



**MINUTES
YAKIMA CITY COUNCIL**

April 2, 2024

**City Hall – Council Chambers - 129 N 2nd Street, Yakima, WA
5:30 p.m. Regular meeting conducted in person, and virtually via Zoom**

1. Roll Call

Present: Mayor Patricia Byers, presiding; Assistant Mayor Matt Brown and Councilmembers Reedy Berg, Janice Deccio, Rick Glenn, Danny Herrera and Leo Roy

Staff: Interim City Manager Dave Zabell, City Attorney Sara Watkins and City Clerk Rosalinda Ibarra

2. Pledge of Allegiance

Mayor Byers led the Pledge of Allegiance.

3. Interpreter Services

Mayor Byers introduced Jorge Villaseñor who announced interpreter services are available in Spanish.

4. Public Comment

Dustin Miley, City employee, spoke regarding staff training and the benefits to the City for cross training.

Michael Kay, Camp Hope, expressed frustration regarding the lack of communication and progress for program funding.

Parmjit Singh, City business owner and County resident, spoke regarding the adverse effects on businesses caused by the N. First St. construction project.

Tiffany Hein, City resident and downtown business owner, shared ideas for Council to consider related to the downtown parking regulations and encouraged side street parking enforcement.

Corie Ratliff, City resident and downtown business owner, provided thoughts on downtown parking issues including Yakima County parking lots and County vehicles.

Tony Courcy, City resident, spoke regarding several matters.

5. Open Discussion for the Good of the Order

A. Proclamations

i. Yakima - Morelia Sister City Proclamation

Councilmember Herrera proclaimed the week of April 1, 2024 as "Yakima-Morelia Sister City Week". Margaret Luera, Noe Gutierrez, and David Rogers accepted the proclamation and presented a certificate to the City of Yakima ratifying the sister city relationship on behalf of the city of Morelia, Michoacán, Mexico. Ms. Luera extended an invitation to the 25th anniversary celebration to be held at the Harman Center on April 6, 2024.

ii. Draft Salvation Army Week Proclamation

MOTION: Deccio moved and Berg seconded to approve the proclamation. The motion carried by unanimous vote.

iii. Draft Arbor Day 2024 Proclamation

MOTION: Deccio moved and Roy seconded to approve the proclamation. The motion carried by unanimous vote.

B. Presentations / Recognitions / Introductions

i. Recognition of Connie Upton for 30 Years of Service to the Yakima Convention and Event Center

Interim City Manager Dave Zabell recognized Connie Upton for 30 years of service to the Yakima Convention and Event Center. John Cooper, President and CEO of Yakima Valley Tourism, also spoke regarding Connie's tenure. Mayor Byers presented Ms. Upton a recognition certificate.

ii. Yakima County Development Association 2023 Year End Review and 2024 Outlook

Jonathan Smith, Executive Director of the Yakima County Development Association, presented the 2023 year-end accomplishments and provided an overview of the 2024 work plan.

iii. Greater Yakima Chamber of Commerce 2023 Year End Report and 2024 Outlook

This presentation will be rescheduled at a later date.

6. **Council Reports**

None.

7. **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 I and J were 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: Deccio moved and Brown seconded to approve the consent agenda. The motion carried by a 7-0 roll call vote.

A. Approval of minutes from the March 19, 2024 City Council regular meeting and March 26, 2024 study session

- B. 2023 4th Quarter Financial Report
- C. Resolution awarding Bid 12344 and authorizing an agreement with Granite Construction for Asphalt and Materials

RESOLUTION NO. R-2024-053, A RESOLUTION awarding Bid 12344 and authorizing an agreement with Granite Construction for Asphalt and Materials.

- D. Resolution authorizing a quit claim deed to terminate an easement in the vicinity of 1 W Valley Mall Blvd

RESOLUTION NO. R-2024-054, A RESOLUTION declaring the property rights obtained by the City in the Easement Deed recorded under Auditor's File Number 7891722 located near the intersection of Valley Mall Boulevard and Longfibre Road to be surplus to the uses and needs of the City of Yakima, and authorizing disposition of such property rights to Printing Press Properties.

- E. Resolution accepting a Department of Transportation Pedestrian & Bicycle Safety Program grant award for Fred Meyer Active Transportation Pathway Project 2780

RESOLUTION NO. R-2024-055, A RESOLUTION authorizing acceptance and execution of a state grant program agreement with the Washington State Department of Transportation for the Fred Meyer Active Transportation Pathway Project 2780.

- F. Resolution authorizing a contract with Yakima Valley Partners Habitat for Humanity for the development of a new single-family home located at W 2906 Arlington Ave

RESOLUTION NO. R-2024-056, A RESOLUTION authorizing an agreement with Yakima Valley Partners Habitat for Humanity for up to Eighty-Seven Thousand Five Hundred Dollars (\$87,500) in U.S. Department of Housing and Urban Development (HUD), HOME Investment Partnerships Program (HOME) funds for the construction of a low-income housing unit at 2906 W Arlington Avenue.

- G. Resolution authorizing a contract with Yakima Valley Partners Habitat for Humanity for the development of a new single-family home located at W 2908 Arlington Ave

RESOLUTION NO. R-2024-057, A RESOLUTION authorizing an agreement with Yakima Valley Partners Habitat for Humanity for up to Eighty-Seven Thousand Five Hundred Dollars (\$87,500) in U.S. Department of Housing and Urban Development (HUD), HOME Investment Partnerships Program (HOME) funds for the construction of a low-income housing unit at 2908 W. Arlington Avenue.

- H. Resolution authorizing a contract with Yakima Valley Partners Habitat for Humanity for the development of a new single-family home located at 2910 W Arlington Ave

RESOLUTION NO. R-2024-058, A RESOLUTION authorizing an agreement with Yakima Valley Partners Habitat for Humanity for up to Eighty-Seven Thousand Five Hundred Dollars (\$87,500) in U.S. Department of Housing and Urban Development (HUD), HOME Investment Partnerships Program (HOME) funds for the construction of a low-income housing unit at 2910 W. Arlington Avenue.

- I. Item I was removed from the Consent Agenda

- J. Item J was removed from the Consent Agenda

- K. Resolution authorizing an airport concession rent credit between the City of Yakima-Yakima Air Terminal-McAllister Field and BBold Advertising and Marketing

RESOLUTION NO. R-2024-061, A RESOLUTION authorizing Airport Concession Rent Credit Between the City of Yakima, the owner and operator of Yakima Air Terminal-McAllister Field, and BBold Advertising and Marketing.

- L. Resolution authorizing an airport concession rent credit between the City of Yakima-Yakima Air Terminal-McAllister Field and Hertz Corporation Car Rental

RESOLUTION NO. R-2024-062, A RESOLUTION authorizing Airport Concession Rent Credit between the City of Yakima, the owner and operator of Yakima Air Terminal-McAllister Field, and the Hertz Corporation dba Hertz Car Rental.

Items Removed from the Consent Agenda

- A. Resolution authorizing a grant application for the Yakima Air Terminal Building Modernization project to the Yakima County Supporting Investments in Economic Development (SIED) for Capital Improvement Projects at the Yakima Air Terminal-McAllister Field

Yakima Air Terminal Director Robert Hodgman provided information to Council regarding the grant application.

The City Clerk read the resolution by title only. After Council discussion,

MOTION: Glenn moved and Roy seconded to adopt both resolutions (for Items I and J removed from the consent agenda). The motion carried by a 7-0 roll call vote.

RESOLUTION NO. R-2024-059, A RESOLUTION authorizing a grant application for the Yakima Air Terminal Building Modernization project to the Yakima County Supporting Investments in Economic Development (SIED) for Capital Improvement Projects at the Yakima Air Terminal-McAllister Field.

- B. Resolution authorizing a grant application for the Yakima Air Terminal Building Modernization project to the Washington State Department of Commerce Community Economic Revitalization Board (CERB) for Capital Improvement Projects at the Yakima Air Terminal-McAllister Field

Yakima Air Terminal Director Robert Hodgman provided information to Council regarding the grant application. The City Clerk read the resolution by title only.

MOTION: Glenn moved and Roy seconded to adopt both resolutions (for Items I and J removed from the consent agenda). The motion carried by a 7-0 roll call vote.

RESOLUTION NO. R-2024-060, A RESOLUTION authorizing a grant application for the Yakima Air Terminal Building Modernization project to the Washington State Department of Commerce Community Economic Revitalization Board (CERB) for Capital Improvement Projects at the Yakima Air Terminal-McAllister Field.

PUBLIC HEARINGS

8. Public hearing to consider: A) Resolution adopting the amended Six-Year Transportation Improvement Program for the period of 2024 through 2029, and to amend the Transportation Systems Plan 2040; and B) Resolution amending the Yakima Urban Area Comprehensive Plan Capital Facilities Element

City Engineer Bill Preston briefed Council on the public hearing.

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

The City Clerk read both resolutions by title only. After Council discussion,

MOTION: Deccio moved and Brown seconded to adopt both resolutions. The motion carried with a 7-0 roll call vote.

RESOLUTION NO. R-2024-063, A RESOLUTION amending the adopted Six-Year Transportation Improvement Program (TIP) for the period of 2024 through 2029 and amending the Transportation Systems Plan 2040.

RESOLUTION NO. R-2024-064, A RESOLUTION amending the Yakima Urban Area Comprehensive Plan Capital Facilities Element to incorporate the amended Six-year Transportation Improvement Program (TIP) for the period of 2024 through 2029.

9. Closed record public hearing and Ordinance to consider the Planning Commission's recommendation regarding a rezone request located in the vicinity of 1104 & 1112 S. 48th Ave

Mayor Byers stated this is a closed record hearing and testimony will be limited to the record regarding a rezone request in the vicinity of 1104 & 1112 S. 48th Ave., submitted by William F. Almon. The City Council is sitting in its quasi-judicial capacity and is charged with evaluating the Yakima Planning Commission's recommendation and the record and deciding whether to approve or reject the rezone request. As this is a quasi-judicial hearing, the Appearance of Fairness doctrine controls.

Each Councilmember answered negatively or affirmatively to the following questions:

1. Do you have any interest in the property or the application, or do you own property within 300 feet of the property subject to the application? All Council members responded they did not.
2. Do you stand to gain or lose any financial benefit as a result of the outcome of the application? The response from Council members was no.
3. Can you hear and consider the application in a fair and objective manner, without bias? All Council members stated they could.
4. Have you had any ex parte communications with applicants, or anyone else, regarding this application? All Council members responded no.

Mayor Byers asked if anyone wished to challenge any council member's participation in this application on appearance of fairness grounds. No one from the audience or on Zoom spoke to the issue.

Mayor Byers opened the public hearing. Interim Planning Manager Eric Crowell briefed the Council on the matter. With no one coming forward or calling in to speak, Mayor Byers closed the public hearing.

The City Clerk read the ordinance by title only. After Council discussion and deliberation,

MOTION: Deccio moved and Brown seconded pass the ordinance affirming the recommendation of the Yakima Planning Commission. The motion carried by a 7-0 roll call vote.

ORDINANCE NO. 2024-009, AN ORDINANCE rezoning parcels 181328-41405 and 181328-41427 from Professional Business (B-1) to Local Business (B-2) and amending the Zoning Map of the City of Yakima.

10. Public hearing and Ordinance to consider the Yakima Planning Commission's recommendation regarding 2024 proposed text amendments to YMC Titles 14 Subdivisions

Interim Planning Manager Eric Crowell briefed Council on the text amendments to the Yakima Municipal Code Title 14 Subdivisions.

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

The City Clerk read the ordinance by title only. After Council discussion and deliberation, **MOTION: Brown moved and Deccio seconded to pass the ordinance.** The motion carried by a 7-0 roll call vote.

ORDINANCE NO. 2024-010, AN ORDINANCE amending Yakima Municipal Code Title 14 – Subdivisions to incorporate text amendments recommended by the City of Yakima Planning Commission.

DEPARTMENT ITEMS

11. Ordinance amending the 2023-2024 Biennial Budget for the City of Yakima and making appropriations from Unappropriated Fund Balances within various Funds for expenditure during 2023-2024 for various purposes (First Reading)

Interim Director of Finance and Budget Rosylen Oglesby briefed Council on the first reading of proposed amendments to the 2023-2024 biennial budget.

The City Clerk read the ordinance by title only.

First Reading of **AN ORDINANCE** amending the 2023-2024 Biennial Budget for the City of Yakima and making appropriations from Unappropriated Fund Balances within various Funds for expenditure during 2023-2024 for various purposes including 2023 encumbrances.

12. Ordinance to amend Chapter 7.50.040 of the Yakima Municipal Code, Utility Accounting

Interim Finance and Budget Director Rosylen Oglesby briefed the Council on the proposed amendments to remove reference to utility rates from the Yakima Municipal Code Chapter 7.50 Utility Accounting.

The City Clerk read the ordinance by title only.

MOTION: Deccio moved and Brown seconded to pass the ordinance. The motion carried by 7-0 roll call vote.

ORDINANCE NO. 2024 011, AN ORDINANCE amending the City of Yakima Municipal Code Section 7.50.040 relating to utility service fees.

CITY MANAGER UPDATE

13. Council Discussion and Direction Regarding Downtown Parking

Interim City Manager Dave Zabell outlined the March 26th proposed recommendations regarding the regulation of parking within city-owned parking lots and on-street parking. Mr. Zabell described policy issues regarding lot maintenance and repair and the use of technology applications. He also highlighted operational issues and efforts to coordinate with the community on parking issues.

After extensive Council discussion,

MOTION: Brown moved and Deccio seconded to direct staff to create an ordinance that provides the following: \$20 fine fee; \$20 parking permit fee; allow 2 hours free parking on street; allow 3 hours free parking in city-owned parking lots; reduce number of parking permits to be sold to 40% of total parking spaces and available for any of the lots; employees of governmental agencies who have their own parking lots are not eligible to apply for a parking permit; and re-evaluate 3 hour parking period in city lots to determine effectiveness. The motion carried by unanimous vote.

Staff will also present a moratorium extension to coincide with the effective date of the new proposed ordinance.

14. Other Business

MOTION: Brown moved and Berg seconded to add to future study session for council to discuss the contract regarding DAY maintenance. The motion carried by unanimous vote.

Berg requested an update on business economic development.

Glenn inquired about the City Manager recruitment process. Applications are being accepted through next week.

MOTION: Brown moved and Berg seconded to add to future study session a review of the Clean City program. The motion carried by unanimous vote.

15. Adjournment

MOTION: Brown moved and Deccio seconded to adjourn to the next City Council study session on April 9, 2024, at 5:00 p.m. in the Council Chambers at City Hall. The motion carried by unanimous vote. The meeting adjourned at 7:34 p.m.

CERTIFICATION

READ AND CERTIFIED ACCURATE BY

COUNCIL MEMBER

DATE

COUNCIL MEMBER

DATE

ATTEST:

CITY CLERK

MAYOR