



SELAH CITY COUNCIL

5:30pm November 10, 2020



*Selah City Council
Regular Meeting
Tuesday, November 10, 2020
5:30pm
Via Zoom*

Mayor:
Mayor Pro Tem:
Council Members:

Sherry Raymond
Roger Bell
Russell Carlson
Jacquie Matson
Kevin Wickenhagen
Clifford Peterson
Suzanne Vargas
Michael Costello

CITY OF SELAH
115 West Naches Avenue
Selah, Washington 98942

City Administrator:
City Attorney:
Clerk/Treasurer:

Donald Wayman
Rob Case
Dale Novobielski

AGENDA

- A. Call to Order –Mayor Raymond
- B. Roll Call
- C. Councilmember Absence – Motion to Excuse
- D. Pledge of Allegiance
- E. Invocation
- F. Agenda Changes **None**
- G. Public Appearances/Introductions/Presentations
 - 1. Katrina Henkle, Selah Downtown Association – Update
- H. Getting To Know Our Businesses **None**
- I. Communications

We are presently conducting the regular meeting portion of today's session. State law does not require a noncharter code city, such as the City of Selah, to allot time for public comment during a regular meeting between the Mayor and City Council. Historically, the City has chosen to allot time for public comment during its regular meetings, subject to a maximum of two minutes per commenter and common-sense standards of decorum. Recently, those standards of decorum have been increasingly infringed.

Those wishing to offer public comments during a regular meeting must comply with the following process and standards. Each commenter must state his/her full name and whether he/she is a registered voter residing within the city limits of Selah (and this particular standard will be enforced beginning with the regular meeting scheduled to occur on October 13, 2020). Each commenter is limited to one comment and a maximum duration of two minutes per regular meeting. A maximum of thirty minutes per regular meeting will be allotted for all public comments. Comments must be constructive and respectful; no profanity, insults, defamation, or direct or implied personal attacks will be allowed. Criticism of City policy is allowed, but personal criticism of any individual is not allowed. The public comment process is not a question-and-answer process. Also, each commenter should speak solely for himself/herself rather than purporting to speak on behalf of others, repeating verbatim or nearly verbatim what another commenter has said, or repeating what a written document says.

In-person comments will be heard from the podium in the order offered by commenters (and during the Covid shutdown, written comments will be read aloud in the order received by City staff and telephonic comments may also be heard). The Mayor may cut off any in-person or telephonic comment that he/she deems inappropriate (and City staff, at the direction of the Mayor, may disallow or modify any written comment that is deemed inappropriate).

These standards are subject to revision. Those who infringe the applicable standards may be barred from offering public comments during future regular meetings.

Public comment during regular meetings is not the exclusive method to communicate with the Mayor or the City Council on any topic. People may send emails or letters, leave voicemails, or request in-person meetings, to or with the Mayor or any member(s) of the City Council. The Mayor and each member of the City Council has personal discretion over how and when he/she might respond to emails, letters, voicemails, and requests for in-person meetings.

2. Written **None**

J. Proclamations/Announcements **None**

K. Consent Agenda

All items listed with an asterisk (*) are considered routine by the City Council and will be enacted by one motion, without discussion. Should any Council Member request that any item of the Consent Agenda be considered separately, that item will be removed from the Consent Agenda and become a part of the regular Agenda.

Monica Lake * 1. Approval of Minutes: October 27, 2020 Council Meeting
Dale N. * 2. Approval of Claims & Payroll

L. Public Hearings

Jeff Peters 1. Public meeting to consider the Final Plat of Eagle Ridge Phase 3A

M. General Business

1. New Business **None**

2. Old Business **None**

N. Resolutions

Jeff Peters 1. Resolution Approving the Final Plat of "Eagle Ridge Phase 3A" and Authorizing the Mayor to Sign the Final Plat
Donald Wayman * 2. Resolution Authorizing the Mayor to Sign a Legal Advertising Contract with the Yakima Herald-Republic for the 2021 Calendar Year
Donald Wayman 3. Resolution Reenacting and Extended the Previously-Enacted Temporary Suspension of the Requirements and Enforcement of SMC 10.34.020 Off-Street Parking Spaces Table 34-1 Restaurant Land Uses for Existing Businesses who Choose to Expand or Establish Outdoor Eating Areas

O. Ordinances

Jeff Peters 1. Ordinance Repealing Title 9.11.070 Relating to the City's Monthly Industrial Sewer Availability Fee

P. Public Appearances **None**

Q. Reports/Announcements

1. Departments
2. Council Members
3. City Administrator
4. Boards **None**
4. Mayor

R. Executive Session

1. 30 Minute Session – Litigation RCW 42.30.110 (1)(i)

S. Adjournment

Next Regular Meeting November 24, 2020

Each item on the Council Agenda is covered by an
Agenda Item Sheet (AIS)

A yellow AIS indicates an action item.

A blue AIS indicates an information/non-action item.



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Council Meeting	Action Item
11/10/2020	K – 1

Title: Approval of Minutes: October 27, 2020 Council Meeting

From: Monica Lake, Executive Assistant

Action Requested: Approval

Staff Recommendation: Approval of Minutes

Board/Commission Recommendation: Not Applicable

Fiscal Impact: N/A

Funding Source: N/A

Background / Findings & Facts: See Minutes for details

Recommended Motion: Motion to approve the Consent Agenda as read.
(This item is part of the Consent Agenda)

City of Selah
Council Minutes
October 27, 2020

Regular Meeting
Electronically Via Zoom
115 West Naches Avenue
Selah, WA 98942

- A. Call to Order Mayor Raymond called the meeting to order at 5:30 pm.
- B. Roll Call
- Members Present: Kevin Wickenhagen; Jacquie Matson; Clifford Peterson; Roger Bell; Russell Carlson; Suzanne Vargas; Michael Costello
- Members Absent: None
- Staff Present: Donald Wayman, City Administrator; Rob Case, City Attorney; Joe Henne, Public Works Director; Jeff Peters, Community Development Supervisor; Gary Hanna, Fire Chief; Jim Lange, Deputy Fire Chief; Treesa Morales, Public Records Specialist; Monica Lake, Executive Assistant

- C. Councilmember Absence – Motion to Excuse **None**

- D. Pledge of Allegiance

Mayor Raymond led the Pledge of Allegiance.

- E. Invocation

Pastor Tom Morris gave the prayer.

- F. Agenda Changes **None**

- G. Public Appearances/Introductions/Presentations

1. Katrina Henkle, Selah Downtown Association – Update

Katrina Henkle, Selah Downtown Association (SDA) Executive Director, addressed the Council. She spoke first about the CARES Business Grants, saying that they have received all but three W-9s, and checks would go out tomorrow to be received around the end of this week or the beginning of next week. She thanked the Mayor and City Administrator for all their efforts with the grants. She provided information about the drive thru Trunk or Treats to be held at the Selah Middle School, and at Nana Kate's and Grocery Outlet, and reminded everyone to vote, noting that City Hall would be open until 8pm on November 3 to receive ballots. She finished by saying that the new Police Chief would like to connect with business owners, and the SDA would be providing an opportunity for businesses to meet him in groups, requesting that interested parties reach out to the SDA for details.

Mayor Raymond asked when they plan to start meetings with the Police Chief.

Ms. Henkle responded that they hope to start by mid-November, as the idea came up at the end of the previous week.

H. Getting To Know Our Businesses **None**

I. Communications

1. Oral

Mayor Raymond opened the Public Meeting.

City Attorney Case read aloud the rules of conduct as stated in the Agenda.

Executive Assistant Lake said that there were sixteen comments submitted, of which fourteen would not be read aloud. She read aloud the following statements provided via the online public comment submission form.

From Diane Underwood, Selah:

Now that the grass has finally been replaced along South 1st Street I would like to know when the trees will be replaced as promised with the exception of a few trees that business did not want them due to the possibility that it would not make their business as visually seen from the street.

Currently and in the past 10 years, Cities are planting Trees (Yes Trees) and beautifying the cities they live in, yet we took out all the trees and slowly ever so slowly replacing some of them. These trees that were removed all the way down 1st were enjoyed by many people and greenspace more so than artificial turf and silk plants (Parklets) on hot asphalt looking cheap.

From Mindy Clark, Selah:

Hello and good evening. I would like to address the Mayor, city council and our city administrator. I'd like you all to urge members of the public to stop taking yard signs. These signs have a right to be placed like any other. I think we can all agree that individual citizens should not be removing them, especially not from others private property, which has now happened several times. I, personally have had property destroyed, that my homemade signs were attached to, because they couldn't get the sign off. This has happened three times, on my own property. Thank you.

Having no further comments to be read, Mayor Raymond closed the Meeting.

2. Written **None**

J. Proclamations/Announcements **None**

K. Consent Agenda

Executive Assistant Lake read the Consent Agenda.

All items listed with an asterisk (*) were considered as part of the Consent Agenda.

* 1. Approval of Minutes: October 13, 2020 Study Session & Council Meeting

* 2. Approval of Claims and Payroll:

Payroll Checks Nos. 83798 – 83866 for a total of \$231,623.91

Claim Checks Nos. 75506 – 75628 for a total of \$716,565.72

Council Member Bell moved, and Council Member Peterson seconded, approval of the Consent Agenda as read. Motion passed with six yes votes and one abstention.

L. Public Hearings **None**

M. General Business

1. New Business **None**

2. Old Business **None**

N. Resolutions

1. Resolution authorizing the Mayor to sign a SunComm Interlocal Dispatch Service Agreement with the city of Yakima, and Yakima County Fire Protection Districts 1, 2, 3, 4, 6, 9, 12 and 14

Fire Chief Hanna addressed N – 1. He said that they were asking for authorization for the Mayor to sign a SunComm Interlocal Dispatch Service Agreement with the city of Yakima, and Yakima County Fire Protection Districts 1, 2, 3, 4, 6, 9, 12 and 14, which was a two-year contract to provide dispatch services for the Fire Department, as they have done many times in the past.

Council Member Vargas remarked that in looking over the fiscal impact, it appears that 2021 is based on a rate they know and multiplied by the number of calls.

Fire Chief Hanna responded that they take the last completed year of calls, which for the 2021 Budget it would be the call volume in 2019, and then to come up with a price per call based on what the current rate is along with an average obtained from consumer indexes.

Council Member Vargas asked if 2022 would be based on the year prior.

Fire Chief Hanna answered that it would be based on 2020, as the previous year isn't completed yet when they working are on the budget.

Council Member Wickenhagen moved, and Council Member Vargas seconded, to Approve the Resolution authorizing the Mayor to sign a SunComm Interlocal Dispatch Service Agreement with the city of Yakima, and Yakima County Fire Protection Districts 1, 2, 3, 4, 6, 9, 12 and 14. Roll was

called: Council Member Wickenhagen – yes; Council Member Matson – yes; Council Member Vargas – yes; Council Member Peterson – yes; Council Member Bell – yes; Council Member Costello – yes; Council Member Carlson – yes. By voice vote, approval was unanimous.

2. Resolution Authorizing the Mayor to sign Change Order No. 3 for the East Goodlander Road Improvements

Public Works Director Henne addressed N – 2. He said that this was a Resolution Authorizing the Mayor to sign Change Order No. 3 for the East Goodlander Road Improvements, as throughout the duration of the project they ran into delays such as moving primary power poles, the subcontractors for concrete not on schedule, and procurement and COVID-related delays from installing poles for traffic control devices. He didn't feel that Granite Construction was responsible for the additional twenty-one days that the project ran over, and wished to grant an additional twenty-one days so they had no penalties. He noted that it was a no cost change order.

Council Member Carlson inquired if they were under budget on the project.

Public Works Director Henne replied that they were under by forty-eight thousand dollars.

Council Member Carlson asked if this was just a way to make sure they're getting paid appropriately and not to spend extra money.

Public Works Director Henne responded that he was correct.

Council Member Bell moved, and Council Member Carlson seconded, to Approve the Resolution Authorizing the Mayor to sign Change Order No. 3 for the East Goodlander Road Improvements. Roll was called: Council Member Wickenhagen – yes; Council Member Matson – yes; Council Member Vargas – yes; Council Member Peterson – yes; Council Member Bell – yes; Council Member Costello – yes; Council Member Carlson – yes. By voice vote, approval was unanimous.

O. Ordinances **None**

P. Public Appearances **None**

Q. Reports/Announcements

1. Departments

Fire Chief Hanna said that they have conducted interviews and testing for the Deputy Chief position last Thursday and developed a list from that, going on to say that he and Deputy Fire Chief Lange met with the two finalists that day for a little over an hour apiece and would be making a decision within the next day or two. He commented that they would be conducting interviews tomorrow night with fourteen applicants for volunteer membership, and they hope to get another good group to assist them.

Public Works Director Henne talked about the Wastewater Treatment facility, which has an aeration basin with mixers at the north end that effluent comes into, saying that they noticed that the effluent

ditch was off-color a couple days ago, and after doing some testing they determined that there was a crack in the bottom of the pipe that disperses to the north and south clarifier that was spraying effluent out and it was seeping into a joint in the tile section of the storm sewer. He said that they patched the stormwater line to prevent further cross contamination, but they still have a leak on the mixed liquor line that needs repaired, and after talk with the Naches-Selah Irrigation District regarding their success with a material that will expand and seal around cracks and joints they will be coming down tomorrow to help with the repair process. He reviewed the costs for the repair work, adding that he would be bringing a budget adjustment at the next meeting to cover costs up to ten thousand dollars. He noted that they've contacted the Department of Ecology and the wastewater permit manager, and they did an ERTS report. He finished by saying that this was an emergency unbudgeted repair.

Council Member Bell wondered if it was considered an emergency repair because they were putting partially treated sewage into stormwater.

Public Works Director Henne responded in the affirmative, adding that they couldn't let it run like that and wait to ask Council for money.

Police Chief Christman said that he has been meeting with as many people as he could his first week, such as Ms. Henkle and the Selah Downtown Association to assist in his goal to meet with the business community and residential community, and that today he had a deep conversation with Comprehensive Mental Health about the forty-hour crisis intervention training they provide to law enforcement in the Yakima area. He went on to say that he had the department's two School Resource Officers working on reintegrating SROs into the school system and had delivered a schedule to the schools of who and when the officers were available, they are advertising for entry level and lateral officers and had discussed the process for that at a Civil Service Meeting, and ended by saying that Sergeant Rodriguez would be retiring as of November 1, with an unofficial sendoff that Thursday.

Community Development Supervisor Peters said that the Planning Department was working on a number of different items, such as a modification to the wastewater industrial availability fee that would be at the next Council Meeting; the State building codes for the 2018 building cycle that would need to be adopted prior February 1, 2021; and adopting the shorelines master program and critical area update January and February to make the City compliant with state regulations.

City Attorney Case addressed the supposedly political signs in placed in public rights of way recently, saying that the City government and its employees are not encouraging anyone to take any action against those signs, and that while some people have questioned whether they qualify as political signs or political advertising under the law, he was not going to provide an opinion or conclusion on that tonight. He remarked that someone has been placing surveillance devices on trees in City rights of way or other locations nearby City right of way, and that while he hasn't seen any devices himself, which he understood to have been placed to watch signs, anyone placing those in public locations was taking the risk that they would be removed, as the City hasn't granted permission to place any type of surveillance device on a City right of way. He advised those who had placed such devices to remove them immediately, as there is no law that allows someone to situate surveillance devices on City property.

2. Council Members

Council Member Carlson inquired if they were still considered to be under a state of emergency, and if so, what the plan of action was for that.

Mayor Raymond deferred to either the City Administrator or the City Attorney.

City Administrator Wayman answered that they were still under a state of emergency, as is the State of Washington, and that while it hasn't changed City operations much it allows them to apply for the CARES grant and other State or Federal money that might come through.

Council Member Costello commented that he would be working with Police Chief Christman, Ms. Henkle, the Selah Downtown Association, and Comprehensive Mental Health on a Zoom meeting Thursday night.

Council Member Vargas had no report.

Council Member Bell gave a brief report on the Code of Conduct committee, saying that they received input from council members and met yesterday to come up with a revision that Council would be seeing in the next few days for any further comments they might have on it and explanation of what the committee felt was addressing each concern raised. He said that SPRSA had board meeting last night, and that they have done appropriate winterization at the pool per the manufacturer of the equipment, so people might see water running occasionally just to circulate it through the pumps. He commented that the City has been gracious to allow the SPRSA board to meet in the conference room at City Hall for the meeting to provide social distancing, and that masks would be required of those in attendance.

Council Member Peterson had no report.

Council Member Matson remarked that she attended the Zoom meeting for YVCOG, which she found to be really informative, with quite a few speakers addressing an update on Yakima County homelessness, what they've been doing and what they could use for donations. She thanked everyone for their work on the CARES checks going out, and said that the Youth Representative committee was moving forward.

Council Member Wickenhagen had no report.

3. City Administrator

City Administrator Wayman said that they've received all the funding requested from the Department of commerce, expressing his thanks to Ms. Eaton for expediting the request, and that every dime requested and expended has been replenished back into the budget. He noted that they would be sending back about two thousand three hundred due to a CARES grant not being awarded to a business who wasn't qualified. He stated that they have completed the preliminary budget for Council to review, with copies at City Hall for them to pick up and review, then addressed a few highlights from it such as approximately two percent more than the current year's budget for public safety and utility expenditures; lower estimated revenue from retail sales tax than the current year's estimate; and personnel changes, including the Fire tech position transitioning from part-time to full-time, holding off on filling the Recreation Coordinator position until June, adjustments at the wastewater treatment plant to allow staff to qualify for a higher skill set position based on a recommendation from Wastewater Treatment Plant

Supervisor Neumeyer, and converting the contract attorney position to a full-time position combined with the vacant Human Resources position. He noted that they have managed to be frugal and have a surprisingly healthy economy even with COVID.

4. Boards **None**

5. Mayor

Mayor Raymond said that the budget packets are in binders in the mail room with Council Members' names on them. She remarked that the grass along First Street looks really nice, and the next step would be to put in some type of pavers on the corners where cars go over the curb and smash the grass.

Council Member Bell wished to bring up that Council had passed a temporary ordinance allowing any business to utilize parking spaces for customer use during COVID, which expired in September, and he would like to move to extend that through the remainder of the year for those businesses who could accommodate customers in that way.

Mayor Raymond asked if they could do that now.

City Administrator Wayman commented that he would prefer to bring back a resolution at the next meeting and hold in abeyance any enforcement on that at this point, if that was okay with Council.

Council Member Bell opined that they don't need a new Resolution, as they would be simply extending the date on a Resolution passed several months ago.

Community Development Supervisor Peters concurred with the City Administrator, saying that it wasn't listed on the agenda for that evening and they would need to make the public aware that they were doing this, along with updating the revised Resolution.

Mayor Raymond stated that they would put it on the next Council Meeting agenda. She wondered how many were using outdoor seating area from their parking lots, adding that Magic's Pizza was not.

Council Member Bell replied that he wasn't aware of any, but they were still under COVID and he felt they ought to do everything they could as a Council to accommodate businesses in the community to stay and survive through the pressures that continue to hit their businesses.

Mayor Raymond said they would have it on the agenda at the next Council Meeting, and would let it slide until then.

City Attorney Case remarked that, for the time being, all businesses should feel comfortable continuing to act under the letter and spirit of the Resolution, and that in the interim the City would be taking no enforcement actions against any business that might be violating existing code due to the sunset.

R. Executive Session **None**

S. Adjournment

Council Member Matson moved, and Council Member Wickenhagen seconded, that the meeting be adjourned. By a show of hands, approval was unanimous.

The meeting adjourned at 6:23pm.

Sherry Raymond, Mayor

Roger Bell, Council Member

Russell Carlson, Council Member

Jacquie Matson, Council Member

Kevin Wickenhagen, Council Member

Clifford Peterson, Council Member

Suzanne Vargas, Council Member

Michael Costello, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Council Meeting	Action Item
11/10/2020	K – 2

Title: Claims & Payroll

From: Monica Lake, Executive Assistant

Action Requested: Approval

Staff Recommendation:

Approval of Claims & Payroll as listed on Check Registers.

Board/Commission Recommendation: Not Applicable

Fiscal Impact: See Check Registers

Funding Source: See Check Registers

Background / Findings & Facts: See Check Registers

Recommended Motion: Motion to Approve the Consent Agenda as read.
(This item is part of the Consent Agenda)



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Council Meeting	Action Item
11/10/2020	L – 1

Title: Public meeting to consider the Final Plat of Eagle Ridge Phase 3A

From: Jeff Peters, Community Development Supervisor

Action Requested: Public Meeting

Staff Recommendation: Conduct the public meeting, and accept the final plat of Eagle Ridge 3A as set forth in the forthcoming resolution.

Fiscal Impact: N/A

Funding Source: N/A

Background / Findings & Facts: The City Council conducted the required closed record public hearing for this plat on April 28, 2015, and approved the Preliminary Plat in the manner recommended by the Hearing Examiner with 22 conditions of approval as set forth in Council Resolution No. 2467.

Recommended Motion: I move that the City Council accept the Plat of Eagle Ridge Phase 3A and further move that the council consider passage of the accompanying resolution presented later in the council's agenda.



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Record of all prior actions taken by the City Council and/or a City Board, City Committee, Planning Commission, or the Hearing Examiner (where applicable)

Date:

Action Taken:

4/08/2015

Hearing Examiner Recommendation of Approval
Revised 37 Lot "Preliminary Plat of Eagle Ridge, Phases
2, 3, and 4" in the vicinity of Southern Avenue and South
7th Street.

4/28/2015

City Council Closed Record Public Hearing and
Approval of the Plat of Eagle Ridge Phases 2, 3, & 4.

DATE: November 2, 2020
TO: Simon Sizer, Yakima Herald Republic
FROM: Jeff Peters, Community Development Supervisor
SUBJECT: Legal Notice: **PUBLICATION DATE: TUESDAY, NOVEMBER 3, 2020**

**CITY OF SELAH CITY COUNCIL
NOTICE OF PUBLIC MEETING TO CONSIDER THE FINAL
PLAT OF
Eagle Ridge Phase 3A**

NOTICE IS HEREBY GIVEN that the Selah City Council will conduct a public meeting on Tuesday, November 10, 2020 at 5:30 PM, or as soon thereafter as practical, in the City Council Chambers, City Hall, 115 W. Naches Avenue., Selah, WA to consider acceptance of the Final Plat of "Eagle Ridge Phase 3A", a final plat application submitted by Carl and Candi Torkelson. located in the vicinity of Southern Ave. and S. 7th Ave. At the conclusion of the public meeting, the City Council will consider the matter and vote on final acceptance of the plat.

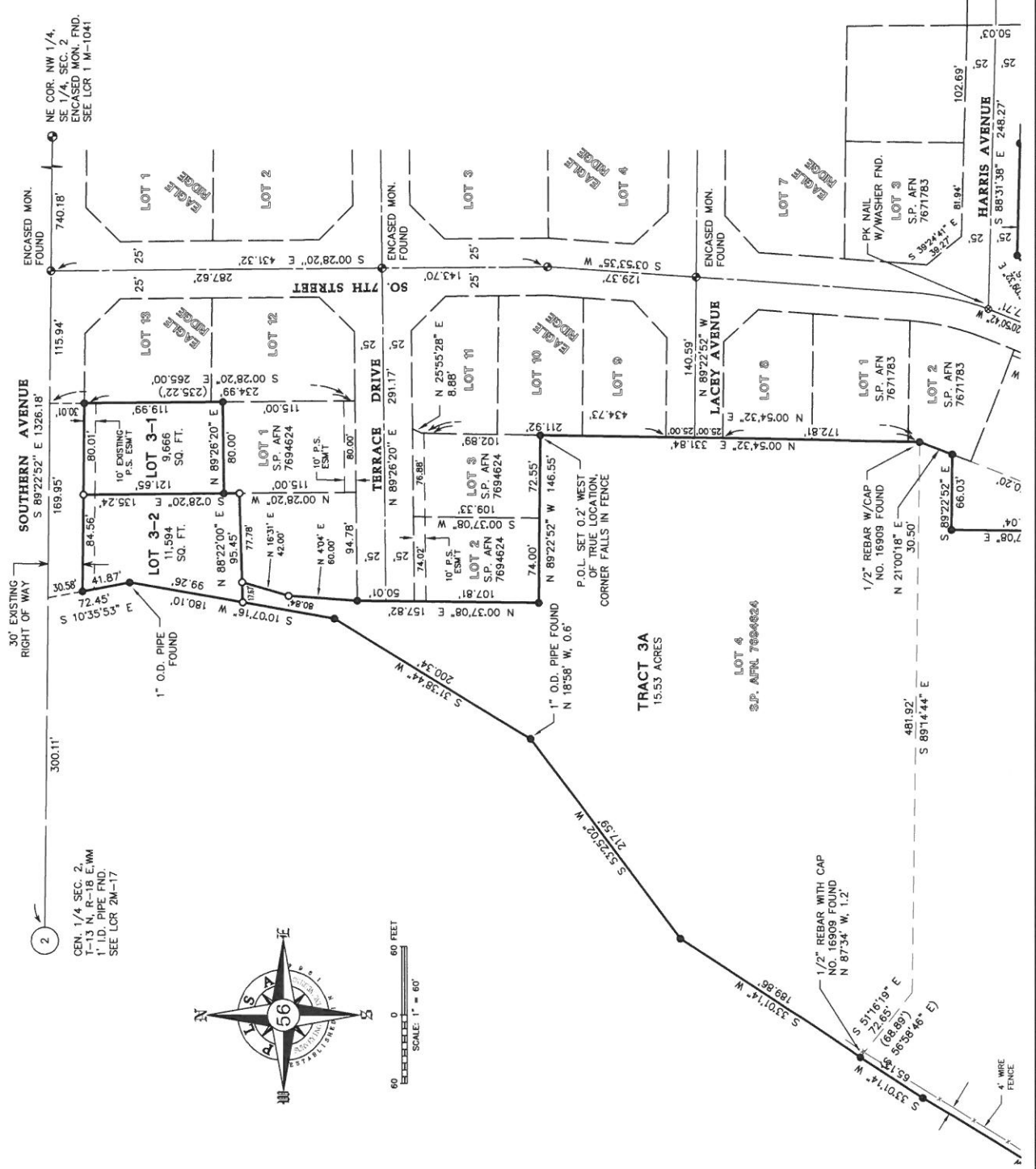
Application information and maps detailing the proposal are available for public inspection during regular business hours at the City of Selah Planning Department, 222 South Rushmore Road Selah, WA.

Dated this 2th day of November 2020.

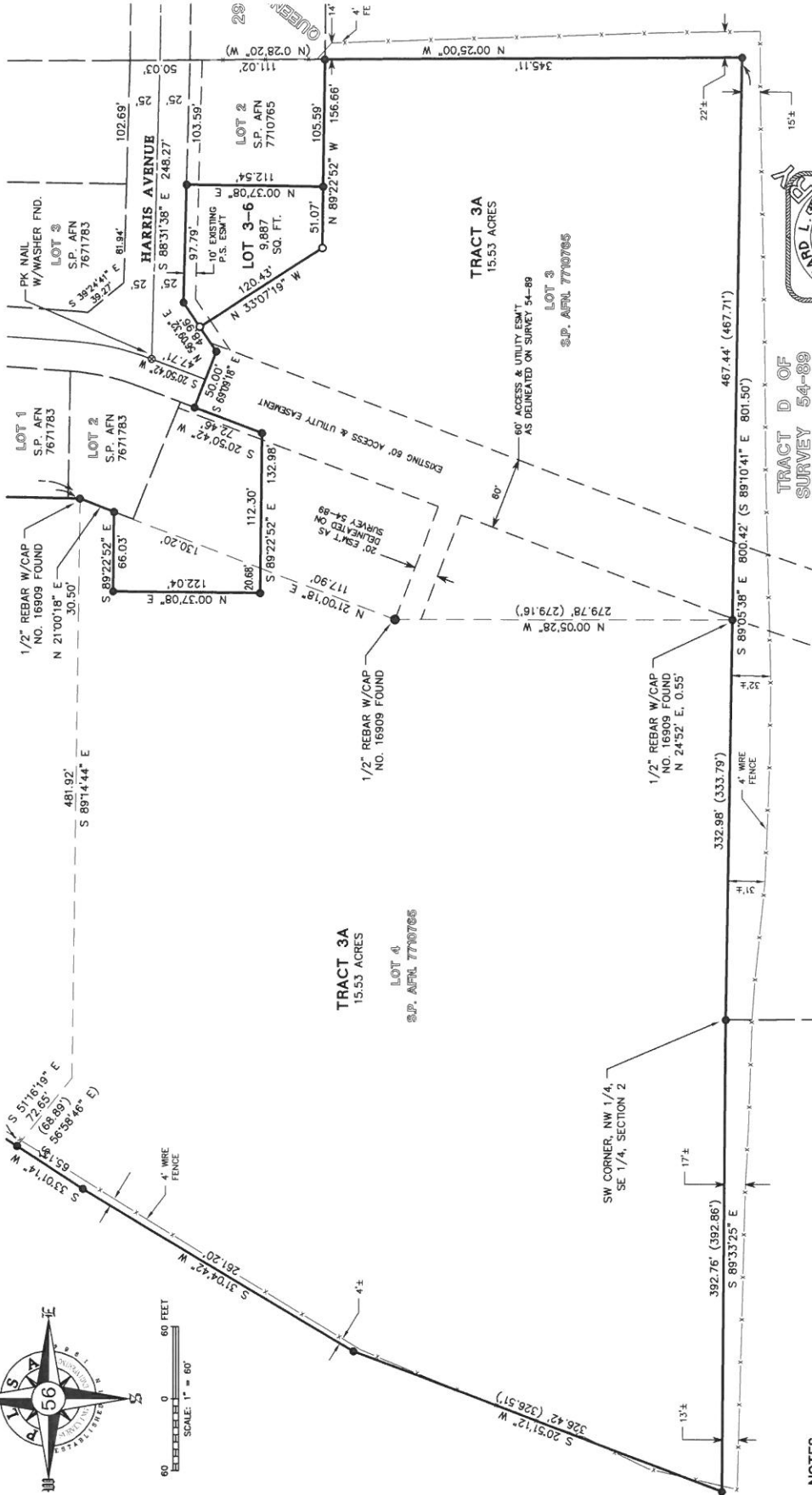
/s/

Jeff Peters, Community Development Supervisor

PLAT OF
EAGLE RIDGE, PHASE 3A
IN THE NE 1/4, SW 1/4 & NW 1/4, SE 1/4, SECTION 2, T-13 N, R-18 E.W.M.



PLAT OF EAGLE RIDGE, PHASE 3A IN THE NE 1/4, SW 1/4 & NW 1/4, SE 1/4, SECTION 2, T-13 N, R-18 E, W.M.



NOTES

1. O - DENOTES 1/2" REBAR WITH CAP NO'S. 18929/44333 SET.
2. ● - DENOTES PROPERTY CORNERS AS FOUND OR SET ON PREVIOUS SHORT PLATS RECORDED UNDER AUDITOR'S FILE NO'S. 7694624 & 7710765, RECORDS OF YAKIMA COUNTY, WASHINGTON.
3. BEARINGS SHOWN ARE ON ASSUMED DATUM, RELATIVE TO THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2 BEING SOUTH 89°22'52" EAST.
4. SECTION SUBDIVISION INFORMATION TAKEN FROM THE PLAT OF EAGLE RIDGE, PHASE 3A, RECORDED UNDER AUDITOR'S FILE NO. 7349195, RECORDS OF YAKIMA COUNTY, WASHINGTON.
5. G.L.O. SECTION SUBDIVISION CORNERS SHOWN HEREON AS FOUND WERE VISITED IN 2018.
6. BOUNDARY PREVIOUSLY SURVEYED AND RECORDED IN SHORT PLATS RECORDED UNDER AUDITOR'S FILE NO'S. 7694624 & 7710765, RECORDS OF YAKIMA COUNTY, WASHINGTON. SEE SAID SHORT PLATS FOR FURTHER SUBDIVISION INFORMATION.
7. A PORTION OF THIS SURVEY WAS PERFORMED WITH A LEICA GS14 GNSS RECEIVER CONNECTED TO THE WASHINGTON STATE REFERENCE NETWORK (WSRN) USING REAL TIME KINEMATIC (RTK) PROCEDURES.
8. A PORTION OF THIS SURVEY WAS PERFORMED WITH LEICA MSSO USING FIELD TRAVERSE PROCEDURES.
9. P.S. ESM'T DENOTES A PUBLIC SERVICE EASEMENT. USAGE INCLUDES BUT IS NOT LIMITED TO IRRIGATION, POWER, WATER, NATURAL GAS, SEWER, STORM WATER, TV, ETC.
10. THIS SURVEY MEETS OR EXCEEDS THE STANDARDS CONTAINED IN WAC 332-130-090.

TRACT D OF
SURVEY 54-89



PLSA

ENGINEERING-SURVEYING-PLANNING
521 NORTH 20th AVENUE, SUITE 3
YAKIMA, WASHINGTON 98902
(509) 575-6990

DRAWN BY: RICK	
DATE: 10/22/2020	
PARCEL NO'S: 181302 - 42474 & 42480	JOB NO. 19022
SHEET NO.	
TORKELSON CONSTRUCTION	
NW 1/4, SE 1/4 & NE 1/4, SW 1/4, SEC. 2, T-13 N, R-18 E, W.M.	

PLAT OF
EAGLE RIDGE, PHASE 3A
IN THE NE 1/4, SW 1/4 & NW 1/4, SE 1/4, SECTION 2, T-13 N, R-18 E.W.M.

IRRIGATION APPROVAL

THE PROPERTY DESCRIBED HEREON IS LOCATED WHOLLY OR IN PART WITHIN THE BOUNDARIES OF THE NACHES-SELAH IRRIGATION DISTRICT. I HEREBY CERTIFY THAT THE IRRIGATION EASEMENTS AND RIGHTS OF WAY SHOWN ON THIS SHORT PLAT ARE ADEQUATE TO SERVE ALL LOTS LOCATED WITHIN THIS SHORT PLAT WHICH ARE OTHERWISE ENTITLED TO IRRIGATION WATER UNDER THE OPERATING RULES AND REGULATIONS OF THE DISTRICT. I ALSO CERTIFY THAT THE IRRIGATION EASEMENTS AND RIGHTS OF WAY, ARE ADEQUATE TO TRANSMIT IRRIGATION WATER THROUGH THIS SHORT PLAT TO OTHER ADJACENT LAND ENTITLED TO IRRIGATION WATER UNDER THE OPERATING RULES AND REGULATIONS OF THE DISTRICT. I FURTHER CERTIFY THAT:

____ THIS SHORT PLAT CONTAINS COMPLETE IRRIGATION DISTRIBUTION FACILITIES IN ACCORDANCE WITH THIS DISTRICT'S STANDARDS, OR

____ PROVISIONS ACCEPTABLE TO THE DISTRICT HAVE BEEN MADE BY COVENANT AND AGREEMENT FOR COMPLETED IRRIGATION DISTRIBUTION FACILITIES TO ALL LOTS; SAID AGREEMENT IS FILED SUPPLEMENTAL TO THIS SHORT PLAT, OR

____ THE EXISTING IRRIGATION DISTRIBUTION FACILITY IS ADEQUATE TO MEET THIS REQUIREMENT.

____ LOTS _____ ARE IN WHOLE OR IN PART, NOT CLASSIFIED AS "IRRIGABLE LAND" BY THIS DISTRICT AND/OR ARE NOT CURRENTLY ENTITLED TO IRRIGATION WATER UNDER THE OPERATING RULES AND REGULATIONS OF THIS DISTRICT.

BY _____
DISTRICT MANAGER
NACHES-SELAH IRRIGATION DISTRICT

STATE OF WASHINGTON) SS
COUNTY OF YAKIMA)

I CERTIFY THAT I KNOW JUSTIN HARTER IS THE PERSON WHO APPEARED BEFORE ME, SAID PERSON ACKNOWLEDGED THAT HE SIGNED THIS INSTRUMENT, AND HE STATED THAT HE WAS AUTHORIZED TO EXECUTE THE INSTRUMENT AND ACKNOWLEDGED IT AS THE DISTRICT MANAGER OF THE NACHES-SELAH IRRIGATION DISTRICT TO BE THE FREE AND VOLUNTARY ACT OF SUCH PARTY FOR THE USES AND PURPOSES MENTIONED IN THE INSTRUMENT.

SUBSCRIBED AND SWORN TO ME THIS _____ DAY OF _____, 20____.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON,
RESIDING AT SELAH, MY COMMISSION EXPIRES _____

STATEMENTS AND NOTIFICATIONS

A. THE OWNER(S) SHOWN HEREON, THEIR GRANTEEES AND ASSIGNEES IN INTEREST HEREBY COVENANT AND AGREE TO RETAIN ALL SURFACE WATER GENERATED WITHIN THE PLAT ON-SITE.

B. THE OWNER(S) SHOWN HEREON, THEIR GRANTEEES AND ASSIGNEES IN INTEREST HEREBY COVENANT AND AGREE TO PERPETUALLY MAINTAIN THE NATURAL DRAINAGE SWALE ADJACENT TO THEIR PROPERTY. THE DRAINAGE SWALE SHALL NOT BE ALTERED, RELOCATED, NOR SHALL NATURAL DRAINAGE BE IMPEDED.

TREASURER'S CERTIFICATE

I HEREBY CERTIFY THAT ALL CHARGEABLE REGULAR AND SPECIAL ASSESSMENTS COLLECTIBLE BY THIS OFFICE THAT ARE DUE AND OWING ON THE PROPERTY DESCRIBED HEREON ON DATE OF THIS CERTIFICATION HAVE BEEN PAID. DATED THIS _____ DAY OF _____, 2020.

BY: _____
YAKIMA COUNTY TREASURER'S OFFICE

LEGAL DESCRIPTION

LOTS 3 AND 4 OF SHORT PLAT RECORDED UNDER AUDITOR'S FILE NO. 7710765, RECORDS OF YAKIMA COUNTY, WASHINGTON;

AND LOT 4 OF SHORT PLAT RECORDED UNDER AUDITOR'S FILE NO. 7694624, RECORDS OF YAKIMA COUNTY, WASHINGTON;

EXCEPT THAT PORTION OF LOT 4 OF SHORT PLAT RECORDED UNDER AUDITOR'S FILE NO. 7694624, RECORDS OF YAKIMA COUNTY, WASHINGTON DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 1 OF SAID SHORT PLAT; THENCE SOUTH 88°26'20" WEST, ALONG THE NORTH RIGHT OF WAY LINE OF TERRACE DRIVE BEING A SOUTHERLY LINE OF SAID LOT 4, 94.78 FEET TO THE WESTERLY END OF THE RIGHT OF WAY FOR TERRACE DRIVE; THENCE NORTH 4°04'00" EAST 60.00 FEET; THENCE NORTH 16°31'00" EAST 42.00 FEET; THENCE NORTH 88°22'00" EAST 77.78 FEET TO THE WEST LINE OF SAID LOT 1; THENCE SOUTH 02°28'20" EAST, ALONG SAID WEST LINE, 101.41 FEET TO THE POINT OF BEGINNING.

OWNER'S CERTIFICATE

KNOW ALL PERSONS BY THESE PRESENTS THAT CARL L. TORKELSON AND CANDI R. TORKELSON, HUSBAND AND WIFE, ARE THE PARTIES HAVING OWNERSHIP INTEREST OF THE LAND HEREON DESCRIBED; HAVE WITH THEIR FREE CONSENT AND IN ACCORDANCE WITH THEIR DESIRES CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN HEREON; AND DO HEREBY DEDICATE THE EASEMENTS AS SHOWN HEREON FOR THE USES INDICATED HEREON.

CARL L. TORKELSON

CANDI R. TORKELSON

ACKNOWLEDGEMENT

STATE OF WASHINGTON) SS
COUNTY OF YAKIMA)

I CERTIFY THAT I KNOW OR HAVE SATISFACTORY EVIDENCE THAT CARL L. TORKELSON AND CANDI R. TORKELSON, ARE THE PERSONS WHO APPEARED BEFORE ME, AND SAID PERSONS ACKNOWLEDGED THAT THEY SIGNED THIS INSTRUMENT, TO BE THEIR FREE AND VOLUNTARY ACT AND DEED, FOR THE USES AND PURPOSES THEREIN MENTIONED, GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 20____.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
RESIDING AT _____
MY APPOINTMENT EXPIRES _____



APPROVALS

APPROVED BY THE PLANNING COMMISSION CHAIRMAN OF THE CITY
OF SELAH THIS _____ DAY OF _____, 2020.

PLANNING COMMISSION CHAIRMAN

APPROVED BY THE PUBLIC WORKS DIRECTOR OF THE CITY OF
SELAH THIS _____ DAY OF _____, 2020.

PUBLIC WORKS DIRECTOR

APPROVED BY THE MAYOR OF THE CITY OF SELAH, THIS
DAY OF _____, 2020.

MAYOR OF SELAH

APPROVED BY THE CITY CLERK-TREASURER OF THE CITY OF
SELAH THIS _____ DAY OF _____, 2020.

CITY CLERK-TREASURER

PLSA	
ENGINEERING-SURVEYING-PLANNING	
521 NORTH 20th AVENUE, SUITE 3	
YAKIMA, WASHINGTON 98902	
(509) 575-6990	
FINAL PLAT OF EAGLE RIDGE - PHASE 3A	
PARCEL NO'S. 181302 - 42474 & 42480	
PREPARED FOR _____	
TORKELSON CONSTRUCTION	
NW 1/4, SE 1/4 & NE 1/4, SW 1/4, SEC. 2, T-13 N, R-18 E.W.M.	
3	OF 3
SHEET NO.	
JOB NO. 19022	
DATE: 10/23/2020	
DRAWN BY: RICK	



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Council Meeting	Action Item
11/10/2020	N – 1

Title: Resolution Approving the Final Plat of “Eagle Ridge Phase 3A” and Authorizing the Mayor to Sign the Final Plat

From: Jeff Peters, Community Development Supervisor

Action Requested: Approval

Staff Recommendation: Passage of the attached resolution allowing the Mayor to sign the final plat of Eagle Ridge Phase 3A, and providing for its recording.

Fiscal Impact: N/A

Funding Source: N/A

Background / Findings & Facts: The City Council conducted the required closed record public hearing for this plat on April 28, 2015, and approved the Preliminary Plat in the manner recommended by the Hearing Examiner with 22 conditions of approval as set forth in Council Resolution No. 2467.

Recommended Motion: I move the Council approve the Final Plat of Eagle Ridge Phase 3A, and pass the resolution authorizing the Mayor to sign the Final Plat.



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Record of all prior actions taken by the City Council and/or a City Board, City Committee, Planning Commission, or the Hearing Examiner (where applicable)

Date:

Action Taken:

4/8/2015

Hearing Examiner Recommendation of Approval
Revised 37 Lot "Preliminary Plat of Eagle Ridge, Phases 2, 3, and 4" in the vicinity of Southern Avenue and South 7th Street.

4/28/2015

City Council Closed Record Public Hearing and
Approval of the Plat of Eagle Ridge Phases 2, 3, & 4.

RESOLUTION NO. _____

**RESOLUTION APPROVING THE FINAL PLAT OF "EAGLE
RIDGE PHASE 3A" AND AUTHORIZING THE MAYOR TO
SIGN THE FINAL PLAT**

WHEREAS, the Public Works Director has reviewed the final plat, and by signing it has indicated his approval as to conformance to the current subdivision ordinance and to the conditions imposed during preliminary plat approval; and,

WHEREAS, Carl and Candi Torkelson have completed or financially secured all of the conditions of their preliminary plat approval, now, therefore,

BE IT HEREBY RESOLVED that the City Council of the City of Selah, Washington approves the final plat of "Eagle Ridge Phase 3A", a subdivision created as authorized by approval of the applicant's Preliminary Plat, approved by City Council on the 28th day of April 2015, and the Mayor is hereby authorized to sign the final plat.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELAH,
WASHINGTON this 10th day of November 2020.

Sherry Raymond, Mayor

ATTEST:

Dale E. Novobielski, Clerk/Treasurer

APPROVED AS TO FORM:

Rob Case, City Attorney



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Council Meeting Action Item

11/10/2020

N – 2

Title: Resolution Authorizing the Mayor to Sign a Legal Advertising Contract with the Yakima Herald-Republic for the 2021 Calendar Year

From: Donald Wayman, City Administrator

Action Requested: Approval

Staff Recommendation: Approval of the 2021 advertising contract with the Yakima Herald-Republic

Fiscal Impact: The applicable rates charged by the Herald on a given advertisement/notice will be \$14.80 per column inch for the first insertion and \$14.06 per column inch for each subsequent insertion.

Funding Source: Fund 001

Background / Findings & Facts: The Herald is the only newspaper for the greater Selah area that qualifies as a “legal newspaper” under the provisions of RCW 65.16.160. The City is frequently required to advertise/publish items in a legal newspaper, such as Ordinances, public hearing notices, special meeting notices, and employment openings.

Recommended Motion: Move to approve the Resolution Authorizing the Mayor to Sign a Legal Advertising Contract with the Yakima Herald-Republic for the 2020 Calendar Year.

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE MAYOR TO SIGN
A LEGAL ADVERTISING CONTRACT WITH THE
YAKIMA HERALD-REPUBLIC FOR THE 2021
CALENDAR YEAR

WHEREAS, the City of Selah must publish certain ordinances, legal notices and other legal advertising, and

WHEREAS, the City desires to engage the services of *Yakima Herald-Republic* to provide such publication services, and

WHEREAS, *Yakima Herald-Republic* desires to provide such services;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON to authorize the Mayor to sign a legal advertising contract with the *Yakima Herald-Republic* for the 2021 calendar year. The contract is attached hereto.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON, this 10th day of November, 2020.

Sherry Raymond, Mayor

ATTEST:

Dale E. Novobielski, Clerk/Treasurer

APPROVED AS TO FORM:

Rob Case, City Attorney



CITY OF SELAH

115 West Naches Avenue
Selah, Washington 98942

Phone 509-698-7328
Fax 509-698-7338

LEGAL ADVERTISING CONTRACT

THIS CONTRACT, executed this 1st day of January 2021 by and between the City of Selah, Washington, hereinafter called the City, and the Yakima Herald-Republic, hereinafter called the Publisher;

WITNESSETH:

WHEREAS, the Publisher proposes as follows: at the rate of \$14.80 per column inch for the first insertion and \$14.06 per column inch for each subsequent insertion of a particular advertisement in solid nonpareil type; the parties agree as follows:

The City does hereby accept the aforesaid bid of the Publisher, and agrees to pay the Publisher accordingly for the required printing and publishing of City ordinances, resolutions, legal notices and other legal advertising required by law to be published by the City commencing on the date hereof and ending on the 31st day of December, 2021.

The name of the newspaper in which the City legal advertising is to be printed is the Yakima Herald-Republic.

Executed the day and year first above written.

CITY OF SELAH, WASHINGTON

ATTEST:

Dale E. Novobielski, Clerk-Treasurer
City of Selah

Sherry Raymond, Mayor
City of Selah

APPROVED AS TO FORM:

Bob Crider, Publisher
Yakima Herald-Republic

Rob Case, City Attorney
City Attorney





CITY OF SELAH

115 West Naches Avenue
Selah, Washington 98942

Phone 509-698-7328
Fax 509-698-7338

LEGAL ADVERTISING CONTRACT

THIS CONTRACT, executed this 1st day of January 2021 by and between the City of Selah, Washington, hereinafter called the City, and the Yakima Herald-Republic, hereinafter called the Publisher;

WITNESSETH:

WHEREAS, the Publisher proposes as follows: at the rate of \$14.80 per column inch for the first insertion and \$14.06 per column inch for each subsequent insertion of a particular advertisement in solid nonpareil type; the parties agree as follows:

The City does hereby accept the aforesaid bid of the Publisher, and agrees to pay the Publisher accordingly for the required printing and publishing of City ordinances, resolutions, legal notices and other legal advertising required by law to be published by the City commencing on the date hereof and ending on the 31st day of December, 2021.

The name of the newspaper in which the City legal advertising is to be printed is the Yakima Herald-Republic.

Executed the day and year first above written.

CITY OF SELAH, WASHINGTON

ATTEST:

Dale E. Novobielski, Clerk-Treasurer
City of Selah

Sherry Raymond, Mayor
City of Selah

APPROVED AS TO FORM:

Bob Crider, Publisher
Yakima Herald-Republic

Rob Case, City Attorney
City Attorney





CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Council Meeting Action Item

11/10/2020

N – 3

Title: Resolution Reenacting and Extended the Previously-Enacted Temporary Suspension of the Requirements and Enforcement of SMC 10.34.020 Off-Street Parking Spaces Table 34-1 Restaurant Land Uses for Existing Businesses who Choose to Expand or Establish Outdoor Eating Areas.

From: Donald C. Wayman

Action Requested: Approval

Staff Recommendation: Recommend approval of extension for this temporary measure in order to support the recovery of local restaurants and taverns.

Fiscal Impact: None

Funding Source: N/A

Background / Findings & Facts: Council passed a Resolution April 28, 2020 enacting a temporary suspension of SMC 10.34.020 to support local restaurants and taverns during the COVID-19 pandemic. The original Resolution expired on September 30, 2020, and Council wishes to extend said Resolution to February 28, 2021 to continue accommodating local restaurants and taverns due to restrictions still in place.

Recommended Motion: Approve the Resolution Reenacting and Extended the Previously-Enacted Temporary Suspension of the Requirements and Enforcement of SMC 10.34.020 Off-Street Parking Spaces Table 34-1 Restaurant Land Uses for Existing Businesses who Choose to Expand or Establish Outdoor Eating Areas.

on-premises vehicle travel may not be converted and must continue to be used exclusively for such purposes. Only parking stalls and other areas may be converted to seating or dining usage.

Section 2. Expiration of Resolution. This Resolution shall automatically sunset and expire, and thus no longer have any continued or future effect, at 11:59 p.m., February 28, 2021.

Section 4. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this Resolution is declared invalid or unconstitutional for any reason, such decision shall not affect the validity of the remaining portions of this Resolution.

ADOPTED BY THE CITY COUNCIL at a regular meeting, signed, and approved this 10th day of November, 2020.

Sherry Raymond, Mayor

ATTEST:

Dale Novobielski, Clerk/Treasurer

APPROVED AS TO FORM:

D. R. (Rob) Case, City Attorney



CITY OF SELAH
CITY COUNCIL
AGENDA ITEM SUMMARY



Council Meeting

Action Item

11/10/2020

O – 1

Title: Ordinance Repealing Title 9.11.070 Relating to the City's Monthly Industrial Sewer Availability Fee.

From: Jeff Peters, Community Development Supervisor

Action Requested: Approval

Staff Recommendation: Approval of the accompanying ordinance.

Fiscal Impact: Approximately -\$1,360.00 per month or -\$16,320.00 annually

Funding Source: Fund 415 Sewer

Background / Findings & Facts: The City of Selah adopted a monthly industrial sewer availability fee in 1991, which required industrial sewer users to pay for reserve sewer capacity within the City's Waste Water Treatment Plant. This fee was established so that capacity would be reserved and available within the Waste Water Treatment Plant so that industrial users could discharge to the city's plant if their treatment capacity was exceeded. During development and adoption of the City of Selah's 2018 General Sewer Plan adopted in November 20, 2018, the City of Selah found that due to the continued development of the city that there was no longer excess treatment capacity available in the City's treatment plant for industrial sewer users to reserve. Therefore, this ordinance eliminates SMC section 9.11.070 Monthly industrial sewer availability fee from the Selah Municipal Code, and the associated availability fee.

Recommended Motion: I recommend that the City Council pass the attached ordinance repealing Selah Municipal Code Chapter 9.11.070 Monthly industrial sewer availability fee.

ORDINANCE NO. _____

ORDINANCE REPEALING TITLE 9.11.070 RELATING TO THE CITY'S MONTHLY INDUSTRIAL SEWER AVAILABILITY FEE

WHEREAS, a high quality, well maintained sanitary sewer system is critical for providing adequate and reliable sanitary sewer service to the present and future residents of the City of Selah; and

WHEREAS, the Washington State Administrative Code (WAC) 173-240-050 requires that cities prepare a general sewer plan to identify current sanitary sewer system capacity concerns, build out capacity, required improvements, a rehabilitation and replacement program and develop a Capital Improvement Program to meet these needs; and

WHEREAS, the City of Selah's 2018 General Sewer Plan is an ancillary document to the City's adopted Comprehensive Plan consistent with federal requirements, and state statutes; and

WHEREAS, the General Sewer Plan helps the City of Selah plan for efficient and timely provision of sanitary sewer service to planned growth areas within the city's Urban Growth Boundary; and

WHEREAS, the City of Selah adopted its 2018 General Sewer Plan on November 20, 2018; and

WHEREAS, Selah Municipal Code (SMC) 9.11.070 established a monthly industrial sewer availability fee in 1991 which industrial sewer users are required to pay to reserve sewer capacity within the City's Waste Water Treatment Plant; and

WHEREAS, the City of Selah's 2018 General Sewer Plan identifies that there is no longer excess treatment capacity available in the City's treatment plant for industrial sewer users to reserve for high discharge months; and

WHEREAS, the City of Selah finds it in the best interest of the city and its residents to repeal SMC 9.11.070 Monthly industrial sewer availability fee from the city's municipal code, thereby preserving the city's ability to provide for the efficient and timely provision of sanitary sewer service, and provide for future planned growth and plant capacity to serve the city and its Urban Growth Boundary;

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. SMC Chapter 9.11.070 Monthly industrial sewer availability fee is hereby repealed.

Section 2. This ordinance shall become effective five (5) days following legal publication of this ordinance or a summary of this ordinance.

Done this 10th day of November 2020.

Sherry Raymond, Mayor

ATTEST:

Dale E. Novobielski, Clerk-Treasurer

APPROVED AS TO FORM:

Rob Case, City Attorney

ORDINANCE NO. _____