



## YAKIMA CITY COUNCIL

September 3, 2019

City Hall – Council Chambers

5:00 p.m. Executive Session; 5:30 p.m. Regular Meeting; 6 p.m. Public Hearings -- MINUTES

### EXECUTIVE SESSION

1. Executive Session regarding prospective and pending litigation

Council: Mayor Kathy Coffey, presiding, Assistant Mayor Dulce Gutierrez, Councilmembers Holly Cousens (arrived 5:22 p.m.), Kay Funk, Brad Hill and Jason White

Absent and excused: Councilmember Carmen Mendez

**MOTION: Gutierrez moved and Funk seconded to adjourn to Executive Session for up to 30 minutes to discuss prospective and pending litigation.** The motion carried by unanimous vote.

Executive Session was held and adjourned at 5:28 p.m.

1. **Roll Call**

Council: Mayor Kathy Coffey, presiding, Assistant Mayor Dulce Gutierrez, Councilmembers Holly Cousens, Kay Funk, Brad Hill and Jason White

Staff: Interim City Manager Cynthia Martinez, City Attorney Jeff Cutter and City Clerk Sonya Claar Tee

Absent and excused: Carmen Mendez

2. **Pledge of Allegiance**

Mayor Coffey led the Pledge of Allegiance.

3. **Interpreter Services**

Mayor Coffey introduced Jorge Villasenor who announced interpreter services are available.

4. **Open Discussion for the Good of the Order**

- A. Employee Recognition for Community Relations Specialist Sean Davido

Communications and Public Affairs Manager Randy Beehler introduced and recognized Community Relations Specialist Sean Davido for his exemplary work. Mayor Coffey presented Mr. Davido with a City Apple Award.

- B. Appointments to Boards, Commissions and Council Committees

i. Appointment to the Lodging Tax Advisory Committee

Mayor Coffey reported the Council Partnership Committee recommends appointment of Anne Moneymaker, Sales & Marketing Manager of the State Fair Park, to the Lodging Tax Advisory Committee to replace Greg Lybeck, who resigned his position with the State Fair Park.

**MOTION: Cousens moved and Gutierrez seconded to approve the recommendation.** The motion carried by unanimous vote, Mendez absent.

5. Council Reports

A. Lodging Tax Advisory Committee Report

Mayor Coffey reported on the Lodging Tax Advisory Committee meeting of August 15, 2019. Assistant Mayor Gutierrez requested staff to encourage SOZO to be an applicant for lodging tax funds in the future.

B. Council Economic Development Committee report

Councilmember White reported on the recent Council Economic Development Committee meeting.

**MOTION: White moved and Gutierrez seconded to add the vacant building ordinance to the next meeting.** The motion carried by unanimous vote, Mendez absent.

6. Consent Agenda

Mayor Coffey referred to the items placed on the Consent Agenda, questioning whether there were any additions or deletions from Council members present. There were no changes. The City Clerk read the Consent Agenda items, including resolutions and ordinances, by title. (Items on the Consent Agenda are handled under one motion without further discussion—see motion directly below.)

**MOTION: Gutierrez moved and Cousens seconded to approve the consent agenda.** The motion carried by unanimous vote, Mendez absent.

A. Approval of the minutes from the August 20, 2019 City Council regular meeting and August 27, 2019 City Council special meeting

B. Resolution authorizing a contract with Selland Construction, Inc. for Alley Paving Project

**RESOLUTION NO. R-2019-084, A RESOLUTION** authorizing a contract with Selland Construction, Inc. for alley reconstruction

C. Resolution authorizing the Chief of Police to execute recurring annual agreements with the United States Department of Justice, Drug Enforcement Administration

**RESOLUTION NO. R-2019-085, A RESOLUTION** authorizing the Chief of Police's execution of recurring annual agreements with the United States Department of Justice, Drug Enforcement Administration.

D. Resolution authorizing an Interlocal School Resource Officer Agreement with the Yakima School District

**RESOLUTION NO. R-2019-086, A RESOLUTION** authorizing an Interlocal School Resource Officer Agreement with Yakima School District No. 7 for the continuation of the school resource officer program during the 2019-2020 school year

**7. Public Comment**

Luz Gutierrez, City resident, spoke about another city in the valley that utilizes lodging tax funds for its annual Cinco de Mayo event and encouraged Yakima to do the same.

Matt Lunstrum, City resident, shared his concerns about the Yakima School District Board.

**PUBLIC HEARINGS**

8. Open record public hearing to consider the Yakima Planning Commission's recommendation on a Comprehensive Plan Amendment (CPA#001-19) and Rezone (RZ#002-19) request submitted by UPI Property II LLC

Planning Manager Joseph Calhoun briefed Council on the request, noting the Comprehensive Plan Amendment process submittal period ended on April 30, 2019. He stated the Planning Commission held a study session and a public hearing on the requests and forwarded its recommendation for approval to the Council.

Mayor Coffey opened the public hearing and, with no one coming forward to speak, closed the hearing.

**MOTION:** Gutierrez moved and Cousens seconded to direct staff to prepare legislation to approve the request and bring this back to Council. The motion carried by unanimous vote, Mendez absent.

9. Open record public hearing to consider the Yakima Planning Commission's recommendation on a Comprehensive Plan Amendment (CPA#002-19) and Rezone (RZ#003-19) request submitted by John I Haas Inc

Planning Manager Joseph Calhoun briefed Council on the request.

Mayor Coffey opened the public hearing and Mark Fickes, representing John I Haas, spoke in support of this request.

**MOTION:** Gutierrez moved and Cousens seconded to direct staff to prepare legislation to approve the request and bring this back to Council. The motion carried by unanimous vote, Mendez absent.

10. Open record public hearing to consider the Yakima Planning Commission's recommendation on a Comprehensive Plan Amendment (CPA#004-19) and Rezone (RZ#004-19) request submitted by the City of Yakima Planning Division

Planning Manager Joseph Calhoun briefed Council on the request.

Mayor Coffey opened the public hearing and, with no one coming forward to speak, closed the hearing.

**MOTION:** Gutierrez moved and Cousens seconded to direct staff to prepare legislation to approve the request and bring this back to Council. The motion carried by unanimous vote, Mendez absent.

11. Open record public hearing to consider the Yakima Planning Commission's recommendation on a Comprehensive Plan Amendment (CPA#005-19) and Rezone (RZ#007-19) request submitted by Forrest Emmons

Planning Manager Joseph Calhoun briefed Council on the request.

Mayor Coffey opened the public hearing and, with no one coming forward to speak, closed the hearing.

**MOTION: Gutierrez moved and Cousens seconded to direct staff to prepare legislation to approve the request and bring this back to Council.** The motion carried by unanimous vote, Mendez absent.

12. Open record public hearing to consider the Yakima Planning Commission's recommendation on a Comprehensive Plan Amendment (CPA#006-19) and Rezone (RZ#006-19) request submitted by River 16 LLC

Planning Manager Joseph Calhoun briefed Council on the request.

Mayor Coffey opened the public hearing and, with no one coming forward to speak, closed the hearing.

**MOTION: Gutierrez moved and Cousens seconded to direct staff to prepare legislation to approve the request and bring this back to Council.** The motion carried by unanimous vote, Mendez absent.

#### DEPARTMENT ITEMS

13. Resolution authorizing a Lease Agreement with Food Facility Engineering, Inc. for property located at 2000 West Washington Ave, Suite 11, Yakima Air Terminal-McAllister Field

Mayor Coffey reported this item is postponed to a future meeting.

14. Ordinance repealing City of Yakima Municipal Code Chapter 9.25 Cruising Control

Community Development Specialist Colleda Monick and Councilmember White briefed Council on a recent meeting with car club enthusiasts.

Art Reis, City resident, spoke favorably on the suggested amendments to the cruising ordinance and shared how pleased he was with the recent meeting.

**MOTION: White moved and Cousens seconded to have staff modify the cruise ordinance that would allow cruising downtown Yakima on the second and third Saturdays in June, July, August and September from 6-10 p.m.** The motion carried by unanimous vote, Mendez absent.

15. Ordinance imposing a local sales and use tax, as provided for in Substitute House Bill 1406, to be used for the provision of affordable housing opportunities within the City; adding new Sections 3.78.065 and 3.78.067 to the Yakima Municipal Code; and amending Section 3.78.080 of the Yakima Municipal Code

Assistant City Attorney Bleek briefed Council on the ordinance. The City Clerk read the ordinance by title only.

**MOTION: Gutierrez moved and Cousens seconded to pass the ordinance.** The motion

carried by unanimous vote, Mendez absent.

**ORDINANCE NO. 2019-020, AN ORDINANCE** imposing the maximum capacity available from the City's annual taxable retail sales and use tax, as provided for in Substitute House Bill 1406 effective July 28, 2019, to be used for the provision of affordable housing opportunities within the City.

16. Ordinance granting PacifiCorp a non-exclusive franchise to locate, construct, maintain and operate electric transmission and distribution lines within the City of Yakima and prescribing the terms of such grant

City Attorney Cutter briefed Council on the ordinance. The City Clerk read the ordinance by title only.

**MOTION: Hill moved and Gutierrez seconded to pass the ordinance.** The motion carried by unanimous vote, Mendez absent.

**ORDINANCE NO. 2019-021, AN ORDINANCE** granting to PacifiCorp, an Oregon Corporation, doing business as Pacific Power, a non-exclusive franchise to locate, construct, maintain and operate electric transmission and distribution lines within the City of Yakima, Washington, and prescribing the terms of such grant.

17. **Other Business**

Councilmember Funk requested staff provide materials for Executive Session ahead of time.

**MOTION: Hill moved and Cousens seconded to add the fire routes to elementary schools issue to the next agenda.** The motion carried by unanimous vote, Mendez absent.

- A. Discussion about, and possible modifications, of the current committee structure utilized by the City Council

Councilmember Hills stated he would like to research this issue a little more. **MOTION: Hill moved and Cousens seconded to move this item to the October 1 meeting.** The motion carried by unanimous vote, Mendez absent.

18. **Adjournment**

**MOTION: Gutierrez moved and Cousens seconded to adjourn to the next Council regular meeting on September 17, 2019, at 4:30 p.m. in the Council Chambers at City Hall.** The motion carried by unanimous vote, Mendez absent. The meeting adjourned at 6:19 p.m.

**CERTIFICATION**

READ AND CERTIFIED ACCURATE BY

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COUNCIL MEMBER

\_\_\_\_\_  
DATE

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COUNCIL MEMBER

\_\_\_\_\_  
DATE

ATTEST:

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CITY CLERK

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MAYOR

**DRAFT**