



**YAKIMA CITY COUNCIL**  
**November 1, 2016**  
**City Hall -- Council Chambers**  
**6 p.m. Business Meeting; 6:30 p.m. Public Hearing -- MINUTES**

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**BUSINESS MEETING**

**1. Roll Call**

Council: Mayor Kathy Coffey, presiding, Assistant Mayor Carmen Mendez, Council Members Maureen Adkison, Holly Cousens, Avina Gutierrez, Dulce Gutierrez and Bill Lover

Staff: City Manager Moore, City Attorney Cutter and City Clerk Claar Tee

**2. Pledge of Allegiance**

Mayor Coffey led the Pledge of Allegiance.

**3. Interpreter Services**

Mayor Coffey announced interpreter services are available.

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

i. 2015 All-America City Quilt Display

Community Relations Director Beehler noted the 2015 All-America City Quilt is on display in the lobby for the next few weeks.

A. Presentations / Recognitions / Introductions

i. Recognition of Joe Caruso for 15 Years of Service

Community Development Director Davenport recognized Codes Manager Caruso for 15 years of service to the City of Yakima. She also noted he is being awarded the City of Yakima Apple Award for exceptional service to the homeless encampment.

B. Appointments to Boards, Commissions and Council Committees

i. Acceptance of Council Nominating Committee minutes from October 10 and 26, 2016, and recommendation of appointments to the Community Integration and Ethics & Equal Rights Exploratory Committees

Council Member Lover reported on the Council Nominating Committee meetings.

**MOTION: Mendez moved and A. Gutierrez seconded to accept the minutes of**

*the meetings and to accept the recommendations of the Committee for appointments to the Community Integration Exploratory Committee and the Ethics and Equal Rights Exploratory Committee.* The motion carried by unanimous vote.

**5. Council Reports**

None.

**6. Consent Agenda**

Mayor Coffey referred to the items placed on the Consent Agenda, questioning whether there were any additions or deletions from Council members or citizens present. Item 10, now 6G, 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: Adkison moved and Cousens seconded to approve the consent agenda.** The motion carried by unanimous vote.

- A. Approval of the minutes from the September 6 and 20 and October 4 and 18, 2016, City Council Business meetings; September 13 and October 24, 2016, City Council Study Sessions; September 27, 2016, City Council Retreat, and October 7, 2016, City Council Special meeting
- B. 3rd Quarter 2016 Treasury Report
- C. Resolution declaring biomass produced from the anaerobic digester at the Wastewater Treatment Plant as surplus

**RESOLUTION NO. R-2016-129, A RESOLUTION** declaring surplus biomass from the Wastewater Division as surplus to the needs of the City of Yakima, and authorizing the City Manager to dispose of biomass in a manner most beneficial to the City of Yakima.

- D. Resolution authorizing an Interlocal Agreement with the Town of Harrah for Wastewater Services

**RESOLUTION NO. R-2016-130, A RESOLUTION** authorizing and directing the City Manager to execute an Interlocal Agreement between the City of Yakima and the Town of Harrah for Wastewater Services conducted by the City of Yakima's Wastewater Division.

- E. Resolution accepting Passenger Facility Charge revenues from U.S. Department of Transportation to be used as matching funds for airport capital improvement projects

**RESOLUTION NO. R-2016-131, A RESOLUTION** authorizing the City Manager to accept Passenger Facility Charge revenues from U.S. Department of Transportation to be used as the City's source of funding, as well as required matching funds for airport capital improvement projects.

- F. Resolution authorizing annual renewal of the City Manager's authority to resolve and settle any claims against or by the City of Yakima in an amount of \$50,000 or less, and to execute all documents necessary to the resolution or settlement of such claims

**RESOLUTION NO. R-2016-132, A RESOLUTION** authorizing annual renewal of the City Manager's authority to resolve and settle any claims against or by the City of Yakima in an amount of \$50,000 or less, and to execute all documents necessary to the resolution or settlement of such claims.

- G. Resolution authorizing temporary emergency cold weather shelters in the City of Yakima from November 15, 2016 to March 15, 2017, and allowing approved churches to serve as shelters

**RESOLUTION NO. R-2016-133, A RESOLUTION** authorizing and directing the Yakima Community Development Department to identify and implement a policy regarding temporary emergency cold weather shelters in the City of Yakima, and providing that such policy shall be valid only from November 18, 2016 through approximately March 15, 2017.

**7. Audience Participation**

None.

**PUBLIC HEARINGS**

8. Resolution and closed record public hearing to consider the Yakima Planning Commission's recommendation regarding an application submitted by Khushdip Hans for an 18-lot preliminary plat, known as Vista Ridge, in the vicinity of S. 72nd Ave & Easy Street

Supervising Planner Peters briefed Council on the resolution.

Mayor Coffey opened the public hearing.

Robert Desgrosellier, City resident, stated he was speaking on behalf of his relatives and their neighbors who are concerned about access to the plat. Valerie Sveinsson, City resident, asked if there is a plan for 72nd Avenue to be a through street. Mr. Peters stated it is designated to be a through street in the future.

The City Clerk read the resolution by title only.

**RESOLUTION NO. R-2016-134, A RESOLUTION** approving the preliminary long plat of Vista Ridge, an eighteen lot single-family subdivision, located in the vicinity of Easy St. and South 72nd Ave., Yakima, Washington.

**MOTION: A. Gutierrez moved and Cousens seconded to adopt the resolution.** The motion carried by unanimous vote.

**DEPARTMENT ITEMS**

9. Ordinance adding Chapter 5.79 relating to Transportation Network Companies and Amendments to Chapter 5.78: Taxicabs

Senior Assistant City Attorney Watkins briefed Council on the ordinances.

The following spoke in favor of the ordinance: Jonathan Hopkins, non-resident and Uber representative; Nicole Evans, City resident; Justin Bigby, City resident; and Matt Wilson, City resident.

The following City residents spoke against the ordinance: Conrado Arvizu, Hazel Arvizu and Candie Turner.

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

**ORDINANCE NO. 2016-019, AN ORDINANCE** relating to the operation of taxicabs within the City of Yakima and amending Chapter 5.78 of the Yakima Municipal Code.

**ORDINANCE NO. 2016-020, AN ORDINANCE** relating to the operation of Uber and other transportation network companies (“TNCs”) within the City of Yakima and adding a new Chapter 5.79 titled “Transportation Network Companies” to the Yakima Municipal Code.

**MOTION: Mendez moved and Cousens seconded to pass both ordinances.** The motion carried by unanimous vote.

City Attorney Cutter noted Uber had some additional requests regarding the ordinance, which are not substantive and may be brought back after further review for an amendment to the ordinance. **It was Council consensus for staff to review the additional suggestions by Uber and if necessary bring back any amendments.**

10. Ordinance amending Section 6.91 of the Yakima Municipal Code relating to unlawful camping on public property and unlawful storage of personal property on public property

Senior Assistant City Attorney Watkins briefed Council on the ordinance.

City Manager Moore reported that since 2005 the City has invested \$12,036,000 dollars in long-term solutions to homelessness through HOME and Community Development Block Grant programs. This investment has been strategically made with partners in the community such as Habitat for Humanity and the Catholic Diocese, and through that funding the City has been able to help build 53 single-family homes and 195 multi-family dwellings, housing about 900 people, all of whom are low income. In the short-term, the City has been providing YVCOG with recommendations and will continue to work with them.

Assistant Mayor Mendez asked what it would take for the City to create its own Human Services Department. City Manager Moore reported the City could create a new department by Ordinance, and in order to access the 2163 funding, the City would need a five-year plan to combat homelessness approved by the Department of Commerce. Mr. Moore reported nearly \$1.3 million is generated from 2163 money in Yakima County to fund solutions to homelessness, which is from recording fees on real estate transactions. Between 38-40% (\$520,000) of those fees are generated within the city limits of Yakima, which goes to the County and is then transferred to the Yakima Valley Conference of Government (YVCOG). YVCOG has provided some funding for winter shelters, with 32 beds for men and 15 for women. Additionally, the Union Gospel Mission has 100+ beds available each night. By state law 6% (approx. \$31,000) of the funding can be used for administrative purposes to staff a department of two or three people required to run an RFP process, manage and monitor contracts and report back to congress. City Manager Moore reported there are currently approximately 60-70 people at the homeless encampment and last year there were shelters available to accommodate the homeless every night, except for one or two nights when motel vouchers were issued.

Annette Rodriguez, Homeless and Housing Services Director for Yakima Neighborhood Health Services (YNHS), stated their goal is to have overnight and daytime shelters seven days a week and work with volunteers to provide meals. She asked the Council to consider keeping the homeless encampment open and reported they have funding for housing 30 homeless with 19 already served. They are still searching for homes for the remaining 11.

Ruby Irving, City resident, understands the City has provided choices, whether for the overnight shelters or the Mission and believes at some point the homeless will need to be responsible for their own choices and decisions. She offered her services to be part of a solution.

Frank Hewey, City resident, stated everyone is being reactive and hopes next spring, when the shelters close down, everyone can be more proactive.

Michelle Wilson, Yakima County, reported Spokane has made great strides with homelessness and suggested the City investigate what they have done.

Roger Wilson, Yakima County, does not believe camping should be allowed in the City. He feels the current situation began when YNHS allowed camping on its property. He would like the City to be out of the homelessness business and does not want people sleeping on the sidewalk as he believes sidewalks are a foot path to keep people moving.

Steve Hill, City resident, spoke in support of keeping the homeless encampment.

Charlie Robin, City resident and CEO of the Capitol Theatre, reported issues with the homeless in the alley next to the Theatre and discouraged any changes to the anti-camping ordinance. He also expressed his willingness to be in meetings or part of any conversation to help find a solution.

Don Hinman, YNHS, spoke in support of keeping the homeless encampment open.

Marcie Carrell, City resident, thanked Council for the open discussion and shared her concerns with people camping near school bus stops and believes it is wise for Council to take time to come up with a solution. She shared her concern over changes to the anti-camping ordinance and expressed a willingness to help.

Larry Mattson, YVCOG, stated they are working to address the homelessness problem for Yakima County. He reported in June YVCOG approved \$20,000 for the portable toilets at the encampment and in August \$300,000 was approved for the master lease program. He understands progress in housing has been slow due to the lack of available affordable housing. He commented that for several years \$200,000 was earmarked for permanent low barrier shelters and the only thing holding it back was Council approval. He thanked Council for removing the barrier to Roy's Market and noted the YVCOG five-year plan should be out in the next few weeks for public comment and that YVCOG is working with YNHS on daytime and nighttime warming shelters.

John Hodkinson, Union Gap, stated he is working on a solution for a long-term fix and the City doesn't seem to have a long-term plan.

Maud Scott, City resident, suggested Council read a book from the U.S. Department of

Housing and Urban Development et al Laudan Aron-Turnham on Strategies for Reducing Chronic Street Homeless. She requested the City obtain information from YVCOG on the zip code data on the homeless for their zip code of origin.

**After further discussion by Council, it was Council consensus to take no action.**

11. First reading of an ordinance amending the 2016 budget and making appropriations from Unappropriated Fund Balances within various Funds for expenditure during 2016 (no action required; second reading on November 15, 2016)

Budget and Finance Director Epperson briefed Council on the ordinance and stated no action is necessary at this meeting. The City Clerk read the ordinance by title only.

AN ORDINANCE amending the 2016 budget for the City of Yakima; and making appropriations from Unappropriated Fund Balances within various funds for expenditure during 2016 for various purposes described in the attached Schedule.

#### **CITY MANAGER UPDATE**

12. Proclamation and resolution recognizing the second Monday in October as Indigenous Peoples' Day in the City of Yakima

City Manager Moore briefed Council on the proclamation and resolution. Council Member Cousens read the proclamation recognizing the second Monday in October as Indigenous Peoples' Day.

The City Clerk read the resolution by title only.

**RESOLUTION NO. 2016-135, A RESOLUTION** declaring the second Monday in October as Indigenous Peoples' Day in the City of Yakima; encouraging other cities and institutions to also recognize this new designation; and reaffirming the City's commitment to promote respect for, and understanding of, the region's American Indian and Indigenous community, their long history, and their continuing contribution to contemporary society.

**MOTION: Cousens moved and Mendez seconded to adopt the resolution and approve the proclamation.** The motion carried by a 5-2 vote with Lover and Adkison voting no.

13. Resolution accepting and authorizing the City of Yakima's 2017 assessment from the Yakima Valley Conference of Governments

City Manager Moore briefed Council on the resolution.

The City Clerk read the resolution by title only.

**RESOLUTION NO. R 2016-136, A RESOLUTION** accepting the 2017 Yakima Valley Conference of Governments Budget and authorizing the City of Yakima's 2017 assessment.

**MOTION: Mendez moved and Coffey seconded to adopt the resolution.** The motion carried by unanimous vote.

14. **Other Business**

- A. Discuss possible rescheduling of Council meetings on January 3, 2017 and July 4, 2017 (holiday)

City Manager Moore noted the first Council Business meeting in January 2017 falls the day after the holiday and asked if Council would like to reschedule. In addition, the July 4, 2017, Business Meeting falls on a holiday and will need to be rescheduled. **It was Council consensus to reschedule the January 3, 2017, meeting to January 10, 2017, and the July 4, 2017, meeting to July 11, 2017.**

**15. Adjournment**

**MOTION: Adkison moved and Mendez seconded to adjourn to a Council Study Session on November 3, 2016, at 9 a.m. in the Council Chambers at City Hall.** The motion carried by unanimous vote. The meeting adjourned at 8:55 p.m.

**CERTIFICATION**

READ AND CERTIFIED ACCURATE BY

\_\_\_\_\_  
COUNCIL MEMBER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
COUNCIL MEMBER

\_\_\_\_\_  
DATE

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR