

CITY OF PROSSER, WASHINGTON
601 7TH STREET
CITY COUNCIL CHAMBERS
CITY COUNCIL REGULAR MEETING
TUESDAY, JANUARY 13, 2015

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" award recipient Maddie Anderson.

ROLL CALL

Council Members Aubrey, Taylor, Hamilton, Everett, Ward, Becken, and Elder were present.

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

CITIZEN PARTICIPATION

Gary McClure, 1119 Court Street, reported he received a letter from the City of Prosser regarding the illegal parking of his Recreational Vehicle in public right-of-way. Mr. McClure stated he did not believe that the RV was an issue due to the fact that his house is the last residence located at the end of a dead end street and currently is not blocking any of the neighbor's view.

Council Member Taylor inquired as to whether or not there was a provision in the Code that granted a variance.

City Planner Zetz advised there is not a provision in the Code as it is currently written.

Richard Harris, 1422 Prosser Avenue, stated he has an RV that is currently parked off the street, outside the 20 foot setback however, it is parked in his own property. He further stated he understood there being an issue if the RV was in the right-of-way but that is not the case and requested that Council reconsider the ordinance.

Karen Rumsey, 705 Main Street, said she had previously submitted a letter via email to the City Council regarding her concerns with the Prosser Municipal Code 18.60.070 as drafted and asked that Council consider amending the section the addresses the 20 foot setback.

MAYOR AND COUNCIL REPORTS AND COMMENTS

Council Member Becken advised Ben-Franklin Transit will be getting new buses and trolleys that hope to be in route by 2016.

Council Member Ward reported he recently attended a Prosser Economic Development Association Board meeting where the Board's Strategic Plan was discussed and expressed his concern with the lack of residential housing.

Council Member Aubrey said he was concerned with the lack of lighting at the recycle bin and would like to look into solar lighting as an option.

Mayor Warden said he Public Works Director DaCorsi will be looking into the issue.

New Agenda Bill Format

City Clerk Shaw briefed Council on a new agenda bill format staff will be using and asked Council for any feedback. Council had no issues with the format.

CONSENT AGENDA

A motion was made by Council Member Taylor, seconded by Council Member Becken to remove items E and J from the Consent Agenda and to approve Consent Agenda Items "A – D, F – I." Motion passed 7 YES, 0 NO, 0 ABSENT.

- a) Accept Monthly Report by Prosser Economic Development Association for the Month of December 2014 and Authorize Payment for Those Services in the Amount of \$2,166.66 and Authorize Payment in the Amount of \$1,333.34 for Grant Writer Services
- b) Approve Payment of Claim Checks Nos. 11781 through 11814 in the Amount of \$200,952.43 and Electronic Payments in the Amount of \$22,913.14, for the Period Ending January 13, 2015
- c) Approve Progress Bill No. 7 in the Amount of \$13,906.25 for Work Performed by HLA, Inc., through November 30, 2014, for Preliminary Engineering and Design on the Old Inland Empire Highway Improvements Project and Authorize the Mayor to Sign the Documents
- d) Approve Drinking Water State Revolving Fund (DWSRF) Invoice Voucher Request No. 10 in the Amount of \$4,712.00 for the Zone 2.5 Water supply Improvements Project and Authorize the Mayor to Sign the Documents
- f) Approve November 4, 2014 Meeting Minutes
- g) Approve November 18, 2014 Meeting Minutes
- h) Approve November 25, 2014 Meeting Minutes
- i) Approve December 2, 2014 Meeting Minutes

COUNCIL ACTION

CONSIDERATION OF ADDENDUM NO. 1 TO LEGAL SERVICES CONTRACT FOR CITY ATTORNEY HOWARD SAXTON

Council Member Aubrey asked for an explanation of the monthly fee of \$3,000. City Attorney Saxton explained that the \$3,000 was a monthly flat rate for criminal and prosecution duties and would simplify the process for administration. A motion was made by Council member Taylor, seconded by Council Member Everett to approve Addendum No. 1 to Legal Services Contract for City Attorney Howard Saxton, increasing the hourly rate at \$120/hour and setting the monthly fee of \$3,000 for criminal and prosecution duties for the City and authorize the Mayor to sign the contract. Motion passed 7 YES, 0 NO, 0 ABSENT.

CONSENT AGENDA (Cont.)

City Clerk Shaw explained that the item was removed from the Consent Agenda as the resolution had been inadvertently omitted from the packet. A copy of the resolution was provided to the Council. A motion was made by Council Member Taylor, seconded by Council Member Aubrey to approve Item "E." Motion passed 7 YES, 0 NO, 0 ABSENT.

- e) Adopt Resolution 15-1472 Approving the Interlocal Cooperation Agreement Between the City of Prosser and Benton County for the Bituminous Surface Treatment Program 2015 and Authorize the Mayor to Sign the Agreement

City Clerk Shaw advised of typos she discovered in the December 9, 2014 meeting minutes provided Council with a copy that included necessary corrections. A motion was made by Council Member Taylor, seconded by Council Member Everett to approve Item "J" as amended. Motion passed 7 YES, 0 NO, 0 ABSENT.

- j) Approve December 9, 2014 Meeting Minutes

COUNCIL ACTION

CONSIDERATION OF A MITIGATION AGREEMENT BETWEEN PROSSER SCHOOL DISTRICT, GENESIS HOUSING SERVICES AND THE CITY OF PROSSER

Mayor Warden explained a revised copy of the proposed Mitigation Agreement had been emailed to Council earlier in the day and a printed redlined copy was provided to them for consideration.

A motion was made by Council Member Becken, seconded by Council Member Taylor to approve a Mitigation Agreement between Prosser School District, Genesis Housing Services and the City of Prosser as it relates to the Prosser Family Housing Project, and authorize the Mayor to sign the contract.

Council Member Hamilton stated he did not agree with the City being the responsible party to hold the escrow funds as it related to the agreement.

City Attorney Saxton explained it was never the City's intent to hold the funds. The language in Section 4 of the agreement only allows the City authority to be the escrow agent if the parties cannot agree or the City may designate a bank select or an escrow agent.

Discussion continued in regard the relevance of the escrow agent.

Mayor Warden commended City Planner Zetz and City Attorney Saxton for their efforts and dedication to this item.

Council Member Becken restated the motion which was seconded by Council Member Taylor to include approving the agreement as amended. Motion passed 7 YES, 0 NO, 0 ABSENT.

CONSIDERATION OF THE ENERGY EFFICIENCY PROJECT FINANCING

A motion was made by Council Member Everett, seconded by Council Member Taylor to adopt Resolution No. 15-1473 regarding the financing and reimbursement for costs related to the Energy Efficiency Improvements Project.

Council Member Hamilton inquired what the total cost of the project was.

Finance Manager Yost explained the cost breakout of the various sections of the project. There was discussion regarding the anticipated interest rate, rebates and debt service.

Council Member Hamilton expressed his desire to have this item come back on a future City Council meeting agenda for further discussion and stated he had a few questions he wanted answered prior to making a decision on the matter.

Finance Manager Yost explained the item before Council was timely and would need a vote due to the timing of the grant application cycle. The grant award is conditioned upon the grant application and staff will bring forward items related to project financing at a future City Council meeting for discussion and consideration.

Mayor Warden restated the motion. Motion passed 7 YES, 0 NO, 0 ABSENT.

A motion was made by Council Member Everett, seconded by Council Member Taylor to adopt Ordinance No. 15-2922 authorizing the acquisition of property and execution of financing and related documentation. Motion passed 7 YES, 0 NO, 0 ABSENT.

Finance Manager Yost explained a budget amendment ordinance and a contract related to the project will be forthcoming at a future City Council meeting for consideration.

COUNCIL DISCUSSION

RV Parking/Easement – PMC Section 18.60.070

Mayor Warden introduced the item and provided a handout to Council. There was discussion regarding the 20 foot setback requirements and how the ordinance originally adopted by Council in 1997 came to be.

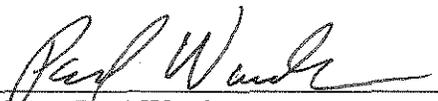
City Planner Zetz advised another option Council could consider is to send the ordinance to the Planning Commission for review and recommendations that would eventually come back to the City Council for consideration.

Mayor Warden provided an overview of a power point that detailed the problem areas in town and discussed the site distance issues along with property devaluation.

After much discussion, Council directed staff to submit the ordinance to the Planning Commission and bring back to Council for further discussion after a recommendation has been make.

ADJOURNMENT

There being no further business before the City Council at this time, the Regular Meeting of the Prosser City Council was adjourned at 8:10 p.m.



Mayor Paul Warden

Attest:



City Clerk Rachel Shaw

