

WALLA WALLA CITY COUNCIL
Regular Meeting Minutes
October 9, 2019

1. CALL TO ORDER

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

Present: Councilmembers Yazmin Bahena, Riley Clubb, Jerry Cummins, Myron Huie, Steve Moss, and Mayor Barbara Clark.

Absent: Councilmember Tom Scribner.

City staff in attendance: City Manager Nabel Shawa, City Attorney Tim Donaldson, Deputy City Manager Byron Olson, Development Services Director Elizabeth Chamberlain, Fleet Services Manager Matt Edwards, Crime Prevention Specialist Vicki Ruley, and City Clerk Kammy Hill.

2. PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

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

3. PRESENTATIONS

- A. Mayor Clark read and presented a proclamation declaring the month of October 2019 as "Crime Prevention Month" to Crime Prevention Specialist Ruley.
- B. Mayor Clark read and presented a proclamation declaring the month of October 2019 as "Resilience Month" to Teri Barila, Founder and Board President of the Community Resilience Initiative.

4. PUBLIC COMMENTS

R.L. McFarland, Walla Walla, asked for the status of the executive summary for the Hayden Homes development agreement for the Bachtold property.

5. CONSENT AGENDA

City Clerk Hill introduced the Consent Agenda, Items A and B, as follows:

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- A. Resolution No. 2019-116 authorizing the purchase of a one-ton flatbed service truck for the Sudbury Road Landfill from Columbia Ford of Longview, Washington, in an amount not to exceed \$60,000.
- B. Resolution No. 2019-117 authorizing the purchase of a ten-twelve-yard dump/plow truck for the Street Division from Transport Equipment Inc. of Spokane Valley in an amount not to exceed \$245,000.

Council asked if these are budgeted, replacement vehicles. Staff responded affirmatively.

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

Councilmember Cummins moved to adopt Consent Agenda Items A and B. Councilmember Moss seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.

6. ACTIVE AGENDA

Mayor Clark, with the consent of Council, reported that Active Agenda Item E would be considered after Item A.

- A. Resolution No. 2019-118 adopting State legislative priorities for 2020;
and
Resolution No. 2019-119 adopting Federal legislative priorities for 2020.

Staff reported these legislative priorities were discussed in detail at the October 7 Work Session and the revised resolutions reflect the recommended changes. A brief overview of the priorities was provided.

Council suggested that the State legislative priority regarding affordable housing be amended to read similarly to last year's priority but without reference to specific legislation. Staff concurred that the amendment was overlooked and would make the change.

Mayor Clark invited public input. No one in the audience chose to address the City Council on these priorities.

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Councilmember Cummins moved to adopt Resolution No. 2019-118 with the amendment on the second page, third bullet to read “The City supports dedicated revenue resource(s) to cities for enhancing the provision of much needed human service programs to address issues that impact affordable housing, reduce homelessness, and drive public safety costs at the state, county and municipal level.” Councilmember Moss seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.

Councilmember Cummins moved to adopt Resolution No. 2019-119. Councilmember Clubb seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.

- E. Ordinance No. 2019-22 allowing the use of wheeled all-terrain vehicles on City streets.

Staff reviewed the provisions in the two separate ordinances. One would allow the use of both types of vehicles (one with handlebars (ATV) and one with a steering wheel (UTV), while the other draft would restrict use to only those vehicles with a steering wheel. After the Work Session, staff felt that the City Council was supportive of an age restriction to a minimum age of 18.

Mayor Clark invited public input.

Steven Nokes, Walla Walla, felt that all-terrain vehicles are a little more unstable and suggested restricting use to only UTV's.

Doug Reitz, Walla Walla, suggested an age restriction was not necessary and he would also support a limitation to only UTV's.

Gary Aichele, Walla Walla, stated that an age restriction was unnecessary but questioned the weight and wheelbase restrictions in the ordinance. Newer models of UTV's have a wheelbase up to 130 inches and a weight of up to 3000 pounds.

Sam Waldron, Walla Walla, felt the ability to use both ATV and UTV vehicles on City streets is a positive move and that an age restriction is unnecessary.

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Ted Willey, Walla Walla, representing USA Honda, did not believe that noise is a factor and that ATV and UTV vehicles are a very practical choice for running errands.

Mark Klicker, Walla Walla, spoke in support of allowing both ATV and UTV with no age restriction.

Gary Aichele, Walla Walla, reported that safety kits can be added to ATV's for street use.

There was discussion on:

- Only way to establish restrictions for new drivers is to implement an age restriction.
- Proposed restrictions for maximum weight and wheelbase and whether they can be modified to allow for the larger vehicles.
- There are no legal liabilities or concerns by staff in allowing for the larger utility vehicles.

Sam Waldron, Doug Reitz, and Brian Gaines all offered personal observations on the new, larger utility vehicles.

It was moved by Councilmember Clubb to adopt Ordinance No. 2019-22 to allow for both ATV and UTV with amendments to increase the maximum wheelbase allowance to 120 inches and the maximum weight to 3000 pounds with no age restriction. Councilmember Bahena seconded the motion.

Councilmembers expressed their individual opinions on the proposed ordinances and variations.

Councilmember Moss moved to amend the motion to strike the allowance of ATV's. Mayor Clark seconded the motion. The motion to amend failed with 2 yes votes by Councilmember Moss and Mayor Clark and 4 no votes by Councilmembers Bahena, Clubb, Cummins and Huie.

The motion to adopt Ordinance No. 2019-22 to allow for both ATV and UTV with amendments to increase the maximum wheelbase allowance to 120 inches and the maximum weight to 3000 pounds with no age restriction carried with 5 yes votes and 1 no vote by Councilmember Moss.

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- B. Approval of the September 30, 2019 accounts payable register containing check numbers 204214 through 204599, 990956, 990957, and 9548 through 9561 totaling \$5,543,037.25.

Councilmember Cummins moved to approve payment of the September 30, 2019 accounts payable register containing check numbers 204214 through 204599, 990956, 990957, and 9548 through 9561 totaling \$5,543,037.25, with the exception of the checks to Yazmin Bahena, Jerry Cummins, Myron Huie, Steve Moss, and the Alliance for the Homeless. Councilmember Moss seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.

Councilmember Cummins moved to approve payment of the checks to Steve Moss and the Alliance for the Homeless. Councilmember Clubb seconded the motion. The motion unanimously carried with 4 yes votes, 0 no votes, and 2 abstentions by Councilmember Moss and Mayor Clark.

Councilmember Cummins moved to approve payment of the checks to Yazmin Bahena and Myron Huie. Councilmember Moss seconded the motion. The motion unanimously carried with 4 yes votes, 0 no votes, and 2 abstentions by Councilmembers Bahena and Huie.

Councilmember Clubb moved to approve payment of the check to Jerry Cummins. Councilmember Moss seconded the motion. The motion unanimously carried with 5 yes votes, 0 no votes, and 1 abstention by Councilmember Cummins.

- C. Approval of the minutes of the Work Session held September 23, 2019.

Councilmember Moss moved to approve the minutes of the Work Session held September 23, 2019. Councilmember Huie seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.

- D. Approval of the minutes of the regular meeting held September 25, 2019.

Councilmember Huie moved to approve the minutes of the regular meeting held September 25, 2019. Councilmember Moss seconded the motion. The motion unanimously carried with 6 yes votes and 0 no votes.

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7. COUNCIL MEMBER MEETING REPORTS

Councilmember Moss reported attendance at the National League of Cities "City Leadership for Building an Early Learning Nation" project on September 27; the Association of Washington Cities On Tap meeting held October 1; a meeting with State Senators and Department of Commerce staff held October 3 regarding homelessness and affordable housing issues; and the Work Session held October 7.

Councilmember Huie reported attendance at the Association of Washington Cities On Tap meeting held October 1; the Work Session held October 7; and the Fort Walla Walla Board meeting held October 8.

Councilmember Bahena reported attendance at the Association of Washington Cities On Tap meeting held October 1; and the Work Session held October 7.

Councilmember Cummins reported attendance on the KUJ radio show on September 27; the Good Roads Committee meetings held September 27; and the Work Session held October 7.

Councilmember Clubb reported attendance at meetings concerning affordable housing held September 26 and September 27; a meeting of the innovative eco-system task force held October 1; the Metropolitan Planning Organization Board meeting held October 2; a meeting with State Senators and Department of Commerce staff held October 3 regarding homelessness and affordable housing issues; the Work Session held October 7; the LEOFF 1 Disability Board meeting held October 8, and the Community Council land trust subcommittee meeting held October 8.

Mayor Clark reported attendance at the Association of Washington Cities On Tap meeting held October 1; a welcome address to the Washington State Association of Municipal Attorneys on October 3; the agenda preparation meeting held October 3; the Work Session held October 7; and the LEOFF 1 Disability Board meeting held October 8.

8. UNFINISHED AND NEW BUSINESS

Staff reported the City will be putting out a statement soon regarding the Hayden Homes development agreement on the Bachtold property.

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9. EXECUTIVE SESSION

Mayor Clark announced the City Council will be recessing to Executive Session to discuss with legal counsel, potential litigation to which the City is a party or is likely to become a party pursuant to RCW 42.30.110(1)(i); and to consider the selection of a site or the acquisition of real estate pursuant to RCW 42.30.110(1)(b). The Executive Session will last no more than two hours and no further business will come before Council in open session.

The meeting was recessed at 8:30 p.m.

10. ADJOURNMENT

There being no further business, the meeting adjourned at 9:34 p.m.