

WALLA WALLA CITY COUNCIL
Regular Meeting Minutes
July 23, 2014

1. CALL TO ORDER

Mayor Cummins called the meeting to order at 7:00 p.m.

Present: Councilmembers Jim Barrow, Barbara Clark, Mary Lou Jenkins, Dick Morgan, Chris Plucker, Allen Pomraning, and Mayor Jerry Cummins.

Absent: None.

City staff in attendance: Deputy City Manager Tim McCarty, Assistant City Attorney Preston Frederickson, Parks & Recreation Director Jim Dumont, Assistant Development Services Director Brian Walker, City Engineer Neal Chavre, CDBG Coordinator Linda Kastning, and City Clerk Kammy Hill.

Joint Community Development Agency Staff: Jon Maland, Principal Planner.

2. PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

Councilmember Clark led the pledge of allegiance followed by a moment of silence.

3. PROCLAMATIONS

- A. Proclamation declaring August 5, 2014 as "National Night Out in Walla Walla."

Mayor Cummins read the proclamation and reported it would be presented to Vicki Ruley, Crime Prevention Coordinator.

4. PUBLIC COMMENTS

No one in the audience chose to address the City Council at this time.

5. CONSENT AGENDA

City Clerk Hill introduced the Consent Agenda, Items A through H, as follows:

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- A. Washington State Liquor Control Board: Special occasion license for Midsummer Musical Retreat Society at Baker House lawn at Whitman College on August 5 through August 8, 2014.
- B. Washington State Liquor Control Board: New application for Walla Walla Hospitality, 550 W. Rose Street.
- C. Washington State Liquor Control Board: Application in lieu of current privilege for Escalante Spirits, 935 N. 9th Avenue.
- D. Washington State Liquor Control Board: Special occasion license for Walla Walla Senior Citizens Center, 720 Sprague Street, on August 15, 2014.
- E. Washington State Liquor Control Board: New application for Elephant Seven Wine Company, 1007 W. Rose Street.
- F. Resolution No. 2014-71 awarding the bid for the 2014 sewer lining project to Columbia Pumping & Construction, Inc. in the amount of \$64,263.31.
- G. Resolution No. 2014-72 awarding the bid for the purchase of three 72" rotary mowers from Papé Machinery of Walla Walla for \$92,937.
- H. Approval of minutes of the regular meeting held July 9, 2014.

Mayor Cummins invited public input. No one in the audience chose to address the City Council on any of these items.

Councilmember Barrow moved to adopt Consent Agenda Items A through H. Councilmember Jenkins seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

6. ACTIVE AGENDA

- A. Public Hearing: Community Development Block Grant (CDBG) Consolidated Plan.

Deputy City Manager McCarty reported a translator was available for those in attendance needing that service and reviewed:

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- The City became a CDBG direct entitlement City as a result of the 2010 census results.
- This public hearing is a part of the process to establish the CDBG Consolidated Plan.
- The CDBG allocation must focus on projects benefiting low- and moderate- income persons and neighborhoods.
- CDBG National objectives.
- Examples of eligible housing, public facilities, improvements, economic development, planning, administration, and non-profit public service activities.
- Examples of ineligible activities.
- The Consolidated Plan approval process and next steps.
- Written comments on the plan will be accepted by the CDBG Coordinator until August 7.
- Broad recommendations based on data, existing plans and public input include:
 - Promote the preservation, development and sustainability of affordable housing.
 - Promote healthy and vibrant neighborhoods.
 - Maintain and enhance the quality of life for all citizens of Walla Walla.
 - Support the retention and creation of employment opportunities.
- Examples of strategies that support these recommendations.
- Proposed budget allocations for the 2014 revenue amount of \$384,079:
 - Planning expense \$38,498 (no more than 10 percent).
 - Administration expense \$38,498 (no more than 10 percent).
 - Public improvements – sidewalks \$100,000.
 - Public improvements – ADA ramps \$80,000.
 - Public facilities – Washington Park picnic shelter \$20,000.
 - Public service - \$46,919 (no more than 15 percent)
 - Home repair – 6 houses \$60,164.
- The City Council will not be deciding on the actual allocation of funds. The expenses will be guided by the Consolidated Plan. The program allows an eighteen-month overlap in program funds.
- Two census tracts have been identified for focus of the action plans.
- A second public hearing will be held August 4 at 7:00 p.m. in the Council Chambers.

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There was brief discussion on the concept of universal design in housing; the potential use of CDBG funds for a homeless shelter; and contracting for services through sub-recipient agreements.

Mayor Cummins declared the public hearing open at 7:34 p.m.

Ted Koehler, 159 Bush Street, Walla Walla, thanked the City Council for their work and commented on the programs the Blue Mountain Action Council currently provides making them a good partner for sub-recipient agreements to continue and expand these programs.

Kathy Covey, 238 Chapra, Walla Walla, representing the Blue Mountain Action Council, thanked the City for the partnerships and requested they be provided with the CDBG allocation of public service funds. Ms. Covey reviewed the existing programs provided by the Blue Mountain Action Council directly serving low and moderate income residents of the City.

Jock Edwards, 1725 Sturm, Walla Walla, asked that Commitment to Community be considered a high priority for funding from the allocated CDBG public service funds, with an additional amount from the general fund. Mr. Edwards described the work of Commitment to Community and asked for a meaningful contribution to their operating budget for stability and continuation of services.

There being no further comments from the public, Mayor Cummins declared the public hearing closed at 7:53 p.m.

There was discussion on:

- The City Council will be considering and adopting the CDBG Consolidated Plan, not specific vendors. Staff explained that the City Council will be asked to adopt a budget and staff will solicit proposals.
- The proposed budget only allocates 12.2 percent for public services instead of the full 15 percent allowed under the CDBG guidelines. Staff reported this is a draft budget and allocations can be moved as long as they don't exceed the allocation amounts specified by CDBG guidelines.

There was no action taken by the City Council.

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- B. Public hearing and Ordinance No. 2014-20 amending the Comprehensive Plan, the future land use map to the Walla Walla Comprehensive Plan, the City official zoning map, and sets a second public hearing on a proposed amendment to the City's rezoning map.
1. Application P14-048: Comprehensive Plan and Municipal Code text amendment;
 2. Application P14-048: City concurrency amendments: Grudzinski – Myra Road property.
 3. Application P14-048: City concurrency amendments: Hopson – NE Dawson Street and Electric Avenue property.
 4. Application P14-050: Christian Aid Center – Land use map amendment from residential to public.
 5. Application P14-048: Land use map amendment for Well #5, 400 block of Sturm.

Principal Planner Maland reviewed the applications and proposed amendments. The Planning Commission has recommended approval of all applications.

Assistant Development Services Director Walker reported a consolidated ordinance was prepared as the growth management act requires amendments to be considered concurrently. Mr. Walker reviewed each of the proposed amendments.

There was discussion on:

- The Christian Aid Center has requested the land use map amendment to allow more flexibility in designing a homeless center. This use meets the intent of the Comprehensive Plan.
- The Well #5 site is adequately protected and this land use map amendment will not have any impact on its use.

Mayor Cummins opened the public hearing at 8:15 p.m. There being no comments from the audience, Mayor Cummins declared the public hearing closed.

Assistant City Attorney Frederickson reported an amended ordinance had been prepared to move forward to approve the Comprehensive Plan amendments. The proposed zone code text amendment has been removed to allow staff and the developer of the Willow Springs subdivision (Campbell property) an opportunity to work out a plan for their

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development. Consideration of the zone code text amendment will be put forth in the very near future. The difference is requiring annexation of the property prior to connection to City utilities. There will be no additional expenses to the City. Mr. Tom Campbell indicated he had no objection to annexation and is willing to provide his consent to obtain utility services.

Councilmember Barrow moved to adopt Ordinance No. 2014-20. Councilmember Morgan seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

C. Public hearing and first reading of Ordinance No. 2014-21 granting to PacifiCorp, an Oregon corporation doing business as Pacific Power & Light Company, its successors and assigns, a nonexclusive right and franchise for a period of twenty years to construct, maintain and operate in, on and under the present and future streets, alleys, bridges, highways and public rights of way in the City, communication facilities, electric light and power lines and appurtenances for the purpose of supplying electricity, communication service and electric service to the City, the inhabitants thereof, and others subject to the terms and conditions specified in the ordinances; and repealing Ordinance No. 94-15 of the City, passed and approved May 11, 1994.

Deputy City Manager McCarty reported this ordinance updates and replaces the existing franchise. One of the key provisions is the requirement that service to all new development is to be underground.

There was discussion on the standards for tree trimming and whether community standards can be imposed to ensure the health and beauty of street trees. Parks & Recreation Director Dumont reported there are two approved methods for trimming trees around power lines. One is a "V" shape and the other is a "C" shape. If a street tree is removed, the tree stump must also be removed in accordance with Municipal Code Chapter 12.49.

Mayor Cummins declared the public hearing open at 8:42 p.m.

Bill Clemens, 2030 Wallace, Walla Walla, representing Pacific Power, reported they are required to keep a ten foot area clear around all power lines.

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There being no further comments, Mayor Cummins declared the public hearing closed at 8:43 p.m.

Councilmember Pomraning introduced Ordinance No. 2014-21 for first reading. Councilmember Plucker seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

D. Ordinance No. 2014-22 restricting dogs at the Veterans Memorial Golf Course property and taking other action connected therewith.

Parks & Recreation Director Dumont reported the City Council had tabled an ordinance to prohibit walkers, joggers, runners and dogs from the Veterans Memorial Golf Course with direction to staff to work towards a satisfactory resolution of the issue. The Parks, Recreation and Urban Forestry Advisory Board reviewed this issue at several meetings. The Board recommends restricting access to all dogs and allowing runners, joggers, and walkers with seasonal restrictions. Staff concurs with this recommendation and is requesting guidance from the Council regarding access for walkers, joggers, and runners.

There was brief discussion on:

- The proposed restrictions for walkers, joggers, and runners at the golf course.
- Whether there have been complaints or problems with walkers, joggers, and runners on the course.
- Prohibiting golfers from bringing their dogs on the course with them.

Mayor Cummins invited public input. No one in the audience chose to address the City Council on this issue.

There was discussion on whether there are problems with walkers, joggers, runners and dogs at the golf course that need to be addressed.

Councilmember Barrow moved to amend Ordinance No. 2014-22 to prohibit dogs or other pets from the playing area of the golf course. Councilmember Clark seconded the motion.

There was brief discussion regarding the intent of the motion.

Councilmember Barrow, with the consent of Councilmember Clark, withdrew the motion.

Councilmember Barrow moved to prohibit pets from the playing area of the golf course but to allow leashed pets on the perimeter of the course. Councilmember Clark seconded the motion.

There was discussion on:

- The area considered to be a part of the golf course.
- Proposed areas where walkers, joggers, and runners would be allowed.
- Difficulty in enforcing proposed restrictions.
- Supporting the operators by granting their request to limit access by walkers, joggers, runners and pets.
- City operations are partially subsidizing golf course operations. The golf course should be recognized as a public facility and should be available to the general public as long as they do not interfere with golfers.

Councilmember Barrow, with the consent of Councilmember Clark, withdrew his motion to prohibit pets from the playing area of the golf course but to allow leashed pets on the perimeter of the course.

Councilmember Barrow moved to table this item until other issues are resolved. Councilmember Pomraning seconded the motion. Councilmember Barrow, with the consent of Councilmember Pomraning, withdrew his motion.

Councilmember Barrow moved to table this issue for one year to allow time for the community and golf course operators' to assess the situation and determine if restrictions are necessary; and if so, to allow time for user groups, the golf course operators, and staff to work out reasonable accommodations. Councilmember Pomraning seconded the motion.

There was discussion on moving forward with a decision at this time; the advantage to tabling the issue to determine whether action is really necessary to fix a problem that may not exist; whether it is more appropriate to table until this winter rather than next summer; and operating from a position of supposition and not experience.

The motion to table this issue for one year to allow time for the community and golf course operators' to assess the situation and determine if restrictions are necessary; and if so, to allow time for user groups, the golf

course operators, and staff to work out reasonable accommodations carried with 5 yes votes and 2 no votes by Councilmembers Jenkins and Plucker.

- E. Review of notice from the Washington State Department of Transportation of their intent to surplus local property and sell it at market value.

Deputy City Manager McCarty reported the State statutes require a 60-day notification to local governments of the State's intent to sell surplus property. Staff is recommending Council waive this 60-day notification period to allow the Department of Transportation to proceed with the sale of the property.

Mayor Cummins invited public input. No one in the audience chose to address the City Council on this issue.

Councilmember Pomraning moved to waive the 60-day review period for the Department of Transportation sale of surplus property at the end of Dell Street. Councilmember Clark seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

- F. Approval of minutes of the Work Session held July 7, 2014.

Councilmember Plucker moved to approve the minutes of the Work Session held July 7, 2014. Councilmember Jenkins seconded the motion. The motion unanimously carried with 6 yes votes, 0 no votes, and 1 abstention by Councilmember Pomraning.

7. COUNCIL MEMBER MEETING REPORTS

Councilmember Morgan reported attendance at the Valley Transit Board meeting held July 17; the Port of Walla Walla Economic Development Committee meeting held July 22; and the special City Council meeting held July 22.

Councilmember Jenkins reported attendance at the Senior Citizens Center Board meeting held June 26; and the special City Council meeting held July 22.

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Councilmember Barrow reported attendance at the special City Council meeting held July 22; and the Port of Walla Walla Economic Development Committee meeting held July 22.

Councilmember Plucker reported attendance at the special City Council meeting held July 22; and a visit to the Public Library with his daughter on July 23. Councilmember Plucker reminded Council that the library is having a "Cookies with Council" reading event on August 6.

Councilmember Clark reported attendance at the Civil Service Commission meeting held July 16; the Port of Walla Walla Economic Development Committee meeting held July 22; the special City Council meeting held July 22; and the Metropolitan Planning Organization's public hearing regarding transportation for people with special needs held July 23.

Councilmember Pomraning reported attendance at the Port of Walla Walla Economic Development Committee meeting held July 22; the special City Council meeting held July 22; and a meeting held July 23 with a member of the Water & Wastewater Advisory Committee.

Mayor Cummins reported attendance at the Public Works Assistance Account Board meeting; the Valley Transit Board meeting held July 17; the special City Council meeting held July 22; and the dedication of the Yakima underpass on July 23.

8. UNFINISHED AND NEW BUSINESS

Deputy City Manager McCarty thanked staff in attendance at the meeting and reported on employment opportunities for universal care workers at the VA Medical Center. There have been no offers to relocate the historical water tower on the VA Medical Center property.

Mayor Cummins recognized the efforts of the Congressional delegation, especially Senator Patty Murray, in re-securing Federal funding for the long-term care facility at the VA Medical Center.

9. ADJOURNMENT

There being no further business, the meeting adjourned at 9:43 p.m.