

Electronic City Council Meeting (Tuesday, April 13, 2021)

Generated by Lisa Neissl on Tuesday, April 13, 2021

PRESENT:

Mayor – Via Web Norma L. Hernández

Council Members – Via Web Jerry Bobbitt, Michael Cleveland, Loren Peterson, Marge Nyhagen, Byron Trop

City Attorney – Via Web Rea Culwell

Staff – Via Web Administrator, Mike Rizzitiello; Finance Director, Brian Carleton; Public Works Director, Paul Hartwig; Engineering Tech, Spencer Myrlie; Police Chief, Troy Tomaras; Community Development Director, Jon Rickard; City Clerk, Lisa Neissl;

MEMBERS EXCUSED: Melodie Selby, Heather Schermann

MEMBERS ABSENT:

Clerk Note: Technical difficulties prevented staff presenters from logging on at the normal time, so meeting was delayed to 7:12.

1. Opening Items.

Procedural: 1.02 Call To Order

Mayor Hernández called the meeting to order at 7:12 PM.

Procedural: 1.03 Pledge of Allegiance

Procedural: 1.04 Moment of Silence for Reflection / Invocation - Any City Employee or Elected Official; delivering the invocation, does so in his/her capacity as a private citizen, and not in his/her official position as a city employee/elected city official.

Information: 1.05 Public Comment Procedure for Virtual Meetings - Council meetings are primarily structured to permit Council Members to arrive at the decisions necessary to govern the City.

*Public comment was held as it was related to a specific agenda item. Comments were taken after staff presentation of item 5.07.***2. Consent Agenda.**Action (Consent): 2.01 AB 21075 - Approve Agenda for April 13, 2021Action (Consent), Minutes: 2.02 AB 21076 - Approve Council Minutes from March 23, 2021Action (Consent), Minutes: 2.03 AB 21077 - Approve Council Minutes from April 6, 2021 WorkshopAction (Consent): 2.04 Approve Lease Agreement with Bancorp for the purchase of 2 police cars and 16 radios

Recommended Action: Motion to authorize Administration to execute lease agreement with Bancorp for an annual amount of \$20,678.08 for 2 police vehicles and 16 radios.

Action (Consent): 2.05 AB 21079 - February 2021 Check Register and Financials

Recommended Action: Motion to approve the check register and financial reports.

Action (Consent): 2.06 Approve Consent Agenda - Our adopted rules of Parliamentary Procedure, The Standard Code of Parliamentary Procedure, provide for a consent agenda listing several items for approval of the Council by a single motion. Most of the items listed under the consent agenda have gone through previous review either during the budget process, at a workshop, or by subcommittee review and recommendation. Documentation concerning these items has been provided to all Council Members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any Council Member.**Council Member Trop made a motion to approve the consent agenda. Second by Council Member Cleveland and the motion passed 5-0.****3. Presentations**-None.**4. Public Hearings**-None.**5. Action Items.**Action: 5.01 AB 21080 - Department of Archeology and Historic Preservation - Certified Local Government Grant Application -

Mr. Rickard reported on a grant opportunity that he would like to pursue.

Council Member Bobbitt made a motion to approve Resolution No. 21-017 Authorizing a grant application to the Department of Archeology and Historic Preservation to create a self-guided "This Building Has History" walking tour through the installation of signage with quick response codes that will link to story maps about architectural styles and specific historical information. Second by Council Member Nyhagen and the motion passed 5-0.

Action: 5.02 AB 21081 - Bird Scooter Sharing in College Place -

Mr. Rizzitiello requested authorization to execute the Memorandum of Understanding with Bird Rides, Inc. known as Bird Scooters. He noted that both the Economic Development, Tourism and Events Commission and the Parks, Arbor and Recreation Board have reviewed this and recommend Council approval.

Discussion ensued.

Council Member Peterson made a motion to approve Resolution No. 21-018 authorizing execution of a Memorandum Of Understanding with Bird Rides Inc. (Bird Scooters) to operate in the City of College Place. Second by Council Member Trop and the motion passed 5-0.

Action: 5.03 AB 21082 - Drywell Feasibility Study -

Mr. Myrlie requested authorization to execute a contract with Aspect Consulting to perform the stormwater drywell feasibility study. He noted this will be paid for with grant funding awarded by the Community Development Block Grant we were awarded.

Discussion ensued.

Council Member Cleveland made a motion to authorize administration to execute Contract with Aspect Consulting for the dollar amount of \$52,849.00. Second by Council Member Nyhagen and the motion passed 5-0.

Action: 5.04 AB 21083 - Amendment of the 2021 Budget -

Mr. Carleton reported on a couple of edits that need to be made to the Fiscal Year 2021 budget, and requested they approve the amendment Ordinance.

Council Member Peterson made a motion to Approve the 2021 Amended Budget Ordinance No. 21-004. Second by Council Member Cleveland and the motion passed 5-0.

Action: 5.05 AB 21084 - Financial Policy Update -

Mr. Carleton reported on the finalized iteration of the City of College Place Financial Policy. He noted there are a couple changes to previous items due to audit recommendations, as well as some new sections that are required to be Council approved policy by the Auditors.

Discussion ensued.

Council Member Nyhagen made a motion to approve ordinance No. 21-005 for updates to the Financial Policies. Second by Council Member Trop and the motion passed 5-0.

Action: 5.06 AB 21085 - UV Disinfection Equipment Award -

Mr. Alex Fazzari of JUB requested that Council approve the contract with Xylem for the manufacturing of a UV disinfection system for the improvements to the Wastewater Treatment Plant.

Discussion ensued.

Council Member Peterson made a motion to authorize Administration to execute a contract with Xylem for the manufacturing of a UV disinfection system meeting the specifications set by the JUB Design in an amount of \$47,197.54. Second by Council Member Bobbitt and the motion passed 5-0.

Action: 5.07 AB 21086 - Zoning Moratorium - Manufactured Home Parks -

Mr. Rickard spoke to Council about an unintended possible consequence of the re-zoning that was done in 2018. He explained the potential risk that due to the discontinuance of the Manufactured Home Park

Zoning and those developments being now zoned as Multi-Family Residential, these parks could be sold and re-developed resulting in the loss of that affordable housing option. Ms. Culwell noted the comment letter that was provided by the owner of the Country Estates development. Due to this information, she recommends an amendment to the Resolution in one Whereas Clause as follows:

Original: Whereas, the two mobile home parks within the City are under development pressure and the residents of those parks are at risk of being displaced without alternative housing access; and

Suggested Amendment: Whereas, the two mobile home parks within the City are, **or may come**, under development pressure and the residents of those parks are at risk of being displaced without alternative housing access; and

Mr. Rickard noted his support for making this modification to the wording of the Resolution and noted that the current Country Estates development to add six more manufactured homes would not be affected by this moratorium.

Mr. Steven Wheeler, manager of Country Estates, commented that Mr. Rongey's comments addressed the issues he had, and Mr. Rickard's assurance that this would not affect the current development of adding more manufactured home units. Discussion ensued.

Council Member Cleveland made a motion to approve Resolution 21-019, with the recommended amendment, adopting a 12-month moratorium on the filing, acceptance, processing, and/or approval of applications for development in areas currently used as mobile/manufactured home parks; declaring an emergency; and establishing an immediate effective date. Second by Council Member Trop and the motion passed 4-0; 1 abstain, Nyhagen. (Note: Council Member Nyhagen abstained from discussion and vote on this matter as she is a resident of the Country Estates Park.)

Action: 5.08 AB 21087 - Peddler Code -

Ms. Culwell reported on the proposed Ordinance to regulate solicitors in the City. Chief Tomaras gave a brief statement in support. Discussion ensued.

Council Member Trop made a motion to approve Ordinance 21-006 Modifying Chapter 2.56 and 5.04 and enacting new Chapter 5.10 Establishing regulation of Peddling, Itinerant Vending, and Canvassing activity. Second by Council Member Peterson and the motion passed 5-0.

Action: 5.09 AB 21088 - Adoption of state VUCSA criminal laws with Addition of Knowledge as an Element of the Crime of Simple Possession -

Ms. Culwell reported on a proposed Resolution to adopt State Violation of the Uniform Controlled Substances Act due to the Supreme Court action in the Blake Case. Chief Tomaras gave a brief statement in support. Discussion ensued.

Council Member Bobbitt made a motion to approve Resolution 21-007 adopting Chapter 69.41 RCW: Legend Drugs--Prescription Drugs and Chapter 69.50 RCW: Uniform Controlled Substance Act, with amendment to include knowledge as a required element of the crime of Possession of controlled substance. Second by Council Member Trop and the motion passed 5-0.

6. Administrative Reports-None.

7. Informational Reports-None.

8. Executive Session-None.

9. Closing Items.

Action: 9.01 Adjournments

Council Member Bobbitt made a motion to adjourn the meeting at 8:19 PM. Second by Council Member Cleveland and, with no objection, the meeting adjourned.

Approved:

DocuSigned by:

Norma L. Hernández

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Norma L. Hernández –
Mayor

Attest:

DocuSigned by:

Lisa R. Neissl

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Lisa R. Neissl – City Clerk

The foregoing minutes are the official record of the City Council meeting that occurred April 13, 2021. Further detail may be obtained by reviewing the actual audio recording made during this session.