

**UNION GAP CITY COUNCIL REGULAR MEETING**  
**UNION GAP COUNCIL CHAMBERS**  
*Union Gap, Washington*  
*February 10, 2014*  
**MINUTES**

Call to Order Mayor Wentz called the Regular Meeting of the Union Gap City Council to order at 6:00 p.m.

Council Members Present Council Members Lenz, Carney, Olson, Matson, Butler, and Murr were present.

Staff Present Public Works & Community Development Director Henne, Acting Public Safety Director Cobb, AP/PR Technician Bisconer, Deputy Director for Public Works and Community Development Spurlock, City Manager Otterness, City Attorney Noe were present.

Audience Present See list.

Pledge of Allegiance Council Member Carney led the Pledge of Allegiance.

Consent Agenda Motion by Council Member Butler second by Council Member Murr to approve the consent agenda as follows:

Approve EFT's and Claim Voucher Nos. 87144 through 87224 in the amount of \$238,383.95 dated February 10, 2014.

Approve EFT's and Payroll Voucher Nos. 41083 through 41102 and 87148 through 87162 in the amount of \$417,555.86 dated January 30, 2014. Motion carried unanimously.

**Items from the Audience**

**General Items** There were none.

**Public Works/Community Development**

Discussion - City Hall Building - Traho Architectural Report; Barbara Cline; Barbara Cline, architect with Traho Architects, P.S., presented the December 31, 2013 Phase 1 – Information Space and Site Plan for city hall including analysis of the costs of demolition, minor remodel, substantial remodel, and new construction of city hall.

Resolution No. 14-16 Yakima Transit Memorandum of Understanding; Motion by Council Member Lenz second by Council Member Murr to adopt Resolution No. 14-16 authorizing the City Manager to sign a Memorandum of Understanding with the City of Yakima including approval of bus book expenditure and instructing staff to bring back alternative advertising plan for review. Motion carried unanimously.

Request for Action - Fire Station Re-Roof Project - Declare Project Complete and Approve Acceptance.

Motion by Council Member Lenz second by Council Member Carney to Declare Project Complete and Approve Acceptance for the Fire Station Re-Roof Project. Motion carried unanimously.

### **Legal**

Discussion – Public Facilities District

City Attorney Noe described the legal authority for Public Facilities Districts and reviewed terms of the existing district which shifts 0.033% of the retail sales and use taxes generated within the cities of Selah, Yakima, and Union Gap to fund district projects. Council members asked Noe to research additional information about the process used to approve encumbering the funding stream to pay for district projects and the process for separating from the agreement.

Discussion – Changes to the Criminal Codes from January 27<sup>th</sup> Council Meeting.

City Attorney Noe reviewed specific changes to the criminal code based upon concerns expressed by Council Members.

Information Only – Marijuana Moratorium

City Attorney Noe informed the Council that the Marijuana Moratorium is scheduled for public hearing during the February 24, 2014 council meeting.

### **Council**

Discussion – The Lodging Tax Advisory Committee Chairman will discuss recommended policies for the Tourism Promotion Area (TPA) Fund.

Council Member Olson stated that the LTAC committee has requested that the LTAC committee review and make recommendation for expenditure of Tourism Promotion Area (TPA) funds using the same process of recommendation by the committee and then review by the council which is used for Tourism Tax money. Mayor Wentz asked City Attorney Noe to prepare a draft ordinance to be brought to a future council meeting for consideration.

### **Finance/Administration**

Ordinance No. 2855 Changing Title of the Mayor Pro-Tem to Deputy Mayor.

Motion by Council Member Butler second by Council Member Murr to adopt Ordinance No. 2855 ordaining that the Mayor Pro-Tem for the City of Union Gap shall be referred to as the Deputy Mayor. Voting on the motion: ayes - Murr, Matson, Butler, Wentz; nays - Olson, Carney, Lenz. Motion carried and ordinance adopted.

### **Items from the Audience**

There were none.

### **City Manager Report**

City Manager Otterness reported on meetings with legislators during AWC City Days which included Council Members Butler, Carney, Matson, Olson, and Wentz.

*CITY OF UNION GAP REGULAR COUNCIL MEETING MINUTES – February 10, 2014*

**Communications**

There were no communications.

**Questions/Comments**

There were no questions or comments.

**Boards, Commission &  
Standing Committee  
Reports**

There were no reports.

**Development of the Next  
Agenda**

None.

**Recess to Executive  
Session litigation pursuant  
to RCW 42.30.110(i)**

At 8:33 Mayor Roger Wentz recessed to an Executive Session for 5 minutes to discuss litigation pursuant to RCW 42.30.110(i) Mayor Wentz, Council Members, City Manager Otterness and City Attorney Noe attended.

Re-convened at 8:38

**Adjournment of Meeting**

At 8:39 p.m. Mayor Wentz adjourned the February 10, 2014 regular Council Meeting

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Rodney Otterness, City Manager

ATTEST

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Karen Clifton, City Clerk