

**CITY OF PROSSER, WASHINGTON  
601 7<sup>TH</sup> STREET  
CITY COUNCIL CHAMBERS  
CITY COUNCIL REGULAR MEETING  
TUESDAY, AUGUST 28, 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 recited.

**ROLL CALL**

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

**CITIZEN PARTICIPATION**

Sarah Kinsey, 616 Basswood Ave., Richland, discussed zoning issues located at 1232 Wine Country Road. Ms. Kinsey requested Council consider changing the zoning requirements due to the fact that it is difficult to get funding for home or properties as the Code is currently written.

**MAYOR AND COUNCIL REPORTS AND COMMENTS**

Council Member Everett reminded everyone about the States Day parade coming up on September 3, 2012.

Mayor Warden provided clarification regarding the previously addressed zoning issues stated by Ms. Kinsey. Currently the way the City's Code for Commercial Downtown Zone is drafted does not allow for a residential home that is located in Commercial Zoning to be rebuilt if it is destroyed. Therefore lending agencies will not provide funding to potential home owners without a letter from the City stating it will allow a home to be rebuilt in a commercially zoned area if the home is abandoned for six months or more than sixty-percent destroyed. Mayor requested Council consider changing the language in the Code and authorize the Mayor to send a letter to real estate and lending agencies stating the City's position. Additionally Mayor advised of the process of changing the ordinance would require a sixty day review by the Department of Commerce

There was discussion regarding the authorization of a conditional use permit which is allowed for under Commercial General Zoning.

Innetta Spencer, 1302 Mustang Ct., represented the buyer of the property located at 1232 Wine Country Road. Mrs. Spencer requested Council authorize Mayor Warden to send a letter to the lender indicating the home will be allowed to be rebuilt if it becomes destroyed.

Council directed staff to draft a letter to real estate and lending agencies indicating it is staff's intention to bring a zoning amendment before the Planning Commission and subsequently to the City Council for consideration that will allow existing residential uses to continue to exist and be able to rebuild in the event of destruction as residential, as long as the rebuild is undertaken within six months.

**REPORT FROM THE CITY ADMINISTRATOR**

Interim City Administrator Koch reported the City had been advised by residents surrounding City Park that the Latin Festival was a great success this year and was well attended.

Council Member Troemel requested Council be made aware of the Washington State Auditor's Entrance Conference.

Interim City Administrator Koch advised the Auditor's office will send out a notification to Council when the Entrance Conference is scheduled.

Mrs. Koch reported staff has no items to bring forward for the September 4, 2012 City Council meeting and inquired if the meeting could be cancelled.

Council directed staff to cancel the September 4, 2012 City Council Work Session.

Mayor Warden reported the City has received eighteen applications in response to the Police Chief recruitment.

City Clerk Rachel Shaw provided a status update on current and outstanding records requests.

### **CONSENT AGENDA**

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

- a. Approve Payment of Payroll Check Nos. 502365 through 502367 in the Amount of \$2,222.45 and Direct Deposits in the Amount of \$13,217.82 for the Period Ending August 15, 2012
- b. Approve Payment of Claim Checks Nos. 69324 through 69385 in the Amount of \$770,252.51, USDA Electronic Payment in the Amount of \$77,456.00, Bank of New York Electronic Payment in the Amount of \$258,563.75, DOR Electronic Payment in the Amount \$18,841.02, IRS Federal Tax Wires in the Amount of \$4,489.00, for the Period Ending August 18, 2012
- c. Accept Monthly Report by Prosser Economic Development Association for the Month of July 2012 and Authorize Payment for Those Services in the Amount of \$2,166.66
- d. Approval of the July 2012 Financial Statement
- e. Approve Progress Estimate No. 3 in the Amount of \$521,652.97, for Work Performed by the Contractor, Granite Construction Company, for the Sheridan Avenue Improvements/6<sup>th</sup> Street Resurfacing Projects, and Authorize the Mayor to Sign the Documents
- f. Approve Office & Professional Employees International Union Local 11's (OPEIU) Proposal for a Severance Package for the Dispatchers

### **DISCUSSION ITEMS**

#### **DISCUSS PROPOSED UTILITY RATES FOR 2013 AND 2014 AND DIRECT STAFF TO PREPARE THE ORDINANCES NECESSARY TO IMPLEMENT THE RATE INCREASES**

Council Member Taylor proposed to table the discussion of utility rates for 2013 and 2014 until all members of Council are present. A motion was made by Council Member Everett, seconded by Council Member Elder to discuss proposed utility rates for 2013 and 2014 at the next regularly scheduled Council meeting where all members of Council are present. Motion passed 5 YES, 0 NO, 2 ABSENT (Rainer, Hamilton).

### **EXECUTIVE SESSION**

At 7:33 p.m., Mayor Warden recessed the Regular Meeting of the Prosser City Council to conduct an executive session pursuant to RCW 42.30.110(1)(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, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency. The session was to include the Mayor and Council Members, Interim City Administrator, City Clerk, Finance Manager, and City Attorney. The session was expected to last for a period of 10 minutes.

At 7:43 p.m., Mayor Warden reconvened the Regular Meeting of the Prosser City Council and stated no action had occurred in the 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 7:45 p.m.

Paul Warden  
Mayor Paul Warden

Attest:

Rachel Shaw  
City Clerk Rachel Shaw

