



**MINUTES
YAKIMA CITY COUNCIL
September 21, 2021
City Hall -- Council Chambers
4:30 p.m. Executive session; 5:30 p.m. regular meeting -- conducted via Zoom**

EXECUTIVE SESSION

1. Executive Session regarding pending litigation per RCW 42.30.110 (1)(i)

Present: Mayor Patricia Byers, presiding, Assistant Mayor Holly Cousens and Councilmembers Kay Funk, Brad Hill and Soneya Lund

Absent: Councilmember Eliana Macias (excused) and Councilmember Jason White

MOTION: Cousens moved and Lund seconded to adjourn to an Executive Session for up to one hour regarding pending litigation per RCW 42.30.110 (1)(I). The motion carried by unanimous vote, Macias and White absent.

Executive Session was held and adjourned at 4:58 p.m.

1. **Roll Call**

Present: Mayor Patricia Byers, presiding, Assistant Mayor Holly Cousens and Councilmembers Kay Funk, Brad Hill, Soneya Lund and Eliana Macias

Staff: City Manager Robert Harrison, City Attorney Sara Watkins and City Clerk Sonya Claar Tee

Absent: Councilmember Jason White

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

A. Proclamations

- i. Hispanic Heritage Month proclamation

Councilmember Macias proclaimed September 15 through October 15, 2021, as Hispanic Heritage Month and Community Integration Committee member Magaly Solis and Mireya Chavez accepted it.

B. Presentations / Recognitions / Introductions

- i. Introduction of Erica McNamara, Public Safety Communications Manager

Fire Chief Markham introduced Erica McNamara as the City's new Public Safety Communications Manager.

- C. Appointments to Boards, Commissions and Council Committees
 - i. Appointments to Boards & Committees

MOTION: Funk moved and Cousens seconded to appoint Frank Purdy to the Bicycle and Pedestrian Committee and reappoint Paul Edmondson and Cynthia Hall to the Historic Preservation Commission. The motion carried by unanimous vote, White absent.

3. Council Reports

- A. Lodging Tax Advisory Committee Report

Mayor Byers and Jennifer Ferrer-Santa Ines, Director of Finance and Budget, reported on the recent Lodging Tax Advisory Committee meeting. Councilmember Funk asked for comparison figures.

- B. Yakima Valley Conference of Governments (YVCOG) letter to Yakima County Commissioners

Councilmember Hill reported on a letter that the Chair of the Yakima Valley Conference of Governments (YVCOG) sent to the County Commissioners asking them to reconsider having YVCOG administer the 2163 and 2060 funds. Councilmember Funk shared her lack of confidence and concerns with YVCOG administering the funds.

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 8 (now 4N) was added to 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 September 7, 2021 City Council regular meeting
- B. Approve payment of disbursements for the period August 1 – 31, 2021
- C. August 2021 Investment Transactions Report
- D. Project Completion and Contract Acceptance for 4th Street Sidewalk Replacement Project - Project 2535
- E. Resolution authorizing the adoption of the Yakima Air Terminal-McAllister Field's Airport Layout Plan Update with Narrative Report

RESOLUTION NO. R-2021-120, A RESOLUTION authorizing adoption of the Yakima Air Terminal-McAllister Field's Airport Layout Plan Update with Narrative Report.

- F. Resolution authorizing a sole source purchase for goods and services from Record-USA to upgrade and install an automated passenger security exit lane system at the Yakima Air Terminal-McAllister Field's main terminal building

RESOLUTION NO. R-2021-121, A RESOLUTION authorizing a sole source purchase for goods and services from Record-USA to upgrade and install an automated passenger security exit lane system at the Yakima Air Terminal-McAllister Field's main terminal building

- G. Resolution authorizing a Supplemental Professional Services Agreement with Gray & Osborne, Inc. to provide engineering services for the 1st Level Reservoir Repairs, Improvements and Services

RESOLUTION NO. R-2021-122, A RESOLUTION authorizing the City Manager to execute the Supplemental Professional Services Agreement with Gray & Osborne, Inc. to provide engineering services for the 1st Level Reservoir Repairs, Improvements and Services.

- H. Resolution authorizing acceptance and execution of a Department of Transportation 2021 National Highway System Asset Management Award for the Summitview Avenue Project

RESOLUTION NO. R-2021-123, A RESOLUTION authorizing acceptance and execution of a Department of Transportation 2021 National Highway System Asset Management Award for the Summitview Ave project

- I. Resolution authorizing a contract with Central Pavement LLC for the Northside Alley Paver Project 2530

RESOLUTION NO. R-2021-124, A RESOLUTION authorizing a contract with Central Paving LLC for the Northside Alley Pavement Project AT2530.

- J. Resolution authorizing acceptance and execution of a Department of Transportation Safe Routes To School (SRTS) grant for the Robertson Elementary School Project

RESOLUTION NO. R-2021-125, A RESOLUTION authorizing acceptance and execution of a Department of Transportation Safe Routes to School (SRTS) Program State Funding Award for the Robertson Elementary project

- K. Resolution approving a grant application for an Office on Violence Against Women Fiscal Year 2021 Firearms Technical Assistance Project Pilot Sites Initiative

RESOLUTION NO. R-2021-126, A RESOLUTION approving a grant application for an Office on Violence Against Women Fiscal Year 2021 Firearms Technical Assistance Project Pilot Sites Initiative

- L. Ordinance amending the City of Yakima Municipal Code Chapter 6.48 Offenses against governmental order to add interfering with a firefighter or emergency medical services technician

ORDINANCE NO. 2021-023, AN ORDINANCE amending Title 6, Public Safety and Morals, of the City of Yakima Municipal Code to include the misdemeanor criminal offense of interfering with a firefighter or emergency medical services technician.

- M. Ordinance relating to Traffic; Title 9, adding Chapter 9.56, Wheeled All-terrain vehicles

ORDINANCE NO. 2021-024, AN ORDINANCE relating to Traffic; Title 9, adding Chapter 9.56, Wheeled All-Terrain Vehicles.

- N. Ordinance amending the 2021 Budget for the City of Yakima; and making appropriations from Unappropriated Fund Balances within various Funds for expenditure during 2021 for various purposes (First Reading)

First reading of an Ordinance amending the 2021 Budget for the City of Yakima; and making appropriations from Unappropriated Fund Balances within various Funds for expenditure during 2021 for various purposes including 2020 encumbrances

5. Public Comment

The following community members spoke in support of the affordable housing sales tax ordinance: Bryan Ketcham, Director of Catholic Charities; Rhonda Hauff, Chief Executive Officer of Yakima Neighborhood Health Services; Marty Miller and Charlie Hitchcock with the Office of Rural Farmworker Housing; David Helseth with Justice Housing; Eric Hohman and Mark James with Rods House.

The following community members spoke against the affordable housing sales tax ordinance: Ron Pelson and Jake Mayson with Central Washington Home Builders and Patricia Hoendermis with Yakima Valley Landlords Association.

Eric Hohman, Coleen Anderson and Phil Hoge, City residents, spoke in support of an anaerobic digester.

DEPARTMENT ITEMS

6. Discussion of a public information regarding the costs and benefits of anaerobic digestion and methane capture from food and yard waste

Councilmember Funk reported on the recent Solid Waste Advisory Committee meeting. She suggested the resolution she sent to Council regarding this issue should be passed this evening and an information meeting would no longer be necessary.

The City Clerk read the resolution by title only.

MOTION: Funk moved and Lund seconded to pass the resolution authorizing City staff to apply for a grant through the Environmental Protection Agency to support anaerobic digestion in communities. The motion carried by unanimous vote, White absent.

RESOLUTION NO. R-2021-127, A RESOLUTION authorizing City staff to apply for a grant through the Environmental Protection Agency to support anaerobic digestion in communities.

7. Update on SWAT in regard to community wide cost sharing and utilization of our SWAT throughout the County

City Manager Harrison reported on the recent meeting with representatives from Yakima County regarding SWAT costs. He noted that Sheriff Udell agreed the cost sharing is not equitable and needs to be reviewed. Chief Murray reported there are other models in other cities that they could use; however, he expects some resistance.

8. This item was added to the consent agenda becoming item 4N

9. Ordinance adding Chapter 3.124: Additional Sales and Use Tax for Housing and Related Services, to the Yakima Municipal Code

City Attorney Watkins reviewed the proposed ordinance. Councilmember Funk discussed a letter from Byron Borton under the council information section of the packet and said she would like to know more about their rent subsidy.

After Council discussion,

MOTION: Lund moved and Funk seconded to pass the ordinance. Due to the Charter amendment requiring a minimum affirmative vote of five members on any councilmanic tax increase, the motion failed by a 4-2 vote, Byers and Cousens voting no, White absent.

10. Other Business

None.

11. Adjournment

MOTION: Cousens moved and Hill seconded to adjourn to a Council study session on September 28, 2021, at 5 p.m. via Zoom. The motion carried by unanimous vote, White absent. The meeting adjourned at 7:13 p.m.

CERTIFICATION

READ AND CERTIFIED ACCURATE BY

COUNCIL MEMBER

DATE

DRAFT

COUNCIL MEMBER

DATE

ATTEST:

CITY CLERK

MAYOR