



YAKIMA CITY COUNCIL

June 16, 2020

City Hall -- Council Chambers

4:30 p.m. Executive Session; 5:30 p.m. Regular Meeting; 6:00 p.m. Public Hearings --- This meeting will be conducted via speakerphone and is live streamed at www.yakimawa.gov and telecast live on Y-PAC, Spectrum Cable Channel 194. There will be no opportunity for oral communications at this meeting; however if you wish to provide written comment to the City Council, please email ccouncil2@yakimawa.gov. Written comments received by 3 pm on the day of the meeting will be provided to the City Council prior to the meeting -- MINUTES

EXECUTIVE SESSION

1. Executive Session to evaluate the qualifications of an applicant for public employment

Council: Mayor Patricia Byers, presiding, Assistant Mayor Holly Cousens, Councilmembers, Kay Funk, Brad Hill, Soneya Lund, Eliana Macias and Jason White (all members attending via speakerphone)

MOTION: Cousens moved and White seconded to adjourn to an Executive Session for up to one hour to evaluate the qualifications of an applicant for public employment. The motion carried by unanimous vote. Executive Session was held and adjourned at 5:24 p.m.

1. **Roll Call**

Council: Mayor Patricia Byers, presiding, Assistant Mayor Holly Cousens, Councilmembers, Kay Funk, Brad Hill, Soneya Lund, Eliana Macias and Jason White (present until 6:25 p.m.) - all members attending via speakerphone with the exception of Funk

Staff: Interim City Manager Alex Meyerhoff, Acting City Attorney Sara Watkins and City Clerk Sonya Claar Tee

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

- A. Coronavirus (COVID-19) update

Interim City Manager Meyerhoff provided an update on COVID-19's effect on City services and finances, as well as information related to eligibility for CARES Act Coronavirus Relief Funding. Council members recognized Communication & Public Affairs Manager Randy Beehler and Mrs. Beehler for their efforts on distributing over 75,000 masks to the public.

3. **Council Reports**

- A. Discussion about Association of Washington Cities delegates

Interim City Manager Meyerhoff reported the Association of Washington Cities (AWC) is requesting names of up to three voting delegates for the AWC business meeting.

MOTION: Hill moved and Cousens seconded to appoint Byers, Cousens and Lund as the AWC voting delegates. The motion carried by unanimous vote.

4. Consent Agenda

Mayor Byers referred to the items placed on the Consent Agenda, questioning whether there were any additions or deletions from Council members present. Item 4H was removed from the consent agenda. 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: Cousens moved and Lund seconded to approve the consent agenda. The motion carried by unanimous vote.

- A. Approval of minutes from the June 2, 2020 City Council regular meeting
- B. Approve payment of disbursements for the period May 1 – 31, 2020
- C. May 2020 Investment Transactions Report
- D. Resolution authorizing an agreement with RH2 Engineering, Inc. to provide engineering and consulting services associated with the 2022 Wastewater Treatment Plant Facility Plan update

RESOLUTION NO. R-2020-066, A RESOLUTION authorizing an agreement with RH2 Engineering, Inc. to provide engineering and consulting services associated with the 2022 Wastewater Treatment Plant Facility Plan update.

- E. Resolution authorizing a Fire Protection Services Interlocal Agreement with the City of Union Gap

RESOLUTION NO. R-2020-067, A RESOLUTION authorizing a Fire Services Interlocal Agreement between the City of Union Gap and the City of Yakima.

- F. Resolution approving a Real Estate Purchase and Sale Agreement for the City's acquisition of required Right-Of-Way and easements over the Boise Cascade Mill Site property to enable road development and construction

RESOLUTION NO. R-2020-068, A RESOLUTION authorizing execution of a Real Estate Purchase and Sale Agreement for the City's acquisition of required Right-Of-Way and easements over the Boise Cascade Mill Site property to enable road construction.

- G. Resolution deferring and continuing the mentorship and internship program to 2021

RESOLUTION NO. R-2020-069, A RESOLUTION deferring and continuing the mentorship and internship program to 2021.

- H. This item was removed from the consent agenda

- I. Ordinance relating to chronic nuisance properties YMC Chapter 11.45

ORDINANCE NO. 2020-014, AN ORDINANCE relating to chronic nuisance properties YMC Chapter 11.45.

Items Removed from the Consent Agenda

- A. Ordinance amending the 2020 Budget for the City of Yakima; and making appropriations from Unappropriated Fund Balances within various Funds for expenditure during 2020 for various purposes (Second Reading)

Councilmember Funk requested additional information related to the grants referenced in this ordinance. Acting City Attorney Sara Watkins summarized the grants and will follow up with additional information.

The City Clerk read the ordinance by title only.

MOTION: Funk moved and Cousens seconded to pass the ordinance. The motion carried by unanimous vote.

ORDINANCE NO. 2020-015, AN ORDINANCE amending the 2020 Budget for the City of Yakima; and making appropriations from Unappropriated Fund Balances within various funds for expenditure during 2020 for various purposes described in the attached Schedule.

PUBLIC HEARINGS Anyone wishing to comment on a public hearing should call (509) 575-6001 once the hearing is opened

5. Public Hearing to receive comments on the Draft 2020 - 2024 Consolidated Plan and 2020 Annual Action Plan for CDBG and HOME Funds, First Hearing

City Clerk Claar Tee reminded community members of the phone number to call should they wish to speak on the public hearing. Archie Matthews, Neighborhood Development Services Manager, briefed Council on the public hearing.

Mayor Byers opened the public hearing and, with no one calling in to speak, closed the hearing, noting there will be a second public hearing on July 7, 2020.

6. Public Hearing to consider: A) Resolution adopting the Six-Year Transportation Improvement Program for the period of 2021 through 2026, and to amend the Transportation Systems Plan 2040; and B) Resolution amending the Yakima Urban Area Comprehensive Plan Capital Facilities Element

Mayor Byers reminded community members of the phone number to call should they wish to speak on the public hearing.

Senior Engineer Bob Desgrosellier briefed Council on the hearing and suggested adding two projects to the list.

Mayor Byers opened the public hearing and, with no one calling in to speak, closed the hearing.

The City Clerk read the resolutions by title only.

MOTION: Cousens moved and White seconded to adopt the resolution with amendments adding the project for N. 1st from J St. to N. St. and the alley paving to be extended south to Summitview. The motion carried by unanimous vote.

RESOLUTION NO. R-2020-070, A RESOLUTION adopting the Six-Year Transportation Improvement Program (TIP) for the period of 2021 through 2026 for transportation improvements to arterial streets in the City of Yakima and amending the Transportation Systems Plan 2040.

MOTION: Cousens moved and White moved to adopt the resolution. The motion carried by unanimous vote.

RESOLUTION NO. R-2020-071, A RESOLUTION to amend the Yakima Urban Area Comprehensive Plan Capital Facilities Element to incorporate the Six-year Transportation Improvement Program (TIP) for the period of 2021 through 2026.

DEPARTMENT ITEMS

7. Ordinance amending Yakima Municipal Code Section 9.25.020 to allow cruising on Yakima Avenue all Saturdays in June, July, August and September

MOTION: White moved to pass the ordinance. The motion died for lack of a second.

During Council discussions, several Council members raised a Point of Order. Mayor Byers acknowledged the Point of Order and instructed Councilmember White not to interrupt other members. The majority of Council members expressed concerns with COVID-19 and shared their belief that it is not the correct time for this change.

8. Discussion of a Truth and Reconciliation process for policing

Police Chief Murray reported that since he has been Chief, the Police Department has had zero community initiated complaints regarding inappropriate force, discrimination and/or harassment. In 2019, the department responded to 54,052 calls for service. Of those nearly 55,000 calls for service, 474 included use of force (336 of those involved use of a “control technique” – in simple terms, a mild twist of a suspect’s wrist to apply handcuffs, as an example). Therefore, last year, Yakima police officers didn’t use force on 99.12% of the calls they responded to. Chief Murray continued to report on additional data points.

Councilmember Hill mentioned a Community/Citizen Review Board. Chief Murray noted the Department is part of a county-wide Special Investigative Unit (SIU) and is in the process of appointing two community members to that Board. Captain Seely will provide additional information related to the SIU. After Council discussion,

MOTION: Funk moved and Macias seconded to direct staff to prepare reports on YPD procedures and quantifiable YPD outcomes--the first report will be presented at the July 7th Council meeting. After discussion, Mayor Byers raised a Point of Order that Councilmember Funk’s comments were not germane to the motion. Councilmember Funk appealed the Mayors ruling, which was upheld by a 5-1 vote, Funk voting no. The motion failed by a 4-2 vote with Byers, Cousens, Hill and Lund voting no, White absent.

MOTION: Funk moved and Hill seconded to direct staff to prepare reports on YPD procedures and quantifiable YPD outcomes. The motion carried by unanimous vote, White absent.

MOTION: Funk moved and Hill seconded to direct staff to gather input on community concerns because of COVID restrictions, this will focus on YPAC production of video testimonials. The motion carried by unanimous vote, White absent.

9. **Other Business**

MOTION: Hill moved and Lund seconded to have an Executive Session to evaluate the qualifications of an applicant for public employment on June 22, 2020 at 4:30 p.m. followed by a 5:30 Special Meeting to discuss the process to hire a City Manager. The motion carried by unanimous vote, White absent.

Councilmember Hill mentioned he has received calls from the Greater Yakima Chamber of Commerce and other businesses about Council members not leading by example during this pandemic. He requested Council and the public follow the Governor's order so that our City can move on to the next phase in the Governor's orders.

Councilmember Funk pointed out information on the CARES Act under item 11B of the agenda. Interim City Manager Meyerhoff reported he is working with Finance and Budget Director Steve Groom on this issue. Mr. Groom assured Council that staff will pursue measures to help our community as much as we legally can.

10. **Adjournment**

MOTION: Cousens moved and Hill seconded to adjourn to a special Council meeting on June 22, 2020, at 4:30 p.m. at City Hall. The motion carried by unanimous vote. The meeting adjourned at 7:42 p.m.

CERTIFICATION

READ AND CERTIFIED ACCURATE BY

DRAFT

COUNCIL MEMBER

DATE

COUNCIL MEMBER

DATE

ATTEST:

CITY CLERK

MAYOR