



CITY OF ELLENSBURG

Date of Meeting

Time of Meeting

Place of Meeting

Minutes of City Council, Regular Meeting

December 5, 2022

7:00 PM

Council Chambers 501 North Anderson Street

Ellensburg, WA 98926

And remotely via Zoom

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Beauchamp

1. Call to Order and Roll Call

Roll Call Present: Sarah Beauchamp, Rich Elliott, Nancy Goodloe, Nancy Lillquist, David Miller, Monica Miller, Adam Winn

Other present in person: City Manager Behrends Cerniwey, City Attorney Weiner, City Clerk Leader, Assistant City Attorney Reiman, Public Works & Utilities Director Lyyski, Community Development Director Ayling, Parks & Recreation Director Case, Finance Director Pascoe, Assistant Finance Director Bassett, HR Director Young, Senior Planner Henderson, Senior Electrical Engineer Meyer and approximately 16 members of the public

Others present remotely: approximately seven members of the public

2. Proclamations

3. Awards and Recognitions

4. Approval of Agenda

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

5. Consent Agenda

5.A. Approve Minutes of November 21, 2022 Regular Meeting

5.B. Acknowledge Minutes of Boards and Commissions

5.C. Diversity, Equity & Inclusion Commission Annual Report 2021-2022

5.D. 2022 Cured-in-Place Sewer Line Rehabilitation Project Acceptance

5.E. Resolution 2022-39 Approving Light Division Street Tree Removal Request at 701 N Pacific Street

5.F. Resolution to Reject Bid for Natural Gas Pipe Bid Call 2022-22

5.G. Project Acceptance of Bid Call No. 2020-33 - Bull Road Utility Extension Project

5.H. Collective Bargaining Agreement Between Teamsters Local 760 and the City of Ellensburg (Ellensburg Police Department)

5.I. Accept Resignation from Brian Jones from Civil Service Commission.

5.J. Approve December 5, 2022 Voucher Listing

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

6. Petitions, Protests, and Communications

6.A. Rotary Hearts Proposal - Jim Ridgway

Peggy Kahler, 1961 Strande Rd, representing the Ellensburg Downtown Rotary Club, presented information concerning the proposed project "Rotary Has Heart". Information was distributed concerning past Rotary projects and the Rotary Has Heart project.

Mayor Lillquist suggested adding this item to the January 3rd study session to discuss legality and policy issues for allowing personal messages on public property. It was suggested Rotary consider working with individual businesses for displaying signs.

6.B. Letter from Parks & Recreation Commission Regarding Use of Hostile Furniture in Public Spaces

Brad Case, Parks & Recreation Director, presented information in the staff report regarding hostile architecture.

Council consensus was to send the item back to the Parks & Recreation Commission for further review of a potential policy defining hostile architecture for Council consideration.

Councilmember Goodloe also recommended staff and the Parks & Recreation Commission consider items suggested in the letter by KT Kelleher.

7. Citizen Comment on Non-agenda Issues

Arden Thomas, 731 S Thorp Hwy, spoke regarding the flood control district and discussion of flood mapping during the study session.

Pat Kelleher, 6530 Wilson Creek Rd, spoke regarding concerns with ADA accessibility in City parks.

8. Business Requiring Public Hearings

9. Introduction and Adoption of Ordinances and Resolutions

9.A. Second Reading of Ordinance 4900 - 2023/2024 Biennial Budget Ordinance
Keith Bassett, Assistant Finance Director, presented information in the staff report.

Councilmember Elliott moved to Approve conducting second reading and adoption of Ordinance 4900. **Motion Approved 7-0.**

9.B. Second Reading Ordinance 4901 Imposing an Additional One-Quarter of One Percent Real Estate Excise Tax (REET 2)
Keith Bassett, Assistant Finance Director, presented information in the staff report.

Councilmember Monica Miller moved to Approve conducting second reading and adoption of Ordinance 4901. **Motion Approved 7-0.**

9.C. Second Reading Ordinance 4902 Establishing Funds
Keith Bassett, Assistant Finance Director, presented information in the staff report.

Councilmember David Miller moved to Approve conducting second reading and adoption of Ordinance 4902. **Motion Approved 7-0.**

9.D. Ordinance 4903 (First reading) Adopting New Chapter 4.14A Streateries, Parklets, and Sidewalk Cafes
Terry Weiner, City Attorney, presented information in the staff report. Council asked questions of staff.

Stacey Henderson, Community Development Senior Planner, spoke regarding comments concerning the ordinance, submitted by Fennelle Miller.

Peggy Kahler, 1961 Strande Rd., spoke in support of streateries

Julie Peterson, 202 N Sprague St., spoke in support of streateries

Dee Anderson, 101 E Manitoba Ave., spoke in support of streateries

Fennelle Miller, 601 N 6th Ave., spoke regarding language in the ordinance

Blake Collins, 402 N Pearl St., spoke in support of the ordinance

Abby, 306 Alpine Dr., spoke in favor of streateries

Council commented concerning making amendments to the ordinance before second reading.

Councilmember Elliott moved to Approve conducting first reading of Ordinance 4903. **Motion Withdrawn.**

Councilmember Adam Winn moved to Approve scrapping the current process and start fresh next year. **Motion died due to lack of a second.**

Council consensus was for Councilmembers David Miller and Monica Miller to work with the Landmarks & Design subcommittee and provide staff guidance for updating the ordinance. Direction to staff was to submit a resolution for council approval, extending existing streateries to February 28, 2023.

9.E. Ordinance 4904 (First Reading) 2021/2022 Supplemental Budget Ordinance
Keith Bassett, Assistant Finance Director, presented information in the staff report.

Councilmember Elliott moved to Approve first reading of Ordinance 4904. **Motion Approved 7-0.**

9.F. Ordinance 4905 (First Reading) for the Revision of City Code section 9.92.100
Electric Utility Fee and Credit Schedule
Paul Meyer, Senior Electrical Engineer, presented information in the staff report.

Councilmember Monica Miller moved to Approve conducting first reading of Ordinance 4905. **Motion Approved 7-0.**

9.G. Resolution 2022-41 to Approve Fiscal Year 2022 Bad Debt Write-Offs
Jerica Pascoe, Finance Director, presented information in the staff report.

Councilmember Monica Miller moved to Approve adoption of Resolution 2022-41. **Motion Approved 7-0.**

9.H. Resolution 2022-42 - Pay Resolution for Fiscal Year 2023 for Non-Represented Employees
Lisa Young, HR Director, presented information in the staff report, which had been amended and distributed to Council on the dais.

Councilmember Elliott moved to Approve adoption of Resolution 2022-42 as amended. **Motion Approved 7-0.**

9.I. Resolution 2022-43, Multifamily Housing Limited Property Tax Exemption Agreement with Stalder Interests, Inc. for 609 N Water Street Apartments
Jamey Ayling, Community Development Director, presented information in the staff report.

Councilmember Elliott moved to Approve adoption of Resolution 2022-43. **Motion Approved 7-0.**

10. Unfinished Business

11. New Business

11.A. Notice of Intent to Commence Annexation Proceedings – Parcel 17826 Located East of Bull Road and North of Interstate 90.

Jamey Ayling, Community Development Director, presented information in the staff report.

Councilmember Elliott moved to Approve setting the annexation area as shown on the provided map; direct simultaneous adoption of zoning as provided for in the agenda report and require the assumption of all existing city or town indebtedness by the area to be annexed. **Motion Approved 7-0.**

12. Miscellaneous

12.A. Manager's Report

Heidi Behrends Cerniwey, City Manager, presented the report. She requested Council set regular study sessions for 2023.

Councilmember Elliott moved to Approve setting regular study sessions at 6 pm preceding the first council meeting of the month for 2023. **Motion Approved 7-0.**

She gave an update regarding the Ellensburg Racquet and Recreation Center and cooperation with local entities to assist with offering facilities to the community.

12.B. Councilmembers' Reports

- Councilmember Monica Miller attended Chamber Legislative Day and the Ellensburg Night Market
- Councilmember David Miller requested an excused absence for the December 19, 2022 meeting

Councilmember Winn moved to Approve an excused absence for Councilmember David Miller for the December 19, 2022 meeting. **Motion Approved 7-0.**

Councilmember Monica Miller requested an excused absence for the January 3, 2023 meeting.

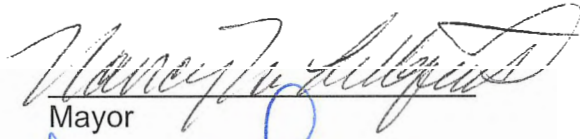
Councilmember David Miller moved to Approve an excused absence for Councilmember Monica Miller for the January 3, 2023 meeting. **Motion Approved 7-0.**

- Councilmember Elliott attended the EBDA/CenterFuse meeting, Community Thanksgiving event and volunteered at the Animal Shelter
- Councilmember Beauchamp attended the Community Thanksgiving event and recognized the efforts of Katelyn Clavette for the event.
- Mayor Lillquist attended the Community Thanksgiving event, Moments to Remember, Chamber Legislative Day, Salmon Recovery Funding Board meeting, and will speak at Leadership Kittitas County. She announced the City will receive grant funding from the Transportation Improvement Board for two sidewalk projects.

13. Executive Session

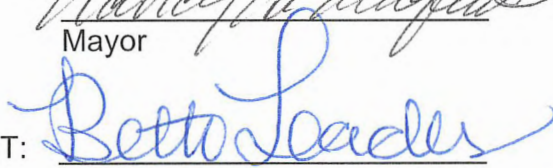
14. Adjournment

Meeting adjourned 9:23 pm

A handwritten signature in black ink, appearing to read "Nancy J. Hilgert", written over a horizontal line.

Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read "Betty Lander", written over a horizontal line.

City Clerk