

WALLA WALLA CITY COUNCIL
Regular Meeting Minutes
October 12, 2016

1. CALL TO ORDER

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

Present: Councilmembers Jim Barrow, Barbara Clark, Jerry Cummins, Dick Morgan, Steve Moss, Tom Scribner, and Mayor Allen Pomraning.

Absent: None.

City staff in attendance: City Manager Nabel Shawa, City Attorney Tim Donaldson, Deputy City Manager Troy Bell, Police Chief Scott Bieber, Fire Chief Bob Yancey, Public Works Operations Manager Mori Struve, City Engineer Neal Chavre, Water Distribution Supervisor Adrian Sutor, and City Clerk Kammy Hill.

2. PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

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

3. PUBLIC COMMENTS

The following spoke about problems occurring at the temporary homeless camp and the need for a mechanism to enforce rules and regulations:

- Dan Clark, 717 N. Main Street, Walla Walla.
- Chuck Hindman, Chair of Alliance for the Homeless, 57 Paintbrush Court, Walla Walla.
- Shiloh Andrews, homeless.
- (Name indiscernible), homeless.
- Jan Foster, 222 Newell Street, Walla Walla.
- Gerald Phillips, homeless.
- Rebecca Robertson, homeless.
- Brenda Andrews, homeless.

Don Shack, Hussey Road, Walla Walla, asked for a donation of \$50,000 from the City for construction of a World War II Memorial at Fort Walla Walla Park.

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Councilmember Scribner moved to address the issue of the temporary homeless camp now rather than under “New and Unfinished Business.” Councilmember Clark seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

There was discussion on declaring an area of a public park as an area of non-public access; the enforcement of rules; and potential liability. City Attorney Donaldson cautioned Council against continuing a public discussion and suggested Council recess to Executive Session to discuss potential litigation.

Councilmember Scribner moved to address, in Executive Session, the legal issues surrounding the temporary homeless camp, declaring the camp non-public, and the operation and maintenance of a non-public facility. Councilmember Cummins seconded the motion.

There was discussion on the motion and the timing for an Executive Session.

Councilmember Clark moved to immediately recess to Executive Session to discuss legal issues surrounding the temporary homeless camp. The motion failed for lack of a second.

Mayor Pomraning invited public input on the motion to recess to Executive Session. No one in the audience chose to address the City Council on this motion.

The motion to address, in Executive Session, the legal issues surrounding the temporary homeless camp, declaring the camp non-public, and the operation and maintenance of a non-public facility carried with 6 yes votes and 1 no vote by Councilmember Clark.

4. CONSENT AGENDA

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

- A. Accept resignation of Penny Piatt from the Sustainability Committee.

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- B. Washington State Liquor & Cannabis Board: New liquor license application for Corliss Estates, 173 Middle Waitsburg Road, Building D.
- C. Washington State Liquor & Cannabis Board: New liquor license application for Eternal Wines, 9 South 1st Avenue.
- D. Washington State Liquor & Cannabis Board: New liquor license application for Time & Direction (doing business as Wells Family Wines), 1489 W. Rose Street.
- E. Resolution No. 2016-133 authorizing an upgrade to the existing iRecord system for the Police Department interview/interrogation rooms in an amount not to exceed \$43,870.
- F. Resolution No. 2016-134 authorizing the purchase of a trommel screen from Revolver Screening Systems for the compost facility at the Sudbury Road landfill.
- G. Resolution No. 2016-135 authorizing purchases and lease contracts for various equipment for the Water Division.
- H. Resolution No. 2016-136 authorizing an application for the Federal Emergency Management Agency (FEMA) 2016 assistance to firefighters grant program.
- I. Resolution No. 2016-137 authorizing the City Manager to execute the Local Agency Agreement with the Washington State Department of Transportation to design, bid, award, manage construction of, and inspect a pavement preservation project on portions of Wilbur Avenue, Chestnut Street, and Tietan Street, as part of the State's region-wide chip seal project.
- J. Approval of minutes of the regular meeting held September 28, 2016.

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

Councilmember Clark moved to adopt Consent Agenda Items A through J. Councilmember Morgan seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

5. ACTIVE AGENDA

- A. Resolution No. 2016-138 authorizing the City Manager to execute a professional services agreement with Herrera Environmental Consultants, Inc. to complete the stormwater code review project.

City Manager Shawa reviewed the scope of work and the review of proposals to determine the most qualified consultant.

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

Councilmember Moss moved to adopt Resolution No. 2016-138. Councilmember Scribner seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

- B. Ordinance No. 2016-32 establishing recycling rates, charges and penalties.

City Manager Shawa reported Basin Disposal Services provides recycling services for the City under contract. The contract allows for an annual adjustment according to the consumer price index. There are provisions for termination of the contract if the City Council does not approve the adjustment.

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

Derrick Dietrich, Basin Disposal Services, 1220 W. Pine Street, asked for approval of the ordinance to increase residential recycling rates by \$.02 per month.

Councilmember Cummins moved to adopt Ordinance No. 2016-32. Councilmember Moss seconded the motion.

Council commented on the prompt and efficient recycling service provided by Basin Disposal Services.

The motion to adopt Ordinance No. 2016-32 unanimously carried with 7 yes votes and 0 no votes.

C. Approval of minutes of the Work Session held September 12, 2016.

Councilmember Barrow moved to approve the minutes of the Work Session held September 12, 2016. Councilmember Scribner seconded the motion. The motion unanimously carried with 4 yes votes, 0 no votes, and 3 abstentions by Councilmembers Cummins, Morgan and Moss.

D. Approval of minutes of the regular meeting held September 14, 2016.

Councilmember Barrow moved to approve the minutes of the regular meeting held September 14, 2016. Councilmember Scribner seconded the motion. The motion unanimously carried with 5 yes votes, 0 no votes, and 2 abstentions by Councilmembers Morgan and Moss.

E. Approval of the September 30, 2016 accounts payable register covering check numbers 190176 through 190497; 990766 through 990768; and 8742 through 8767 totaling \$4,010,726.62.

There was discussion on the importance of purchasing from stores within the City limits when items are available locally.

Councilmember Barrow moved to approve payment of the September 30, 2016 accounts payable register covering check numbers 190176 through 190497; 990766 through 990768; and 8742 through 8767 totaling \$4,010,726.62. Councilmember Moss seconded the motion. The motion unanimously carried with 7 yes votes and 0 no votes.

6. COUNCIL MEMBER MEETING REPORTS

Councilmember Moss reported attendance at a screening of a documentary at Whitman College on October 1 regarding Rick's Boxing Club and the youth helped by Mr. and Mrs. Rick Brown; the Parks, Recreation & Urban Forestry Advisory Board meeting held October 3; a tour of the temporary homeless encampment on October 3; the Planning Commission meeting held October 3; and the Work Session held October 10.

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Councilmember Morgan had no meetings to report.

Councilmember Barrow reported attendance at the Finance Committee meetings held October 4, 5, 7, 10, 11, and 12; the Water Partnership Board meeting held October 4; the agenda preparation meeting held October 5; a meeting regarding water issues with the Director of the Washington State Department of Ecology held October 6; the Work Session held October 10; the ad-hoc stream flow steering committee meeting held October 11; and the Blue Mountain Action Council Board meeting held October 12.

Councilmember Cummins reported attendance at the Finance Committee meetings held October 4, 5, 7, 10, 11, and 12; the Public Works Board meeting held October 7; the Work Session held October 10; and further reported the City is on the list for funding from the Public Works Board.

Councilmember Clark reported attendance at the Lillie Rice Center anniversary celebration held September 29; the Finance Committee meetings held October 4, 5, 7, 10, 11, and 12; the Community Development Block Grant Advisory Committee meeting held October 6; the Dancing with the Stars program at the Power House Theater held October 8; the Work Session held October 10; and the Bicycle & Pedestrian Advisory Committee meeting held October 11.

Councilmember Scribner reported attendance at the Work Session held October 10; the Fort Walla Walla Board meeting held October 11; the Public Library Board meeting held October 12; and also reported the Lodging Tax Advisory Committee will be meeting on October 20 to review the requests from organizations for funding.

Mayor Pomraning reported attendance at the Emergency Management exercise for flood planning held September 29; the Lillie Rice Center anniversary celebration held September 29; the Metropolitan Planning Organization Board meeting held October 5; the agenda preparation meeting held October 5; the Washington State Association of Municipal Attorneys conference on October 6; the Work Session held October 10; the Balloon Stampede launch held October 12; and also accepted a gift from the local Chevrolet dealer for the soccer program on October 6.

7. UNFINISHED AND NEW BUSINESS

Council asked if there had been any conclusion regarding management of the aviary. City Manager Shawa reported the City has been and will continue operating the aviary.

There was discussion on a proposed Work Session scheduled for October 28 at 3:00 p.m. It was the consensus of a majority of Council to reschedule this special Work Session to November 7 at 4:00 p.m.

Council commented that the City may be getting a request from the stream flow steering committee on whether consideration would be given to giving up or allowing the lease of a portion of the water right from the Walla Walla River.

Council asked whether short term rentals are currently allowed in residential zones. Staff indicated this will have to be researched.

8. EXECUTIVE SESSION

Mayor Pomraning announced the City Council will be recessing to Executive Session to consider the selection of a site or the acquisition of real estate pursuant to RCW 32.30.110(1)(b); and to discuss with legal counsel representing the City, litigation or potential litigation involving the City pursuant to RCW 42.30.110(1)(i). The Executive Session will take no more than one hour and additional action may be taken at the conclusion of the Executive Session.

The meeting was recessed at 9:00 p.m. Mayor Pomraning announced at 10:00 p.m. that the Executive Session was being extended for another thirty minutes. At 10:30 p.m., Mayor Pomraning extended the Executive Session for another 15 minutes.

9. ADJOURNMENT

There being no further business, the meeting adjourned at 10:45 p.m.