



CITY OF ELLENSBURG

Date of Meeting

Time of Meeting

Place of Meeting

Minutes of City Council, Regular Meeting

March 20, 2023

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 Goodloe

1. Call to Order and Roll Call

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

Others present in person: City Manager Behrends Cerniwey, City Attorney Weiner, City Clerk Leader, Community Development Director Ayling, KVFR Chief, John Sinclair, and approximately 20 members of the public

Others present remotely via Zoom: Senior Planner Henderson and approximately five members of the public

2. Proclamations

2.A. National Developmental Disabilities Awareness Month
Dan Witkowski read the Proclamation.

3. Awards and Recognitions

4. Approval of Agenda

Councilmember Elliott moved to Approve the Agenda with an amendment to move items 8.A. and 8.B. to 11.D. and 11.E. **Motion Approved 7-0.**

5. Consent Agenda

5.A. Approve Minutes of the March 6, 2023 Regular Meeting

5.B. Approve Minutes of March 6, 2023 Study Session

5.C. Acknowledge Minutes of Boards and Commissions

5.D. Approve University Way Banner Request by Ellensburg Rodeo on August 28 - September 5, 2023

5.E. Accept the Resignation of Amy McCoy from the Landmarks and Design Commission

5.F. Accept the Resignation of Laci Harrison from the Parks and Recreation Commission

5.G. Washington State Opioid Litigation - Settlement of Second Lawsuit

5. H. Resolution 2023-08 Approving Tuam Properties, LLC Street Tree Removal Request at 709 N Poplar Street

5.I. Budget Adjustments for Community Access Television (CATV) Fund for Capital Equipment Replacement, SD to HD Broadcast Conversion, and Related Expenditures in support of Ellensburg Community Television (ECTV)

5.J. Second Amendment to the Affordable Housing Agreement with 113 West Bender Road (Habitat for Humanity)

5.K. Addendum to Jail Agreement with City of Sunnyside

5.L. Approve Voucher Listing for March 20, 2023

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

6. Petitions, Protests, and Communications

6.A. Board and Commission Appointments - Affordable Housing Commission
Jamey Ayling spoke regarding interviews conducted and two recommended applicants by the Affordable Housing Commission.

Dan Witkowski spoke regarding his interest in serving on the commission.

Councilmember Elliott moved to Approve accepting the recommendation of the Affordable Housing Commission to appoint applicants Kim Funston and Dan Witkowski. **Motion Approved 7-0.**

6.B. Kittitas Valley Fire & Rescue Update
KVFR Chief, John Sinclair, presented an update of the Fire District.

7. Citizen Comment on Non-agenda Issues

Pat Kelleher, 6530 Wilson Creek Rd, commented regarding the withdrawal of his endorsement of the Reed Park Master Plan Option D.

8. Business Requiring Public Hearings

Items moved to 11.D. and 11.E.

9. Introduction and Adoption of Ordinances and Resolutions

9.A. Ordinance 4912 (Second reading) Adopting New Chapter 4.14A Streeteries, Parklets, and Sidewalk Cafes

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

Blake Collins, 402 N Pearl St, commented regarding the amended ordinance language for fees and the city slurry project timeline.

Pat Kelleher, 6530 Wilson Creek Rd, spoke regarding his opposition to streateries and lack of downtown public parking.

Councilmember Elliott moved to Approve conducting second reading and adoption of Ordinance 4912. **Motion Approved 6-1 (Winn voted no).**

10. Unfinished Business

11. New Business

11.A. Affordable Housing Commission Recommendation on Sales Tax Funding and City Property Contribution for Affordable Housing project (Catherine Park)

Jamey Ayling, Community Development Director, presented information in the staff report. He mentioned the recorded document given to him before the meeting of the five-foot easement for a walking path between the Catherine Park property and Radio Road.

Kelle Vandenberg, Regional Director of Kittitas County Habitat for Humanity, presented information concerning Habitat's 30 years of supporting the community and their proposal for this project.

Tim Henebry, 1003 Chamith Lane, commented regarding proposed project density, parking and increase of light and noise

Roberta Clark, 1001 Chamith Lane, commented regarding the increase in residential units and parking

Steven Greenfield, 6 Viewpoint Rd, commented and requested consideration to delay the project to allow for further evaluation and potential vacation of the easement for the path to Radio Road

Marsha Rorty-Greenfield, 6 Viewpoint Rd, commented regarding City interaction with neighbors about the project and Affordable Housing Commission involvement

David Storla, 1301 Radio Rd, commented regarding the project and impacts to the existing neighborhood

Del Barrett, 1305 Radio Rd, commented regarding the current park and parking for the Rodeo

Liz Scully, 1304 Radio Rd, commented regarding the easement document and use of the pathway off Radio Road and potential for future parking

Larry Whiteman, 3 Viewpoint Rd, commented regarding safety issues for pedestrian traffic

Steven Greenfield continued his comments concerning the project

Marsha Rorty-Greenfield continued her comments concerning the project

Council asked questions of staff and Kelle Vandenberg.

Councilmember David Miller recommended potential conditions for staff review:

- explore vacation of the pedestrian access easement on north side of parcel
- ensure the circulation concept providing for emergency vehicles
- expand parking availability (to potentially 20 parking spots)
- potential reduction of density

Councilmember Elliott spoke regarding fire code requirements for developments.

Staff direction was confirmed and will be further examined.

Council recessed for a five-minute break at 9:09 pm and reconvened at 9:15 pm

11.B. Notice of Intent to commence annexation proceedings – parcels 12364, 448533, 13144, 525136, 548633, 956844, 558633, 136833, 688633, 668633, 858633, 658633, 538633 located at Anderson Road and Umptanum Road

Jamey Ayling, Community Development Director, presented information in the staff report and reviewed the proposed annexation area.

Council asked questions of staff.

Councilmember Elliott moved to Approve the intent to commence annexation proceedings, set the annexation area as shown on the map of Exhibit 3, direct simultaneous adoption of zoning as described by staff of I-L and R-M and require the assumption of any portion of existing city or town indebtedness by the area to be annexed. **Motion Approved 7-0.**

11.C. Notice of Intent to commence annexation proceedings – parcel 946133 located at 1501 W Dolarway Road
Jamey Ayling, Community Development Director, presented information in the staff report.

Council asked whether the two properties had existing city utility services and requested that information before confirming the annexation.

11.D. (P23-017) Closed Record Appeal Hearing to review LDC COA approval (P22-115): Proposed Demolitions in Downtown Landmarks Historic District.
The Mayor opened the public hearing. The Mayor asked Council the standard questions regarding appearance of fairness and conflict of interest.

Pat Kelleher, 6530 Wilson Creek Rd, commented regarding an objection of ex parte disclosure by Councilmember Monica Miller.

Councilmember David Miller disclosed a discussion at an Arts Commission meeting regarding the Certificate of Appropriateness.

Mr. Kelleher requested a continuance and additional records to be included in the closed record hearing.

Councilmember Elliott expressed concerns with discussion during the open public hearing. The Mayor closed the public hearing.

Staff explained Mr. Kelleher could submit additional documentation that was previously submitted during the Landmarks & Design open public hearing.

With no objections from Mr. Kelleher and Mr. Case on the delay, Council discussed the continuation of the public hearing at the April 17, 2023 meeting.

Councilmember David Miller moved to Approve continuing the public hearing for Closed Record appeal P23-017 for COA P22-115 to the April 17, 2023 meeting. **Motion Approved 6-1 (Elliott voted no).**

11.E. (P23-019) Closed Record Appeal Hearing to review LDC COA approval (P22-002): Proposed New Construction in Downtown Landmarks Historic District.
Mr. Kelleher and Mr. Case agreed to delay the public hearing until the April 17, 2023 meeting.

Councilmember David Miller moved to Approve continuing the Closed Record appeal hearing P23-019 for COA P22-002 to the April 17, 2023 meeting. **Motion Approved 6-1 (Elliott voted no).**

12. Miscellaneous

12.A. Manager's Report

The City Manager reviewed the report. She also mentioned flyers on the dais regarding the Community Open House for Homelessness and the Belonging in the Burg event.

No executive session would be needed.

Jamey Ayling introduced Jeremy Johnston, Planning Manager.

12.B. Councilmembers' Reports

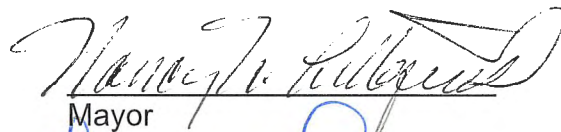
- Councilmember David Miller reported on the Arts Commission and ridership on Central Transit was up
- Mayor Lillquist reported on Department of Ecology information

13. Executive Session

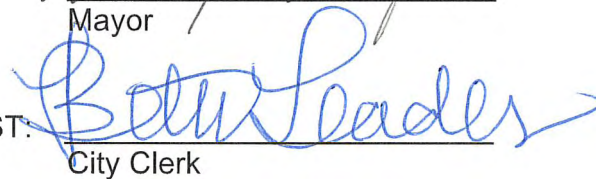
No Executive Session was needed.

14. Adjournment

The meeting adjourned at 10:22 pm


Mayor

ATTEST:


City Clerk