



## YAKIMA CITY COUNCIL

January 5, 2021

City Hall -- Council Chambers

**5 p.m. Executive Session; 5:30 p.m. Regular Meeting -- Conducted via Zoom, live streamed at [www.yakimawa.gov](http://www.yakimawa.gov) and telecast live on Y-PAC, Spectrum Cable Channel 194 or you may call in and listen by dialing 1-253-215-8782 or 1-888-788-0099. When prompted for the meeting ID enter 946 2497 6083#. When prompted for the participant ID enter #. When prompted for the meeting password enter 415638#. There will be no opportunity for oral communications with the exception of public hearings; however, if you wish to provide written comment to the City Council, please email [ccouncil2@yakimawa.gov](mailto:ccouncil2@yakimawa.gov). Written comments received by 3 pm for this meeting will be provided to the City Council prior to the meeting. MINUTES**

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### EXECUTIVE SESSION

1. Executive session regarding pending litigation

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

Absent: Councilmember Jason White

**MOTION: Cousens moved and Lund seconded to adjourn to Executive Session for up to 30 minutes to discuss pending litigation.** The motion carried by unanimous vote, White absent. Executive Session was held and adjourned at 5:26 p.m.

1. **Roll Call**

Council: Mayor Patricia Byers, presiding, Assistant Mayor Holly Cousens and Councilmembers Kay Funk (present at 5:35 p.m.), Brad Hill, Soneya Lund and Eliana Macias (all attending via Zoom)

Staff: City Manager Robert Harrison, City Attorney Jeff Cutter and City Clerk Sonya Claar Tee

Absent: Councilmember Jason White

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

A. Resolution approving extension of Mayoral Proclamation declaring emergency and order, if the Mayor issues a Proclamation extending the civil emergency proclamation and order to February 2, 2021 due to COVID-19

The City Clerk read the resolution by title only.

**MOTION: Cousens moved and Lund seconded to adopt the resolution.** The motion carried by unanimous vote, Funk and White absent.

**RESOLUTION NO. R-2021-001, A RESOLUTION** extending the Mayor's Proclamation of Civil Emergency and Order regarding a state of emergency in the City of Yakima due to the coronavirus disease 2019 ("COVID-19").

B. Coronavirus (COVID-19) update

City Manager Harrison provided an update on COVID-19's effect on the City, as well as an update on the Cares Act funding the City received.

C. Proclamations

i. Martin Luther King Jr. week proclamation

Mayor Byers proclaimed the Martin Luther King Jr. Holiday as a Day of Service.

**3. Council Reports**

None.

**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 4J 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, White absent.

- A. Approval of minutes from the December 8, 2020 City Council regular meeting and December 21, 2020 special meeting
- B. November 2020 Investment Transactions Report
- C. Project completion and contract acceptance for POW Contracting, Inc. for Wastewater/Stormwater Collections Facility Renovation
- D. Project completion and contract acceptance for Pease & Sons, Inc. -- Wastewater Treatment Plant Digester Gas Improvements
- E. Set date of February 2, 2021 for a closed record public hearing to consider the Planning Commission's recommendation regarding the preliminary plat of Pottenger's Place submitted by Ray Novobielski, located at 9711 Tieton Dr
- F. Resolution authorizing a contract with Insituform Technologies, LLC. for Cured-In-Place Pipe Rehabilitation of Sanitary Sewer Mains

**RESOLUTION NO. R-2021-002, A RESOLUTION** authorizing a contract with Insituform Technologies, LLC. for Project 2495 Cured-In-Place Pipe Rehabilitation of Sanitary Sewer Mains

- G. Resolution awarding RFP 12027P and authorizing a concessionaire agreement with DC Vending and Distribution to provide beverage, food, and goods to be sold at the Yakima Air Terminal-McAllister Field

**RESOLUTION NO. R-2021-003, A RESOLUTION** awarding RFP 12027P and authorizing the City Manager to execute a concessionaire agreement with DC Vending and Distribution to provide beverage, food, and goods be sold at the Yakima Air Terminal-McAllister Field.

- H. Resolution authorizing an Interlocal Agreement for Emergency Aid Response with Yakima County Fire District #4

**RESOLUTION NO. R-2021-004, RESOLUTION** authorizing an Interlocal Agreement between Yakima County Fire District #4 and the City of Yakima for emergency aid response services.

- I. Resolution authorizing an Interlocal Agreement for Emergency Aid Response with the City of Sunnyside

**RESOLUTION NO. R-2021-005, RESOLUTION** authorizing an Interlocal Agreement between the City of Sunnyside and the City of Yakima for emergency aid response services.

- J. This item was removed from the consent agenda

- K. Resolution authorizing amendment to contract with Health Care Authority for the Washington State Healthy Transitions Project

**RESOLUTION NO. R-2021-006, A RESOLUTION** authorizing amendment to contract with Health Care Authority for the Washington State Healthy Transitions Project.

- L. Ordinance adopting the 2018 editions of our State mandated codes; International Building Code, Residential Code, Energy Code, Existing Building Code, Fire Code, Mechanical Code, Fuel Gas Code, and Uniform Plumbing Code, amending Chapters 11.04, 11.18, 11.22, 11.32, 11.44, and 10.05 and adding Chapter 11.12 (Existing Building Code).

**ORDINANCE NO. 2021-001, AN ORDINANCE** amending certain sections of City of Yakima Municipal Code Chapter 10.05 Fire Code, Chapter 11.04 Building Code, Chapter 11.18 Fuel Gas Code, Chapter 11.22 Residential Code, Chapter 11.32 Mechanical Code and Chapter 11.44 Plumbing Code for adoption of the 2018 International Codes; and adding a new Chapter 11.12 entitled City of Yakima Existing building code

#### **Items Removed from the Consent Agenda**

- A. Resolution approving an interlocal agreement with Yakima County for the provision of jail services

Maritza Davis, Corrections Manager, answered questions from Councilmember Funk regarding the contract.

The City Clerk read the resolution by title only.

**MOTION: Cousens moved and Lund seconded to adopt the resolution.** The motion carried by unanimous vote, White absent.

**RESOLUTION NO. R-2021-007, A RESOLUTION** approving an interlocal agreement with

Yakima County for the provision of jail services

## DEPARTMENT ITEMS

5. Analysis Report on Washington Fruit Community Center

Scott Schafer, Public Works Director, reviewed a report on the Washington Fruit Community Center.

Council members, Parks and Recreation Manager Wilkinson and Ed Schoenbach, Yakima Police Activities League (YPAL) Board President, discussed opportunities to continue and expand the programming at the Washington Fruit Community Center. After further Council discussion,

**MOTION: Macias moved and Cousens seconded to continue with the current contract with YPAL through the end of 2021 and lease the facility to third party program providers by January 1st 2022.** The motion failed by a 4-2 vote with Funk, Hill, Lund and Byers voting no, White absent. After additional discussion,

**MOTION: Macias moved and Hill seconded to call for the question.** The motion carried by unanimous vote, White absent.

**MOTION: Hill moved and Macias seconded to direct staff to bring back a proposal to Council to manage and program the Washington Fruit Community Center based on the Harman Center model, primarily using city staff for management, allowing for third party partners and community input on all future programming.** The motion carried by a 5-1 vote with Funk voting no, White absent.

6. Discussion regarding Special Event Permits

Collida Monick, Community Development Specialist, discussed the current policy for special events. Ryan Bleek, Assistant City Attorney, reviewed insurance requirements for special event permits.

7. Report on Second Round of Community Development Block Grant, COVID Fund Program Expenditures

Joan Davenport, Community Development Director, reported on the funding priorities for the second round of Community Development Block Grant - COVID relief funds (CDBG-CV). After Council discussion, it was consensus to bring this issue back on the next agenda with additional information from staff.

8. Other Business

**MOTION: Macias moved and Cousens seconded to direct city staff to present a resolution regarding remote public comment at the next business meeting for Council's consideration.** The motion carried by unanimous vote, White absent.

**MOTION: Funk moved and Macias seconded that we add to next business meeting agenda, information and discussion of a possible Community Garden.** The motion carried by a unanimous vote, White absent.

9. Adjournment

