

**CITY OF PROSSER, WASHINGTON**  
**601 7<sup>TH</sup> STREET**  
**CITY COUNCIL CHAMBERS**  
**CITY COUNCIL REGULAR MEETING**  
**TUESDAY, APRIL 23, 2013**

**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**ROLL CALL**

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

Others in attendance were City Clerk Shaw, Police Chief Giles, Finance Director Mauras, City Attorney Saxton, and City Planner Zetz.

**CITIZEN PARTICIPATION** (None)

**MAYOR AND COUNCIL REPORTS AND COMMENTS**

Council Member Rainer reported the Fire Board met with the consultants and will be providing an update of their findings for the strategic planning report at a future meeting.

Council Member Elder reported the ShareFest event experienced low volunteer participation this year compared to previous years however turned out to be a great success.

Council Member Taylor reported the Benton Franklin Council of Governments (BFCoG) recently promoted an internal candidate Brian Malley as the Executive Director of BFCoG.

Council Member Troemel stated he reported his concerns regarding the peeling paint on the doorjamb at the Senior Center.

Mayor Warden stated staff would be bringing forward for Council consideration rezoning one parcel of the City spray field to Light Industrial from Public Facility to help defray a lengthy rezoning process for potential future developers.

Mayor Warden reported the City recently received complaints from property owners regarding concerns of neighbors storing recreation vehicles and boats in off-street parking areas. There was discussion as to the consistency of enforcing the ordinance that is already adopted. Council directed staff to bring the item back at a future City Council Work Session for further discussion.

## **PUBLIC HEARING**

### **STEEP SLOPE RESIDENTIAL ZONING**

At 7:14 p.m., Mayor Warden recessed the Regular Meeting of the Prosser City Council to conduct a Public Hearing regarding steep slope residential zoning. Mayor Warden called for public comments.

Bob Stevens, 1108 Concord Way, expressed concerns with the way the Sections 18.57.020 and 18.57.030 is drafted in the Prosser Municipal Code. There was discussion regarding the need to protect the environment as well as addressing current usage. With no further comments, the Public Hearing was closed and the Regular meeting reconvened at 7:20 p.m.

## **COUNCIL ACTION**

### **ORDINANCE 13-2821 CHANGING AREAS OF THE CITY PREVIOUSLY ZONED URBAN RESERVE (UR) TO STEEP SLOPE RESIDENTIAL (SSR)**

Council discussed the different approaches that would address Mr. Stevens' concerns.

A motion was made by Council Member Rainer, seconded by Council Hamilton to adopt Ordinance 13-2821 changing areas of the City previously zoned Urban Reserve (UR) to Steep Slope Residential (SSR). Motion passed 5 YES, 1 NO (Taylor), 1 ABSENT (Becken).

A motion was made by Council Member Rainer, seconded by Council Hamilton to direct staff to make revisions to the Ordinance to address grazing and potential erosion issues. Motion passed 6 YES, 0 NO, 1 ABSENT (Becken).

### **APPROVE AN AGREEMENT WITH BENTON COUNTY GRANTING THE CITY A NON-EXCLUSIVE FRANCHISE TO PLACE WATER LINES AND A SEWER TRANSMISSION AND DISTRIBUTION SYSTEM WITH BENTON COUNTY ROAD RIGHT-OF-WAY, AND AUTHORIZE THE MAYOR TO SIGN THE AGREEMENT**

A motion was made by Council Member Taylor, seconded by Council Member Everett to approve an agreement with Benton County granting the City a non-exclusive Franchise to place water lines and a sewer transmission and distribution system with Benton County Road right-of-way, and authorize the Mayor to sign the Agreement. Motion passed 6 YES, 0 NO, 1 ABSENT (Becken).

### **APPROVE PAYMENT OF CLAIM CHECK NO. 70664 IN THE AMOUNT OF \$358.39 FOR THE PERIOD ENDING APRIL 23, 2013**

Council Member Hamilton recused himself due to a conflict of interest. A motion was made by Council Member Everett, seconded by Council Member Taylor to approve payment of claim check no. 70664 in the amount of \$358.39 for the period ending April 23, 2013. Motion passed 5 YES, 0 NO, 1 ABSENT (Becken), 1 ABSENTION (Hamilton).

## **CONSENT AGENDA**

A motion was made by Council Member Everett, seconded by Council Member Taylor to approve Consent Agenda Items "A – G". Motion passed 6 YES, 0 NO, 1 ABSENT (Becken).

- a. Approve Payment of Payroll Check Nos. 502549 through 502551 in the Amount of \$2,171.79 and Direct Deposits in the Amount of \$9,441.12 for the Period Ending April 15, 2013
- b. Approve Payment of Claim Checks Nos. 70542 through 70663, in the Amount of \$238,673.30, and Electronic Payment in the Amount of \$17,845.69 for the Period Ending April 23, 2013
- c. Approve Payment of Washington Trust Bank Claim Check Nos. 1033 in the Amount of \$12,787.50, for the Period Ending April 23, 2013
- d. Approve USDA Draw Outlay Report and Draw Request No. 18 in an Amount of \$12,787.50, for Costs Associated With the Northwest Prosser Water and Sewer System Improvements Project (Contract Addendum No. 2) and Authorize the Mayor to Sign the Documents
- e. Approve Maintenance Contract Renewal with Abadan for Konica Minolta Bizhub 451 Copier
- f. Approve the March 12, 2013 Meeting Minutes
- g. Approve the March 26, 2013 Meeting Minutes

### **EXECUTIVE SESSION**

At 7:46 p.m., Mayor Warden recessed the Regular Meeting of the Prosser City Council to conduct an executive session pursuant to RCW 42.30.140(1)(a) collective bargaining sessions with employee organizations, including contract negotiations, grievance meetings, and discussions relating to the interpretation or application of a labor agreement; or (b), that portion of a meeting during which the governing body is planning or adopting the strategy or position to be taken by the governing body during the course of any collective bargaining, professional negotiations, or grievance or mediation proceedings, or reviewing the proposals made in the negotiations or proceedings while in progress. The session was to include Mayor and Council Members, City Clerk, Finance Director, Police Chief, and City Attorney. The session was expected to last for a period of 15 minutes.

At 8:01 p.m., City Clerk Shaw stated an additional 10 minutes was needed.

At 8:11 p.m., City Clerk Shaw stated an additional 10 minutes was needed.

At 8:21 p.m., City Clerk Shaw stated an additional 10 minutes was needed.

At 8:28 p.m., City Clerk Shaw stated an additional 7 minutes was needed.

At 8:28 p.m., Mayor Warden reconvened the Regular Meeting of the Prosser City Council and stated no action occurred during Executive Session.

**ADJOURNMENT**

There being no further business before the City Council at this time, the Regular Meeting of the Prosser City Council was adjourned at 8:29 p.m.

*Paul Warden*

Mayor Paul Warden

Attest:

*Rachel M. Shaw*

City Clerk Rachel Shaw

