

**CITY OF PROSSER, WASHINGTON**  
**601 7<sup>TH</sup> STREET**  
**CITY COUNCIL CHAMBERS**  
**CITY COUNCIL REGULAR MEETING**  
**TUESDAY, MAY 8, 2012**

**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 led by Prosser Heights Elementary "Kid that Cares" Colten Ripplinger.

**ROLL CALL**

Council Members Elder, Everett, Taylor, Troemel, and Becken were present. Council Members Rainer and Hamilton requested excused absences.

**CITIZEN PARTICIPATION** (None)

**MAYOR AND COUNCIL REPORTS AND COMMENTS**

***Confirmation and Oath of Office – Interim City Administrator***

A motion was made by Council Member Taylor, seconded by Council Member Everett to confirm the Mayor's appointment of Cathleen Koch as Interim City Administrator. Motion passed 5 YES, 0 NO, 2 ABSENT (Rainer, Hamilton).

City Clerk Rachel Shaw administered the Oath of Office for Interim City Administrator Cathleen Koch.

Council Member Troemel commented on the Sheridan Avenue Project and stated he appreciated the progress made so far on the project.

Council Member Taylor expressed appreciation for the Prosser Chamber of Commerce's Executive Director Jim Milne.

Council Member Everett reported on discussions at a recent Fire Board meeting. The Fire Board requested the City Council consider a budget amendment to increase the contribution to include the city's share in the cost of an air conditioner (HVAC) unit that went out. The cost of the HVAC unit is \$24,000; the city's share is 40% or approximately \$10,000.

Interim City Administrator Koch stated staff is working on an amendment to the Interlocal Agreement to allow for budget amendments as needed. The budget amendment would need to come back to City Council for consideration at a future meeting.

Mayor Warden moved the Fire District budget amendment item to the end of the agenda to accommodate citizens in the audience.

Council Member Elder inquired about the water that was removed from the city's water tower with the Fire District trucks. There was discussion about the fact that the water is treated and therefore cannot be dumped into the Yakima River.

L.J. DaCorsi, Public Works Director briefed Council about the water tower project. Mr. DaCorsi stated the main systems with the project are all working. However, after the first fill and flush of the water tower, city engineers' encountered cloudiness in the water therefore the water tower was drained. The amount of water that was drained from the water tower exceeded the amount that the city's holding pond is able to hold. City staff worked with the Fire District to get the water tower completely drained. The next step is to get the water tower sanitized and filled back up.

## **REPORT FROM THE CITY ADMINISTRATOR**

### **PROSSER AQUATIC CENTER FREE DAYS**

Interim City Administrator Koch discussed with Council the option of having “free days” at the Prosser Aquatic Center where the public can use the facility free of charge. Ms. Koch stated the pools can now be filled for the summer season and would be ready to open on June 9, 2012. The Prosser Chamber of Commerce will be hosting Sportsfest on June 9<sup>th</sup> and 10<sup>th</sup> which will bring additional people to the city. Ms. Koch suggested the Prosser Aquatic Center opens and hosts a “free day” during that weekend for one and a half days. Offering a “free day” to the public at least once a year would be a great benefit to the community.

Council Member Everett stated a resolution should be brought to Council for consideration. It is Council’s desire to be informed of any “free days” that would be offered.

Interim City Administrator Koch advised staff would prepare a resolution and will bring it back at a future City Council meeting for consideration.

### **PROSSER CHAMBER OF COMMERCE QUARTERLY UPDATE PRESENTATION**

Jim Milne, Executive Director Prosser Chamber of Commerce provided Council a brief update and presentation of the Chamber’s new tourism website. Mr. Milne handed out the 2012 Tour Prosser brochure and discussed the highlights of the year as well as recent success stories with use of social media.

### **CONSENT AGENDA**

A motion was made by Council Member Taylor, seconded by Council Member Becken to approve Consent Agenda Items “A-M”. Motion passed 5 YES, 0 NO, 2 ABSENT (Rainer, Hamilton).

- a. Accept invoice for Operation of the Visitor Center and Reimbursable Tourism and Promotional Expenses for the Month of May and Authorize Payment for Those Services in the Amount of \$5,500
- b. Approve Payment of Claim Check Nos. 68743 through 68758 and 68760 through 68814 in the Amount of \$290,968.25, WTB Electronic Payment in the Amount of \$6,318.18, and IRS Federal Tax Wires in the Amount of \$39,195.47, for the Period Ending May 8, 2012
- c. Approve Payment of Payroll Check Nos. 502216 through 502232 in the Amount of \$37,468.42 and Direct Deposits in the Amount of \$99,780.62 for the Period Ending April 30, 2012
- d. Approve Payment of Claim Check No. 68759 in the Amount of \$3,001.25, for the Period Ending May 8, 2012
- e. Approve the March 2012 Financial Statement
- f. Review and Confirm the Appointments to Various Boards, Commissions, and Committees as Appointed by Mayor Warden or the City Council
- g. Approve an Agreement with Microflex, Inc. to Provide for Tax and License Auditing Services, and Authorize the Mayor to Sign the contract
- h. Approve the Special Event Application for the Prosser Chamber of Commerce, Multiple Events, for the 2012 Calendar Year
- i. Adopt Resolution 12-1392 Surplusing City of Prosser Property
- i. Adopt Resolution 12-1393 Approving an Agreement between the City of Prosser and the Prosser Swim Team for Use of the Prosser Aquatic Center

- j. Approve an Agreement with the Prosser Cemetery Association Regarding the Overpayment of Irrigation Fees and Authorize the Mayor to Sign the Contract
- k. Accept the Prosser Aquatic Center Project as Complete, Approve the Final Payment in the Amount of \$10,058.90 and Release of the Retainage Bond (after all Special Conditions have been satisfied) for T.W. Clark Construction
- l. Approve Meeting Minutes of March 6, 2012
- m. Approve Meeting Minutes of March 13, 2012

## **PUBLIC HEARING**

### **NORTHWEST OPEN ACCESS NETWORK FRANCHISE AGREEMENT**

At 7:26 p.m., Mayor Warden recessed the Regular Meeting of the Prosser City Council to conduct a Public Hearing regarding a Franchise Agreement with Northwest Open Access Network. Mayor Warden called for public comment and none was received. The Public Hearing was closed at 7:26 p.m. and the Regular City Council Meeting was reconvened.

### **COUNCIL ACTION**

### **ORDINANCE NO. 12-2777 GRANTING A FRANCHISE TO NORTHWEST OPEN ACCESS (NOANET) NETWORK**

A motion was made by Council Member Taylor, seconded by Council Member Everett to adopt Ordinance No. 12-2777 granting a Franchise to Northwest Open Access (NOANet) Network. Motion passed 5 YES, 0 NO, 2 ABSENT (Rainer, Hamilton).

### **ORDINANCE NO. 12-2779 ACCEPTING DONATION OF PROPERTY TO THE CITY OF PROSSER HAVING PARCEL NUMBERS 111841000026000 AND 1118410000270100**

A motion was made by Council Member Taylor, seconded by Council Member Everett to adopt Ordinance No. 12-2779 accepting donation of property to the city of Prosser having parcel numbers 111841000026000 and 1118410000270100. Motion passed 4 YES, 1 NO (Becken), 2 ABSENT (Rainer, Hamilton).

*[Clerk's Note: Ordinance 12-2778 was adopted out of order at the April 24, 2012 meeting.]*

### **ORDINANCE NO. 12-2780 ESTABLISHING CITY PARK HOURS OF OPERATION**

Chief of Police McCullough stated the proposed ordinance would allow for the closure of all city Parks between the hours of 11:00 p.m. until 5:00 a.m. the following day, with the exception of Special Event Permits. A motion was made by Council Member Everett, seconded by Council Member Taylor to adopt Ordinance No. 12-2780 establishing city park hours of operation. Motion passed 5 YES, 0 NO, 2 ABSENT (Rainer, Hamilton).

### **ORDINANCE NO. 12-2781 ALLOWING FOR ADDITIONAL SECURITY INSTRUMENTS TO BE PROVIDED BY THE CITY'S SOLID WASTE COLLECTOR IN ADDITION TO A PERFORMANCE BOND AND APPROVE THE THIRD AMENDMENT TO THE CONTRACT WITH BASIN DISPOSAL, INC**

A motion was made by Council Member Everett, seconded by Council Member Becken to adopt Ordinance No. 12-2781 allowing for additional security instruments to be provided by the city's solid waste collector in addition to a performance bond and approve the third amendment to the contract with Basin Disposal, Inc. Motion passed 5 YES, 0 NO, 2 (Rainer, Hamilton).

## **ADD ON ITEMS**

### ***Fire District Budget***

Discussion continued regarding an amendment to the Interlocal Agreement with the Fire District to address budget amendments. City Attorney Howard Saxton stated language needs to be added to the Interlocal Agreement to allow additional contributions which includes a purchase of a water tender, the air condition (HVAC) system and allow for services to be agreed upon by the administrator's of both jurisdictions.

A motion was made by Council Member Everett, seconded by Council Member Taylor direct staff to make an amendment to the Interlocal Agreement with the Fire District as discussed. Motion passed 5 YES, 0 NO, 2 (Rainer, Hamilton).

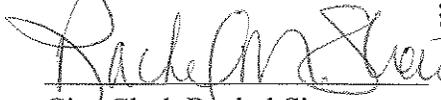
***Council Reports and Comments***

Council Member Troemel inquired about the status of a letter received from Cliff Steelman regarding insurance for events held downtown. Interim City Administrator Koch stated events such as Sportsfest, will be required to take before and after pictures to ensure there was no damage to property that took place during the event. Public Works Director DaCorsi stated that the event coordinators are required to carry insurance for the specific events and name the city of Prosser as an additional insured.

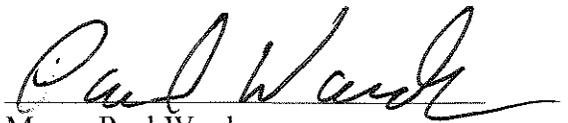
**ADJOURNMENT**

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