

CITY ADMINISTRATOR
ROBERT OMANS

CITY CLERK
DEBBIE LEE

FINANCE DIRECTOR
ROBIN NEWCOMB

PUBLIC WORKS DIRECTOR
MATHEW BAILEY

POLICE CHIEF
RICH ALBO

FIRE CHIEF
ED MILLS

PLANNER
COLLEDA MONICK

Special Meeting
AGENDA
October 8, 2025
8:00 AM



119 W FIRST STREET
CLE ELUM, WA 98922

MAYOR
MATTHEW LUNDH

MAYOR PRO TEM
STEVEN HARPER

CITY COUNCIL
CASSIDY BUECHLE-CURTIS
BETH WILLIAMS
JERRED WEIS
KEN RATLIFF
STEVEN COOK
AUDREY MALEK

CITY ATTORNEY
CURTIS CHAMBERS

Join Virtually with Zoom: <https://zoom.us/j/7573184018?pwd=dERndjBJVC9GdVQ1d2ISRExwZFhXZz09>
Meeting ID: 757 318 4018 Passcode: 98922

Join by Phone: 1-(253)215-8782, Meeting ID: 757 318 4018, Passcode:98922

TextMyGov

Receive city text alert notifications: text CLEELUM to 91896

DISCLAIMER: The City does not guarantee that virtual or telephonic access to the City Council meeting will be available and the City does not warrant audio quality. Attendees are encouraged to attend in-person.

1. **Call to Order, Pledge of Allegiance, and Roll Call**
2. **Executive Session RCW 42.30.110(1)(i)**
 - a. (i) To discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party.
3. **Public Comment - Limited To 5 Minutes**
4. **New Business**
 - a. Ordinance 1706 Authorizing the City to Restrict Water Use in Times of Water Shortage - Mathew Bailey, Public Works Director
5. **Other Committee Comments**
6. **Adjourn**

Upcoming Meetings:

Lodging Tax & Events Committee Meeting October 8, 2025, at 8:30 a.m.

Regular Council Meeting October 14, 2025, at 6:00 p.m.

Public Safety & Health Committee Meeting October 15, 2025, at 2:00 p.m.

Historical Preservation Commission Meeting October 21, 2025, at 3:00 p.m.

Planning Commission Meeting October 21, 2025, at 6:00 p.m.

General Government Committee Meeting October 22, 2025, at 8:30 a.m.

**Special Meeting Agenda
October 8, 2025**

119 W FIRST STREET
CLE ELUM, WA 98922

Coal Mines Trail Commission Meeting November 3, 2025, at 4:00 p.m.

Public Works & Community Development Committee Meeting November 5, 2025, at 8:30 a.m.

1 CITY OF CLE ELUM

2
3 ORDINANCE NO. 1706

4 AN ORDINANCE OF THE CITY OF CLE ELUM,
5 WASHINGTON, AUTHORIZING THE CITY TO
6 IMPLEMENT WATER SAVING MEASURES DURING
7 TIMES OF WATER SHORTAGES; AMENDING CEMC
8 13.12.150; PROVIDING FOR SEVERABILITY; AND
9 ESTABLISHING AN EFFECTIVE DATE AND SUMMARY
10 PUBLICATION.
11

12
13
14 WHEREAS, the City of Cle Elum has certain water certificates that provide it with the
15 authority to draw water to provide to its residents and others (Water Rights); and

16 WHEREAS, the City’s Water Rights are subject to the terms therein and the laws of
17 the State of Washington; and

18
19 WHEREAS, the City’s Water Rights can be curtailed by the Washington State
20 Department of Ecology (DOE) if DOE determines that it is necessary for water rights senior
21 to the City’s Water Rights receive all of the water to which the senior water rights are entitled;
22 and

23
24 WHEREAS, on October 6, 2025, the City received an order from DOE curtailing the
25 City’s use of certain Surface Water Right Certificates from October 6, 2025 through October
26 31, 2025, unless conditions change (Order); and

27
28 WHEREAS, it is possible that the City’s currently enacted water shortage code
29 provisions will not be adequate to comply with the DOE Order; and

30
31 WHEREAS, the City recognizes that DOE may in the future also curtail the City’s use
32 of its Water Rights in a way that requires the City to implement water saving measures more
33 restrictive than the City code currently allows; and

34
35 WHEREAS, the City recognizes that there may be other unknown events that will
36 require the City to implement water saving measures due to water shortages; and

37
38 WHEREAS, the City needs the ability to take all necessary actions during a time of
39 water shortage to ensure it protects the public health, public safety, public property, or public
40 peace while it also complies with the law and lawful orders; and

41
42 WHEREAS, the City determines that in order to protect the public health, public safety,
43 public property, or public peace while it also complies with the law and lawful orders during

1 times of water shortage, that it needs additional power to implement water saving measures;
2 and

3
4 WHEREAS, the recognizes that each water shortage event will be a unique event that,
5 depending on the facts of that event, will need water saving measures specific to that water
6 shortage event; and

7
8 WHEREAS, the City Council desires to amend CEMC 13.12.150 to give the City the
9 flexibility it needs to adequately protect the public health, public safety, public property, or
10 public peace while it also complies with the law and lawful orders during times of water
11 shortage; now, therefore

12
13 THE CITY COUNCIL OF THE CITY OF CLE ELUM, WASHINGTON, DO
14 ORDAIN AS FOLLOWS:

15 Section 1. Recitals. The City Council adopts and incorporates the recitals above as
16 findings in support of this ordinance.

17
18 Section 2. Purpose & Findings.

19 A. The purpose of this Ordinance is to ensure the City has the tools it needs to
20 implement water saving measures during times of water shortages.

21 B. The City Council authorizing the City to implement water saving measures during
22 times of water shortages is in the public interest.

23 Section 3. Amendment of Cle Elum Municipal Code 13.12.150. CEMC 13.12.150 is
24 amended to add the language set forth in red below:

25 13.12.150 Water shortages – City’s rights in case of.

26 The city reserves the right in case of shortage of water, or for any other cause, to make any
27 order forbidding use of water for irrigation or sprinkling, and the use thereof in contravention
28 of the order shall be a violation of this chapter.

29 If the City Mayor, in consultation with the City Public Works Director, determines that
30 an emergency water shortage event has occurred, the Mayor may declare a Water
31 Shortage Emergency. A Water Shortage Emergency must be based on predicted or actual
32 water supply limitations.

33
34 After a Water Shortage Emergency has been declared, the Mayor is authorized to
35 implement water saving measures as the conditions dictate, subject to modification by
36 formal action of the City Council. Water saving measures can include, but are not limited
37 to, incentivizing water saving, restricting the volume of water that a customer can use,

1 monetary penalties for using more water than allowed, and shutting off water for failure
2 to comply with water use limits.

3
4 After declaring a Water Shortage Emergency, the Mayor will notify the City Council as
5 soon as practicable, but no later than the next City Council meeting.

6
7 Unless renewed by the City Mayor, a Water Shortage Emergency will expire three
8 months after it was declared, unless it is terminated earlier by the Mayor or formal action
9 of the City Council.

10
11 Section 4. Corrections. Upon approval of the City Attorney, the City Clerk and Code
12 Publishing Company, codifier of the ordinance, are authorized to make necessary corrections
13 to this ordinance, including, but not limited to, the correction of scrivener and clerical errors,
14 references, ordinance numbering, section/subsection numbers, and any references thereto.

15 Section 5. Severability. If any section, sentence, clause, or phrase of this ordinance should
16 be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity
17 or unconstitutionality shall not affect the validity or constitutionality of any other section,
18 sentence, clause, or phrase of this ordinance.

19 Section 6. Declaration of Emergency. The City Council hereby declares that this
20 ordinance is a public emergency ordinance necessitating that it take effect immediately upon
21 adoption in order for the protection of public health, public safety, public property, or public
22 peace. This declaration is made pursuant to RCW 35A.12.130.

23 Section 6. Effective Date. This ordinance shall take effect immediately upon adoption.

24 PASSED BY THE CITY COUNCIL, the _____ day of _____, 2025.

25
26 APPROVED:

27
28
29 _____
30 Matthew Lundh, Mayor

31
32 ATTEST/AUTHENTICATED:

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36 _____
37 Debbie Lee
38 Clerk

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40 APPROVED AS TO FORM:

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Curtis J. Chambers
City Attorney

FILED WITH ADMINISTRATIVE SERVICES: _____
PASSED BY THE CITY COUNCIL: _____
PUBLISHED: _____
EFFECTIVE DATE: _____
ORDINANCE NUMBER: _____

1 On the _____ day of _____, 2025, the City Council of the City of Cle Elum,
2 Washington, passed Ordinance No. 1706. A summary of the content of said ordinance,
3 consisting of the title, provides as follows:
4

5 AN ORDINANCE OF THE CITY OF CLE ELUM,
6 WASHINGTON, AUTHORIZING THE CITY TO
7 IMPLEMENT WATER SAVING MEASURES DURING
8 TIMES OF WATER SHORTAGES; AMENDING CEMC
9 13.12.150; PROVIDING FOR SEVERABILITY; AND
10 ESTABLISHING AN EFFECTIVE DATE AND SUMMARY
11 PUBLICATION.
12

13 The full text of this Ordinance will be mailed upon request.
14

15 DATED this _____ day of _____, 2025.
16
17

18 _____
19 Debbie Lee, Clerk
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