 2, 1984; Ord. 3424 § 1, 1984; Ord. 3416 § 1, 1983; Ord. 3405 § 1, 1983; Ord. 3387 § 1, 1983.]

Section 2. Section 8.36.040 of the Ellensburg City Code, as last amended by Section 3 of Ordinance 4854, is hereby amended to read as follows:

8.36.040 Two-way stop intersections designated – Procedures required.

The following intersections, when appropriately signed, are designated as two-way stop streets, and all traffic proceeding on the first street indicated shall first come to a complete stop before proceeding into the intersection with the second designated street, then enter with due caution and yield the right-of-way to all other traffic proceeding on each such designated cross-street:

Alder St. at Sanders Road

Alder St. at Third Ave.

Anderson St. at Fifth Ave.

Anderson St. at Fourth Ave.

Anderson St. at Manitoba Ave.

Anderson St. at Seventh Ave.

Anderson St. at Tacoma Ave.

Anderson St. at Third Ave.

“B” St. at Eleventh Ave.

Berry Road at Burlington Northern Railroad
Tracks

Bull Road and Willow St. at Mountain View
Ave.

“C” St. at Ninth Ave.

“C” St. at Tenth Ave.

Chason Ave. at Gail Rd

Chestnut St. at Third Ave.

Cle Elum St. at Seventh Ave.

Cle Elum St. at Sixth Ave.

Cobblefield St. at Idaho Ave.

Countryside Ave. at Airport Road

Countryside Ave. at Ellington St.

Countryside Ave. at Gail Road

Delphine St. at Eleventh Ave.

Delphine St. at Tenth Ave.

Eleventh Ave. at Columbia St.

Eleventh Ave. at Okanogan St.

Ellington St. at Bender Road

Elliot St. at Fourth Ave.

Elliot St. at Second Ave.

Elliot St. at Third Ave.

Fifth Ave. at Chestnut St.

Fifth Ave. at Railroad Ave.

First Ave. at Alder St.

First Ave. at Chestnut St.

First Ave. at Main St.

First Ave. at Maple St.

First Ave. at Pearl St.

First Ave. at Pine St.

First Ave. at Poplar St.

First Ave. at Sampson St.

First Ave. at Walnut St.

First Ave. at Water St.

Fourteenth Ave. at Columbia St.

Fourteenth Ave. at Okanogan St.

Fourteenth Ave. at Water St.

Fourteenth Ave. at Main St.

Fourth Ave. at Alder St.

Fourth Ave. at Chestnut St.

Fourth Ave. at Kittitas St.

Fourth Ave. at Lincoln St.

Fourth Ave. at Maple St.

Fourth Ave. at Ruby St.

Fourth Ave. at Walnut St.

Fourth Ave. at Water St.

Greenfield Ave. at Alder St.

Greenfield Ave. at Spar Lane

Greenfield Ave. at Water St.

Helena Ave. at Walnut St.

Helena Ave. at Alder St.

Hobert Ave. at Chestnut St.

Hobert St. at Magnolia Ave.

Jackson Ave. at Pearl St.

Kittitas St. at Fifth Ave.

Kittitas St. at Third Ave.

Kittitas St. at Seventh Ave.

Kittitas St. at Sixth Ave.

Kristen Ave. at Gail Road

Manitoba Ave. at Chestnut St.

Manitoba Ave. at Maple St.

Maple St. at Capitol Ave.

Maple St. at Third Ave.

McIntosh St. at Greenfield Ave.

Nanum St. at Seventh Ave.

Ninth Ave. at Columbia St.

Ninth Ave. at Okanogan St.

Ninth Ave. at University Way

Ninth Ave. at Water St.

Pacific St. at Fifth Ave.

Pearl St. at Capitol Ave.

Pearl St. at Manitoba Ave.

Pearl St. at Seventh Ave.

Pfenning Road at Vantage Hwy.

Pine St. at Seventh Ave.

Pine St. at Third Ave.

Poplar St. at Capitol Ave.

Poplar St. at Second Ave.

Poplar St. at Third Ave.

Poplar St. at University Way

Remington Dr. at Airport Rd.

Ruby St. at Manitoba Ave.

Sampson St. at Capitol Ave.

Sampson St. at Fifth Ave.

Sampson St. at Fourth Ave.

Sampson St. at Seventh Ave.

Sampson St. at Tacoma Ave.

Sampson St. at Third Ave.

Seattle Ave. at Maple St.

Seattle Ave. at Willow St.

Second Ave. at Alder St.

Second Ave. at Anderson St.

Second Ave. at Chestnut St.

Second Ave. at Dennis St.

Second Ave. at Main St.

Second Ave. at Maple St.

Second Ave. at Pearl St.

Second Ave. at Pine St.

Second Ave. at Ruby St.

Second Ave. at Sampson St.

Second Ave. at Sprague St.

Second Ave. at Water St.

Second Ave. at Walnut St.

Seventh Ave. at Chestnut St.

Seventh Ave. at Main St.

Seventh Ave. at Ruby St.

Seventh Ave. at Sprague St.

Seventh Ave. at Walnut St.

Seventh Ave. at Water St.

Seventh Ave. at Wenas St.

Sixth Ave. at Anderson St.

Sixth Ave. at Chestnut St.

Sixth Ave. at Main St.

Sixth Ave. at Nanum St.

Sixth Ave. at Pacific St.

Sixth Ave. at Pearl St.

Sixth Ave. at Pine St.

Sixth Ave. at Ruby St.

Sixth Ave. at Sampson St.

Sixth Ave. at Sprague St.

Sixth Ave. at Walnut St.

Sixth Ave. at Water St.

Skyline Drive at Vista Road

Spar Lane at Idaho Ave.

Spokane Ave. at Chestnut St.

Sprague St. at Tacoma Ave.

Sprague St. at Third Ave.

Tacoma Ave. at Chestnut St.

Tacoma Ave. at Main St.

Tacoma Ave. at Pearl St.

Tacoma Ave. at Pine St.

Tacoma Ave. at Poplar St.

Tacoma Ave. at Ruby St.

Tacoma Ave. at Water St.

Tenth Ave. at Columbia St.

Tenth Ave. at Main St.

Tenth Ave. at Okanogan St.

Tenth Ave. at Water St.

Third Ave. at Dennis St.

Thirteenth Ave. at Columbia St.

Thirteenth Ave. at Okanogan St.

Twelfth Ave. at Columbia St.

Twelfth Ave. at Okanogan St.

Twenty-Eighth Ave. at Ellington St.

Twenty-Eighth Ave. at Gail Road

Twenty-Sixth Ave. at Columbia St.

Twenty-Sixth Ave. at Water St.

Walnut St. at Capitol Ave.

Walnut St. at Fifth Ave.

Walnut St. at Manitoba Ave.

Walnut St. at Tacoma Ave.

Walnut St. at Third Ave.

Washington Ave. at Chestnut St.

Washington Ave. at Main St.

Washington Ave. at Pearl St.

Washington Ave. at Pine St.

Washington Ave. at Poplar St.

Washington Ave. at Ruby St.

Washington Ave. at Sprague St.

Washington Ave. at Water St.

Water St. at Helena Ave.

Wenas St. at Fifth Ave.

White Birch Ave. at Chestnut St.

[Ord. 4854 § 3, 2020; Ord. 4842 § 7, 2019; Ord. 4770 § 2, 2017; Ord. 4742 § 3, 2016; Ord. 4697 § 2, 2015; Ord. 4670 § 3, 2014; Ord. 4635 § 3, 2013; Ord. 4522 § 4, 2008; Ord. 4490 § 8, 2007; Ord. 4453 § 2, 2006; Ord. 4432 § 3, 2006; Ord. 4417 § 3, 2005; Ord. 4387, 2004; Ord. 4316, 2002; Ord. 4291, 2001; Ord. 4256, 2000; Ord. 4216, 1999; Ord. 4202, 1999; Ord. 4063 § 1, 1996; Ord. 3991 § 1, 1995; Ord. 3797 § 1, 1992; Ord. 3642 § 1, 1988; Ord. 3589 § 1, 1987; Ord. 3530 § 1, 1986; Ord. 3515 § 1, 1985; Ord. 3507 § 1, 1985; Ord. 3498 § 1, 1985; Ord. 3488 § 1, 1985; Ord. 3450 § 1, 1984; Ord. 3375 § 1, 1982; Ord. 3332 § 1, 1982; Ord. 3278 § 1, 1980; Ord. 3196 § 1, 1978; Ord. 3156 § 1, 1977; Ord. 3137 § 1, 1977; Ord. 3125 § 1, 1977; Ord. 3098 § 2, 1976; Ord. 3078 § 1, 1975.]

Section 3. Section 8.36.080 of the Ellensburg City Code, as last amended by Section 4 of Ordinance 4854, is hereby amended to read as follows:

8.36.080 All-way stop intersections designated – Procedures required.

The following intersections, when appropriately signed, are designated as “all-way” stop intersections, and all traffic approaching each such intersection shall first come to a complete stop before proceeding into or through the intersection, and then enter with due caution and yield the right-of-way to other traffic entering said intersection on the right:

Capitol Ave. and Chestnut St.

Capitol Ave. and Pine St.

Capitol Ave. and Ruby St.

Eighteenth Ave. and Alder St.

Eighteenth Ave. and Brook Lane

~~Eighteenth Ave. and Walnut St.~~

Eleventh Ave. and “D” St.

Fifteenth Ave. and Cora St.

Fifth Ave. and Pearl St.

Fifth Ave. and Ruby St.

Fourteenth Ave. and Alder St.

~~Fourteenth Ave. and “D” St.~~

Manitoba Ave. and Pine St.

Radio Road and Vista Road

Spokane St. and Whitman Ave.

Tenth Ave. and “B” St.

Third Ave. and Chestnut St.

Third Ave. and Lincoln St.

Third Ave. and Pearl St.

Third Ave. and Ruby St.

Walnut St. and Dean Nicholson Blvd.

Washington Ave. and Anderson St.

Water St. and Helena Ave.

Water St. and Idaho Ave./Ridgeview Ave.

White Birch Ave. and Chestnut St.

[Ord. 4854 § 4, 2020; Ord. 4490 § 9, 2007; Ord. 4417 § 4, 2005; Ord. 4219, 1999; Ord. 4135, 1998; Ord. 4063 § 2, 1996; Ord. 3991 § 2, 1995; Ord. 3797 § 2, 1992; Ord. 3752 § 1, 1991; Ord. 3642 § 2, 1988; Ord. 3589 § 2, 1987; Ord. 3515 § 2, 1985; Ord. 3507 § 2, 1985; Ord. 3498 § 2, 1985; Ord. 3488 § 2, 1985; Ord. 3393 § 1, 1983; Ord. 3303 § 2, 1981; Ord. 3252 § 1, 1980; Ord. 3246 § 1, 1980; Ord. 3098 § 3, 1976; Ord. 3078 § 2, 1975.]

Section 4. Section 8.36.120 of the Ellensburg City Code, as last amended by Section 3 of Ordinance 4859, is hereby amended to read as follows:

8.36.120 Stopping required at certain cross-streets – Procedures.

Unless otherwise indicated by supplemental regulatory signage, all traffic traveling in the direction indicated and on the street specified shall first come to a complete stop before proceeding into the intersection with the cross-street specified, then enter with due caution and yield the right-of-way to all other traffic entering each such intersection on such designated cross-streets:

Direction		Street
Northbound	on	Abbey Glen Court at Idaho Ave.
Westbound	on	Acacia Lane at Chestnut St.
Westbound	on	Adams St. at Ruby St.
Southbound	on	Alder St. at Capitol Ave.
Northbound	on	Anderson St. at Capitol Ave.
Southbound	on	Anderson St. at First Ave.
Northbound	on	Anderson St. at University Way
Eastbound	on	Annie Place at Ellington St.
Eastbound	on	Ashford Way at Pfenning Road

Direction		Street
Southbound	on	“B” St. at University Way
Southbound	on	“B” St. at Fourteenth Ave.
Eastbound	on	Bender Road at Airport Road
<u>Northbound</u>	<u>on</u>	<u>Benjamin Ln at 26th Ave.</u>
Westbound	on	Berry Road at Canyon Road
Westbound	on	Bonnie Lane at Brick Road
Westbound	on	Bluegrass Lane at Cora St.
Southbound	on	Brentwood St. at Idaho Ave.
Southbound	on	Brick Road at University Way
Eastbound	on	Bridgeview Lane at Stonebridge St.
Northbound	on	Bridgewood Lane at Bluegrass Lane
Southbound	on	Brook Court at Fifteenth Ave.
Westbound	on	Brook Lane at Willow St.
Southbound	on	Brooksfield St. at Helena Ave.
Northbound	on	“C” St. at Eleventh Ave.
Southbound	on	“C” St. at University Way
Southbound	on	Canal St. at Bender Road
Eastbound	on	Canterbury Drive at Pfenning Road

Direction		Street
Southbound	on	Canterbury Drive at Radio Road
Eastbound	on	Carriage Loop at Alder St.
Southbound	on	Cascade Court at University Way
Northbound	on	Cascade St. at Dolarway Road
Westbound	on	Chason Ave. at Ellington St.
Eastbound	on	Chason Ave. at Gail Road
Westbound	on	Cherry Lane at Ruby St.
Southbound	on	Chestnut St. at Eighteenth Ave.
<u>Southbound</u>	<u>on</u>	<u>Clearview Dr. at Old Highway 10</u>
<u>Northbound</u>	<u>on</u>	<u>Clearview Dr. at Creeksedge Way</u>
<u>Northbound</u>	<u>on</u>	<u>Clearview Dr. at Dry Creek Rd.</u>
<u>Southbound</u>	<u>on</u>	<u>Clearview Dr. at Creeks Edge Way</u>
Southbound	on	Cle Elum St. at Fifth Ave.
Northbound	on	Cle Elum St. at University Way
Eastbound	on	Cliff Ave. at Chestnut St.
Southbound	on	Cobblefield St. at Helena Ave.
Northbound	on	Columbia St. at Bender Road
Northbound	on	Columbia St. at Fifteenth Ave.

Direction		Street
Southbound	on	Columbia St. at Greenfield Ave.
Southbound	on	Columbia St. at University Way
Southbound	on	Cora St. at University Way
Eastbound	on	Courtney Court at Ellington St.
Northeastbound	on	Craig Ave. at Alder St.
Southwestbound	on	Craig Ave. at exit of Reed Park
Southbound	on	Cypress Ct. at Hobert Ave.
Southbound	on	Currier St. at University Way
Northbound	on	“D” St. at Eighteenth Ave.
Westbound	on	Dairy Lane at Alder St.
Southbound	on	Dandelion Ln. at Greenfield Ave.
Southbound	on	Delphine St. at Ridgeview Lane
Northbound	on	Dennis St. at Railroad Ave.
Westbound	on	Dolarway Road at University Way – SR 97 Intersection
Southbound	on	Douglas St. at Mountain View Ave.
Westbound	on	Eighth Ave. at University Way
Eastbound	on	Eleventh Ave. at Alder St.
Westbound	on	Eleventh Ave. at Cora St.

Direction		Street
Westbound	on	Eleventh Ave. at Main St.
Eastbound	on	Eleventh Ave. at Water St.
Northbound	on	Ellington St. at Chinook Road
Southbound	on	Ellington St. at Idaho Ave.
Northbound	on	Elliot St. at Fifth Ave.
Southbound	on	Elliot St. at First Ave.
Southbound	on	Enterprise Way at Dolarway Road
Westbound	on	Fifteenth Ave. at Brook Lane
Eastbound	on	Fifteenth Ave. at “D” St. <u>Wildcat Way</u>
Eastbound	on	Fifteenth Ave. at Dry Creek Road
Eastbound	on	First Ave. at Ruby St.
Eastbound	on	First Ave. at Walnut St.
Eastbound	on	Foster Ave. at Pine St.
Westbound	on	Fourteenth Ave. at Pfenning Road
Westbound	on	Fourth Ave. at Pacific St.
Eastbound	on	Fourth Ave. at Pearl St.
Eastbound	on	Fourth Ave. at Pine St.
Eastbound	on	Fourth Ave. at Railroad Ave.

Direction		Street
Westbound	on	Fourth Ave. at Wenas St.
Westbound	on	Franklin St. at Alder St.
Southbound	on	Gail Road at Bender Road
Northbound	on	Glen Drive at 17th Ave.
Westbound	on	Green Parks Drive at Park Lane Ave.
Southbound	on	Green Parks Drive at Regal St.
Westbound	on	Gregory Place at Bull Road
Northbound	on	Gregory Place at Mountain View Ave.
<u>Westbound</u>	<u>on</u>	<u>Heatherstone Ct. at Gail Rd.</u>
Northbound	on	Hibbs Road at Dolarway Road
Eastbound	on	Hobert Ave. at Pfenning Road
Westbound	on	Hobert Ave. at Whitman St.
Eastbound	on	Hobert Ave. at Willow St.
<u>Eastbound</u>	<u>on</u>	<u>Idaho Ave. at Airport Rd.</u>
Eastbound	on	Illinois Ave. at Water St.
Northbound	on	Indiana Drive at Illinois Ave.
Northbound	on	Iowa St. at Illinois Ave.
Southbound	on	Iowa St. at Indiana Drive

Direction		Street
Eastbound	on	Indiana Drive at Water St.
Southbound	on	Industrial Way at Umptanum Road
Westbound	on	Jackson Ave. at Main St.
Eastbound	on	Jackson Ave. at Pine St.
Eastbound	on	Joanna Place at Ellington St.
Westbound	on	Juniper Ave. at Chestnut St.
Eastbound	on	King Place at Regal St.
Southbound	on	Kittitas St. at First Ave.
Northbound	on	Kittitas St. at University Way
Westbound	on	Kristen Ave. at Ellington St.
Northbound	on	Lakeshore Way at Umptanum Road
Southbound	on	Lakeshore Way at Opportunity St.
<u>Southbound</u>	<u>on</u>	<u>Landon Ln. at Idaho Ave.</u>
Westbound	on	Lexus Lane at “B” St.
Northbound	on	Lincoln St. at Fifth Ave.
Southbound	on	Linda Lane at Fourth Ave.
Northbound	on	Locust St. at Capitol Ave.
Southbound	on	Magnolia St. at Kittitas Highway

Direction		Street
Northbound	on	Magnolia St. at Seattle Ave.
Northbound	on	Maple St. at Eleventh Ave.
Southbound	on	Maple St. at Mountain View Ave.
Southbound	on	Maple St. at University Way
Southbound	on	McIntosh St. at Idaho Ave.
<u>Northbound</u>	<u>on</u>	<u>Middlecrest Dr. at Creeksedge Way</u>
Westbound	on	Midlin Dr. at Dandelion Ln.
<u>Southbound</u>	<u>on</u>	<u>Middlecrest Dr. at Sunnyview Ln.</u>
Westbound	on	Millstone Loop at Alder St.
Westbound	on	Mountain View Ave. at Industrial Way
Westbound	on	Mt. Adams Court at Water St.
Westbound	on	Mt. Baker Court at Water St.
Westbound	on	Mt. Hood Court at Water St.
Southbound	on	Nanum St. at Fifth Ave.
Northbound	on	Nanum St. at University Way
Eastbound	on	Nineteenth Ave. at Alder St.
Eastbound	on	Ninth Ave. at “B” St.
Westbound	on	Ninth Ave. at Chestnut St.

Direction		Street
Eastbound	on	Ninth Ave. at “D” St.
Eastbound	on	Ninth Ave. at Main St.
Northbound	on	Ohio St. at Illinois St.
Northbound	on	Okanogan St. at Fifteenth Ave.
Southbound	on	Okanogan St. at University Way
<u>Eastbound</u>	<u>on</u>	<u>Old Highway 10 at Reecer Creek Rd.</u>
Eastbound	on	Olive Lane at Alder St.
Northbound	on	Opportunity St. at Umptanum Road
Northbound	on	Pacific St. at Railroad Ave.
Northbound	on	Park Lane at Helena Ave.
Northbound	on	Pearl St. at Fourth Ave.
Southbound	on	Pearl St. at Mountain View Ave.
Northbound	on	Pearl St. at Third Ave.
Northbound	on	Pearl St. at University Way
<u>Westbound</u>	<u>on</u>	<u>Peakview Dr. at Middlecrest Dr.</u>
<u>Southbound</u>	<u>on</u>	<u>Peakview Dr. at Clearview Dr.</u>
Southbound	on	Pine St. at Fifth Ave.
Southbound	on	Pine St. at Fourth Ave.

Direction		Street
Southbound	on	Pine St. at Mountain View Ave.
Northbound	on	Pine St. at University Way
Eastbound	on	Plumridge Ave. at Pfenning Road
Southbound	on	Poplar St. at Manitoba Ave.
Southbound	on	Poplar St. at Seventh Ave.
Northbound	on	Poplar St. at University Way
<u>Eastbound</u>	<u>on</u>	<u>Sunnyview Ln. at Peakview Dr.</u>
<u>Northbound</u>	<u>on</u>	<u>Sunnyview Ln. at Creeksedge Way</u>
Eastbound	on	Queen Place at Regal St.
Northbound	on	Radio Road at Brick Road
Eastbound	on	Radio Road at Pfenning Road
Eastbound	on	Rainier St. at Cora St.
Northbound	on	Ravenswood Lane at Sixteenth Ave.
Eastbound	on	Ravenswood Lane at Stonebridge St.
Northbound	on	Regal St. at Helena Ave.
Southbound	on	Regal St. at Park Lane Ave.
Southbound	on	Ruby St. at Canyon Road
Southbound	on	Ruby St. at Umptanum Road

Direction		Street
Northbound	on	Ruby St. at University Way
Southbound	on	Sampson St. at Manitoba Ave.
Westbound	on	Sanders Road at Airport Road
Westbound	on	Seattle Ave. at Chestnut St.
Eastbound	on	Second Ave. at Kittitas St.
Westbound	on	Second Ave. at Kittitas St.
Westbound	on	Second Ave. at Lincoln St.
Eastbound	on	Second Ave. at Railroad Ave.
Eastbound	on	Seventh Ave. at Pacific St.
Eastbound	on	Seventh Ave. at Railroad Ave.
Westbound	on	Seventeenth Ave. at “B” St.
Westbound	on	Seventeenth Ave. at Brook Lane
Eastbound	on	Seventeenth Ave. at “D” St.
Northbound	on	Shumard St. at Spokane Ave.
Southbound	on	Shumard St. at Hobert St.
Eastbound	on	Sixth Ave. at Railroad Ave.
Eastbound	on	Sixth Ave. at Wenas St.
Westbound	on	Sixteenth Ave. at Cora St.

Direction		Street
Eastbound	on	Sixteenth Ave. at Stonebridge St.
Eastbound	on	Sixteenth Ave. at Walnut St.
Westbound	on	Skyline Drive at Brick Road
Westbound	on	Spokane Ave. at Magnolia St.
Eastbound	on	Spokane Ave. at Maple St.
Eastbound	on	Spokane Ave. at Willow St.
Northbound	on	Sprague St. at Capitol Ave.
Southbound	on	Sprague St. at Fifth Ave.
Southbound	on	Sprague St. at First Ave.
Northbound	on	Sprague St. at Fourth Ave.
Southbound	on	Sprague St. at Manitoba Ave.
Westbound	on	Stanford Ave. at Ellington St.
Northeastbound	on	Stanford Ave. at Gail Road
Northbound	on	Stonebridge St. at Bluegrass Lane
Southbound	on	Stonebridge St. at Fifteenth Ave.
<u>Southbound</u>	<u>on</u>	<u>Sycamore at Helena Ave.</u>
Eastbound	on	Tacoma Ave. at Maple St.
Eastbound	on	Tanglewood Ct. at Pfenning Road

Direction		Street
Westbound	on	Tenth Ave. at Chestnut St.
Westbound	on	Tenth Ave. at Cora St.
Eastbound	on	Tenth Ave. at “D” St.
Eastbound	on	Tenth Ave. at University Way
Eastbound	on	Third Ave. at Railroad Ave.
Eastbound	on	Third Ave. at Wenas St.
Westbound	on	Third Ave. at Wenas St.
Westbound	on	Thirteenth Ave. at Delphine St.
Eastbound	on	Thirteenth Ave. at Water St.
<u>Southbound</u>	<u>on</u>	<u>Tower St. at Sanders Rd.</u>
Southbound	on	Trail’s Edge Drive at Illinois St.
Westbound	on	Twelfth Ave. at Main St.
Eastbound	on	Twelfth Ave. at Water St.
Westbound	on	Twenty-Eighth Ave. at Susie Ct.
Eastbound	on	Twenty-Sixth Ave. at Ellington St.
Westbound	on	Unnamed public right-of-way bordering on the north edge of the Ellensburg Inn short plat at Canyon Road
Southbound	on	Viewridge Court at Mountain View Ave.

Direction		Street
Southbound	on	Vista Road at University Way
Eastbound	on	Walnut Circle at Walnut St.
Southbound	on	Walnut St. at Fourteenth Ave.
Eastbound	on	Washington Ave. at Maple St.
Eastbound	on	Washington Ave. at Sampson St.
Westbound	on	Washington Ave. at Walnut St.
Westbound	on	Washington Ave. at Willow St.
Northbound	on	Water St. at Bender Road
Northbound	on	Water St. at Idaho Ave.
Northbound	on	Wenas St. at Third Ave.
Northbound	on	Wenas St. at University Way
Eastbound	on	Wheaton Court at Alder St.
Southbound	on	Whitman St. at Mountain View Ave.
Southbound	on	Willow St. at Brick Road
Northbound	on	Willow St. at Capitol Ave.
Northwestbound	on	Yale Ct. at Stanford Ave.
Northbound	on	Yellowstone St. at Helena Ave.

[Ord. 4859 § 3, 2020; Ord. 4842 § 8, 2019; Ord. 4770 § 3, 2017; Ord. 4697 § 3, 2015; Ord. 4677 § 2, 2014; Ord. 4635 § 4, 2013; Ord. 4561 § 4, 2010; Ord. 4522 § 5, 2008; Ord. 4490 § 10, 2007; Ord. 4453 § 4, 2006; Ord. 4432 § 4, 2006; Ord. 4417 § 5, 2005; Ord. 4404, 2005; Ord. 4387,

2004; Ord. 4372, 2003; Ord. 4316, 2002; Ord. 4291, 2001; Ord. 4256, 2000; Ord. 4236, 2000; Ord. 4216, 1999; Ord. 4202, 1999; Ord. 4054 § 1, 1996; Ord. 4013 § 1, 1995; Ord. 4009 § 1, 1995; Ord. 3938 § 1, 1994; Ord. 3936 § 1, 1994; Ord. 3928 § 1, 1994; Ord. 3779 § 1, 1992; Ord. 3735 § 1, 1991; Ord. 3719 § 1, 1991; Ord. 3671 § 1, 1990; Ord. 3642 § 3, 1988; Ord. 3557 § 1, 1986; Ord. 3530 § 2, 1986; Ord. 3453 § 1, 1984; Ord. 3393 § 2, 1983; Ord. 3375 § 2, 1982; Ord. 3374 § 1, 1982; Ord. 3303 § 1, 1981; Ord. 3299 § 2, 1981; Ord. 3278 § 2, 1980; Ord. 3137 § 2, 1977; Ord. 3098 § 4, 1976; Ord. 3078 § 3, 1975.]

Section 5. Section 8.42.020 of the Ellensburg City Code, as last amended by Section 3 of Ordinance 4805, is hereby amended to read as follows:

8.42.020 Speed limits.

It is unlawful for the operator of any vehicle to operate such vehicle on any of the following streets or alleys in excess of the following speed within the location described:

Street Name	Speed Limit	Location
Airport Road	35	Helena to north city limits.
Alley between Anderson St. and Walnut St.	10	From Seventh Ave. to University Way.
<u>Anderson road</u>	<u>35</u>	<u>From a point 2,260 feet north of Umptanum Road to the south city limits.</u>
Bender Road	35	Airport Road to west city limits.
Bull Road	35	From Mountain View Ave. to the south city limits.

Street Name	Speed Limit	Location
Canyon Road	35	From the south city limits to the centerline of Mountain View Ave.
Dolarway Road	35	From Cascade St. to University Way.
<u>Dry Creek Road</u>	<u>35</u>	<u>From the west city limits to a point 2,500 feet east of Reecer Creek Road.</u>
Fifth Ave.	20	From Chestnut St. to Poplar St.
Fourth Ave.	20	From Main St. to Ruby St.
Mountain View Ave.	35	From the centerline of Maple St. to the east city limits.
<u>Old Highway 10</u>	<u>50</u>	<u>From the west city limits to Reecer Creek Road.</u>
Pearl St.	20	From Third Ave. to Fifth Ave.
Pfenning Road	35	Within city limits.
Pine St.	20	From Third Ave. to Fifth Ave.

Street Name	Speed Limit	Location
Poplar St.	20	From Fifth Ave. to Sixth Ave.
<u>Reecer Creek Road</u>	<u>35</u>	<u>From University Way to Dry Creek Road.</u>
Sanders Road	35	Within city limits.
Sixth Ave.	20	From Chestnut St. to Poplar St.
State Route 97	40	From mile post 134.16 (intersection of SR 97 and University Way) north to city limits.
University Way	35	From Cora St. to the west city limits. <u>a point 500 feet east of Reecer Creek Road.</u>
University Way	40	From Dolarway Road east to a point 1,000 <u>500</u> feet east of Dolarway Road. <u>Reecer Creek Road.</u>
University Way	20	From Pearl St. to Chestnut St.
Vantage Highway	35	From Vista Road to the east city limits.

Street Name	Speed Limit	Location

[Ord. 4805 § 3, 2018; Ord. 4697 § 4, 2015; Ord. 4490 § 7, 2007; Ord. 4417 § 6, 2005; Ord. 4387, 2004; Ord. 4301, 2001; Ord. 4256, 2000; Ord. 3865 § 2, 1993; Ord. 3624 § 2, 1988; Ord. 3510 § 1, 1985; Ord. 3463 § 1, 1984; Ord. 3443 § 1, 1984; Ord. 3387 § 12, 1983.]

Section 6. Severability. If any portion of this ordinance is declared invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portion(s) of this ordinance.

Section 7. Corrections. Upon the approval of the City Attorney, the City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 8. Effective Date. This ordinance shall take effect and be in force five (5) days after its passage, approval and publication.

The foregoing ordinance was passed and adopted at a regular meeting of the City Council on the 5th day of July, 2022.

MAYOR

ATTEST:

CITY CLERK

Approved as to form:

CITY ATTORNEY

Publish:

I, Beth Leader, City Clerk of said City, do hereby certify that Ordinance No. 4891 is a true and correct copy of said Ordinance of like number as the same was passed by said Council, and that Ordinance No. 4891 was published as required by law.

BETH LEADER



CITY COUNCIL AGENDA REPORT

City Council Meeting Date: July 5, 2022

Item Title/Agenda Subject: Catherine Park -Surplus Park Property for Affordable Housing Discussion

Submitted by: Jamey Ayling Community Development

Recommended Action or Motion: Review options for surplus of the City-owned park property and provide direction to staff to prepare future actions.

Background/Summary: Catherine Park is a .74 acre lot located on the north side of Vantage Highway west of the KXLE Radio station. The property was donated to the City as a park and has been undeveloped since it was deeded to the City in 1980. The City Council had discussed this parcel for surplus in December of 2021, however at the meeting it was suggested that the affordable housing commission consider this property to see if it would be a potential site for an affordable cottage-style housing project. With assistance from City planning staff, the Affordable Housing Commission studied this parcel and considered development potentials. The Commission was provided rough sketch drawings from planning staff with potential cottage development layouts. It was suggested by the Commission, after a series of meetings, that a cottage proposal could be viable on this site and recommended that the information be brought back to Council for consideration to surplus the property for an affordable cottage style housing development.

Previous Council Action: The City Council reviewed City-owned real estate for consideration of sale or partnership to develop affordable housing on February 6, 2017. Five parcels were identified as potential surplus for affordable housing and several other properties were considered for disposal through actions authorized in City Code (Chapter 2.06 ECC).

At the June 28, 2021 Study Session, Council requested review of City-owned real estate to identify other potential parcels that could be put to greater use as residential development or to surplus as a contribution for affordable housing.

At the July 19, 2021 City Council meeting, Council identified two properties, Catherine Park and Whitfield Triangle, to consider for surplus. The City has fee simple ownership of both properties. Additional background information has been collected and property appraisals have been completed on the subject parcels.

Analysis:

To prepare for future action to dispose of any real property, staff requests City Council direction on the following elements, necessary to prepare a surplus resolution as outlined by ECC 2.06.080:

- Whether the subject parcel(s) should be transferred for a public benefit purpose as provided in RCW 39.33.015 (for affordable housing) through a special disposition process.
- Whether covenants or restrictions should be imposed in conjunction with sale/disposition.

The Affordable Housing Commission received a "Letter of Interest" from Habitat for Humanity expressing an intent to partner to build an affordable cottage-style housing development at the Catherine Park property site, should the City choose to surplus the property.

The City currently has an open application process through the Affordable Housing Commission. Applications are reviewed and determined complete by staff, then presented to the Affordable Housing Commission for consideration and direction at a conceptual development stage to allow both the developer and staff to receive timely direction as how to best proceed. This process allows developers the ability to propose affordable housing projects with concepts and property identified by them and under timelines unique to their proposal.

Financial Impact:

This is a discussion item only. Financial impacts are dependent on outcome of the discussion and will be considered at a future meeting.

Attachments:

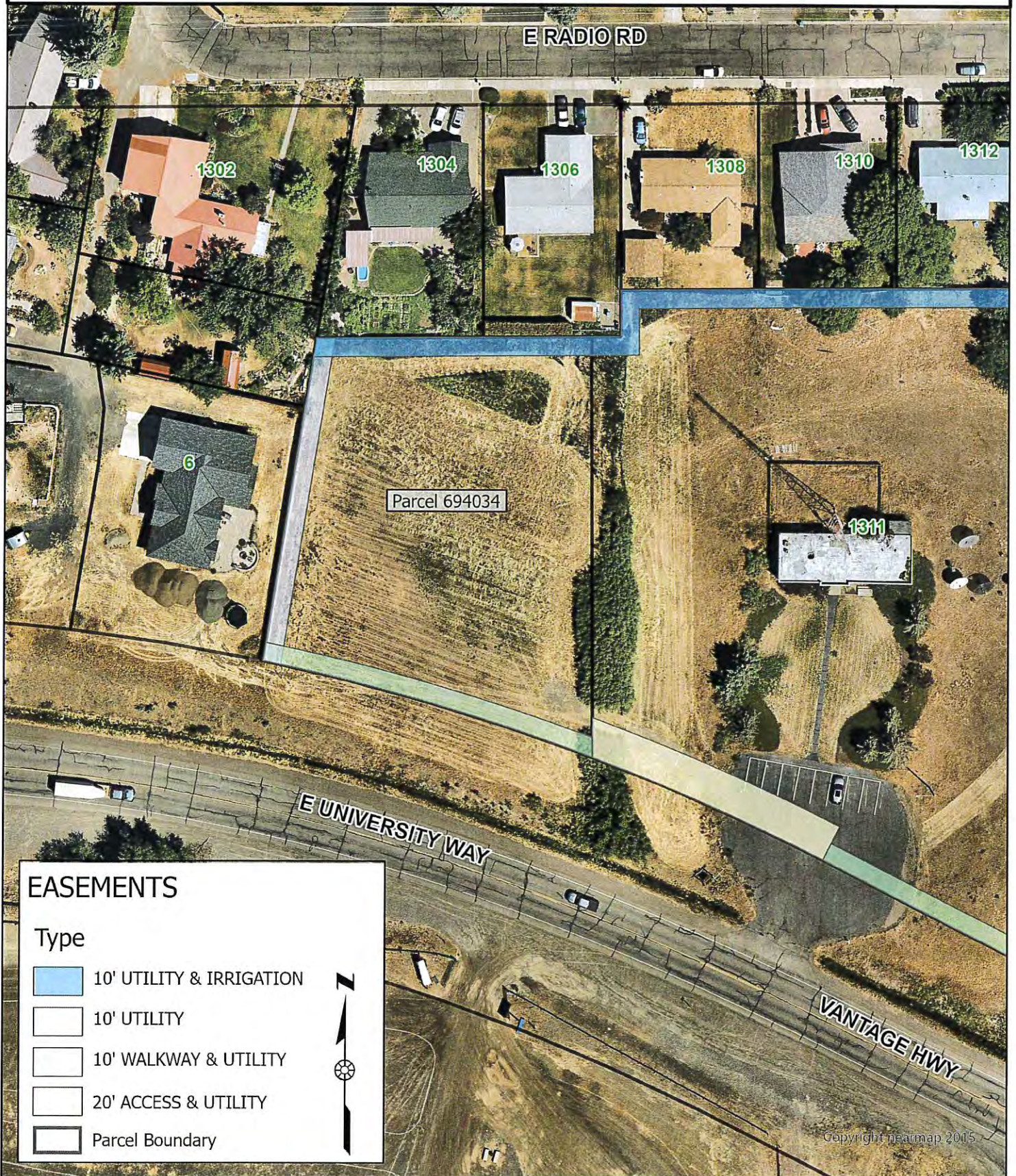
[Examples of Cottage Housing Layouts](#)



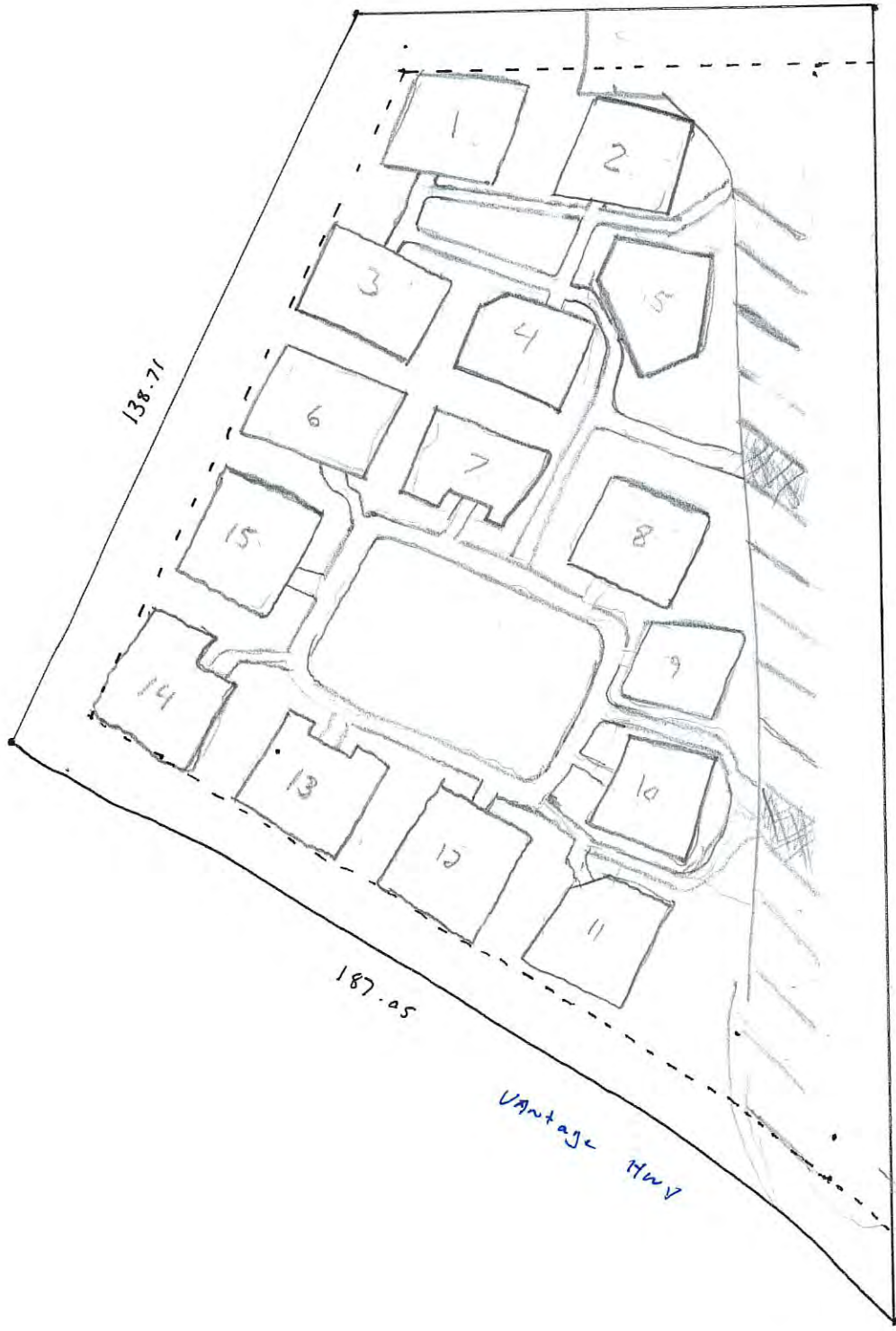
City of
Ellensburg
WASHINGTON

CATHERINE PARK

Parcel 694034



91.15

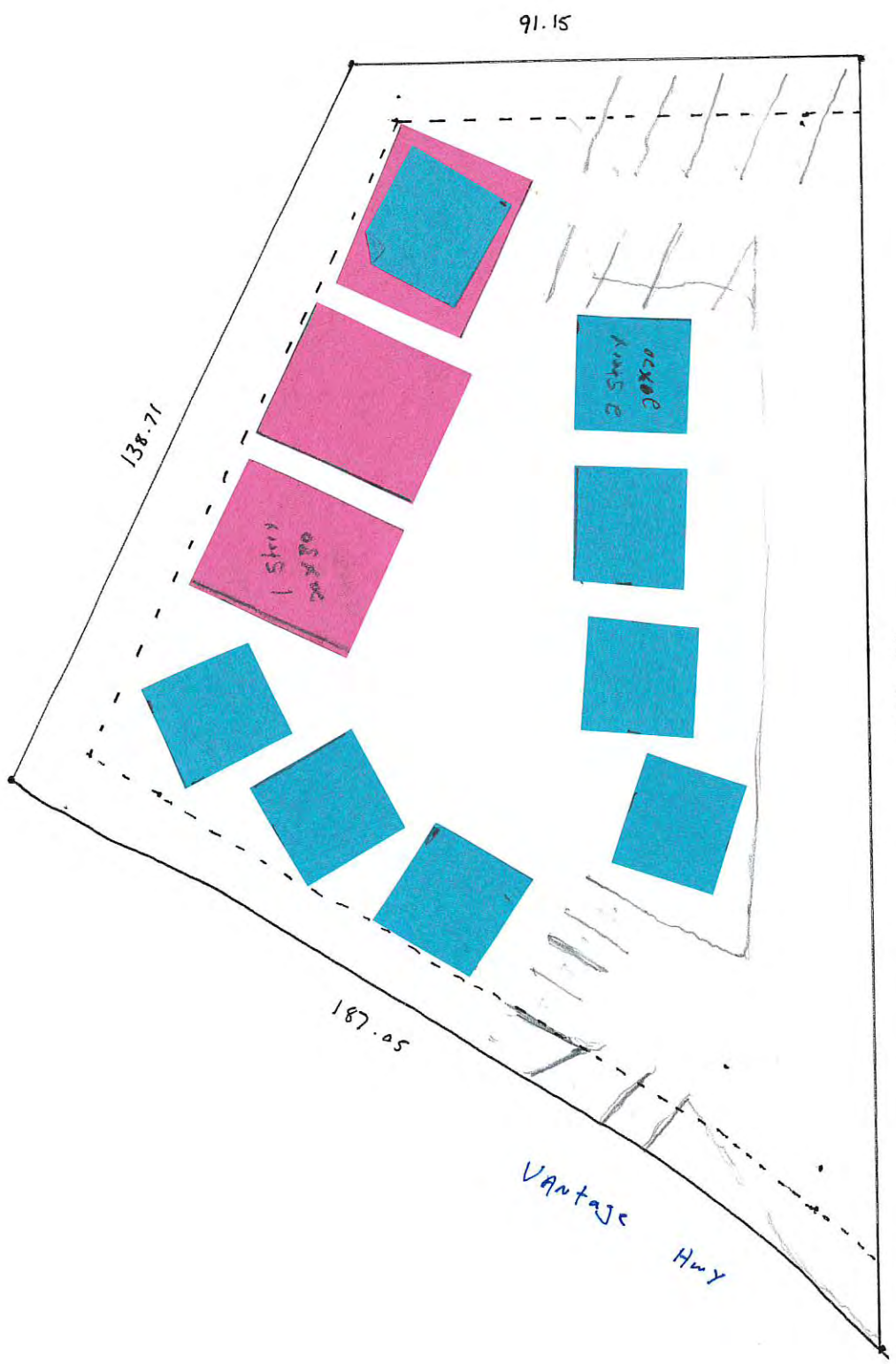


206.13

187.05

Vantage Hwy





206.13



5/11/2022

Jamey Ayling
Interim Community Development Director
City of Ellensburg
501 N Anderson Street
Ellensburg, WA 98926

RE: Letter of Interest for Catherine Park -- Affordable Housing Development

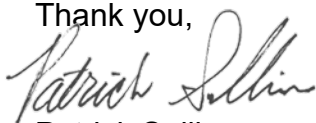
Hi Jamey,

Habitat for Humanity would like to express our sincere interest in the abovementioned development site (Parcel 694034) in Ellensburg. Habitat has recently been awarded an affordable housing project with the City of Ellensburg and successfully navigated the city's developer agreement, platting, and permitting processes. We are eager to bring this experience to bear on another development site to create more opportunities for affordable housing in Ellensburg.

The Catherine Park development site is perfect for townhouses or cottage style homes. These housing types allow for the highest and best use of the site by allowing for the greatest number of units while also maintaining a low impact development that would integrate well into the surrounding community. Habitat is well versed in the design, permitting, and construction of these types of units and developments.

The affordable housing crisis in Ellensburg (and all of Kittitas County) continues to worsen and the effects of are felt throughout the region. Habitat's local office in Ellensburg continues to grow as we hire people to address this crisis. From design, permitting, construction, and sales to qualified buyers our organization is primed and excited to take on another property development. We welcome the opportunity to continue to serve the community.

Thank you,



Patrick Sullivan
Chief Operating Officer
Habitat for Humanity Seattle King & Kittitas Counties



CITY COUNCIL AGENDA REPORT

City Council Meeting Date: July 5, 2022

Item Title/Agenda Subject: Whitfield Triangle Property Discussion

Submitted by: Brad Case Parks and Recreation

Recommended Action or Motion: Provide staff with direction on next steps regarding the City-owned Whitfield Triangle.

Background/Summary: Through previous Council action the City has identified the Whitfield Triangle property, located on Alder Street between Craig Avenue and East Fourth Avenue, as a property that is surplus to City needs and could be sold to a private party for residential development. History of this discussion is included in the agenda packet.

The property has been under City ownership since 1933 when Kittitas County deeded the Reed Park property to the City. While under City ownership, the property has been maintained as open space with no park amenities or park identification on the site. In 1963, the City passed Resolution 1963-17 declaring the property surplus and identifying conditions of the sale and residential development as follows:

1. The Property can be used only for residential purposes;
2. That no portion of the roof of a dwelling built on said premises shall exceed a height of fifteen feet above the highest grade of the abutting northerly alley;
3. The existing sprinkler system shall be retained by the City and removed at City expense upon notice on intention to construct a dwelling;
4. That the premises shall be maintained in their existing condition until construction is begun;
5. That the deed of conveyance shall include said restrictions as covenants running with the land and shall also provide that, in the event the purchaser, or his successor in interest, within one (1) year from date of conveyance by the City, has failed to construct or enter into a valid contract for the construction of a dwelling, upon demand of the City the title to said real estate shall

- revert to the City and the City shall thereupon be required to refund to the purchaser, or his successor, but 90% of the purchase price without interest;
6. The City shall in its call for bids reserve the right to reject one and all bids; and
 7. The City will furnish the purchaser with evidence of title with right to convey.

The 1964 deed from the City to the private property owners incorporates, by reference, the restrictions of Resolution 1963-17. Subsequently the property was sold but never developed and the ownership of the property reverted back to the City in 1966.

At its April 4, 2022 Council meeting, Council directed staff to explore public/private partnerships, options for a Local Improvement District, and options for surplus with height restrictions.

Previous Council Action:

The Whitfield Triangle property has been discussed at the following Council meetings:

- July 19, 2021 Council Meeting - Staff presented a summary of city-owned real estate that the City Council may wish to consider for future disposal or surplus for affordable housing or residential development. Whitfield Triangle was included on the list. Council directed staff to take steps to surplus Whitfield Triangle and Catherine Park.
- December 20, 2021 Council Meeting - Staff presented four options for the surplus of Whitfield Triangle and requested that Council provide direction on future actions. Council directed staff to move forward with the surplus of Whitfield Triangle, dedicate the proceeds from the sale of the property to the parks and recreation department, and identified the requirement that the buyer of the property maintain the property in its current state until it's developed, and that the future residential unit built on the Whitfield Triangle site does not exceed 4,000 square feet.
- April 4, 2022 Council Meeting - Staff presented a resolution reaffirming city owned property surplus to City needs based on the direction Council provided at their

December 20, 2021 meeting. Council discussed the proposed resolution and directed staff to explore public/private partnerships, options for a Local Improvement District, and options for surplus with height restrictions.

Analysis:

On Thursday, May 26, 2022 staff from the City of Ellensburg Community Development Department and Parks & Recreation Department met with three of the Whitfield Triangle neighbors to discuss the property. The conversation was focused on, 1) potential site improvements if the property were to remain in city ownership, and 2) hear/reaffirm what their concerns are if the property is sold for residential development.

Staff is recommending that Council consider and provide staff with direction to either: 1) continue with the surplus process and determine from Council if there are any additional development requirements they would like to see included in the surplus resolution—with one option specifying height restrictions for construction; or 2) retain City ownership of the property and direct staff to create a private/partnership agreement with the neighbors for park improvements. Specific improvements would be developed further, however the scope would likely include adding trees, benches, garbage cans, and infrastructure improvements.

The conditions of sale and residential development outlined in Resolution 1963-17 were recorded as a deed restriction by reference. Any action to surplus the property removing the restrictive covenants or add different conditions would require a public hearing.

Financial Impact:

If the Council were to decide to retain ownership of the property, the neighbors have communicated that \$40,000.00 would be contributed through anonymous donations by the neighborhood to assist with future site improvements.

Attachments:

[Whitfield Triangle Historical Background Information](#)



CITY COUNCIL AGENDA REPORT

City Council Meeting Date: July 19, 2021

Item Title/Agenda Subject: Surplus Real Estate Review

Submitted by: Heidi Behrends Cerniwey

Recommended Action or Motion: Staff prepared a summary of city-owned real estate that the City Council may wish to consider for future disposal or surplus for affordable housing.

Background/Summary: The City's Housing element of the Comprehensive Plan includes the goal to: Preserve, protect, and strengthen the vitality and stability of existing neighborhoods and encourage infill development on vacant and underused sites (Goal H-1, Program 2).

The City Council reviewed City-owned real estate for consideration of sale or partnership to develop affordable housing on February 6, 2017. Five parcels were identified as potential surplus for affordable housing and several other properties were considered for disposal through actions authorized in City Code (Chapter 2.06 ECC).

At the July 28, 2021 Study Session, Council requested review of City-owned real estate to identify other potential parcels that could be put to greater use as residential development or to surplus as a contribution for affordable housing.

Previous Council Action: Of the five parcels identified as potential surplus for affordable housing at the February 6, 2017 meeting, two parcels (Mt. Stuart) were later removed due to suitability issues. One property on Bender/Water Street is currently committed to Habitat for Humanity to create 18 single family units. One application from a private developer is under consideration as surplus for donation of two parcels at 1st Avenue and Pine Street.

Several parcels identified for surplus have been sold since 2017, including the Incubator Building and several along Dolarway Road.

Analysis:

The attached property list includes all real estate owned by the City. Highlighted properties have been identified by staff for residential infill opportunities or those underutilized properties that could be considered for disposal through authorized means.

Financial Impact:

None at this time.

Attachments:

[City Property Overview](#)

PARCEL IDENTIFIER	PARCEL NUMBER	DEPARTMENT OWNER	ACRES	DATE ACQUIRED	LEGAL DESCRIPTION	NOTES	MAP NO.
2ND & PINE GRAVEL PARKING LOT, 04-9123	267033	LIBRARY	0.50	7/1/03	CD. 155; TWN EBURG; ORIGINAL ADD. LOT 1, 2 & 3; BLOCK 21	Future Library Parking	9
6TH & PEARL PARKING LOT, 07-7091	136933	STREET	0.28	10/13/11	TOWN EBURG EBURG ORIG. N 40' OF LOT 9; ALL OF LOT 10 BLOCK 7,	Downtown Parking	5
ADULT ACTIVITY CENTER	277233	CITY HALL	0.00	-	CD. 1847-C; TOWN EBURG; MURRAY'S ADD. S 30' OF LOT 4, ALL LOT 5, LOT 6 TAX # 1 & 3, BLK 47		9
AIRPORT WELL, 04-4011	957117	WATER	1.09	9/15/11	ACRES 1.09; KITTITAS COUNTY AIRPORT AMENDED BINDING SITE PLAN, LOT C-21A & PTN LOT C-21 (SURVEY, B39/P94); SEC 25, TWP 18, RGE 18		5
ANDERSON ST RIGHT-OF-WAY, 04-7044	637833	STREET	0.00	-	TOWN EBURG; SCHNEBLY FRUIT LAND W. 10' LOTS 5 & 10		5
ANIMAL SHELTER	088533	CITY HALL	0.34	-	ACRES 0.34; PTN NE1/4 (PARCEL 5, B35/P47); SEC 11, TWP 17, RGE 18		9
CATHERINE PARK	694034	CITY HALL	0.74	-	ACRES .74, DIMEO SHORT PLAT E-80-08; LOT 1; CATHERINE PARK; SEC. 36, TWP. 18, RGE. 18	Consider Surplus	5
CITY HALL, 04-0650	197433	CITY HALL	0.00	1/24/02	CD. 334-A; TWN EBURG; SHOUDYS FIRST; ALL BLOCK 42; (WASHINGTON SCHOOL)		5
CITY SHOP PROPERTY, 04-0351	086833	SHOP	1.25	1/13/10	ACRES 1.25, CD. 7897; SEC. 2; TWP. 17; RGE. 18; SW 1/4 TAX NO. 30 (OUT OF TAX 11)		9
04-0351	326833	SHOP	19.98	-	ACRES 19.98, CD#7894-1; PTN SW1/4 (PARCEL 1, B35/P47); SEC 02, TWP 17, RGE 18		
04-0351	518633	SHOP	15.22	7/25/01	ACRES 15.22; PTN SW1/4 SEC 02, & PTN NW1/4 SEC 11, T17R18 (PARCEL 2, B35/P47); SEC 11, TWP 17, RGE 18		
04-0351	955044	SHOP	1.70	-	ACRES 1.70; PTN NW1/4 (PARCEL 3, B35/P47); SEC 11, TWP 17, RGE 18		
COMMUNITY GARDEN, 04-9123	617033	LIBRARY	0.17	7/1/03	CD. 156-A; TWN EBURG; ORIGINAL ADD. LOT 5 BLOCK 21	Contribution for Affordable Housing	9
04-9123	937033	LIBRARY	0.17	7/1/03	CD. 156; TWN EBURG; ORIGINAL ADD. LOT 4; BLOCK 21		
DOLARWAY FLOOD PROJECT (STORM WATER) 12-5337	096133	CITY HALL	15.29	3/17/2020	ACRES 15.29, CD 8952; SEC 34; TWP 18; RGE 18; PTN SE1/4 (PARCEL 6, B33/P212)		4
	816133	CITY HALL	12.58	3/17/2020	ACRES 12.58; PTN SW1/4 (PARCEL 1, B33/P212); LESS .60 @ DITCH R/W; SEC 34, TWP 18, RGE 18		
12-5337	836133	CITY HALL	16.92	3/17/2020	ACRES 16.92; PTN S1/2 (PARCEL C, B37/P120-121); SEC 34, TWP 18, RGE 18		
12-5337	846133	CITY HALL	11.42	3/17/2020	ACRES 11.42; PTN SW1/4 (PARCEL 4, B33/P212); SEC 34, TWP 18, RGE 18		
12-5337	954434	CITY HALL	1.31	11/8/17	ACRES 1.31; ALLIANCE SHORT PLAT NO.1, E-07-03, PTN LOTS 1 & 2; (LOT 1-A, B39/P106) (MUST BE SOLD WITH PARCEL 954443); SEC 34, TWP 18, RGE 18		
12-5337	954435	CITY HALL	1.00	12/8/17	ACRES 1.00; ALLIANCE SHORT PLAT NO.1, E-07-03, PTN LOTS 1 & 2; (LOT 2-A, B39/P106) SEC 34, TWP 18, RGE 18		
12-5337	954436	CITY HALL	1.20	12/8/17	ACRES 1.20; ALLIANCE SHORT PLAT NO.1, E-07-03, LOT 3; SEC 34, TWP 18, RGE 18		
12-5337	954437	CITY HALL	1.20	12/8/17	ACRES 1.20; ALLIANCE SHORT PLAT NO.1, E-07-03, LOT 4; SEC 34, TWP 18, RGE 18		

12-5337	954443	CITY HALL	1.15	11/8/17	ACRES 1.15; ALLIANCE SHORT PLAT NO.1, E-07-03, DETENTION TRACT (MUST BE SOLD WITH 18-18-34059-0001); SEC 34, TWP 18, RGE 18		
12-5337	957141	CITY HALL	7.87	12/8/17	ACRES 7.87; PTN SW1/4 (PTN PARCEL B, B37/P120-121); SEC 34, TWP 18, RGE 18		
EAST EBURG SUBSTATION	794134	CITY HALL	1.35	7/1/97	ACRES 1.35, CD. 9148; SEC. 36; TWP. 18; RGE. 18 LOTS 86 & 87; TAX NO. 46; LESS 1.2@ RD STATE ADDITION		5
ELECTRIC VEHICLE CHARGE STATIONS, 04-7095	057033	STREET	0.17	-	CD. 134; TOWN EBURG; ELLENSBURG ORIG. LOT 10 BLOCK 17	Downtown Parking	9
FIRE/POLICE DEPARTMENT	157033	CITY HALL	0.83	-	CD. 161-A; TOWN EBURG; ELLENSBURG ORIG LOTS 1, 2, 3, 4 & 5 BLOCK 22		5
FRIENDSHIP PARK, 14-6017	066933	PARK	0.17	9/1/91	CD. 44; TWN. EBURG; ORIGINAL ADD. W1/2 OF LOTS 6 & 7 BLOCK 6	Downtown Parking	9
GAS REGULATOR SITE	605233	CITY HALL	0.12	-	ACRES .12, CD. 7847-1; SEC. 1, TWP. 17, RGE. 18 SE1/4 SW1/4 TAX NO. 37 (OUT OF TAX 17)		3
HAYWARD WELL, 04-4011	954918	WATER	3.44	6/11/08	ACRES 3.44; PTN SW 1/4 (PARCEL 1, B34/P178); SEC 17, TWP 18, RGE 18		3
HWY 10 WELL, 04-4011	933233	ATTN PUBLIC WORKS WATER	33.13	-	ACRES 33.13, SEC. 12, TWP. 18, RGE. 17; SE1/4 SE1/4 TAX NOS. 11 & 15; CITY WELLS		5
IRENE RINEHART PARK	308133	ATTN PARKS AND RECREATION	8.41	7/1/99	ACRES 8.41, CD. 7953; SEC. 3; TWP. 17; RGE. 18; SE 1/4 SW 1/4 TAX NO. 6 LESS 7.55 @ - STATE PIT LESS 1.04 @ INTERSTATE 90		8
	318133	CITY HALL	8.82	-	ACRES 8.82, SEC. 3; TWP. 17; RGE. 18 SW 1/4 SE 1/4 WEST OF RIVER DIKE		
	468533	CITY HALL	17.77	-	ACRES 17.77, SEC. 10; TWP. 17; RGE. 18 NW 1/4 NE 1/4 WEST OF RIVER DIKE & EAST OF RIVER		
	478533	CITY HALL	11.31	-	ACRES 11.31, SEC. 10; TWP. 17; RGE. 18 SW 1/4 NE 1/4 TAX NO. 9 WEST OF RIVER DIKE & EAST OF RIVER		
	558533	CITY HALL	1.03	-	ACRES 1.03, CD. 8079; SEC. 10, TWP. 17, RGE. 18 PTN. SW1/4 NE1/4		
	568533	CITY HALL	0.69	-	ACRES .69, SEC. 10; TWP. 17; RGE. 18 PTN SW 1/4 NE 1/4		
	865436	CITY HALL	26.52	9/26/12	ACRES 26.52, CD.#7944-A-1; SEC. 3; TWP. 17; RGE.18; PTN. SECTION		
JOHN WAYNE TRAIL	958748	C/O COREEN RENO	0.00	8/21/15	SANDERS MILL PLAT PHASE 7, JOHN WAYNE TRAIL TRACT D; SEC 25, TWP 18, RGE 18		5
KITTITAS HWY GAS TAP STATION	511933	ATTN ENERGY SERVICE	0.07	-	ACRES .07, SEC. 5; TWP. 17; RGE. 19 SW 1/4 SE 1/4 TAX 14		7
KIWANIS PARK	012833	CITY HALL	0.07	-	ACRES .07, CD. 9020; SEC. 35; TWP. 18; RGE. 18; SE 1/4 PTN TAX NO. 10 LY 5 OF 14TH AVE, W OF B ST & NELY OF CM R/W LESS .25@ STATE ROAD		5
	092833	CITY HALL	0.67	-	ACRES .67, CD. 9031-2; SEC. 35, TWP. 18, RGE. 18 SE 1/4 TAX NO. 31		
	132833	CITY HALL	0.79	-	ACRES .79, CD. 9028; SEC. 35, TWP. 18, RGE. 18 SE1/4 TAX NO. 19		
	292833	CITY HALL	0.16	-	ACRES .16, CD. 9031-3; SEC. 35, TWP. 18, RGE. 18 SE 1/4 TAX NO. 68		
	511233	CITY HALL	1.50	-	ACRES 1.50, CD. 9031-4; SEC. 35; TWP. 18; RGE. 18; PTN. NW1/4 SE1/4		
KLEINBERG PARK, 14-6017	527833	PARKS	0.00	-	CD. 1455-A; TOWN EBURG; DEPOT ADD. BLOCK E		5
SOLID WASTE TRANFER STATION, 04-0351	568633	SHOP	1.48	-	ACRES 1.48, CD. 8161-B; PTN N1/2 (PARCEL 4, B35/P47); SEC 11, TWP 17, RGE 18		9
LIBRARY, 04-9123	107033	LIBRARY	0.83	-	CD. 154; TOWN EBURG; ELLENSBURG ORIG. LOTS 6, 7, 8, 9 & 10 BLOCK 20		9

MCELROY PARK	644034	CITY HALL	6.77	3/1/91	ACRES 6.77, CD. 9109; SEC. 36, TWP. 18, RGE. 18; LOTS 44 & 44A; STATE LAND ADDITION; MCELROY PARK		5
MEMORIAL PARK	465833	CITY HALL	0.00	-	CD. 478-A; TOWN EBURG; SHOUDYS 2ND ADD. ALL OF LOTS 1 & 2, W 21' OF LOT 3 BLOCK 61; PTN. VAC ALLEY PER ORD. 4371		5
	485833	CITY HALL	0.00	-	CD. 478-C; TOWN EBURG; SHOUDYS 2ND ADD. W 21' OF 14, ALL 15 & N1/2 VAC 6TH EXC S 20' & PTN. VAC ALLEY PER ORD. 4371 DATED 11/17/03; BLOCK 61		
MEMORIAL POOL	445833	CITY HALL	0.00	-	CD. 477-A; TOWN EBURG; SHOUDYS 2ND ADD LOTS 3-14, BLK. 60		5
MOUNTAIN VIEW PARK	306533	CITY HALL	0.00	-	CD. 2175-1; TOWN EBURG; SANTA ANNA ADD LOTS 1 THRU 16; BLOCK 59		9
	786833	CITY HALL	4.75	-	ACRES 4.75, CORP OF CATHOLIC BISHOP SHORT PLAT E-80-07 LOT 2 SEC. 1; TWP. 17; RGE. 18;		
MT STUART WELL, 04-4011	676133	WATER	1.90	-	ACRES 1.90, CD. 8911; SEC. 34, TWP. 18, RGE. 18 SE1/4 NE1/4 TAX NO. 40 & TAX NO. 50 (OUT OF TAX 34)	Abandoned transformer site (Light Utility)	5
	902833	ATTN PARKS AND RECREATION	2.32	-	ACRES 2.32, SEC. 35; TWP. 18; RGE. 18 SW 1/4 NW 1/4 TAX NO. 20 CARD #9011	Well	
N ALDER ST PARK	16777	CITY HALL	5.55	12/16/03	ACRES 5.55, TR 1 SHORT PLAT E-0024; LOT 2; SEC. 25, TWP. 18, RGE. 18(NORTH END PARK)		5
NANEUM WATERSHED, 04-4892 04-0492 04-0493 04-0494 04-0495 04-0496	058334	ATTN PUBLIC WORKS, WATER	40.00	-	ACRES 40.00, SEC. 20, TWP. 19, RGE. 19; NE1/4 NE1/4; (NANUM WATER SHED)	Owned by Water Utility	1,2
	078334	ATTN PUBLIC WORKS, WATER	40.00	-	ACRES 40.00, SEC. 20, TWP. 19, RGE. 19; (NANUM WATERSHED)		
	088334	ATTN PUBLIC WORKS, WATER	22.66	-	ACRES 22.66, SEC 20, TWP 19, RGE 19; NE1/4 NE1/4 TAX 3 & 2 N OF CO RD; NANUM WATERSHED; .02@ RD R/W		
	708334	ATTN PUBLIC WORKS, WATER	80.00	-	ACRES 80.00, SEC. 3, TWP. 19, RGE. 19; TAX NO. 1; NANUM WATERSHED		
	808334	ATTN PUBLIC WORKS, WATER	80.00	-	ACRES 80.00, SEC. 9, TWP. 19, RGE. 19; TAX NO. 1; NANUM WATERSHED		
	918334	ATTN PUBLIC WORKS, WATER	0.51	-	ACRES .51, SEC. 20, TWP. 19, RGE. 19; SE1/4 SE1/4 TAX 1; NANUM WATERSHED		
OLD AIRPORT WELL SITE, 04-4011	955299	WATER	0.04	3/6/09	ACRES 0.04; KITTITAS COUNTY AIRPORT AMENDED BINDING SITE PLAN, LOT C-28; SEC 25, TWP 18, RGE 18		5
	955300	WATER	0.08	3/6/09	ACRES 0.08; KITTITAS COUNTY AIRPORT AMENDED BINDING SITE PLAN, LOT C-29; SEC 25, TWP 18, RGE 18		
OLD CITY DUMP/POWER PLANT SITE	102633	ATTN PARKS AND RECREATION	18.01	-	ACRES 18.01, CD. 8840-3; SEC. 32; TWP.18; RGE.18; PTN. NE 1/4;	Abandoned Landfill	4
	20401	CITY HALL - LIGHT	0.38	10/19/04	ACRES .38; CD 8881-2-1; SEC 33, TWP 18, RGE 18; PTN SW1/4 (B25/P17-18) RD R/W		
	669333	CITY HALL	32.59	-	ACRES 32.59, SEC. 33; TWP. 18; RGE. 18; NW1/4 NW1/4 W1/2; SW1/4 NE1/4 TAX NO. 5; SW1/4 NW1/4 TAX 8, N1/2 SW1/4 TAX 16; LESS 15.05 ST OF WA; LESS .63 I-90; LESS 6.73 I-90 (DOG PARK)		
	682633	ATTN PARKS AND RECREATION	10.01	-	ACRES 10.01, SEC. 29; TWP. 18; RGE. 18 SE 1/4 SE 1/4, TAX 13		
	702633	ATTN PARKS AND RECREATION	3.76	-	ACRES 3.76, SEC. 29; TWP. 18; RGE. 18 SE 1/4 SE 1/4 S 1/2 TAX NO. 12 LESS 1.24 @ STATE CARD #8804		

	949537	CITY HALL - LIGHT	0.25	3/14/05	ACRES 0.25; PTN NE1/4 SW 1/4; SEC 33; TWP 18; RGE 18		
	659333	ATTN ENERGY SERVICE	13.32	-	ACRES 13.32, SEC. 33, TWP. 18, RGE. 18; PTN. NW1/4 NW1/4 W1/2 TAX 7 SW1/4 NW1/4 TAX NO. 5; OLD POWER PLANT		
OLD WATER FILTRATION SYSTEM SITE, 04-4011	674434	ATTN PUBLIC WORKS	0.25	-	ACRES .25, SEC. 19; TWP. 18; RGE. 19; SW 1/4 SE 1/4 TAX 6;		2
PARCEL AT BENDER & WATER ST, 04-7074	541133	RIGHT-OF-WAY, STREET	3.00	9/8/11	ACRES 3.00, CD. 8683; SEC. 26; TWP. 18; RGE. 18; SW 1/4 NE 1/4 TAX NO. 2	Affordable Housing Habitat for Humanity	5
PAUL ROGERS PARK	944734	ATTN PARKS AND RECREATION	19.80	3/22/64	ACRES 19.80, SEC. 31, TWP. 18, RGE. 19; NW1/4 SE1/4 TAX N. 23; PAUL ROGERS PARK		6
RACQUET CENTER	514934	ATTN PARKS AND RECREATION	2.46	1/1/99	ACRES 2.46, CD. 10606-1; SEC. 33, TWP. 18, RGE. 19; PTN. SE1/4 SE1/4; RACQUET & REC. CENTER		7
REED PARK	165633	CITY HALL	0.00	-	CD. 1315-E; TOWN EBURG; HUTCHINSON & CHAPIN SUB-DIV. LOTS 1 - 7 LESS TAX 1 OF LOT 7; BLK G		5
RINGER LOOP PARK	210333	ATTN PARKS AND RECREATION	21.84	-	ACRES 21.84, SW1/4 SW1/4 LOT 4 S OF RINGER RD; SE1/4 SW1/4 S OF RINGER RD & W OF RR	Yakima River	11
SKATE PARK	407133	CITY HALL	0.17	-	CD. 169; TOWN EBURG; ELLENSBURG ORIG. LOT 7 BLOCK 23		9
	417133	CITY HALL	0.33	-	CD. 170; TOWN EBURG; ELLENSBURG ORIG. LOTS 8 & 9 BLOCK 23		
	427133	CITY HALL	0.17	7/1/94	CD. 171; TOWN EBURG; ORIGINAL ADD. LOT 10 BLOCK 23		
ROTARY PAVILION	146933	CITY HALL	0.50	9/26/19	TOWN EBURG; ORIGINAL ADD. LOTS 6, 7 & 8 BLOCK 10; SEC 02, TWP 17, RGE 18		5
SOUTH MAIN ENTRY PARK	058533	CITY HALL	0.42	-	ACRES .42, SEC. 11, TWP. 17, RGE. 18 NE1/4 PTN. TAX NO. 20; LESS .95 RD. @ LESS .91 CO. RD; .04 STATE OF WA. DOT		9
TWIN CITY FOODS ENTRANCE/ROW, 04-7074	097633	CITY HALL - STREET RIGHT-OF-WAY	0.00	-	CD. 1458-1; TOWN EBURG; CASCADE ADD. N. 25.7' OF LOT 9; BLOCK 1		5
VACANT PARCEL OFF WATSON RD	15788	ATTN ENERGY SERVICE	3.00	4/28/06	ACRES 3.00, CD. 10612-4; SEC. 34, TWP. 18, RGE. 19; PTN. NW1/4 NW1/4 (PARCEL D, SURV. B25/P180-184)		7
VACANT PARCEL OFF DOLARWAY RD, 12-5337	186133	ATTN PUBLIC WORKS - GENERAL FUND	0.52	2/11/11	ACRES 0.52; CD 8929; PTN SE1/4 (PTN PARCEL A, B37/P120-121); SEC 34, TWP 18, RGE 18	Sale Pending	4
	961394	CITY HALL	2.12	6/1/89	ACRES 2.12, ELLENSBURG INDUSTRIAL PARK; LOT 1; (INCL. LOT C & EXC. LOT B, SURVEY #520966); SEC. 34; TWP. 18; RGE. 18;		
VACANT PARCEL OFF DOLARWAY RD	949455	SEWER	1.89	6/27/13	ACRES 1.89; KIDDER SHORT PLAT E04-17, LOT 5; SEC 34; TWP 18; RGE 18		4
VACANT PARCEL OFF YAKIMA RIVER NEAR THORP, 04-4892	313233	CITY HALL - WATER	5.40	-	ACRES 5.40, SEC. 13; TWP. 18; RGE. 17 NW 1/4 NE 1/4 TAX NO. 12 (OLD POWER PLANT)		3
	346433	ATTN PUBLIC WORKS	4.20	-	ACRES 4.20, SEC. 13; TWP. 18; RGE. 17 NE 1/4 NE 1/4 TAX NO. 13		

VACATED DELPHINE, 04-7074	351533	CITY HALL, RIGHT-OF-WAY	0.00	-	TOWN EBURG PURDIN'S ACRE TRACTS TRACTS 22 & 23 (VAC. DELPHINE)	5
WASTE WATER TREATMENT PLANT, 04-5892	028733	ATTN PUBLIC WORKS-SEWER	39.66	-	ACRES 39.66, CD. 8216-1; SEC. 14, TWP. 17, RGE. 18; PTN. S1/2 NE1/4	9
04-5892	168733	CITY HALL-SEWER	18.70	-	ACRES 18.70, CD. 8209-1; SEC. 14, TWP. 17, RGE. 18 NE1/4 NE1/4	
04-5892	17163	ATTN PUBLIC WORKS-SEWER	5.63	8/7/02	ACRES 5.63, CD. 8162-8; SEC. 11, TWP. 17, RGE. 18; PTN. SE1/4 (LOT 20, B27/P148-149)	
04-5892	178733	ATTN PUBLIC WORKS-SEWER	20.32	-	ACRES 20.32, SEC. 14, TWP. 17, RGE. 18; PTN. NE1/4 NELY OF TJOSSEM DITCH	
04-5892	188733	ATTN PUBLIC WORKS-SEWER	41.00	-	ACRES 41.00, CD. 8211; SEC. 14, TWP. 17, RGE. 18 E1/2 NE1/4 TAX NO. 3	
04-5892	228733	ATTN PUBLIC WORKS-SEWER	10.02	-	ACRES 10.02, SEC. 14, TWP. 17, RGE. 18; PTN. NW1/4 NE1/4 SWLY OF TJOSSEM DITCH	
04-5892	258733	ATTN PUBLIC WORKS-SEWER	29.56	-	ACRES 29.56, CD. 8215-A; SEC. 14, TWP. 17, RGE. 18; PTN. E1/2 NW1/4 NELY OF YAKIMA RIVER	
04-5892	598733	ATTN PUBLIC WORKS-SEWER	10.10	4/13/10	ACRES 10.10, CD # 8222; SEC. 14; TWP. 17; RGE. 18; NE 1/4 SE 1/4 TAX NO. 5	
04-5892	688733	CITY HALL-SEWER	0.26	-	ACRES .26, CD. 8194-1; SEC. 13, TWP. 17, RGE. 18 PTN. NW1/4 NW1/4 ANNEXED TO THE CITY OF ELLENSBURG ORDINANCE #2942 OCT. 16, 1972 CARD #8194-1	
04-5892	698733	CITY HALL-SEWER	27.94	-	ACRES 27.94, CD. 8194; SEC. 13, TWP. 17, RGE. 18 NW1/4 NW1/4 TAX 5 & 6; SW1/4 NW1/4 TAX 1, 3 & 4; LESS 13.03 NP R/W (SO. CANYON RD - WWT P)	
04-5892	818633	CITY HALL-SEWER	1.95	-	ACRES 1.95, CD. 8170-1; SEC. 11, TWP. 17, RGE. 18 SE1/4 SE1/4	
WATER BOOSTER PUMP SITE, 04-4011	333834	CITY HALL-WATER	0.00	-	CD. 565; TOWN EBURG; SHOUDY'S 2ND ADD TAX #2 OF LOT 3 BLOCK 76 CITY ST	5
04-4011	353834	CITY HALL-WATER	0.00	3/10/03	TOWN EBURG SHOUDY'S 2ND LOT 16 LESS .04 ACRE BLOCK 76 (TAX DEED)	
WATER RESERVOIR, 04-4011	955287	WATER	0.29	3/6/09	ACRES 0.29; KITTITAS COUNTY AIRPORT AMENDED BINDING SITE PLAN, LOT C-16; SEC 25, TWP 18, RGE 18	5
WATER TOWER, 04-4011	335733	CITY HALL-WATER	0.00	1/19/01	CD. 1225; TOWN EBURG; REEDS ADD; TAX 1 OF LOT 13 BLK A	5
04-4011	345733	CITY HALL-WATER	0.00	-	CD. 1220-C; TOWN EBURG; REED'S ADD. TAX 12 OF LOT 13 BLK A	
04-4011	575433	CITY HALL-WATER	0.00	-	CD. 1208-A; TOWN EBURG; 2ND RAILROAD TAX #1 & #2 BLOCK K	
04-4011	615633	CITY HALL-WATER	0.00	-	CD. 1220-B; TOWN EBURG; REED'S ADD. TAX 3 OF LOT 13 BLK A	
WEST EBURG PARK, 14-6017	228133	CITY HALL-PARKS	192.89	7/1/99	ACRES 192.89; CD. 7939; PTN SE1/4 SEC 34 OF T18R18; PTN NE1/4 SEC 2 & PTN SEC 3 OF T17R18 (PTN LOT 5, B36/P84-88); SEC 03, TWP 17, RGE 18	4,8,9
14-6017	238033	CITY HALL-PARKS	0.00	-	CD. 2725; TOWN EBURG; ELECTRIC ADD. LOTS 1 & 2; BLOCK 14	
14-6017	258033	CITY HALL-PARKS	0.00	-	CD. 2727; TOWN EBURG; ELECTRIC ADD. LOTS 3 THRU 10; BLOCK 15	
14-6017	668233	CITY HALL-PARKS	0.00	-	CD. 2613; TOWN EBURG; BECKER'S ADD. LOTS 8 THRU 12; BLOCK 13	
14-6017	678233	CITY HALL-PARKS	0.00	-	CD. 2614; TOWN EBURG; BECKER'S ADD. LOTS 1 THRU 10; BLOCK 16	
14-6017	955943	CITY HALL-PARKS	3.62	12/29/05	ACRES 3.62; PTN NE1/4 (LOT 4, B36/P84-88); SEC 03, TWP 17, RGE 18	
WEST EBURG SUBSTATION	338233	CITY HALL	0.00	-	CD. 2589; TOWN EBURG; BECKER'S ADD. LOT 1; BLOCK 8; PTN E 20' OF VAC CASCADE ST (ORD 4475)	5
	348233	CITY HALL	0.00	-	TOWN EBURG BECKER'S ADD. LOTS 2 THRU 6; BLOCK 8; PTN VAC ALLEY AND VAC E 20' OF CASCADE ST (ORD 4475)	
	358233	CITY HALL	0.00	-	CD. 2590; TOWN EBURG; BECKER'S ADD. LOTS 7 THRU 9; BLOCK 8; PTN VAC ALLEY, ORD 4475	
	858233	CITY HALL	0.00	-	TOWN EBURG BECKER'S ADD. LOT 1; BLOCK D	

WHITFIELD TRIANGLE	065633	CITY HALL	0.00	-	CD. 1315-A; TOWN EBURG; LEE'S SUB-DIV LOT 15; BLK F	Consider Surplus	5
WHITNEY WELL, 04-4011	16651	CITY HALL	0.00	-	SEC. 1, TWP. 17, RGE. 18; PTN. SW1/4 NE1/4 PTN. TAX NO. 6; PTN. NW1/4 SE1/4; SUNNYSIDE ADD. PTN. LOT 9; BLK A		9
WIPPEL PARK	588033	CITY HALL	0.00	-	CD. 2697-1; TOWN EBURG; ELECTRIC ADD. PTN. OF LOT 1; ALL LOTS 2-7 & VACATED ALLEY (ORDINANCE 2981); BLOCK 8		5
YOUTH CENTER	897533	CITY HALL	0.00	12/1/98	CD. 1610; TOWN EBURG; HOMESTEAD ADD; LOTS 11 & 12; BLK 6		9
	907533	CITY HALL	0.00	12/1/98	CD. 1600; TOWN EBURG; HOMESTEAD ADD; LOT 1; BLOCK 6		

Councilmember Nancy Lillquist moved to Approve referring Proposal 21-08 to the Utility Advisory Committee. **Motion Approved 5-0.**

Councilmember David Miller moved to Deny docketing Proposal 21-09 and refer the Proposal to the Utility Advisory Committee. **Motion Approved 5-0.**

Councilmember Stacey Engel moved to Approve docketing Proposal 21-10. **Motion Approved 5-0.**

Jackie Brunson, 1585 Tjossem Rd, spoke in favor of Proposal 21-11
Councilmember Mary Morgan moved to Approve docketing Proposal 21-11. **Motion Approved 5-0.**

11.D. Surplus Real Estate Review

City Manager, Heidi Behrends Cerniwey, reviewed information in the staff report and a map of available properties owned by the City.

Council gave staff direction to research options for use of the available properties.

Councilmember Mary Morgan moved to Approve surplus of the property of Catherine Park and Whitfield Triangle. **Motion Approved 5-0.**

12. Miscellaneous

12.A. Manager's Report

The City Manager reviewed the report. She stated August 2, 2021 is scheduled to hold interviews for Council position 6.

12.B. Councilmembers' Reports

Council thanked Councilmember Engel for her service on City Council.

13. Executive Session

13.A. 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)(c), to consider the minimum price at which real estate will be offered for sale or lease when public knowledge regarding such consideration would cause a likelihood of decreased price. However, final action selling or leasing public property shall be taken in a meeting open to the public.

Council recessed into Executive Session at 10:04 pm. Discussion was anticipated to last ten minutes. The Executive Session convened at 10:05 pm.

Council reconvened at 10:15 pm.



TO: Department Directors and Staff
FROM: Heidi Behrends Cerniwey, City Manager 
DATE: July 21, 2021
RE: Action Taken by Council at the July 19, 2021 Council Meeting

1. **Call to Order & Roll Call.** Council approved a motion to excuse Mayor Tabb from the meeting. Councilmember Goodloe previously excused. All others present.
2. **Proclamations.** None.
3. **Awards and Recognitions.** None.
4. **Approval of Agenda.** Council approved a motion to strike Items 11A and 11B from the agenda. Approved as amended.
5. **CONSENT AGENDA.** Approved.
6. **Petitions, Protests and Communications.**
 - A. **COVID-19 Update.** Cambron Walker and Dr. Mark Larson gave the COVID-19 update.
 - B. **City Board and Commission Term Limit Subcommittee Recommendations.** Council consensus was for staff to proceed with subcommittee recommendations as follows: Establish consistent term limits as recommended but build in a clause for reappointment if vacancy does not fill with new member; proactive recruiting; allowing virtual/remote participation universally and define residency setting a minimum number of days residing in community per year; eliminate the Building Appeals Board; and update administrative processes, including standardizing the appointment procedures. Christopher Hobbs spoke stressing the importance of in person attendance and Theresa Plue spoke regarding the residency issue and was not sure student participation should be emphasized.
7. **Citizen Comment on Non-Agenda Issues.** None.
8. **Business Requiring Public Hearings.**
 - A. **Resolution Authorizing Dolarway Property Sale - Purchase and Sale Agreement.** Council held the public hearing. Council approved a motion to adopt Resolution No. 2021-21.
9. **Introduction and Adoption of Ordinances and Resolutions.**
 - A. **Second Reading and Adoption of Ordinance No. 4874 Approving Rezone Request 21-049 submitted by Brandon and Sarah Bedsaul, property owners.** Council approved a motion to give ordinance second reading and adopt Ordinance No. 4874.
 - B. **Resolution to Reject All Bids for Bid Call No. 2021-09.** Council approved a motion to adopt Resolution No. 2021-22.
10. **Unfinished Business.** None.
11. **New Business.**
 - A. **2021/2022 Arts Commission Spending Plan.** Removed from agenda.
 - B. **Arts Commission Grant Application for American Rescue Planning Fund.** Removed from agenda.
 - C. **Annual Comprehensive Plan Amendment Docketing.** Council approved a motion to docket Proposal 21-01. Council approved a motion to docket Proposal 21-02. Christopher Hobbs inquired if a whole chapter is necessary. Council approved a motion to docket Proposal 21-03. Council approved a motion to docket Proposal 21-04. Council approved a motion to docket Proposal 21-05. Councilmember Lillquist requested that the language updated for more clarity. Council approved a motion to docket Proposal 21-06. Councilmember Engel stated that the Comp Plan should remain a guiding document. Council approved a motion for denial of docketing Proposal 21-07. The City Manager stated this proposal could be a discussion item at the Council Retreat in September. Council

approved a motion for denial of docketing Proposal 21-08. Council approved a motion to refer the proposal to the Utility Advisory Committee. Council approved a motion for denial of docketing Proposal 21-09 and to refer the proposal to the Utility Advisory Committee. Council approved a motion to docket Proposal 21-10. Council approved a motion to docket Proposal 21-11. Jackie Brunson, property owner, stated they were in favor of the proposal.

D. Surplus Real Estate Review. Council approved a motion to identify the Whitfield Triangle and Catherine Park properties for future surplus. Council directed staff to explore options for the Ringer Loop and Wippel Park properties.

12. Miscellaneous.

A. Manager's Report. Information only.

B. Councilmembers' Reports. No reports given.

13. Executive Session. Potential Litigation and Consider Minimum Price of Real Estate – No Action Anticipated.

14. Adjournment.



CITY COUNCIL AGENDA REPORT

City Council Meeting Date: December 20, 2021

Item Title/Agenda Subject: Surplus Park Property Discussion - Catherine Park and Whitfield Triangle Parcels

Submitted by: Heidi Behrends Cerniwey City Manager Department

Recommended Action or Motion: Review options for surplus of two City-owned park properties and provide direction to staff to prepare future actions.

Background/Summary: The City's Housing element of the Comprehensive Plan includes the goal to: Preserve, protect, and strengthen the vitality and stability of existing neighborhoods and encourage infill development on vacant and underused sites (Goal H-1, Program 2). The Ellensburg City Council identified "Closing the [housing] gap between units and need by 2030" as a milestone with the adopted 2022-2027 Strategic Vision.

The City Council reviewed City-owned real estate for consideration of sale or partnership to develop affordable housing on February 6, 2017. Five parcels were identified as potential surplus for affordable housing and several other properties were considered for disposal through actions authorized in City Code (Chapter 2.06 ECC).

At the June 28, 2021 Study Session, Council requested review of City-owned real estate to identify other potential parcels that could be put to greater use as residential development or to surplus as a contribution for affordable housing.

At the July 19, 2021 City Council meeting, Council identified two properties, Catherine Park and Whitfield Triangle, to consider for surplus. The City has fee simple ownership of both properties. Additional background information has been collected and property appraisals have been completed on the subject parcels.

Ellensburg City Code (ECC) 2.06.020 outlines the City's policy and procedures for disposition of city surplus real property:

A. Policy. The city council declares that it is in the public

interest for real property held by the city to be returned to the tax rolls if it is not needed for some present or future municipal use and if it can be sold for a reasonable return. It is therefore the policy of the city to dispose of all real property in which the city holds a fee interest, where such property is surplus to its current or future needs, and where such disposition would afford the city a reasonable return from the transaction. For purposes of this chapter, "reasonable return" means sale for tangible and intangible consideration equal to, or greater than, the appraised fair market value. For purposes of this chapter, "surplus property" means both real property for which the city has no current or future need, as well as real property, which, if disposed of, would be put to a higher or better use for the community at large, which property has been determined to be surplus by the city council.

- B. Procedures. Real property declared surplus may be disposed of for a reasonable return or to benefit the public interest by sealed bid, auction, negotiated sale or special disposition process
- C. Special Disposition Process. In cases where the public interest in a maximum financial or economic return is outweighed by the public benefit, due to factors such as (by way of illustration and not limitation) the unique character or development potential of a given property or use for a public benefit purpose such as affordable housing, the city manager may recommend, for city council approval, the disposal of property by a special disposition process which may include disposal for less than the appraised fair market value or for other cognizable forms of consideration in addition to or in lieu of monetary payment to the city. The special disposition process may include (without limitation) sale or transfer by any of the methods set forth in this section, options to purchase, lease purchase transactions, or other commonly used, commercially reasonable means of disposal. Approval for special disposition of property under this section shall include written findings of the city council setting out and supporting the basis for the city council's decision that the public benefit of disposal pursuant to this section outweighs the public interest in a maximum financial or economic return. [Ord. 4812 § 1,

2018; Ord. 4748 § 1, 2016.]

Previous Council Action:

Of the five parcels identified as potential surplus for affordable housing at the February 6, 2017 meeting, two parcels (Mt. Stuart) were later removed due to suitability issues. One property on Bender/Water Street is currently committed to Habitat for Humanity to create 18 single family units. Council approved a resolution to declare two City-owned parcels at 1st Avenue and Pine Street for the public benefit of affordable housing. Several other parcels identified for surplus have been sold since 2017, including the Incubator Building and several along Dolarway Road.

Analysis:

Two properties identified during the July 19, 2021 City Council discussion were identified for residential infill opportunities and staff was directed to evaluate parcels for future surplus consideration. There was no discussion at the meeting as to disposition of sale proceeds or surplus for affordable housing for either property. A memo is attached for each of the two parcels:

- Whitfield Triangle Parcel: NNA N Alder Street
- Catherine Park Parcel: NNA E University Way/Vantage Highway,

To prepare for future action to dispose of any real property, staff request City Council direction on the following elements, necessary to prepare a surplus resolution as outlined by ECC 2.06.080:

- Whether to continue with surplus actions on one or both parcels
- Recommendation as to which fund the proceeds from a sale should be credited
- Whether the subject parcel(s) should be transferred for a public benefit purpose as provided in RCW 39.33.015 (for affordable housing) through a special disposition process.
- Whether covenants or restrictions should be imposed in conjunction with sale/disposition

On November 3, 2021, property owners adjacent and in proximity to the Whitfield Triangle parcel submitted a letter to the City, recommending playground equipment improvements

be made on the property, and suggesting potential private/philanthropic investments to assist in purchasing such equipment, rather than surplus the property. Additional signatories to the letter were received too. A subsequent letter from Annette Schrag was received on November 16, 2021 requesting Council preserve the Whitfield Triangle parcel as a pocket park.

A Local Improvement District (LID) is a special assessment district authorized in Revised Code of Washington (RCW), chapter 35.43 as a tool to fund public improvements with a limited number of property owners that benefit directly from the improvements. Per RCW, park improvements are eligible to be funded through a LID, however further study would be required to determine the benefit area.

Financial Impact:

This is a discussion item only. Financial impacts are dependent on outcome of the discussion and will be considered at a future meeting.

Attachments:

Whitfield Triangle History Memo
Resolution 1963-17 (Whitfield Triangle)
Letter from Bill Meyer re: Whitfield Triangle Park
Additional Residents Supporting Whitfield Triangle Park
Annette Schrag Letter re: Whitfield Park
Catherine Park History Memo
Catherine Park Information



Date: November 29, 2021
To: Heidi Behrends Cerniwey, City Manager
From: Brad Case, Parks & Recreation Director
Subject: Whitfield Triangle

The Whitfield Triangle is a .30-acre parcel of City owned property located on South Alder Street, just north of 4th Avenue on Craig's Hill.

In 1933, the City accepted a land donation from Kittitas County which included what is now Reed Park and Whitfield Triangle. While Reed Park was developed into a community park, Whitfield Triangle has remained a small landscaped area consisting of turf, irrigation system, and juniper bushes. According to City records, the property has never had amenities commonly found in park facilities, such as play equipment or even a garbage can.

Conditions under which the land was donated included a provision that the property remain in public ownership, however in 1963 the County authorized the City to surplus and sell the property, which the city did through Resolution No. 1963-17. The reasons cited by Kittitas County to allow for the surplus of the property have not changed, specifically that the property is not suitable for public park purposes which include:

Property Features - Due to its small size, .30 acres, shape, and slope, making improvements such as adding a children's playground would be challenging and expensive due to the amount of earthwork necessary to make the site suitable. If the City were to consider a playground in this neighborhood, staff recommend to locate that equipment at Reed Park, a 4-acre community park located one block from the Whitfield Triangle site.

Location – This neighborhood is served by wide range of recreational facilities and open space. In addition to Reed Park, there are two other neighborhood parks located within a mile of Whitfield Triangle. Mountain View Park, the city's largest neighborhood park at just over 7 acres is located .61 miles from Whitfield Triangle, and Veterans Memorial Park is only .35 miles away. There is also open space and developed recreational amenities (fitness trail, fields, children's play equipment) located at Ellensburg High School and Valley View Elementary School.

If the City retains ownership of the property, staff would recommend modifications to the property such as eliminating the turf, planting trees and shrubbery, and placing park bench(es) and garbage cans. These changes would create a more unique recreational experience for the public while at the same time providing additional wildlife habitat and expanding the city's tree canopy.

8-5-63 Page 153
154
RESOLUTION NO. 1963- 17

WHEREAS the City of Ellensburg acquired the hereinafter described real estate from Kittitas County for park purposes as provided in the deed of conveyance recorded in Volume 52 of Deeds, page 542; and

WHEREAS Kittitas County has by appropriate resolution of the Commissioners consented to the sale of said property; and

WHEREAS said property is not suitable for public park purposes and its sale will provide much needed funds for other capital park expenditures; and

WHEREAS it is for the public interest that certain restrictions, covenants and reservations be contained in any deed of conveyance, and that said property be sold for residential purposes only;

NOW, THEREFORE, the City Council of the City of Ellensburg, Washington, DO RESOLVE as follows:

Section 1: That the following described real estate is hereby abandoned by the City of Ellensburg for public park purposes and is declared to be surplus property of the City to-wit:

Lot 15, Block "F" LEE'S SUBDIVISION OF SECOND RAILROAD ADDITION TO THE CITY OF ELLENSBURG, in the County of Kittitas, State of Washington.

Section 2: That said real estate be offered for sale under sealed bids subject to the following terms and conditions:

- a. The purchaser and his successors in interest shall agree that said property shall be used for residential purposes only;
- b. That no portion of the roof of a dwelling built on said premises shall exceed a height of fifteen feet above the highest grade of the abutting northerly alley.
- c. The existing sprinkler system shall be retained by the City and removed at City expense upon notice on intention to construct a dwelling.
- d. That the premises shall be maintained in their existing condition until construction is begun.
- e. That the deed of conveyance shall include said restrictions as covenants running with the land and shall also provide that in the event the purchaser, or his successor in interest, within one (1) year from date of conveyance by the City, has failed to construct or enter into a valid contract for the construction of a dwelling, upon demand of the City the title to said real estate shall revert to the City and the City shall thereupon be required to refund to the purchaser, or his successor, but 90% of the purchase price without interest.
- f. The City shall in its call for bids reserve the right to reject any and all bids.
- g. The City will furnish the purchaser with evidence of title with right to convey.

etc 7/15/63

Adopted by the City Council this 15 day of July, 1963.



Mayor



City Clerk

rtc 7/15/63

November 3, 2021

William Meyer
1010 East Craig Avenue
Ellensburg, WA 98926

Ms. Heidi Behrends Cerniway,
Manager, City of Ellensburg
501 North Anderson
Ellensburg, WA 98926

RE: Whitfield Triangle Park

Dear Ms. Behrends Cerniway:

Thank you for taking time in October to clarify the surplus status of Whitfield Triangle Park with Allen Faltus, Connie Roberts and myself.

As you might think, area residents have purchased their homes with the understanding that both neighborhood parks were part of the Ellensburg park system and would remain as such. The 1963 resolution to surplus the Whitfield Triangle and the tentative December 6, 2021, discussion by Council to consider it for sale came as a surprise to neighborhood residents. The Whitfield Triangle, like Reed Park, contributes to the overall open characteristic of the neighborhood by providing a viewscape and open space use that enhances the living environment of the surrounding residences.

When discussing with area residents, we feel that maintaining our parks' infrastructure is essential to attract civic minded residents who will invest in their homes and keep the neighborhood strong. The present R -L Zoning code is designed to support this effort by providing "standards and guidelines that encourages parks...open spaces and natural features to be integrated into the design of new development." Granted this is not new development, but rather a historic area. The idea however, is the same and we feel very strongly that open space provided by parks does in fact "strengthen families, contribute to healthier lifestyles, build stronger communities, and are an attraction in encouraging a thriving local economy."

Therefore, rather than the Council selling the Whitfield Park parcel for residential R - L use and what unknown that might bring, we recommend an improvement in the form of play ground equipment designed for a 2 - 8 year old age category. The nearest City play ground area for preschool or grade school children is Memorial Park at the City Pool.

This park enhancement has been under discussion by members of the neighborhood and we feel this could serve as a potential community service organization project to which we will make a substantial contribution. We recognize that the actual project requirements and expenses would first need to be determined by City Staff which would in turn give direction to our fund raising efforts.

Attached to this letter is a list of area residents who support the idea of using the Whitfield Triangle Park as a location for a children's play ground rather than selling it for R - L Zoning use. We respectfully request that the Council consider our offer to fund park improvements in your discussion of the Whitfield Triangle Park's future.

Sincerely,

A handwritten signature in black ink, appearing to read 'Allen Faltus', with a long horizontal stroke extending to the right.

Allen Faltus, Connie Roberts, pp William Meyer

CC: Ellensburg City Council

Brad Case, Director

Parks and Recreation Department

Enclosures: Residents Supportive of Improving Whitfield Triangle With Children's Play Area

Residents Supportive of Improving Whitfield Triangle With Children's Play Area:

Andrea and Stephanie Bohman	1008 East Craig Avenue
William and Rosemary Meyer	1010 East Craig Avenue
Connie Roberts	1014 East Craig Avenue
Allen Faltus	1016 East Craig Avenue
Frank and Kristin Woods	1104 East Craig Avenue
William Smith and	PO Box 475, Ellensburg
Martha Duskin-Smith	
Tyrell and Natasha Nielson	1200 East Craig Avenue
Ryan and Carly Anderson	1000 East 4th Avenue
Frederick Sparks	1003 East 4th Avenue
Don and Natasha Hoskisson	405 North Alder
Doug and Minda Fessler	402 North Alder
Julianne Cutts	500 North Alder
James D. and Wendy Kirkham	504 North Alder
Josh and Nichol Hibbard	1107 Franklin
Nancy Moss	1118 Franklin
Phillip and Karen Mattocks	915 East Third Avenue

Eleven more area residences will be contacted in regard to Whitfield Triangle Park the results of which will be added to this list.

Thank you,

WmRM

Residents Supportive of Improving Whitfield Park Triangle with Children's Play Area

Paula Hungar and Patrick McCutcheon	1003 East Craig Avenue
Donald and Ann Bucklin	1005 East Craig Avenue
Pat Stanton and Jodi Hctor	1127 Franklin

RECEIVED

NOV 09 2021

CITY MANAGER'S OFFICE
ELLENSBURG, WA

RECEIVED

Annette Schrag
1111 E. Dairy Lane,
Ellensburg, WA 98926
(405) 651-3596

Human Resource's Dept.

Dear Ms. Beth Leader,

I spoke with you by phone last week requesting your help in getting the three letters enclosed to the appropriate people as listed below on or before the December 6th scheduled City Council meeting:

Ms. Heidi Behrends Cerniway ✓
Manager, City of Ellensburg

Mr. Brad Case
Director, Ellensburg Parks and Recreation Department

Mr. Bruce Tabb
Mayor, City of Ellensburg

I thank you for your help in this manner.

Sincerely,
Annette Schrag

RECEIVED

NOV 16 2021

CITY MANAGER'S OFFICE
ELLENSBURG, WA

November 16, 2021

Annette Schrag
1111 E. Dairy Ln.
Ellensburg, WA 98926

Ms. Heidi Behrends Cerniway
Manager, City of Ellensburg
501 North Anderson
Ellensburg, WA 98926

Dear Ms. Behrends Cerniway:

I have learned that the City Council voted in July of 2021 to revisit or reconsider the sale of the Whitfield Triangle Pocket Park. It is also my understanding that the Council has put this matter on the December 6 agenda for discussion. I am writing to express my full support of the Whitfield Triangle Park remaining as a pocket park, which provides a green space to enhances the beauty and enjoyment of our community.

By way of introduction, I am the granddaughter of Judge Jay A. Whitfield. The park was dedicated to the memory of my grandfather, recognizing his contribution in the shaping of our community. My grandfather graduated from the University of Washington Law School in 1909 and moved to Ellensburg to begin his legal career. He then founded the Kittitas County Title Company and the Ellensburg Savings and Loan Bank. He served as Superior Court judge in Kittitas County, for eleven years, retiring as a judge in 1958. He was among the founders of the Ellensburg Rotary Club and the Toastmasters Club and was also an active member of the First Presbyterian Church. The establishment of the Whitfield Triangle Park was regarded as a great honor to both my grandfather's memory and our entire family.

Recently, William Meyer shared with me that seventeen Craig's Hill residents (with eleven more residents yet to be contacted) support the idea of using the Whitfield Triangle Park as a location for a children's playground rather than selling it for R- L Zoning use. With city approval, these neighborhood residents have also offered to help fund park improvements. I would strongly support this plan and see it as yet another step in the positive growth of our community.

In closing, I believe that securing the future of Whitfield Park would not only perpetuate the values and ideals that defined my grandfather's life, but also I believe that when we remember and recognize those who have come before us, it helps all of us create and share both our individual and community identities. I therefore strongly recommend that the Whitfield Triangle Park not be sold, but instead remain as part of our community's rich legacy and future.

Sincerely,



Annette Schrag



Date: December 6, 2021

To: Heidi Behrends Cerniwey, City Manager

From: Brad Case, Parks & Recreation Director

Subject: Catherine Park History

Below is background information on Catherine Park, a .74-acre parcel of City owned property located west of the KXLE radio station along the Vantage Highway.

In 1980, John R. DiMeo, who at the time was the owner of the KXLE radio station, donated the Catherine Park property to the City of Ellensburg. The property, was donated to the City under the following conditions:

1. The property must be accepted before December 31, 1980.
2. That if the City subsequently sells the property to a private party for residential construction the proceeds must be used by the City for a capital expenditure rather than maintenance and operation.
3. That some type of appropriate notation be made indicating that the donation was made on behalf of Catherine M. DiMeo.

Conditions under which the land was donated did not include any provisions mandating that if the City decided to relinquish the property that the property had to revert back to the DiMeo family. The City Council accepted the property in December 1980 through Resolution No. 1980-21 (attached).

The DiMeo family donated the property with the hopes that the City would someday develop the property into a small neighborhood park for the residents living in the adjoining neighborhood. Since acquiring the property, the City has performed very minimal maintenance to the Catherine Park; weed control and mowing approximately two times per year. In terms of future park development, the City has no plans to do anything with the property except leave it as is. The size and location of the property, as well as, access to the property have all played major roles in the City's decision not to develop Catherine Park. Furthermore, the 'Radio Hill' neighborhood is served by McElroy Park, a 7-acre park facility located .50 miles from the Catherine Park site. Because Parks acquisition revenue is limited to impact fees, staff recommend Council consider use of any sale proceeds from the Catherine Park property for capital improvements at City park facilities.

NORTH WEST MEDIA

KBKW AM ABERDEEN, WASH.
KXLE AM-fm ELLENSBURG, WASH.
KJMD fm ABERDEEN, WASH.

JOHN R. DIMEO, President
DON DOWNING, Exec. Vice President
(206) 682-3651

July 25, 1980

Mayor and City Council
City of Ellensburg
Ellensburg, Washington 98926

Honorable Members:

It is my intention to submit to the City of Ellensburg in the next few days a very basic and simple short plat of what is commonly referred to as the KXLE property.

If the short plat is granted I further intend to offer lot #1 of the plat to the City of Ellensburg under the following minimal conditions:

- 1) The property must be accepted before December 31, 1980
- 2) That if the city subsequently sells the property to a private party for residential construction (which would be my suggestion) the proceeds must be used by the city for a capital expenditure rather than maintenance and operation
- 3) That some type of appropriate notation be made indicating that the donation was made on behalf of Catherine M. DiMeo

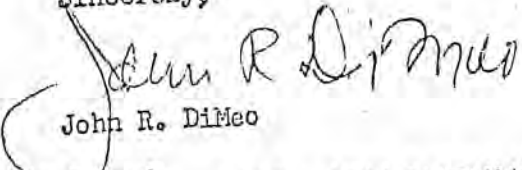
While I do intend to request a waiver of all public improvements at the time the plat is submitted I do not feel this should be any great obstacle since I am not contemplating any further division of lot #2, the remaining KXLE property.

I am respectfully requesting that the council tonight give me some indication of whether or not these minimal conditions are acceptable, conditioned of course on planning commission approval.

Should the city not desire to accept the property I shall still proceed with the plat as indicated and make my offer to some other organization that qualifies under Internal Revenue Service rules.

I do prefer to give the property to the city since I have been in business here almost twenty years and while I do not reside in the city I have children living and working here and feel a strong attachment to the city.

Sincerely,


John R. DiMeo

TRD:nf 444 4TH AVENUE BUILDING

SEATTLE, WASH. 98101

MARGARET'S

ADDITION TO THE CITY OF ELLENSBURG

#1

#2

#3

#4

#5

#6

#7

(75' x 100')

100'

50'

PROPOSED
SHORT PLAT
#1

200'

CLO

VANTAGE



KXLE

PARKING
LOT

PROPOSED
SHORT PLAT
#2

155'

447402

300

KITTITAS COUNTY AUDITOR
FILED RECORDS DEPT.

KITTITAS COUNTY AUDITOR
FILED RECORDS DEPT.

Real Estate Excise Tax
Exempt
BETTE J. SPENCE
Kittitas County Treasurer

'60 NOV 7 PM 3:15

'80 NOV 14 PM 2:48 DEED

11-7-80 11492

WHEREAS, John R. DiMeo and Catherine M. DiMeo, husband and wife, are the owners of certain real property located in the City of Ellensburg, Kittitas County, Washington, and

WHEREAS, John R. DiMeo and Catherine M. DiMeo desire to donate said property to the City of Ellensburg, Washington,

NOW, THEREFORE, the Grantors, John R. DiMeo and Catherine M. DiMeo, convey ^{and quit claim} to the City of Ellensburg, Washington, a municipal corporation, the following described real property situated in the County of Kittitas, State of Washington:

Lot 1, as described and delineated on short plat No. P-80-8, Recorded October 6, 1980, under Auditors File No. 446237 and filed in Volume B of Short Plats, Page 11 Records of Kittitas County, Washington. Being a portion of Tracts 51 and 52 State addition to the City of Ellensburg as per plat thereof recorded in Book 2 of Plats, Page 48 Records of of Kittitas County, State of Washington.

DATED this 6th day of NOVEMBER

1980.

John R. DiMeo
JOHN R. DIMEO
Catherine M. DiMeo
CATHERINE M. DIMEO

State of Washington)
County of K I N G) ss.

On this 6th day of NOVEMBER, 1980, before me personally appeared JOHN R. DIMEO and CATHERINE M. DIMEO, husband and wife, to me known to be the individuals who executed the foregoing instrument therein described, and acknowledged to me that they signed and sealed the said instrument freely and voluntarily for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed the day and year in this certificate first above written.

David L. Cleveland
NOTARY PUBLIC in and for the State
of Washington, residing at



Ret: PDM
Elb9

OFFICIAL RECORDS

Placed in the index file CK-5992-

VOL 140-155

December 9, 1980

AGENDA REPORT

TO: City Council

FROM: Robert H. Walker, City Manager 

SUBJECT: Acceptance of DiMeo Parcel

RECOMMENDED ACTION: Consider land donation.

HISTORY AND FACT: In October, the Planning Commission approved the DiMeo Short Plat which divided the radio station property into lots of .74 and 3.08 acres. The City Council has approved a deferral of public improvements and a Subdivision Improvements Agreement implementing that deferral. At the time of discussion, it was proposed by Mr. DiMeo that the parcel of .74 acres would be donated to the City, with that intention being acknowledged but not formally accepted by the City Council.

DISCUSSION: On November 4, Mr. DiMeo's attorney recorded a deed with the County Auditor which transferred ownership of the parcel to the City. In 1967 a Resolution was adopted by the City Council establishing policy that formal acceptance of real property is required. A Resolution follows this Agenda Report for Council consideration.

RECOMMENDATION: Consider Resolution

RESOLUTION NO. 1980 - 21

A RESOLUTION accepting donation of real property to the City.

WHEREAS, Resolution 1967-28 did establish policy for the acceptance of real property, and

WHEREAS, the owners of real property have donated certain real property to the City,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ELLENSBURG AS FOLLOWS:

Section 1. The City Council accepts the property in the attached deed described as follows:

Lot 1, Short Plat #P-80-8, recorded October 6, 1980, under Auditor's File No. 446237 filed in Volume B of Short Plats, page 11, Records of Kittitas County, Washington.

Passed and approved this _____ day of _____, 1980.

Mayor

Attest:

City Clerk

-
- 5.D. Addendum to Jail Agreement with City of Sunnyside
 - 5.E. Interlocal Jail Agreement with Kittitas County for 2022-24
 - 5.F. Amendment #2 Memorandum Of Understanding (MOU) between City of Ellensburg, Bureau of Reclamation and Twin City Foods
 - 5.G. Interlocal Cooperation Agreement with NoaNet
 - 5.H. Consideration of Approving the Service of Alcohol at the Ellensburg Winterhop Brewfest
 - 5.I. Bid Call 2020-35, Helena Avenue Complete Streets Improvements Project
 - 5.J. Bid Award – Bid Call 2021-13 Illinois Well Facility
 - 5.K. 2022 Interlocal Cooperation Payment Agreement with Kittitas County Emergency Medical Services and Trauma Care Council
 - 5.L. Approve Voucher Listing for December 20, 2021

Councilmember Elliott moved to Approve the Consent Agenda as presented. **Motion 7-0.**

6. Petitions, Protests, and Communications

6.A. Statement concerning Cora Street Issues and communication with Ellensburg School District

The Mayor read a statement from the City concerning Cora Street issues and interaction with Ellensburg School District concerning Ida Nason Aronica Elementary.

6.B. Board and Commission Appointments.

Mayor Tabb moved to Approve two applicants, Jordan Ruhle to Affordable Housing Commission and Raven Harlin to the Environmental Commission. **Motion Approved 7-0.**

6.C. Surplus Park Property Discussion - Catherine Park and Whitfield Triangle Parcels
City Manager, Heidi Behrends Cerniwey, reviewed information in the staff report. Council was being requested to provide staff direction on the issue.

William Meyer spoke in support of the City keeping Whitfield Triangle.

Councilmembers commented regarding the property.

Councilmember Lillquist moved to Approve surplus of Whitfield Triangle Park, sell at fair market value and proceeds be credited to the Affordable Housing fund.

Councilmember Morgan moved to Approve amending motion to change from crediting the proceeds of the sales to the Affordable Housing fund and use proceeds for the Parks & Recreation budget. **Motion Approved 7-0.**

Vote on amended main Motion to surplus Whitfield Triangle Park, sell at fair market value and proceeds be credited to the Parks & Recreation budget. **Motion Approved 7-0**

Councilmember Morgan moved to Approve requiring restrictions in the purchase and sale agreement the property be watered and maintained as existing condition by the owner/buyer until a time that they are ready to build and restrict building size to no larger than 4000 square feet. **Motion Approved 6-1** (Mayor Tabb voted nay).

The City Manager reviewed information concerning Catherine Park.

Fred Padjen, 407 S Sprague St, spoke regarding surplus of Catherine Park
Sarah Bedsaul, 703 S Maple St, spoke regarding surplus of Catherine Park

Councilmember Elliott moved to table discussion of surplus of the park for six months.
Motion Died Due to Lack of Second.

Council discussed the options for surplus of property and forwarding to the Affordable Housing Commission for review of use.

Councilmember Lillquist moved to Approve forwarding the Catherine Park parcel issue to the Affordable Housing Commission to explore affordable housing options, including cottage housing, and to report back to Council within 6 months. **Motion Approved 7-0.**

7. Citizen Comment on Non-agenda Issues

Jason White, ESD Chair, 106 E 10th Ave, spoke regarding the traffic issues with the new elementary school.

Pat Kelleher, 6530 Wilson Creek Rd, spoke regarding concerns with the traffic on Cora.

James Rivard, 113 W 10th Ave, spoke regarding his term on the Environmental Commission.

Lee Bates, 1802 N Bluegrass Ln, spoke regarding his Americans with Disabilities Act Complaint.

8. Business Requiring Public Hearings

9. Introduction and Adoption of Ordinances and Resolutions

9.A. Second Reading and Adoption of Ordinance 4882 amending the Ellensburg Comprehensive Plan



TO: Department Directors and Staff
FROM: Heidi Behrends Cerniwey, City Manager 
DATE: December 22, 2021
RE: Action Taken by Council at the December 20, 2021 Council Meeting

1. **Call to Order & Roll Call.** All present.
2. **Proclamations.** None.
3. **Awards and Recognitions.** None.
4. **Approval of Agenda.** Council approved a motion to add Item 6A, a statement on the record regarding issues involving the Ellensburg School District and Cora Street and Ida Nason Aronica Elementary. Approved as amended.
5. **CONSENT AGENDA.** Approved.
6. **Petitions, Protests and Communications.**
 - A. **Statement regarding issues involving the Ellensburg School District and Cora Street and Ida Nason Aronica Elementary.** The Mayor read the statement addressing the ongoing issues.
 - B. **Board and Commission Appointments.** Council approved a motion to approve the Mayor's recommendation of appointment of Jordan Ruhle to the Affordable Housing Commission, and Raven Harlin to the Environmental Commission. *[Laurie – please prepare letters of appointment for the Mayor's signature.]*
 - C. **Surplus Park Property Discussion – Catherine Park and Whitfield Triangle Parcels.** William Meyer spoke regarding Whitfield Triangle. A motion was made to proceed with the surplus process of Whitfield Triangle at fair market value with proceeds to the Affordable Housing Fund. Council approved a motion to amend directing proceeds to the Parks and Recreation budget. Motion approved as amended. Council approved a motion to include conditions that the owner maintain the property in its current condition until development at the owner's expense and that the maximum residence size could be 4,000 square feet. *[Terry/Brad – please proceed with surplus process.]* Fred Padjen and Sarah Bedsaul spoke regarding Catherine Park requesting that the Affordable Housing Commission review the viability of using the property for affordable housing. A motion died due to lack of a second to table the discussion for six months. Council approved a motion to forward the discussion regarding Catherine Park to the Affordable Housing Commission for consideration of potential use as affordable housing to include cottage housing and report back to Council within six months. Council requested that an updated site plan be included with the information forwarded. *[Kirsten/Brad – please refer to the Affordable Housing Commission for review and report back to Council.]*
7. **Citizen Comment on Non-Agenda Issues.** Jason White, Chair and President of the Ellensburg School Board, read a statement. Pat Kelleher spoke regarding safety concerns on Cora Street. James Rivard stated he has served ten years on the Environmental Commission and did not request reappointment. He stated board and commission members should be provided better public records training. Lee Bates stated "with liberty and justice for all" applies to all citizens. He feels his ADA complaint was not sufficiently addressed and Council should direct staff to reconsider the decision. He feels two flashing caution lights at the Palouse to Cascades Trail should be installed.
8. **Business Requiring Public Hearings.** None.
9. **Introduction and Adoption of Ordinances and Resolutions.**
 - A. **Second Reading and Adoption of Ordinance 4882 amending the Ellensburg Comprehensive Plan.** Council approved a motion to give ordinance second reading and adopt Ordinance No. 4882.

- B. **Ordinance to amend City Code provisions related to City Commissions, Boards and Committees, and Hearing Examiner.** Council made a motion to give Ordinance No. 4883 first reading. A motion was made and withdrawn to strike Section 1.88.020 B. The City Attorney will review section prior to second reading. *[Terry-please review language.]* Council made a motion to amend the ordinance by striking Section 1.12.080 – Term Limits. Council approved the motion for first reading of Ordinance No. 4883 as amended. Council approved a motion to give Ordinance No. 4884 first reading.
- C. **Resolution to adopt amended City Council Rules of Procedure.** Council made a motion to adopt Resolution No. 2021-39. Council approved a motion to amend section 1.2 to include a reference that minutes are available on the City's web site. Council approved a motion to direct the City Attorney to use gender neutral pronouns as appropriate. Council approved a motion to adopt Resolution No. 2021-39 as amended.
- D. **Resolution Extending Temporary Streeteries.** Council approved a motion to adopt Resolution No. 2021-40.
- E. **Resolution for Allocation of 2022 Lodging Tax Funds.** Council approved a motion to adopt Resolution No. 2021-41.
- F. **Resolution notifying the public of the intent to designate the Central Commercial and Central Commercial II zoning districts as the residential targeted area for the purpose of expanding the Multifamily Property Tax Exemption Program and setting the required public hearing.** Council approved a motion to adopt Resolution No. 2021-42.
- 10. **Unfinished Business.** None.
- 11. **New Business.**
 - A. **Interlocal Agreement between the City of Ellensburg and Kittitas County for Annexation and Development within the Urban Growth Area.** Council approved a motion to authorize the City Manager to execute the Interlocal Agreement.
- 12. **Miscellaneous.**
 - A. **Manager's Report.** 3. Council will revisit assignments at January 18th meeting. *[Laurie – please advise the Board of County Commissioners.]*
 - B. **Councilmembers' Reports.** Councilmember Elliott attended the Planning Commission, EBDA/CenterFuse and Steer I-90 Coalition meetings. He advised that the City may want to recommend a representative for the Behavioral Health and Recovery Advisory Board. These meetings overlap with Council meetings making it difficult for a Councilmember to participate. It was suggested that an EPD representative request appointment. *[Ken-please consider requesting an EPD representative on board.]* Councilmember Goodloe attended the DEI Commission, Law and Justice Council and the Utility Advisory Committee meetings. Councilmember Lamb advised she hopes to arrange for her Girl Scout troop to lead the Pledge of Allegiance at a future Council meeting. Councilmember Lillquist attended the Utility Advisory Committee, Environmental Commission, and Airport Advisory Commission meetings. Councilmember Miller attended the KCCOG meeting. Mayor Tabb attended the KCCOG meeting, the Auditor's Exit Conference and the Rewire Conference. He thanked Councilmembers Mary Morgan and Tristen Lamb for the service.
- 13. **Executive Session.** None.
- 14. **Adjournment.**

January 13, 2020

William R. Meyer
1010 East Craig Avenue
Ellensburg, WA 98926

Kirsten Sackett, Director, Community Development
601 North Anderson,
Ellensburg, WA 98926

RE: Whitfield Triangle Park
recommending limited dwelling height as a condition of sale

Dear Ms. Sackett

Thank you for taking the time to chat with me Tuesday about the Whitfield Triangle and providing this opportunity to express our concerns and share information about the neighborhood. Certainly it has to be a challenge to move forward with surplusizing any parcel and also balance the needs of the nearby neighborhood with those of the city. I hope that what is included assists in that process.

Myself and those working on this with me are of the opinion that if there is no choice for us but to have a dwelling on the parcel, let's at least have a structure which meets the Housing Goals and Policies of the Comprehensive Plan one of which is to "Promote high quality design that is compatible with the overall style and character of established neighborhoods." I have included a copy of the goals with this and underlined those portions supporting our thoughts and recommendations.

Our primary concern is that at this time, there is no condition of sale regarding height of a dwelling built on the parcel and from what point is that to be measured? Present R-L zoning allows a dwelling to be 35 feet high. Not only is that 40% higher than any adjacent residence, but with a sloped lot is that measured from the highest, the midpoint, or the lowest elevation of the lot? Clearly, there needs to be clarification as to what is an allowed height and where is that to be measured from.

To discuss building heights I will refer to my survey of the adjacent residences in the 1000 block of Craig Avenue and their heights as measured from the first level to their roof peaks. Five of the adjacent homes are less than 20 feet high at their roof peak. Two are 22 feet at their peak and one is 25 feet. Many of the homes in the surrounding area are single level with a basement. Although I did not measure them, most are probably 20 feet or less in their height.

If including a condition of sale affecting the dwelling height and using as an example 20 feet, where do we measure that from? This morning I found on line a publication which states that "The height in feet is measured from the site average grade." This supports my earlier efforts to

arrive at a point to measure from. Using Google Earth Pro for elevations, the average grade for the parcel is at an elevation of 1,606 feet. If you selected 20 feet as an allowable dwelling height, that would make the highest point on the roof line to be 1,626 feet.

The benefit to this method is that it allows the builder to place his footings, foundation etc at a level which allows some flexibility of structure and roof design just as long as the eventual height does not exceed an elevation of 1,626 feet.

Comparing the results of the above example with the requirements of Resolution No. 1963-17 Section 2b, you have a starting elevation in the alley of 1,612 feet to which is added the 15 foot limit to arrive at a maximum height of 1,627 feet.

In conclusion, I would say that this is what those who drafted Resolution 1963-17 had in mind; decide the first floor to roof peak distance to be allowed and add that to the midpoint of the site elevations to arrive at the maximum dwelling height.

Regarding the other conditions of sale contained in Resolution No. 1963-17, because they are designed to protect nearby property owners they are all worthy of inclusion in a resolution to sell the parcel. I will add comments regarding the specific conditions

Section 2a - This should be included and I would add that the structure follow the design standards of Chapter 15.540.020 titled Single Family Design Standards.

Section 2b - Already discussed and should be included.

Section 2c - Seems reasonable and should be included.

Section 2d - Seems reasonable and should be included as is.

Section 2e - Yes, the conditions should run with the land. Perhaps due to supply chain delays perhaps allow more than 1 year before construction related activity is required.

Section 2f - Yes, should be included.

Section 2g - Yes, should be included.

Again, thank you for taking the time to consider the information included in this letter. As you can see, we feel that the resolution surplusing the parcel should protect the neighborhood, the city, and the purchasing party.

We look forward to hearing back from you and continuing this conversation. We are more than happy to answer any questions that you may have.

William Meyer, Connie Roberts, Allen Faltus

Enclosures: Housing Goals, Adjacent Home survey, Elevations, Resolution 1963-17

GOALS, POLICIES, & PROGRAMS

These housing goals, policies, and programs contain steps that the City of Ellensburg can take in response to housing issues found within the community. These steps are intended to ensure the vitality of the existing residential stock, estimate current and future housing needs, and provide direction to implement programs that satisfy those needs.

Goal H-1: Preserve, protect, and strengthen the vitality and stability of existing neighborhoods.

Policy A Encourage development of an appropriate mix of housing choices through innovative land use and well-crafted regulations.

Program 1 Integrate new development, with consideration to design and scale that complements existing neighborhoods, and provides effective transitions between different uses and intensities.

Program 2 Encourage infill development on vacant and underused sites.

Policy B Establish additional logical access routes outside of the existing street system for bicycle and pedestrian traffic.

Program 1 Identify trail easements and develop an effective maintenance strategy.

Policy C Protect and connect residential neighborhoods so they retain identity and character and provide amenities that enhance quality of life.

Program 1 Encourage housing opportunities in mixed residential/commercial settings throughout the city.

Program 2 Provide increased residential density and improve infrastructure along arterials and transit routes through redevelopment and retrofitting, such as sidewalks and stormwater treatment.

Program 3 Assure that site, landscaping, building, and design regulations create effective transitions between different land uses and densities.

Policy D Promote sense of place in neighborhoods.

Program 1 Promote high quality design that is compatible with the overall style and character of established neighborhoods.

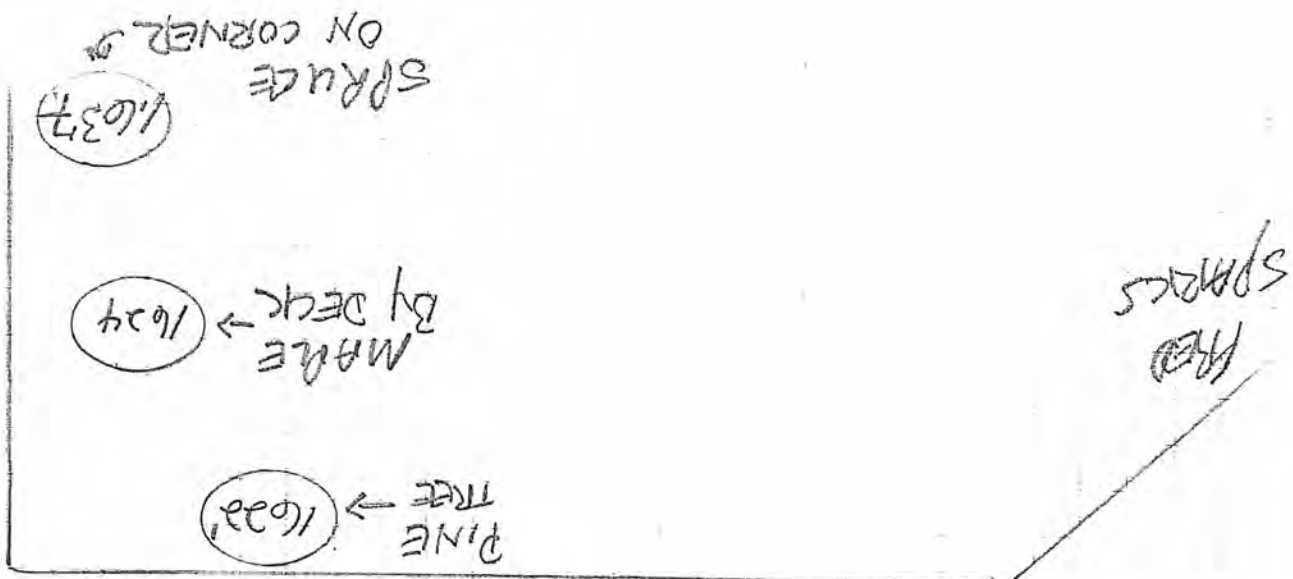
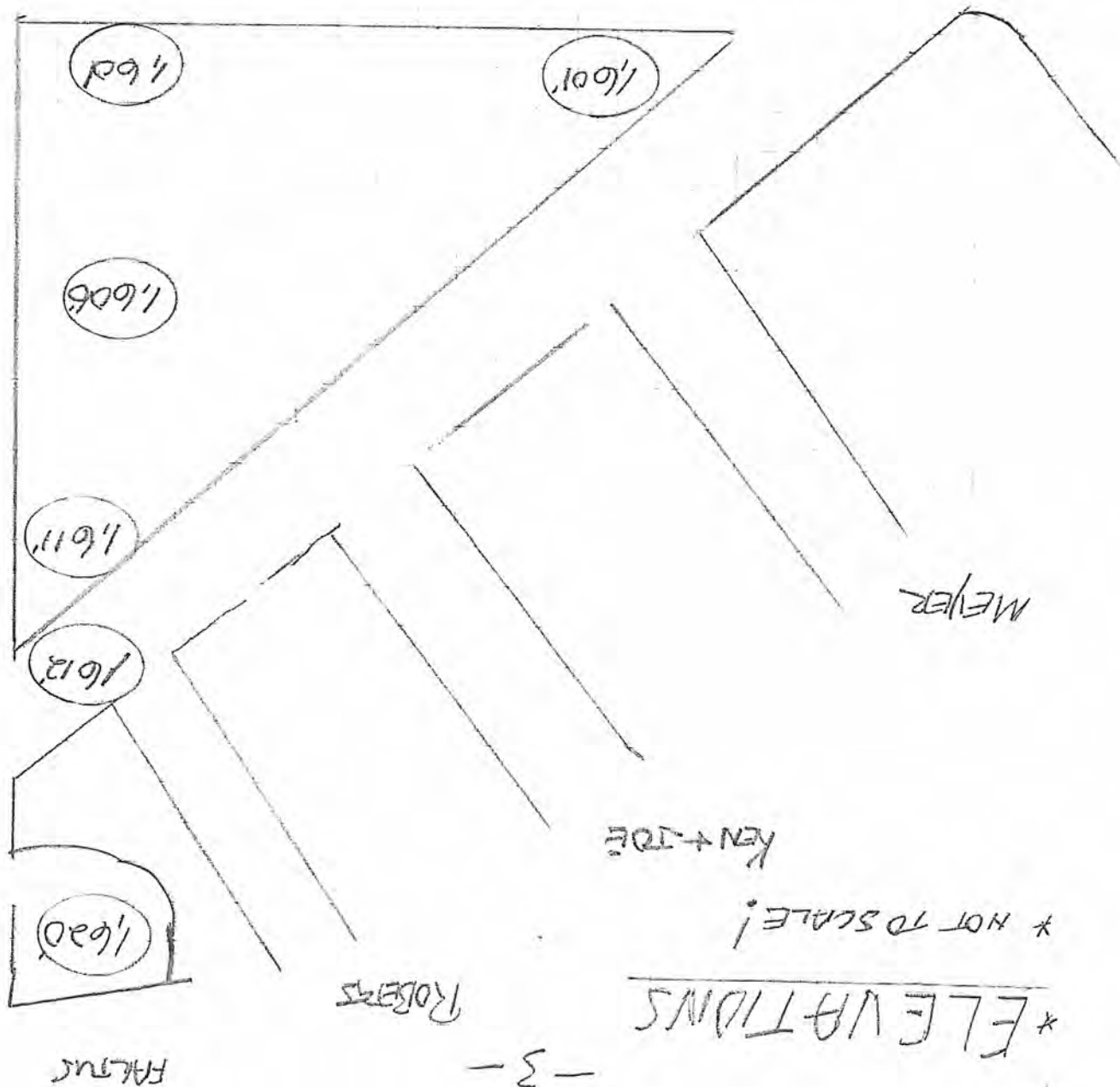
Program 2 Support the preservation of Ellensburg's historically-significant housing through the City's historic preservation program, which maintains a list of historic properties and districts, and provides education and incentives.

ADDRESS	YEAR BUILT	LIVING SPACE	NO OF LEVELS	BASEMENT YES/NO	BASEMENT W/GARAGE	LEVEL TO ROOF
1000 CRAIG AVE # 015633	1938	2285	2.0	YES UNFINISH	NO	224
1008 CRAIG AVE # 025633	1961	2854	1.0	YES PT FIN.	YES	154.
1010 CRAIG AVE # 225633	1940	2922	1.0	YES PT. FINISH	YES	194.
1012 CRAIG AVE # 245633	1940	1970	1.75	YES UNFINISH.	YES	194+
1014 CRAIG AVE # 085633	1941	2874	2.0	YES PT FINISH	YES	254+
1016 CRAIG AVE # 075633	1990	3130	1.75	YES UNFIN.	YES	224+
405 N. ALDER 055633	1948	2061	1.0	YES PT FINISH	NO	114.
1003 E 4th AVE 045633	1958	2272	1.0	NO	NO	124+

* ELEVATIONS

* NOT TO SCALE!

-3-



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4
RESOLUTION NO. 1963-17

WHEREAS the City of Ellensburg acquired the hereinafter described real estate from Kittitas County for park purposes as provided in the deed of conveyance recorded in Volume 52 of Deeds, page 542; and

WHEREAS Kittitas County has by appropriate resolution of the Commissioners consented to the sale of said property; and

WHEREAS said property is not suitable for public park purposes and its sale will provide much needed funds for other capital park expenditures; and

WHEREAS it is for the public interest that certain restrictions, covenants and reservations be contained in any deed of conveyance, and that said property be sold for residential purposes only;

NOW, THEREFORE, the City Council of the City of Ellensburg, Washington, DO RESOLVE as follows:

Section 1: That the following described real estate is hereby abandoned by the City of Ellensburg for public park purposes and is declared to be surplus property of the City to-wit:

Lot 15, Block "F" LEE'S SUBDIVISION OF SECOND RAILROAD ADDITION TO THE CITY OF ELLENSBURG, in the County of Kittitas, State of Washington.

Section 2: That said real estate be offered for sale under sealed bids subject to the following terms and conditions:

- 13
12
28
YES!
- The purchaser and his successors in interest shall agree that said property shall be used for residential purposes only;
 - That no portion of the roof of a dwelling built on said premises shall exceed a height of fifteen feet above the highest grade of the abutting northerly alley.
 - The existing sprinkler system shall be retained by the City and removed at City expense upon notice on intention to construct a dwelling.
 - That the premises shall be maintained in their existing condition until construction is begun.
 - That the deed of conveyance shall include said restrictions as covenants running with the land and shall also provide that in the event the purchaser, or his successor in interest, within one (1) year from date of conveyance by the City, has failed to construct or enter into a valid contract for the construction of a dwelling, upon demand of the City the title to said real estate shall revert to the City and the City shall thereupon be required to refund to the purchaser, or his successor, but 90% of the purchase price without interest.
 - The City shall in its call for bids reserve the right to reject any and all bids.
 - The City will furnish the purchaser with evidence of title with right to convey.

etc 7/15/63



CITY COUNCIL AGENDA REPORT

City Council Meeting Date: July 5, 2022

Item Title/Agenda Subject: Animal Shelter Agreement with the Yakima Humane Society

Submitted by: Jim Weed Police

Recommended Action or Motion: Authorize the City Manager to sign the Agreement as presented or in substantially similar form.

Background/Summary: Operations of the City's Animal Shelter and animal-related enforcement have historically been the responsibility of the Ellensburg Police Department (EPD). Earlier this year the City's Animal Shelter experienced a staffing emergency when two long-time employees and a part-time shelter aid left employment, requiring a temporary reduction in services. At that time, EPD began exploring shelter and enforcement service models in other communities. Staff identified opportunities for efficiencies, cost savings, and expanded shelter services through partnerships in other jurisdictions with private and nonprofit shelter operators.

With input from stakeholders and staff, a Request for Proposals (RFP) for Animal Shelter services was issued on 4/11/2022 with responses due on 4/29/2022. No responses to the RFP were received, allowing the City to pursue direct contracting. The Yakima Humane Society (YHS) expressed interest in operating the Ellensburg shelter and met with staff to explain their current and proposed operations. Multiple meetings were held with community stakeholders throughout this process, including one between YHS and the Kittitas County Friends of Animals and staff, to discuss YHS's operations and transition plan for the City shelter.

Previous Council Action: On March 7, 2022, Council was presented information on the need for improved services at the Police Department's animal shelter. Council directed staff to move forward with an RFP and contracting process. Council also requested inclusion of local animal advocacy and rescue group(s) be included in the process and appointed Councilmember Elliott to participate as their representative.

Analysis:

Contracting with the Yakima Humane Society allows access to professional resources and amenities for local community members. Some local animal advocacy and rescue organizations already have a successful working relationship with the Yakima Humane Society Clinic, which allows them to take advantage of lower-priced spay/neuter and other animal healthcare services. The transition to a private non-profit operator will allow city staff to focus on animal enforcement compliance rather than shelter operations.

The Yakima Humane Society offers over 100 years of animal care experience and brings with it a proven strategy for community engagement and pet care services. The Humane Society will operate out of the city-owned shelter with a focus on animal care and adoption services. The police department will retain and refocus the Animal Control Enforcement function.

The Scope of Work (Exhibit A to the Agreement) includes provisions for transition operations and communications, shelter operations, the care and treatment of animals, adoptions, licensing, hours of operation, euthanasia, veterinary services, and several other areas.

A transition team including City staff, YHS, and community members will also participate in regular communications and meetings during the initial period of transition, up to one year. In addition, YHS will work with the City on branding its website with information specific to the City shelter, as well as adding an Ellensburg representative to its Board of Directors.

The initial term of the Agreement is for August 1, 2022 through December 31, 2025.

Yakima Humane Society is working with City staff and labor representatives to facilitate a positive transition of current staff.

Financial Impact:

The agreed to contracted price for shelter services will be \$60,000 annually. This arrangement will result in the cancellation of the Interlocal agreement with Kittitas County for shelter services which currently pays the City \$58,307 per year. The 2022 Animal Shelter annual budget is \$365,658.

This will result in an anticipated annual cost savings of approximately \$155,000 to \$165,000 in 2023, which will be included in the next biennial budget.

Attachments:

[Animal Shelter - Yakima Humane Society Contract Presentation](#)

[Agreement with Yakima Humane Society for Shelter Operations](#)

[Exhibit A - Shelter Services Agreement City of Ellensburg and Yakima Humane Society](#)

Ellensburg Animal Shelter Agreement with the Yakima Humane Society

Captain Jim Weed, Ellensburg Police Department
July 5, 2022



Where we have come from . . .

- **January 2022 a staffing crisis occurred**
 - Based on traditional agency model of providing services, other methods of service provision were investigated.
 - Are we using the best service model?
 - Are there efficiencies and cost savings to be realized through a different model?
 - Comprehensive Plan requires periodic review of operations
 - Opportunity to explore same or better service with same or better cost

History to Today

- **Exploration of other service models resulted in a recommendation to seek bidders for a private or non-profit vendor to operate the shelter. The proposal included a recommendation to separate the animal control function and retain within EPD.**
- **On March 7, Council directed staff to proceed with a RFP for a shelter operator.**

RFP Process

- **City staff and local stakeholders met multiple times to discuss the scope of work and RFP parameters.**
- **An RFP was published 04/11/22 with a closing date of 04/29/2022. No bidders responded by the closing date.**
- **With no response from bidders, the City was able to negotiate a contract with a marketplace provider.**
- **Yakima Humane Society (YHS) agreed to meet with us and move forward with an agreement.**

Contract Phase

- **A contract proposal was prepared by City consistent with the RFP with basic elements:**
 - City rents the building and grounds to YHS to operate as a turnkey operation.
 - The City will pay YHS \$60,000 annually for a three-year term
 - All animal sheltering activity and associated needs will be handled by YHS.
 - Notice given to Kittitas County Sheriff's Office
- **Enforcement operations will continue, with the existing full time employee handling only enforcement activity and working out of EPD.**

Contract Scope of Work

A scope of work developed which includes (partial list):

- Hours of operation
- Standards of care and exercise of animals
- Transition and communications planning
- Handling of unclaimed animals, stray animals, redemption and euthanasia
- Veterinary care
- Animal licensing
- Handling of fees/fines
- Scanning for microchips
- Adoption program
- Audits, records and reports
- Partnering and use of volunteers

Transition planning

- **A new webpage for YHS branded for the Ellensburg Shelter – Adoption Center**
- **Donations can be targeted to Ellensburg Shelter**
- **YHS Board of Directors will create an Ellensburg member position**
- **Transition Team - representatives of the City, YHS and other stakeholders will periodically meet for up to year to review shelter performance and communications**

Questions?

- **Introduction of Yakima Humane Society Executive Director**

ANIMAL SHELTER OPERATIONS AGREEMENT BETWEEN THE CITY OF ELLENSBURG AND THE YAKIMA HUMANE SOCIETY

This agreement is made and entered into this ____ day of July, 2022 by and between the City of Ellensburg, Washington ("City"), a Washington municipal corporation, and the Yakima Humane Society ("Humane Society"), a Washington non-profit corporation, for the operation of the City's Animal Shelter by the Humane Society ("Agreement").

WHEREAS, the City owns and maintains an Animal Shelter facility ("City Shelter") at 1007 S. Industrial Way, Ellensburg, WA 98926; and

WHEREAS, the Ellensburg City Code provides for dog and cat licensing and animal shelter services in Ellensburg; and

WHEREAS, the Humane Society is a 501(c)(3) non-profit organization incorporated in Washington State and registered as a charitable organization with the Washington Secretary of State for the purpose of operating animal shelters and the adoption of abandoned and unwanted animals through providing food, shelter, veterinary care, supplies, equipment, and shelter staffing; and

WHEREAS, the Humane Society wishes to license the City Shelter and provide on behalf of the City the daily Animal Shelter operations within the facility to temporarily shelter, care for, and find suitable homes for companion animals, and provide for the disposal of deceased animals at the shelter, and to act as a licensing agent for the City; and

WHEREAS, the Humane Society agrees to assume the cost of all utilities for the facility during the license period; and

WHEREAS, the Humane Society and City mutually recognize that assumption by the Humane Society from the City of financial responsibility for some or all the costs of regular, routine maintenance and capital maintenance of the facility may better ensure the long-term upkeep and operability of the facility, and the parties wish to annually review the respective capital and financial capacities of the Humane Society and the City for this purpose; and

WHEREAS, providing for continued Humane Society operations in the existing Animal Shelter facility and animal licensing ensures uninterrupted shelter operations, and promotes the efficiency of these important services to the public and to the City; and

WHEREAS, the City Council has determined that it is in the best interest of the City to enter into a contract for continued animal shelter services in accordance with the terms and conditions of this Agreement;

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements set forth herein, it is agreed by and between the City and the Humane Society as follows:

1. **SCOPE OF WORK.** The Humane Society shall perform services as set forth in Exhibit A, attached hereto and incorporated by reference.

2. **PREMISES LICENSE.**

a. Premises License. As part of this Agreement, the City hereby grants a revocable license to the Humane Society to possess and use the Shelter Facility located at 1007 S. Industrial Way, Ellensburg, WA 98926, commonly known as “the Animal Shelter,” including the building, in its entirety, and the grounds and appurtenances of the Animal Shelter, together comprising approximately 1.48 acres, along with the parking lot located directly east of the Animal Shelter across Industrial Way.

b. Use. The Humane Society shall use the Shelter Facility solely for the purposes of performing the duties of Shelter Operator and Licensing Agent on behalf of the City and as described herein, and for no other purposes, without prior written consent of the City.

c. Premises License Fee. In consideration of the Humane Society operating the Shelter Facility, thereby resulting in significant savings of operational and capital expenses for the City, the Premises License Fee is twelve dollars (\$12.00) for each year. The License Fee for 2022 shall be prorated and paid after execution of this Agreement and no later than August 31, 2022, and on or before January 31 of each license year thereafter.

3. **TERM.** The term of this Agreement shall be August 1, 2022 through December 31, 2025, This Agreement may be extended upon written agreement mutually executed by the parties regarding the terms and conditions.

4. **CONSIDERATION.** Effective August 1, 2022, the City agrees to compensate the Humane Society a total of Five Thousand Dollars (\$5,000.00) monthly for a total annual amount of Sixty Thousand Dollars (\$60,000.00) for providing the Shelter Facility services described herein. The Humane Society shall present the City with a monthly invoice before the tenth (10th) of the month following the month in which services were provided. It is understood and agreed that the contract sum shall be paid within thirty (30) days of receiving the Humane Society’s billing invoice.

5. **LEASEHOLD EXCISE TAX.** The Washington State Department of Revenue (“DOR”) has determined that licensing of animal shelters to the Humane Societies for their operation may not be subject to a Leasehold Excise Tax. The Humane Society shall be responsible for obtaining the Leasehold Excise Tax Exemption from the DOR specific to its operation of the City’s Animal Shelter.

6. **UTILITIES.** Effective August 1, 2022, the Humane Society will assume and directly pay all utilities at the Animal Shelter, including but not limited to:

- Water/Sewer
- Electric
- Gas
- Stormwater
- Garbage (via Waste Management)
- Telephone (via Consolidated Communications, Inc.)

7. **STATUS OF HUMANE SOCIETY.** The Humane Society and the City understand and expressly agree that the Humane Society is an independent contractor in the performance of each and every part of this Agreement. The Humane Society and its employees shall make no claim of City employment nor shall claim against the City any related employment benefits, social security, and/or retirement.

8. **TAXES AND ASSESSMENTS.** The Humane Society shall be solely responsible for compensating its employees and for paying all related taxes, deductions, and assessments, including but not limited to, federal income tax, FICA, social security tax, assessments for unemployment and industrial injury, and other deductions from income which may be required by law or assessed against either party as a result of this Agreement, the Humane Society shall pay the same before it becomes due.

9. **NONDISCRIMINATION PROVISION.** During the performance of this Agreement, the Humane Society shall not discriminate in violation of any applicable federal, state and/or local law or regulation on the basis of age, sex, race, creed, religion, color, national origin, marital status, disability, honorably discharged veteran or military status, pregnancy, sexual orientation, and any other classification protected under federal, state, or local law. This provision shall include but not be limited to the following: employment, upgrading, demotion, transfer, recruitment, advertising, layoff, or termination, rates of pay or other forms of compensation, selection for training, and the provision of services under this Agreement.

10. **COMPLIANCE WITH LAW.** The Humane Society agrees to perform all services under and pursuant to this Agreement in full compliance with any and all applicable laws, rules, and regulations adopted or promulgated by any governmental agency or regulatory body, whether federal, state, local or otherwise.

11. **NO INSURANCE.** It is understood that the City does not maintain liability insurance for the Humane Society and/or its employees.

12. **NO CONFLICT OF INTEREST.** The Humane Society represents that neither it nor its employees have any interest and shall not hereafter acquire an interest, direct or indirect, which would conflict in any manner of degree with the performance of this Agreement. The Humane Society further covenants that it will not hire anyone or any entity having such a conflict of interest during the performance of this Agreement.

13. INDEMNIFICATION AND HOLD HARMLESS.

a. The Humane Society agrees to protect, defend, indemnify, exonerate, and hold harmless the City, its elected and appointed officials, agents, officers, and employees (hereafter "parties protected") from (1) any and all claims, demands, liens, lawsuits, administrative and other proceedings, and (2) any and all judgments, awards, losses, liabilities, damages (including punitive or exemplary damages), penalties, fines, costs and expenses (including legal fees, costs, and disbursements) for, and arising out of, or related to any actual or alleged death, injury, damage or destruction to any person or any property (including but not limited to any actual or alleged violations of civil rights) to the extent solely or concurrently caused by, arising out of, or related to any actual or alleged act, action, default, or omission (whether intentional, willful, reckless, negligent, inadvertent, or otherwise) resulting from, arising out of, or related to the Humane Society's provision of services, work or materials pursuant to this Agreement.

b. It is further specifically and expressly understood that the indemnification provided herein constitutes the Humane Society's waiver of immunity under Industrial Insurance, Title 51 RCW, solely for the purposes of this indemnification. This waiver has been mutually negotiated by the parties.

c. The provisions of this section shall survive the expiration or termination of this Agreement. Further, the indemnity obligations shall extend to claims that are not reduced to a suit and to any claims that may be compromised prior to the culmination of any litigation or the institution of any litigation. Inspection, acceptance or payment by the Humane Society of or for any Services performed by the Humane Society shall not be grounds for avoidance of any Indemnity Obligations.

14. INSURANCE.

a. The Humane Society shall procure and maintain for the duration of the Agreement, insurance against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work hereunder by the Humane Society, its agents, representatives, employees or subcontractors.

b. the Humane Society's maintenance of insurance as required by the Agreement shall not be construed to limit the liability of the Humane Society to the coverage provided by such insurance, or otherwise limit the City's recourse to any remedy available at law or in equity.

c. Minimum Scope of Insurance. the Humane Society shall obtain insurance of the types described below:

i. Automobile Liability insurance covering all owned, non-owned,

hired and leased vehicles. Coverage shall be written on Insurance Services Office (ISO) form CA 00 01 or a substitute form providing equivalent liability coverage. If necessary, the policy shall be endorsed to provide contract liability coverage; and,

ii. Commercial General Liability insurance shall be written on ISO occurrence form CG 00 01 and shall cover liability arising from premises, operations, independent contractors, and personal injury and advertising injury. The CITY shall be named or added as an additional insured under the Consultant's Commercial General Liability insurance policy using ISO endorsement form CG 20 26, or coverage at least as broad; and,

iii. Workers' Compensation coverage as required by the Industrial Insurance laws of the State of Washington.

d. Minimum Amounts of Insurance. The Humane Society shall maintain the following insurance limits:

i. Automobile Liability insurance with a minimum combined single limit for bodily injury and property damage of \$1,000,000 per accident.

ii. Commercial General Liability insurance shall be written with limits no less than \$2,000,000 each occurrence, \$2,000,000 general aggregate.

e. Other Insurance Provisions. The insurance policies are to contain, or be endorsed to contain, the following provisions for Automobile Liability and Commercial General Liability insurance:

i. The Humane Society's insurance coverage shall be primary insurance with respect to the City. Any insurance, self-insurance, or insurance pool coverage maintained by the City shall be excess of the Humane Society's insurance and shall not contribute with it.

ii. Any payment of deductible or self-insured retention shall be the sole responsibility of the Humane Society.

iii. The Humane Society's insurance shall contain a clause stating that coverage shall apply separately to each insured against whom claim is made or suit is brought, except with respects to the limits of the insurer's liability.

f. Acceptability of Insurers. Insurance is to be placed with insurers with a current A.M. Best rating of not less than A:VII.

g. Verification of Coverage. the Humane Society shall furnish the City with original certificates and a copy of the amendatory endorsements, including but not necessarily limited to the additional insured endorsement, evidencing the insurance

requirements of the Humane Society before commencement of the work.

h. **Cancellation.** The Humane Society will provide notice to the City of any cancellation of coverage by no later than three (3) days after the Humane Society is notified by its insurer that coverage will or has been canceled, whichever occurs earliest.

i. **City Full Availability of the Humane Society Limits.** If the Humane Society maintains higher insurance limits than the minimum amounts shown above, the City shall be insured for the full available limits of Commercial General and Excess or Umbrella liability maintained by the Humane Society, irrespective of whether such limits maintained by the Humane Society are greater than those required by this Agreement or whether any certificate of insurance furnished to the City evidences limits of liability lower than those maintained by the Humane Society.

15. **NON-DELEGATION OF SERVICES.** The services provided for herein shall be performed by the Humane Society, and no other person other than regular associates or employees of the Humane Society shall be engaged upon or subcontract for such work or services except upon written approval of City.

16. **RECORDS.** As a public agency, the City is subject to the Public Records Act, Chapter 42.56 RCW (the "Act"). To the extent that the Humane Society keeps records that are deemed public records and are needed for the City to respond to a request under the Act, as determined by the City, the Humane Society agrees to make them promptly available to the City. Pursuant to Chapter 40.14 RCW, the Humane Society shall retain records associated with this Agreement in accordance with the applicable retention schedule. The Humane Society also agrees to indemnify and hold the City harmless from any claims or losses caused by the Humane Society's failure to make records available to the City as provided in this Agreement.

17. **TERMINATION.**

a. By Either Party. Either party may terminate this Agreement for any reason upon not less than six (6) month's written notice to the other party. Written notice will be by certified mail sent to the other party's designated representative at the address provided in Section 22 below. If this Agreement is terminated in its entirety by the City, the City shall pay the Humane Society for satisfactory services performed through the date of termination.

b. For Default. The Humane Society shall be in default of this Agreement on the occurrence of any of the following:

i. Failure to pay the License Fee scheduled payment or other expenses when due;

ii. Failure to comply with any law, regulation, policy, or order of any

lawful governmental authority;

iii. Failure to comply with any other provision of this Agreement; or

iv. Its vacation or surrender of the Premises prematurely, i.e., before the License expires or in any manner not consistent with this License.

c. A default shall become an event of default ("Event of Default") if the Humane Society fails to cure the default within the applicable cure period after the City provides the Humane Society with written notice of default, which specifies the nature of the default. The cure period shall be fifteen (15) days except for those matters which involve threats to the health, safety or welfare of animals in the shelter, in which case the issue must be resolved to the City's satisfaction within 24 hours.

d. Upon an Event of Default, the City may terminate this License and remove the Humane Society by summary proceedings or otherwise. Upon an Event of Default, the City may also, without terminating this Agreement, reassign the Premises to a City department or license it to a different entity, firm or person on any terms and conditions as the City in its sole discretion may decide are appropriate and obtain from the Humane Society any difference between the compensation obtained from that other entity, firm or person and the applicable License Fee that the Humane Society would otherwise owe. The City may at any time after reassigning elect to terminate this Agreement, including the Premises License, for the previous Event of Default.

18. **SURRENDER OF PREMISES:** The Humane Society agrees, upon termination of this Agreement, to peacefully quit and surrender the premises, leave the premises neat and clean and to deliver all keys to the premises to the City. If City elects to require the Humane Society to remove alterations, additions or improvements made by the Humane Society, then the Humane Society shall at its sole cost restore the premises to their previous condition, less reasonable wear and tear.

19. **NON-WAIVER.** The waiver by the Humane Society or the City of the breach of any provision of this Agreement by the other party shall not operate or be construed as a waiver of any subsequent breach by either party or prevent either party thereafter enforcing any such provision.

20. **MODIFICATION OF AGREEMENT.** This Agreement may only be modified in writing upon mutual agreement of the parties.

21. **PERSONAL PROPERTY AND FIXTURES.** All of the Humane Society's personal property and trade fixtures, if any, located in, on or about the Premises shall remain the Humane Society's property and the Humane Society may remove such personal property at any time during the Term provided the Humane Society is not in default under the terms of this Agreement. Upon the expiration or sooner termination of this Agreement, the Humane Society shall remove from the Premises its personal property and the personal property of any party other than the City. If the Humane Society shall fail to remove its

personal property as provided in this Agreement, the Humane Society shall, upon demand, reimburse the City for the documented cost of any such removal. Any personal property left on the Premises after the expiration or sooner termination of the Term, or after the Humane Society's vacation or abandonment of the Premises (hereinafter "Abandoned Property"), shall be deemed to have been abandoned and to have become the property of the City to dispose of in the City's sole and absolute judgment and discretion. The Humane Society shall reimburse the City for any of the City's documented court costs, attorney fees, and storage charges related to Abandoned Property. The City may, at its option, sell Abandoned Property at private sale without notice or legal process, for such price as the City may obtain, and apply the proceeds of such sale to any amounts due under this Agreement from the Humane Society to the City, including expenses incident to the removal and sale of Abandoned Property, or the City may otherwise dispose of Abandoned Property.

The Humane Society may continue to use the City's personal property at the City's sole discretion, but shall immediately return said personal property upon the City's request. In addition, the Humane Society shall promptly return any City personal property no longer in use and shall return all City personal property on or before the last day of this Agreement.

22. **NOTICES.** Unless stated otherwise here, all notices and demands shall be in writing and sent or hand-delivered to the parties to their addresses as follows:

To City:

Heidi Behrends Cerniwey, City Manager
501 N. Anderson Street
Ellensburg, WA 98926

For Animal Control Issues:

Ellensburg Police Department
Attn: Administrative Captain
100 N. Pearl Street
Ellensburg, WA 98926

To Humane Society:

Sheryl Haga, Executive Director
Yakima Humane Society
2405 West Birchfield Road
Yakima, WA 98901

23. **Governing Law; Venue.** This Agreement shall be governed by and construed in accordance with the laws of the state of Washington. The City and the Humane Society agree that venue of any action between the parties relating to the Agreement shall be in the Superior Court for Kittitas County, Washington.

EXECUTED this ____ day of July, 2022.

THE CITY OF ELLENSBURG

YAKIMA HUMANE SOCIETY

By: _____
Heidi Behrends Cerniwey,
City Manager

By: _____
Sheryl Haga, Executive Director

Approved as to form:

City Attorney

EXHIBIT A

Scope of Work

The Yakima Humane Society will perform the Scope of Work, set forth below, pursuant to the Animal Shelter Operations Agreement between the City of Ellensburg and the Yakima Humane Society ("Agreement").

A. Shelter Location: The Humane Society shall operate the City's animal shelter located at 1007 S. Industrial Way, Ellensburg, WA 98926 ("the shelter").

B. Transitional Operation and Communication:

1. Communications Plan. The Yakima Humane Society shall coordinate a communications plan with the City concurrent with its transition to operating the shelter. At a minimum, a joint press release announcing the change in operation will be prepared along with additional information and branding on the parties' websites.

2. Transition Meetings. During the first year of operation of the shelter by the Humane Society, there shall be meetings between representatives of the Humane Society, the City, other local animal welfare and rescue volunteer organizations and others to be identified by the City. The purpose of the meetings will be to ensure proactive problem-solving and positive communications regarding the operation of the shelter. The frequency of the meetings shall be determined by mutual agreement of the Humane Society and the City.

C. Shelter Services:

1. General Requirements. including all structures, grounds, spaces and equipment, and provide animal shelter services, as may be necessary to properly receive, maintain, care for and provide for the appropriate disposition of all domestic dogs and cats that come within the legal animal control authority and responsibility of the City. The Humane Society shall also receive and evaluate animals, feed, provide water, emergency medical attention, health, and condition evaluation, administer preventative medicine, clean kennels and cages, clean and disinfect animal spaces, provide shelter for animals, provide necessary grooming, flea and tick control, rodent control, provide euthanasia when deemed necessary, animal body storage and removal, and animal exercise.

2. Impounded Animals. On delivery by the City, the Humane Society shall board all animals impounded by the designated Animal Control Officers at animal shelter. The Humane Society shall keep accurate records of all animals impounded by the designated Animal Control Officers that are delivered to its animal shelter. The Humane Society shall submit a monthly report of all animals impounded, the date delivered to the animal shelter, the number of days impounded, the date of release, and/or the date euthanized.

3. Stray Animals. The Humane Society shall keep accurate records of all stray animals picked up within the City limits and delivered to its animal shelter.

4. Owner-Surrendered Animals. The Humane Society shall also keep accurate records on all owner-surrendered animals accepted at its animal shelter and originating within the City limits.

5. Unclaimed Animals. Unclaimed animals impounded by the City and delivered to the animal shelter shall become the property of the Humane Society. All dogs without any form of ID (License, ID Tag, Microchip etc.) will be held for three (3) days. All dogs with some form of ID (license, ID Tag, microchip etc.) will be held for five (5) days excluding Sundays major holidays.

6. Disposal of Dead Animals. Upon delivery by the City, the Humane Society shall properly dispose of all dead animals (dogs, cats, and other animals of similar size) picked up by the designated Animal Control Officer. The Humane Society shall provide a means of proper disposal for these dead animals at no additional cost to the City.

7. Redemption of Animals. The owner of any redeemed animal shall be responsible for the boarding charges and impound fees for such animal. The City shall not be responsible to the Humane Society for any fee in connection with a redeemed animal.

8. Collection of fees/fines. The Humane Society shall collect from the owner of any redeemed animal the appropriate license fees and such amounts of money required by City law. The Humane Society shall not release an unlicensed animal to an owner that resides within the City until a license has been purchased with the appropriate copies of the license distributed to the owner and the City, and the license tag delivered to the animal owner.

9. Treatment of Animals. The Humane Society shall, at all times, both during and after the impound period, treat animals delivered by the City to its animal shelter in a humane manner. The Humane Society may euthanize, in a humane manner, any animal delivered to its animal shelter by the City, which obviously has a contagious disease, is so injured that it cannot be helped with medical treatment or is otherwise unadoptable due to behavioral issues.

D. Standards of Care: The City shall have the right to inspect the Humane Society's operations during regular business hours at the shelter. Where applicable within this Scope of Work, standards of care will follow Guidelines for Standards of Care in Animal Shelters - 2010 by the Association of Shelter Veterinarians, as recommended by the Humane Society of the United States.

E. Hours of Operation: The Animal Shelter will be open a minimum of 4 hours per day, 7 days per week (excluding Holidays), for public redemption or surrender. The shelter will be open a minimum of 20 hours per week, to include Saturday hours, for adoptions. The proposer must specify hours of proposed operation, on a schedule to be approved by the City. The shelter shall be available, or made available, from 8:00 a.m. to

5:00 p.m., Monday through Friday (at a minimum), for acceptance of animals from the Animal Control Officer or other law enforcement personnel.

F. After-Hours, Temporary Shelter Facility: In the absence of the Animal Control Officer, or after-hours, the Humane Society will provide access to the shelter facility, which will be available to law enforcement personnel 24 hours per day, 7 days per week.

G. Condition of Animal Shelter: The shelter facility will be maintained in a clean and sanitary condition. Animals will be provided adequate housing, food and water, emergency medical attention, health and condition evaluation, preventative medicine, and clean kennels and cages. The shelter will not be permitted to be operated at a capacity larger than designed, to ensure adequate space for animals at the shelter.

H. Exercise of Animals: The Humane Society will incorporate a program that will provide for the exercising of animals as appropriate (dogs on leash, interaction with cats).

I. Euthanasia of Animals: The costs for euthanasia of animals will be the responsibility of the Humane Society. It is the City's policy regarding a minimal/low kill facility that an unadopted animal will not be euthanized except those animals deemed dangerous by the City, or for medical reasons as determined by a veterinarian. Euthanasia, using the most modern and humane method available, is to be carried out by certified euthanasia technicians under the provisions established by Washington law.

J. Unadopted Animals: The Humane Society will allow unadopted animals to be gifted to a bona fide animal care or rescue organization that accepts otherwise "unadoptable" animals, if available. No unadopted animals shall be sold or given to any organization for the purpose of research.

K. Return to Owner: It shall be the Humane Society's responsibility to make every available effort to identify and promptly attempt to notify the owner of any animal taken into custody, working in conjunction with the City Animal Control Officer, when needed.

L. Scanning for Microchips: Every effort will be made to locate the owner of animals. The shelter will be equipped with universal scanners to check for the presence of a microchip to help facilitate return of animals to owners.

M. Adoption Program: The Humane Society shall be responsible for making every reasonable effort to prepare and present animals for adoption by the public and to facilitate the same. All animals released for adoption shall be vaccinated and spayed/neutered. Documentation shall be maintained as to why animals are deemed unsuitable for adoption.

N. Veterinary Services: The Humane Society shall provide humane treatment of all domestic animals while in the shelter and provide basic first aid services, including licensed veterinary care, for all sick and injured animals, at the Humane Society's expense.

O. Disposal of Animals: The Humane Society will be responsible for any costs associated with the disposal of animals, will comply with applicable state and federal law regarding the disposal of animal remains.

P. Animal Licensing and Fees:

1. The proposer shall implement a program to encourage the licensing of dogs and cats. The Humane Society will receive all license fees and related fines as detailed by City ordinance and may add a reasonable animal license processing fee (currently \$5). No later than the last day of the month the Humane Society will remit to the City payment equal to all animal licensing fees and fines collected from the preceding month and provide an accounting of licenses issued and fees and fines collected.

2. Criminal penalties or civil infraction penalties paid through the Kittitas County Lower District Court will not be paid to the proposer. The Humane Society shall retain all fees connected with the impounding and boarding of animals.

Q. Audit, Records, and Reports: The Humane Society will provide the following reports and records.

1. Annual reports of all income and expenditures that result from the Agreement.

2. A monthly accounting on shelter activities and disposition of animals to the City no later than the last day of the following month and made available to the public. At a minimum, reports will include the following data:

- a. Number of impounded animals received from the City;
- b. Number of stray animals accepted from residents;
- c. Number of animals adopted;
- d. Number of animals transferred to other animal welfare agencies;
- e. Number of spay and neuters performed; and
- f. Number of animals euthanized

3. Maintain books, records and documents, which sufficiently and properly reflect all direct and indirect costs related to operations, and maintain such accounting procedures and practices as may be necessary to assure proper accounting. These records shall be subject at all reasonable times to inspection, review, or audit, by the City, its authorized representative, the State Auditor, or other governmental officials authorized by law to monitor this Agreement.

R. Partnering: The Humane Society may choose to partner with another shelter(s) or organization(s) to provide services under this Scope of Work. If a partnering situation is to be used, that information shall be provided in the proposal. Use of volunteers is encouraged.



MANAGER'S REPORT

DATE: July 5, 2022

TO: Ellensburg City Council

FROM: Heidi Behrends Cerniwey, City Manager

1. Notice of Natural Gas Purchase.

Staff is notifying City Council, as required by Chapter 9.80 of the Ellensburg City Code, of a recent natural gas purchase commitment to Shell Energy North America. The purchase commitment is for 78,999 MMBtu's at \$6.9000/MMBtu for an in-ground storage transfer to fill the City's Clay Basin storage account. The total value of the contract purchase is \$545,093.

2. Public Hearings Scheduled for July 18, 2022.

Staff would like to advise Council that a public hearing has been set for July 18, 2022 to consider a Type IV Site Specific Rezone Application (P22-012) submitted by Matthew Sweeney, Agent for DNR Jensen Rentals LLC, property owner for two properties identified by Parcel ID # 171933 and 181933, addressed as 1900-1930 Vantage Highway, Ellensburg. The applicant seeks to have it rezoned from Residential Suburban (R-S) to Commercial Highway (C-H).

A closed record public hearing has been set for July 18, 2022 to consider a Type IV Site Specific Rezone Application (P22-015) submitted by Matthew Stalder, Agent for D&D Investments, LLC, property owner. The rezone request is for property identified by Parcel ID # 782733, addressed as 503 E. Helena Avenue, Ellensburg. The applicant seeks to have it rezoned from Residential Suburban (R-S) and Residential Medium (R-M) to Residential Medium (R-M).

3. 2022 Chipseal Project.

The City of Ellensburg's annual chipseal project will take place on July 19th, 20th, and 21st. Crews intend to chipseal approximately 9.6 miles of city streets. City street crews will be working in conjunction with Kittitas County road crews to perform the road maintenance. Traffic control for the project will be provided by city staff from multiple divisions.

4. Opportunity Workshop on July 20 at 5:30 p.m.

Kittitas County, the City of Ellensburg, and participating municipalities are collaborating to develop a strategic plan to guide the future of economic development across the community. This planning work is facilitated by TIP Strategies. The Opportunity Workshop on July 20, 5:30 to 7:00 p.m., at Hotel Windrow is for County leaders to review findings, learn best practices from other communities, review recommendations from the previous planning, discuss potential implementation strategies, and explore local roles and responsibilities related to economic development. The workshop will generate prioritized strategies and focus areas, along with a framework for aligning available resources to accomplish them. Contact the City Manager's office to register.

City of Ellensburg
Preliminary Budget Adoption Schedule
2023-2024 Biennial Budget Preparation

Budget Item	City Deadline	Statutory Deadline
2022-2024 Budget Preliminary Preparation Activities	7/18/2022	9/12/2022
2023-2024 Departmental Budget Preparation	8/26/2022	9/30/2022
2023-2024 City Manager's Preliminary Budget Preparation		
Manager provides Council with estimates of revenues from all sources (Finance Department)	10/3/2022	10/3/2022
Preparation of Manager's Preliminary budget (Finance Department)	10/3/2022	10/31/2022
Manager's preliminary budget & budget message to Council & Clerk (Finance Department & City Manager)	10/17/2022	10/31/2022
Publication notice of preliminary budget and final hearing (Finance Department)	10/17/2022	10/18/2022
2023-2024 Council Budget Review & Adoption		
Copies of budget available to public (Finance Department)	10/17/2022	11/18/2022
Ellensburg Civic Academy – Public Budget Workshop (City Manager and Finance Department)	10/24/2022	
Council- Public hearing(s) on preliminary budget	11/7/2022	
Council- Public hearing revenues for levy setting	11/7/2022	11/21/2022
Council- Property Tax Levy Ordinance first reading	11/7/2022	
Council- Property Tax Levy Ord. second reading & Adoption	11/21/2022	11/30/2022
Council- Public hearing, Budget Ordinance first reading	11/21/2022	12/5/2022
Council- Budget Ordinance second reading & Adoption	12/5/2022	12/31/2022