

**WALLA WALLA CITY COUNCIL**  
**Regular Meeting Minutes**  
**August 13, 2014**

**1. CALL TO ORDER**

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

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

Absent: Councilmember Jim Barrow.

City staff in attendance: City Manager Nabel Shawa, City Attorney Tim Donaldson, Deputy City Manager Tim McCarty, Public Works Director Ki Bealey, CDBG Coordinator Linda Kastning, and City Clerk Kammy Hill.

**2. PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE**

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

**3. PROCLAMATIONS**

Mayor Cummins read and presented a proclamation declaring August 16, 2014 as "Chef's Appreciation Day in Walla Walla" to Dan Thiessen, Executive Director/Instructor, Culinary Arts Program at Walla Walla Community College. Mr. Thiessen thanked the City Council for the proclamation and asked the community to support local chefs.

**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 N, as follows:

- A. Washington State Liquor Control Board: Assumption of license for Singer's Chevron Food Mart, 7 E. Rose Street.

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- B. Washington State Liquor Control Board: New application for Shiki Hibachi Sushi, 216 East Main Street.
- C. Washington State Liquor Control Board: Eight special occasion applications for Whitman College at various campus locations on September 18 to September 20, 2014.
- D. Washington State Liquor Control Board: Special occasion license for Walla Walla Catholic Schools, 919 E. Sumach Street, on October 3 and October 4, 2014.
- E. Washington State Liquor Control Board: New application for Winery Fulfillment Services, 1491 W. Rose Street, Suite B-2.
- F. Washington State Liquor Control Board: Special occasion license for Providence St. Mary Regional Medical Center at Walla Walla Community College, 500 Tausick Way, on September 20, 2014.
- G. Washington State Liquor Control Board: New application for The Cellar, 1221 Portland Avenue.
- H. Washington State Liquor Control Board: Assumption of license for Carniceria El Sole, 22 N. 5<sup>th</sup> Avenue.
- I. Resolution No. 2014-73 authorizing the purchase of a new cargo van for the water division from Dwayne Lane Dodge of Everett, Washington for \$37,246.43.
- J. Resolution No. 2014-74 authorizes final payment of \$11,292.56 per bid award to Culbert Construction for the Myra Road-State Route 125 to Garrison Creek project.
- K. Resolution No. 2014-75 authorizes final payment of \$7,114.60 per bid award to John's Excavating and Paving for final project closeout and reconciliation of the Oak Street alley sewer replacement project,
- L. Resolution No. 2014-76 declares property surplus and authorizes the City Manager to dispose of it.

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M. Approval of minutes of the special meeting held July 22, 2014.

N. Approval of minutes of the regular meeting held July 23, 2014.

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

**Councilmember Plucker moved to adopt Consent Agenda Items A through N. Councilmember Morgan seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.**

**6. ACTIVE AGENDA**

A. Washington State Liquor Control Board: New application for Jumpin' Jellybeanz, 16 E. Poplar Street.

City Manager Shawa reported this liquor license will replace the one approved earlier this summer. This license will allow for the sale of beer and wine with catering.

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

**Councilmember Pomraning moved to recommend approval of the liquor license application for Jumpin' Jellybeanz to the Liquor State Control Board. Councilmember Plucker seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.**

B. Washington State Liquor Control Board: New applications for Downtown Farmers Market on Saturdays at 4<sup>th</sup> and Main Street and Thursdays on South First Avenue.

City Manager Shawa reported this license would allow for beer and wine tasting at the Farmer's Market.

Elio Agostini, Executive Director, Downtown Walla Walla Foundation, thanked the City for the contract allowing them to run the Farmer's Market. This legislation has been worked on for the last three years and was finally enacted by the State subject to very specific conditions. They are hoping to be able to offer this opportunity to wineries and breweries in

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the area. Mr. Elio expressed his confidence in being able to provide this service in accordance with the requirements imposed by the legislation.

There was discussion on:

- Whether the downtown wineries and breweries are supportive. Mr. Elio explained the opportunity will be available to all wineries and breweries if they choose.
- The Downtown Walla Walla Foundation Board has not met to approve this application but they are aware of the legislation and have not expressed any objections.
- Amending the hours for wine tasting at the Saturday Farmer's Market to start at 11:00 a.m. rather than 9:00 a.m.
- Concerns with bringing wine and beer to a family-oriented market.

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

**Councilmember Pomraning moved to table the liquor license applications for sixty days to allow for the community to discuss and come to a consensus. The motion died for lack of a second.**

**Councilmember Plucker moved to recommend approval of the liquor license applications for the Walla Walla Farmer's Market. Councilmember Clark seconded the motion.**

There were additional comments on whether this issue should be approved by the Downtown Walla Walla Foundation Board before approval by the City Council.

**Councilmember Clark moved to table approval of the liquor license applications until the August 27 City Council meeting to allow time for the community and the Downtown Walla Walla Foundation Board to discuss. Councilmember Pomraning seconded the motion. The motion carried with 5 yes votes and 1 no vote by Councilmember Plucker.**

Staff was directed to request a 20-day extension of time from the Liquor Control Board for comments. Mr. Agostini had procedural questions regarding the liquor license applications.

- C. Resolution No. 2014-77 regarding the City's Community Development Block Grant (CDBG) Program funding entitlement

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status and authorizing execution of documents for the CDBG Consolidated Plan and 2014 Action Plan in compliance with associated requirements.

City Manager Shawa reported the City must have the City's CDBG Consolidated Plan submitted by August 15 to secure the City's CDBG entitlement funding.

Deputy City Manager McCarty reported the Department of Housing and Urban Development (HUD) notified the City in May 2013 of the eligibility in change of status to a direct entitlement city. This change in status required a great deal of work for the City. Deputy City Manager McCarty recognized and commended CDBG Coordinator Linda Kastning.

Deputy City Manager McCarty reviewed the four annual goals/objectives and associated strategies for addressing them. The City has been accepting comments on the plan since July 7. Public hearings were held before the City Council on July 23 and the CDBG Planning Committee on August 4. After approval by the City Council, the plan will be reviewed by HUD for their comments and input.

CDBG Coordinator Kastning reviewed the minor modifications to the plan as a result of the public hearing and input. Besides minor typographical and grammar corrections, these modifications include increasing the public service budget amount to the maximum amount of fifteen percent of the allocated funds; reducing the amount allocated for sidewalk improvements; and adding a requirement for coordination with the Walla Walla County Coordinated Transportation Plan.

Deputy City Manager McCarty reported that HUD has forty-five days to respond and then the plan is released to congress for funding. This plan covers both the 2014 allocation and the proposed five-year plan. November 15, 2014 is the deadline for submittal of the 2015 plan. All contracting for projects and subcontractors will be through the City's normal procurement processes.

There was brief discussion on the projected start date for construction of sidewalk and ADA improvements; and adoption of the plan does not preclude addressing any additional funding concerns of the Blue Mountain Action Council.

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

**Councilmember Pomraning moved to adopt Resolution No. 2014-77. Councilmember Morgan seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.**

Council commended and acknowledged the hard work of staff on development of this plan and program.

- D. Resolution No. 2014-78 accepts the Federal Transportation Alternatives Program (TAP) grant in the amount of \$146,546 and authorizes the City Manager to execute the necessary agreements.

City Manager Shawa reported that engineering is continuing their good work in securing grant funds. This grant is for three sidewalk/ADA ramp projects:

- ADA ramps and minor sidewalk work at the northeast corner of the Plaza Way/Tietan Street intersection.
- Sidewalk infill on the south side of Isaacs Avenue, east of the intersection with Wellington Avenue.
- Installation of a rectangular rapid flashing beacon and crosswalk improvements on Rose Street, west of 13<sup>th</sup> Avenue near the Family Medical Center.

The preliminary estimate for these three projects is \$185,000. Valley Transit has offered \$20,000 in support of the Rose Street pedestrian project. The City will need to provide any shortfall in funding.

Council commented that these three projects were among the top four priorities of the Bicycle & Pedestrian Advisory Committee.

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

**Councilmember Pomraning moved to adopt Resolution No. 2014-78. Councilmember Jenkins seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.**

- E. Ordinance No. 2014-21 granting to PacifiCorp, doing business as Pacific Power & Light Company, a non-exclusive right and franchise for a period of twenty years to construct, maintain and operate in,

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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 subject to the terms and conditions specified in the ordinance; and repealing Ordinance 94-15 adopted May 11, 1994.

City Attorney Donaldson reported this is the second reading and adoption of an extension to the existing franchise with amendments for compliance with the City's Municipal Code requirements for tree trimming and the undergrounding of utilities to new developments.

There was discussion among Council and Bill Clemens, Pacific Power, regarding notification of homeowners prior to tree trimming; and the possibility of removing trees encroaching in electrical lines and replanting more appropriate trees.

Councilmember Clark expressed her appreciation for the services provided by Pacific Power in supplying electrical service to the community but indicated she would be voting no on the franchise because she doesn't believe trees are adequately protected.

**Councilmember Morgan moved to adopt Ordinance No. 2014-21. Councilmember Jenkins seconded the motion. The motion carried with 5 yes votes and 1 no vote by Councilmember Clark.**

- F. Ordinance No. 2014-23 authorizing the City Manager to execute the labor agreement with the Police Guild for 2013 through 2015.

City Manager Shawa reported this labor agreement is retroactive to January 1, 2013 and outlined the financial impacts to the City. Staff recommends approval.

Council asked staff to provide the fiscal impact of the cost of the smaller items in the agreement, such as the three percent match in deferred compensation and the change in language regarding comp time cash out.

Mayor Cummins invited public input.

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Eric Knudson, President of the Police Guild, 214 Chapelwood, Walla Walla, reported that the deferred compensation match is simply a reinstatement of a benefit the police guild voluntarily gave up during the recession and the change in the comp time cash out is simply a clarification and doesn't have a financial impact.

**Councilmember Morgan moved to adopt Ordinance No. 2014-23. Councilmember Jenkins seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.**

Council commended the excellent work of the police officers and employees of the Police Department.

G. Approval of the July 31, 2014 accounts payable register containing check numbers 180725 through 181012, 990632 through 990635, and 8285 through 8293 in the amount of \$2,280,966.13.

**Councilmember Plucker moved to approve the July 31, 2014 accounts payable register containing check numbers 180725 through 181012, 990632 through 990635, and 8285 through 8293 in the amount of \$2,280,966.13. Councilmember Clark seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.**

**7. COUNCIL MEMBER MEETING REPORTS**

Councilmember Pomraning reported attendance at the special meeting held July 31; and the open house for the shoreline master plan held July 30.

Councilmember Clark reported attendance at the open house for the shoreline master plan held July 30; the retirement celebration for Steve Moss held July 31; the special meeting held July 31; the Sustainability Committee meeting held August 4; the public hearing before the CDBG Planning Committee held August 4; the Cookies with Council reading program at the library held August 6; the Work Session held August 11; the Bicycle & Pedestrian Advisory Committee meeting held August 12; and the Georgetown University energy prize committee meeting held August 12.

Councilmember Plucker reported attendance at the special meeting held July 31; the Finance Committee meeting held August 4; the Cookies

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with Council reading program at the library held August 6; the agenda preparation meeting held August 6; the Joint Community Development Agency Board meeting held August 11; and the Work Session held August 11.

Councilmember Jenkins reported attendance at the Senior Citizens Board meeting held July 24; the retirement celebration for Steve Moss held July 31; the special meeting held July 31; the Cookies with Council reading program at the library held August 6; the Work Session held August 11; and a Board & Commissions committee meeting held August 11.

Councilmember Morgan reported attendance at the meeting hosted by the Chamber of Commerce regarding homeless people and panhandling in the downtown area held July 25; the Rebuild Memorial Pool committee meeting held July 31; the special meeting held July 31; the Finance Committee meeting held August 4; the National Night Out celebration held August 5; the Work Session held August 11; and the YMCA Farm Labor Camp Youth Group barbecue held August 13.

Mayor Cummins reported attendance at the Housing Authority Board meeting held July 28; the Special Meeting held July 31; the National Night Out celebration held August 5; the Public Works Trust Fund Board meetings held August 7 and August 8; and the Work Session held August 11.

**8. UNFINISHED AND NEW BUSINESS**

There was discussion on the Blue Star Banner program that had been introduced at the August 11 Work Session and the potential expansion of a program to also honor local heroes or public employees killed in the line of duty.

**Councilmember Clark moved to direct staff to bring back information to address the security concerns and non-profit status of the Blue Star Banner Program, along with costs to the City to hang the banners, for a final policy decision by the City Council. Councilmember Morgan seconded the motion.**

There was additional discussion on the program and whether a portion of the funds for the banners could be designated to assist local veterans.

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Mayor Cummins commented that this Blue Star Banner program is intended to honor active duty service members and he would like to see the program move forward.

**The motion to direct staff to bring back information to address the security concerns and non-profit status of the Blue Star Banner Program, along with costs to the City to hang the banners, for a final policy decision by the City Council carried with 4 yes votes, 1 no vote by Mayor Cummins, and 1 abstention by Councilmember Plucker.**

**9. ADJOURNMENT**

**There being no further business, the meeting adjourned at 8:30 p.m.**