



**MINUTES
YAKIMA CITY COUNCIL**

October 19, 2021

City Hall -- Council Chambers

**5:00 p.m. Executive session; 5:30 p.m. regular meeting 6:00 p.m. public hearings -- meeting
conducted via Zoom**

EXECUTIVE SESSION

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

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

Absent: Assistant Mayor Holly Cousens (excused) and Councilmember Jason White

MOTION: Lund moved and Funk seconded to adjourn to an Executive Session for up to 30 minutes regarding pending and potential litigation per RCW 42.30.110. The motion carried by unanimous vote, Cousens and White absent.

Executive Session was held and adjourned at 5:15 p.m.

1. **Roll Call**

Present: Mayor Patricia Byers, presiding, 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: Assistant Mayor Holly Cousens (excused) and Councilmember Jason White

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

A. Presentations / Recognitions / Introductions

- i. Henry Beauchamp Community Center report

Adrienne Garner, Director of the Henry Beauchamp Community Center (HBCC), and Gabrielle Gibbens, Americorp Vista Volunteer, presented a report on the HBCC.

3. **Council Reports**

A. Discussion of creation of a new city board to overlook sustainability and the adverse effects of climate change

Councilmember Funk spoke about her request for a board or committee to overlook sustainability and the adverse effects of climate change.

Mayor Byers shared her concerns about creating a new board considering the number of vacancies there are on current boards and committees. She also noted the City recently adopted a resolution on supporting the Fossil Fuel Non-Proliferation Treaty and committing the City on a SAFE Cities climate change stand and believes the focus of the City at this time should be on more imminent issues such as public safety and homelessness. Mayor Byers reported she would like to see a citizens committee that could work together and bring issues to Council members without involving staff time.

After discussion and amendment the following motion passed: **Funk moved and Macias seconded to direct staff to plan a new City board to provide recommendations to Council and administration on ways to improve the City's sustainability and the adverse effects of climate change.** The motion carried by a 4-1 vote, Byers voting no, White and Cousens absent.

Councilmember Lund noted the City is struggling to find people to join committees and would like to make the application process easier. After discussion,

MOTION: Hill moved and Lund seconded that the requirement be removed that incumbents on City commissions and boards have to resubmit an application for consideration and the nominating committee can review their information on file along with any new applications. The motion carried by unanimous vote, Cousens and White absent.

B. Discussion of City Council Rules of Procedure

Councilmember Funk shared her thoughts on the Council Rules of Procedure and asked about Section K of the rules. City Attorney Sara Watkins reported on the staff recommendation to the Council Rules of Procedure as well as a memorandum of other topics that could be included. She also noted that section K is appropriate and there were no proposed changes submitted. After discussion,

MOTION: Lund moved and Byers seconded to table any further discussion until the new Council convenes in January. The motion carried by a 3-2 vote, Hill and Funk voting no, Cousens and White absent.

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. Items 4G and 4H were removed from the consent agenda and items 7 (now 4O) and 8 (now 4P) were 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: Lund moved and Macias seconded to approve the consent agenda. The motion carried by unanimous vote, Cousens and White absent.

A. Approval of minutes from the October 5, 2021 City Council regular meeting and October 5, 7, 12 & 14, 2021 City Council study sessions

B. Approve payment of disbursements for the period September 1 – 30, 2021

- C. 2021 3rd Quarter Treasury Report
- D. Set date of November 1, 2021 for public hearing regarding the Ad Valorem Tax (property tax) for collection in 2022
- E. Set dates of November 1 and 16, 2021, for public hearings on the 2022 Preliminary Budget for the City of Yakima
- F. Set November 16, 2021, as the date for a closed record hearing to consider an appeal of the Hearing Examiner's decision regarding a modification to an existing site plan for the West Valley School District- Apple Valley Elementary
- G. This item was removed from the consent agenda
- H. This item was removed from the consent agenda
- I. Project Completion and Acceptance for TTC Construction, Inc. - Project 2109E 20th Avenue Sewer Line Replacement
- J. Resolution adopting Yakima Transit's Transit Development Plan for 2021-2026 and annual report for 2020

RESOLUTION NO. R-2021-135, A RESOLUTION adopting Yakima Transit's Development Plan for 2021-2026 and annual report for 2020

- K. Resolution authorizing an Interlocal Agency Agreement with the North Yakima Conservation District (NYCD) for Plant Establishment Services

RESOLUTION NO. R-2021-136, A RESOLUTION authorizing an Interlocal Agency Agreement with the North Yakima Conservation District for Plant Establishment Services

- L. Resolution authorizing grant acceptance from the Department of Archaeology and Historic Preservation for the creation and submission of an application to create a Fruit Row National Historic District

RESOLUTION NO. R-2021-137, A RESOLUTION authorizing acceptance of a grant of \$8,000 from the Washington State Department of Archaeology and Historic Preservation (DAHP) for the purpose of preparing a nomination application for a Fruit Row National Historic District.

- M. Resolution accepting Change Order No. 7 to City contract 2020-122 with Halme Construction, Inc. for Municipal Solid Waste Project LF2529

RESOLUTION NO. R-2021-138, A RESOLUTION authorizing Change Order #7 – Claim Resolution with Halme Construction, Inc. for the Bravo Company Blvd. MSW and Wood Debris Removal project LF2529

- N. Resolution authorizing a subrecipient agreement with Educational Services District 105 relating to the OJJDP Youth Gang Suppression Grant

RESOLUTION NO. R-2021-139, A RESOLUTION authorizing a subrecipient agreement with Educational Services District 105 relating to the OJJDP Youth Gang Suppression Grant.

- O. Ordinance governing the spreading of human cremains in City Parks

ORDINANCE NO. 2021-027, AN ORDINANCE governing the spreading of human cremains in City parks, to include an application process, imposition of a nominal fee, and rules regarding the spreading of human cremains in City parks.

- P. Ordinance amending the City of Yakima Municipal Code Section 2.40.080 Holidays with Pay to add Juneteenth as a paid holiday

ORDINANCE NO. 2021-028, AN ORDINANCE amending the City of Yakima Municipal Code Section 2.40.080 Holidays with Pay to add Juneteenth as a paid holiday

Items Removed from the Consent Agenda

- A. Set date of November 1, 2021, for a public hearing to consider an ordinance to amend Yakima Municipal Code 7.64.030, Refuse tax

Mayor Byers asked how much revenue this would generate if approved. Jennifer Ferrer-Santa Ines, Director of Finance and Budget, estimated this could generate \$425,000 in additional refuse tax and provide for the Clean City Program enhancements as outlined at the October 14, 2021 budget study session. Public Works Director Scott Schafer reported on the average cost per month for residents.

MOTION: Byers moved and Lund seconded to approve the set date of November 1, 2021, for a public hearing to consider an ordinance to amend Yakima Municipal Code 7.64.030, Refuse tax. The motion carried by unanimous vote, Cousens and White absent.

- B. Set date of November 1, 2021 for a public hearing to consider an ordinance to amend Yakima Municipal Code 7.64.040, Stormwater tax

Mayor Byers reported she doesn't believe this additional tax increase is necessary at this time. City Manager Harrison stated the refuse rate increase would provide sufficient revenue for the expanded Clean City program. Councilmember Hill stated this tax increase could further enhance the program if passed. After discussion,

MOTION: Byers moved to take no action on this item. The motion died for lack of a second.

MOTION: Hill moved and Lund seconded to approve setting the date of November 1, 2021 for a public hearing to consider an ordinance to amend Yakima Municipal Code 7.64.040, Stormwater tax. The motion carried by a 4-1 vote, Byers voting no, Cousens and White absent.

5. Public Comment

City residents Collen Anderson and Robert Strader spoke in support of a Council board or committee to overlook the sustainability and the adverse effects of climate change.

PUBLIC HEARINGS

6. Public hearing on the Pedestrian Master Plan

Senior Planner Trevor Martin introduced Consultant Erin David with Alta Planning and Design who presented a PowerPoint on the Pedestrian Master Plan.

Mayor Byers opened the public hearing. City resident and Chair of the Bicycle & Pedestrian Committee Neil McClure spoke in support of the Pedestrian Master Plan. With no one else calling in to speak, Mayor Byers closed the hearing and noted the plan will be brought back at the November 1 meeting for adoption.

DEPARTMENT ITEMS

7. This item was moved to the consent agenda

8. This item was moved to the consent agenda

9. **Other Business**

None.

10. **Adjournment**

MOTION: Lund moved and Hill seconded to adjourn to the next meeting City Council regular meeting on Monday, November 1, 2021, at 5:30 p.m. via Zoom. The motion carried by unanimous vote, Cousens and White absent. The meeting adjourned at 7:09 p.m.

CERTIFICATION

READ AND CERTIFIED ACCURATE BY

DRAFT

COUNCIL MEMBER

DATE

COUNCIL MEMBER

DATE

ATTEST:

CITY CLERK

MAYOR