

**CITY OF PROSSER, WASHINGTON
601 7TH STREET
CITY COUNCIL CHAMBERS
CITY COUNCIL REGULAR MEETING
TUESDAY, APRIL 22, 2014**

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 Aubrey, Hamilton, Taylor, Everett, Becken, and Elder were present.

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

CITIZEN PARTICIPATION

Kennewick Police Chief Ken Hohenberg and retired City of Richland Captain Al Wehner, both members of the Citizens for Safe Community Committee, were present to speak in support of the Ballot Proposition Resolution.

MAYOR AND COUNCIL REPORTS AND COMMENTS

Council Member Elder reported the recent citywide Sharefest event was well attended with approximately seventy-five participants.

Council Member Becken stated the Winter Farmer's Market finished it's last Saturday for the season and will open for the regular season the first Saturday in May.

Council Member Taylor advised the Regional Fire Authority (RFA) Planning Committee is going well.

Mayor Warden stated the coordinator for annual Rotary Track Meet is in need of volunteers. If anyone is interested in taking shifts, contact Jim Hancock.

COUNCIL ACTION

RESOLUTION NO. 14-1454 STATING THE CITY COUNCIL'S SUPPORT OF BENTON COUNTY PROPOSITION NUMBER 14-5 PLACING ON THE BALLOT A PROPOSITION FOR AN INCREASE IN SALES AND USE TAX FOR FUNDING PUBLIC SAFETY NEEDS IN BENTON COUNTY AT THE AUGUST 5, 2014, PRIMARY ELECTION

Mayor Warden called for comments in support of the ballot measure.

City of Kennewick Police Chief Ken Hohenberg congratulated the City Council on their decision to hire Police Chief Giles and spoke favorably of his interaction with the regional Police Departments.

Chief Hohenberg spoke in favor of the ballot item for Council's consideration and provided Council hand outs related to the item. He thanked Mayor Warden for his involvement on the Citizens for Safe Community Committee and support.

Council Member Elder inquired how much revenue is to be expected if the ballot item passes.

Chief Hohenberg said approximately \$9.2 million per year.

Mr. Al Wehner stated the impact to tax payers has been estimated at \$87 per year or \$7.25 per month.

Mayor Warden called for public comments in opposition to the ballot measure. With no comments being offered in opposition, a motion was made by Council Member Taylor, seconded by Council Member Hamilton to adopt Resolution No. 14-1454 stating the City Council's support of placing on the ballot a proposition for an increase in Sales and Use Tax for funding public safety needs in Benton County at the August 5, 2014, Primary Election. Motion passed 6 YES, 0 NO, 0 ABSENT.

PUBLIC HEARING

POSSIBLE SIX-MONTH EXTENSION OF THE EXISTING MORATORIUM ON THE ESTABLISHMENT OF MEDICAL CANNABIS DISPENSARIES AND COLLECTIVE GARDENS

At 7:25 p.m., Mayor Warden recessed the Regular Meeting of the Prosser City Council to conduct a Public Hearing regarding a possible six-month extension of the existing moratorium on the establishment of medical cannabis dispensaries and collective gardens. Mayor Warden called for public comments. With no comments being offered, the Public Hearing was closed and the Regular Meeting reconvened at 7:25 p.m.

DISCUSSION ITEMS

POSSIBLE SIX-MONTH EXTENSION OF THE EXISTING MORATORIUM ON THE ESTABLISHMENT OF MEDICAL CANNABIS DISPENSARIES AND COLLECTIVE GARDENS

City Attorney Saxton provided background information related to the recent City of Kent case related to the item. There was discussion regarding the extent of the jurisdiction. Council directed staff to draft an Ordinance and work plan regarding the extension of the existing medical cannabis moratorium to bring back at a future City Council meeting for consideration.

CONSENT AGENDA

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

- a. Approve Payment of Payroll Checks Nos. 600042 through 600044 in the Amount of \$2,173.87, and Direct Deposits in the Amount of \$12,137.98, for the Period Ending April 15, 2014
- b. Approve Payment of Claim Checks Nos. 10468 through 10529, in the Amount of \$856,623.66 and Electronic Payments in the Amount of \$26,629.84, for the Period Ending April 22, 2014
- c. Approve Payment of Washington Trust Bank Claim Check No. 1047 in the Amount of \$6,240.50, for the Period Ending April 8, 2014
- d. Approve the 2013 Annual USDA Report
- e. Approve the 2013 Annual WSDOT Report
- f. Approve Maintenance Contract Renewals with Abadan for Konica Minolta Bizhub 451 Copier and Authorize the Mayor to Sign the Contract
- g. Approve the Special Event Application for the Prosser Chamber of Commerce, Multiple Events, for the 2014 Calendar Year
- h. Approve the Request for Fireworks Ban Special Use Waiver for the Prosser Scottish Festival Anvil Launch to be Held on June 21, 2014, at the Port of Benton East Prosser Wine and Food Park
- i. Approve the USDA Outlay Report and Draw Request No. 30 in the Amount of \$5,768.48, 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
- j. Approve the Drinking Water State Revolving Fund (DWSRF) Invoice Voucher Request No. 3 in the Amount of \$5,044.50, for the Zone 2.5 Water Supply Improvements Project and authorize the Mayor to Sign the Documents
- k. Adopt Resolution 14-1455 Surplusing City of Prosser Property
- l. Approve the March 4, 2014 Meeting Minutes

COUNCIL ACTION

APPROVE PAYMENT OF CLAIM CHECK NO. 10467 IN THE AMOUNT OF \$1,101.40 FOR THE PERIOD ENDING APRIL 22, 2014

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. 10467 in the Amount of \$1,101.40 for the period ending April 22, 2014. Motion passed 5 YES, 0 NO, 0 ABSENT, 1 ABSENTION (Hamilton).

ADOPT RESOLUTION NO. 14-1456 AUTHORIZING THE SUBMITTAL OF GRANT FUNDING ASSISTANCE, THROUGH THE WASHINGTON WILDLIFE AND RECREATION PROGRAM PROJECT, TO THE RECREATION AND CONSERVATION OFFICE

A motion was made by Council Member Taylor, seconded by Council Member Everett to adopt Resolution No. 14-1456 authorizing the submittal of grant funding assistance, through the Washington Wildlife and Recreation Program Project, to the Recreation and Conservation Office. Motion passed 6 YES, 0 NO, 0 ABSENT.

ADOPT ORDINANCE NO. 14-2883 AMENDING THE 2014 BUDGET FOR FUND 606, LIBRARY MEMORIAL FUND

A motion was made by Council Member Everett, seconded by Council Member Becken Adopt Ordinance No. 14-2883 amending the 2014 Budget for Fund 606, Library Memorial Fund. Motion passed 6 YES, 0 NO, 0 ABSENT.

[Clerk's Note: At 7:39 p.m., Mayor Warden stated Council would take a 5 minute recess. Council reconvened at 7:44 p.m.]

DISCUSSION ITEMS

Mayor Warden stated City Clerk Shaw received an email from former Council Member Brumley indicating her interest in returning to her vacated position on Council. Mayor explained it was Council's discretion on whether or not to consider Mrs. Brumley and stated she would need to go through the interview process like the other applicants.

Council concurred it was their desire to move forward with the process to be fair to all parties involved.

CONSIDER CANDIDATES FOR APPOINTMENT TO VACANT CITY COUNCIL POSITION NO. 3 TO SERVE UNTIL THE POSITION IS FILLED BY THE VOTERS AT THE NOVEMBER 2015 ELECTION

The Council conducted interviews with the following applicants:

1. Mr. Robin Siemens
2. Mr. Ernest Troemel
3. Mr. Marvin Ward

At 8:07 p.m., Mr. Siemens expressed his desire to withdraw his candidacy, stating he felt he was not ready for the position. Mr. Siemens thanked Mayor and Council.

EXECUTIVE SESSION

At 8:27 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)(h) to evaluate the qualifications of a candidate for appointment to elective office. However, any interview of such candidate and final action appointing a candidate to elective office shall be in a meeting open to the public. The Executive Session was expected to last for 10 minutes and was to include Mayor and Council Members.

At 8:37 p.m., Mayor Warden reconvened the Regular Meeting of the Prosser City Council and stated no action occurred.

COUNCIL ACTION

APPOINTMENT OF CANDIDATE TO VACANT CITY COUNCIL POSITION NO. 3

A motion was made by Council Member Becken, seconded by Council Member Everett to appoint Marvin Ward to City Council Position No. 3 to serve until the position is filled by the voters at the November 2015 election. Motion passed 6 YES, 0 NO, 0 ABSENT.

Mayor Warden thanked all candidates.

OATH OF OFFICE OF NEWLY APPOINTED COUNCIL MEMBER

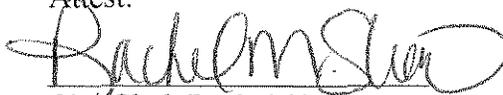
City Clerk Shaw administered the Oath of Office for Marvin Ward as Council Member – Position No. 3.

ADJOURNMENT

There being no further business before the City Council at this time, the Regular Meeting of the Prosser City Council was adjourned at 8:44 p.m.



Mayor Paul Warden

Attest:

City Clerk Rachel Shaw

