

**CITY OF PROSSER, WASHINGTON  
601 7<sup>TH</sup> STREET  
CITY COUNCIL CHAMBERS  
CITY COUNCIL REGULAR MEETING  
TUESDAY, FEBRUARY 12, 2013**

**CALL TO ORDER**

Mayor Pro Tem Taylor called the Regular Meeting of the Prosser City Council to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Prosser Boys and Girls Club Members of the Month, Daniel Montes and Teagan Bynum.

**ROLL CALL**

Council Members Rainer, Elder, Everett, Troemel, Hamilton, and Becken were present. Mayor Warden had requested an excused absence.

Others in attendance were City Clerk Shaw, Interim Finance Director Yost, and City Attorney Saxton.

**CITIZEN PARTICIPATION** (None)

**MAYOR AND COUNCIL REPORTS AND COMMENTS**

Council Member Becken inquired as to the status of the Police Department handicap ramp project.

City Clerk Shaw stated she would look into that and will report back on her findings.

Council Member Troemel reported the cars on Bennett by Milne Fruit looks better and expressed his gratitude to staff for their involvement.

Council Member Elder invited Council to join the Sharefest event scheduled for April 16, 2013 and requested if anyone had projects they would like see done to contact him to make arrangements.

Council Member Taylor, member of Benton Franklin Council of Governments Policy Advisory Committee reported there will be a meeting on Thursday, February 14, 2013 to discuss funding of transportation projects.

***Yakima Valley Visitors & Convention Bureau Presentation***

John Cooper, President & CEO Yakima Valley Visitors & Convention Bureau, provided Council an overview of the 2012 Annual Report. There was discussion regarding public relations campaigns, regional meetings and membership.

### ***Public Records Request Status Update***

City Clerk Shaw provided Council a status update on current public records request the City is processing. Council inquired about the cost to the City in materials and staff time to process records requests. Mrs. Shaw stated she would put together a detailed analysis and will report back to Council during the next monthly records request status update.

## **PUBLIC HEARING**

### **NON-CONFORMING USE RESIDENTIAL STRUCTURES**

At 7:27 p.m., Mayor Pro Tem Taylor recessed the Regular Meeting of the Prosser City Council to conduct Public Hearing on non-conforming use residential structures. Mayor Pro Tem Taylor explained that the Planning Commission conducted a Public Hearing on November 15, 2012 that was not noticed in the City's paper of record, therefore the hearing is void. Staff prepared a remand that sent the Ordinance back to the Planning Commission for a Public Hearing. At 7:28 p.m., Mayor Pro Tem Taylor closed the Public Hearing and reconvened the Regular Meeting.

### **ORDINANCE AMENDING THE CITY'S NON-CONFORMING USE TO ALLOW NON-CONFORMING RESIDENTIAL STRUCTURES TO THE RECONSTRUCTED**

A motion was made by Council Member Everett, seconded by Council Member Becken to remand the ordinance amending the City's Non-Conforming Use Ordinance to Allow Non-Conforming residential structures to be reconstructed in all zones after sudden destruction in accordance with the terms of the ordinance back to the Planning Commission for a Public Hearing and authorize the Mayor to sign the Order of Remand to the Planning Commission. Motion passed 7 YES, 0 NO, 0 ABSENT.

## **CONSENT AGENDA**

Council Member Becken removed Item "C" from the Consent Agenda. A motion was made by Council Member Becken, seconded by Council Member Rainer to approve Consent Agenda Items "A, B, D, & E". Motion passed 7 YES, 0 NO, 0 ABSENT.

- a. Approve Payment of Payroll Check Nos. 502510 through 502515 in the Amount of \$41,652.01 and Direct Deposits in the Amount of \$36,204.39 for the Period Ending January 15, 2013
- b. Approve Payment of Payroll Check Nos. 502516 through 502523 in the Amount of \$28,503.41 and Direct Deposits in the Amount of \$94,480.10 for the Period Ending January 31, 2013
- d. Accept Monthly Report by Prosser Economic Development Association for the month of January 2013 and Authorize Payment for Those Services in the Amount of \$2,166.66.
- e. Approval of the December 2012 Financial Statement

Council Member Becken stated check nos. 70213 in the amount of \$1,001.71, 70226 in the amount of \$788.86, and 70227 in the amount of \$591.20 need to be discussed with the Mayor

before approval. A motion was made by Council Member Becken, seconded by Council Member Hamilton to approve Item "C" with the exception of the three checks. Motion passed 7 YES, 0 NO, 0 ABSENT.

- c. Approve Payment of Claim Checks Nos. 70133 through 70149, and 70151 through 70229 in the Amount of \$349,217.26, and Electronic Payment in the Amount of \$52,733.00 for the Period Ending February 12, 2013

### **COUNCIL ACTION**

#### **RESOLUTION 13-1415 APPROVING THE INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF PROSSER AND BENTON COUNTY FOR THE BITUMINOUS SURFACE TREATMENT PROGRAM 2013**

Council Member Becken recused himself due to a conflict of interest. A motion was made by Council Member Everett, seconded by Council Member Rainer to adopt Resolution 13-1415 approving the Interlocal Cooperation Agreement between the City of Prosser and Benton County for the Bituminous Surface Treatment Program 2013 and authorize the Mayor to sign the agreement. Motion passed 6 YES, 0 NO, 0 ABSENT, 1 ABSENTION (Becken).

#### **APPROVE PAYMENT OF CLAIM CHECK NOS. 70150 THROUGH 70230 IN THE AMOUNT OF \$3,944.75, FOR THE PERIOD ENDING FEBRUARY 12, 2013**

Council Member Hamilton recused himself due to a conflict of interest. A motion was made by Council Member Everett, seconded by Council Member Becken to approve payment of claim check nos. 70150 through 70230 in the amount of \$3,944.75, for the period ending February 12, 2013. Motion passed 6 YES, 0 NO, 0 ABSENT, 1 ABSENTION (Hamilton).

#### **ORDINANCE AMENDING PROSSER MUNICIPAL CODE SECTIONS 5.30.040 AND 5.30.050 TO SHORTEN THE WAITING PERIOD FOR A SPECIAL EVENT PERMIT AND TO ALTER THE NOTIFICATION PROCEDURES NECESSARY TO ISSUE A SPECIAL EVENT PERMIT**

City Attorney Saxton explained after thorough review of the special event permit process, staff concluded there needs to be some changes to the Ordinances and Prosser Municipal Code to help streamline and tighten up the process. Council concurred this items should have been brought forward during a Work Session for discussion for Council input prior to bringing it forward for Council action. There was discussion regarding the current process and the proposed changes. This agenda item was tabled and was to be brought before the City Council at the Work Session to be held on March 5, 2013.

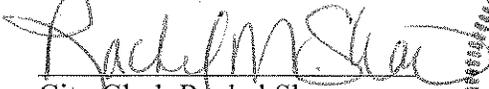
#### **ORDINANCE REPLACING THE FEES FOR SPECIAL EVENT PERMITS**

This agenda item was tabled and was to be brought before the City Council at the Work Session to be held on March 5, 2013.

### **ADJOURNMENT**

There being no further business before the City Council at this time, the Regular Meeting of the Prosser City Council was adjourned at 7:45 p.m.

Attest:

  
City Clerk Rachel Shaw





Mayor Paul Warden