

RESOLUTION NO. R-2019- ____

A RESOLUTION authorizing the removal of City Council Member Kay Funk from participation in all City Council Committee assignments and non-City boards, committees and commission assignments for a period of six months.

WHEREAS, the City Council adopted the applicable Rules of Procedure of the Yakima City Council, effective in October, 2018; and

WHEREAS, Section K of the Council Rules of Procedure provide remedies for Council members' violations of the Council Rules of Procedure, the Council Code of Ethics, the Council Principles of Conduct and other applicable laws and/or regulations; and

WHEREAS, on April 2, 2019, the City Council adjourned to an executive session called by the Mayor during a regular City Council business meeting in accordance with RCW 42.30.110(f), to receive and evaluate complaints or charges brought against a public officer; and

WHEREAS, following the executive session the City Council resumed its business meeting, at which time Council Member Hill made a motion to remove Council Member Funk from all City Council committee assignments and non-City board, committee and commission assignments for a period of six months; and

WHEREAS, Council Member Hill's motion stated that after Council Member Funk's untimely, inappropriate and embarrassing comments during the press conference called to announce the appointment of the police chief, a recent inappropriate and insensitive statement to the media that Yakima is not a glamorous location, numerous online comments on various news articles that included statements inconsistent with the position of the majority of the Council, a continuous verbal campaign against YVCOG, Transform Yakima and its staff members, completely inappropriate comments about the mental health of a city resident during a March 14 Healthy Communities and Neighborhood Building committee meeting and during the same meeting making a comment to an older male resident in attendance that he should report to her if a female staff member was being naughty while working on an ordinance revision, and generally behaving in a combative and contradictory manner during Council meetings, he believes that Council Member Funk had brought discredit to herself and the City and that it was time for the Council to take action; and

WHEREAS, Council Member Hill stated that he believed Council Member Funk had violated Sections III, IV, VI and VII of the Yakima City Council Principles of Conduct, which provide that a Council member should be:

- III. Committed to acting and being seen as acting with integrity and impartiality that will bear the closest scrutiny.
- IV. Committed to working with City officials and staff in a conscientious and respectful manner.
- VI. Support a positive and constructive environment for residents, businesses, and City employees.
- VII. Refrain from abusive conduct, personal charges, or verbal attacks upon the character or motives of other members of the City Council, boards, commission, committees, staff, or the public.; and

WHEREAS, Council Member Hill further stated that he believed Council Member Funk had violated sections I, II and III of the Yakima City Council Code of Ethics, which provide:

- I. Council members shall maintain decorum and set an example for conduct when representing the City, and endeavor not to disgrace or embarrass the City while acting in an official capacity.
- II. Council members shall represent that opinions stated are the member's own and do not necessarily represent those of the Council unless the Council has voted and passed an ordinance, resolution or motion that so states the expressed policy.
- III. Council members shall not divulge information discussed in executive session; and

WHEREAS, following the Council members' discussion on the motion, including responsive statements by Council Member Funk, the City Council voted by a super-majority vote of five members in favor and two members opposed, to remove City Council Member Kay Funk from participation in all City Council Committee assignments and non-City boards, committees and commission assignments for a period of six months;

WHEREAS, as required by the Rules of Procedure of the Yakima City Council, Section K(2)(iii), this formal resolution of the Council action is necessary; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:

In accordance with the Rules of Procedure of the Yakima City Council, Section K(2)(iii), City Council Member Kay Funk is hereby removed from participation in all City Council Committee assignments and non-City boards, committees and commission assignments for a period of six months.

ADOPTED BY THE CITY COUNCIL this 16th day of April, 2019.

ATTEST:

Kathy Coffey, Mayor

Sonya Claar Tee, City Clerk