



MINUTES OF REGULAR COUNCIL MEETING OCTOBER 4, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00P.M.

ROLL CALL: Council Members Present- Carnahan, Horne and Small. Councilman Chapin and Councilwoman Deckert were absent.

Motion #1- Councilman Carnahan moved to excuse Councilman Chapin and Councilwomen Deckert being absent. Councilman Horne seconded. Motion carried.

APPROVAL OF MEETING MINUTES-

Motion # 2 – Councilman Small moved to approve workshop minutes for September 14, 2005
Councilman Carnahan seconded. Motion carried

Motion # 3 – Councilman Horne moved to approve special meeting minutes for September 27, 2005
Councilman Small seconded. Motion carried

Motion # 4 – Councilman Horne moved to approve workshop minutes for September 20, 2005
Councilman Carnahan seconded. Motion carried

Motion # 5 – Councilman Horne moved to approve regular meeting minutes for September 20, 2005
Councilman Carnahan seconded. Motion carried

DOG BARKING & NOISE ORDINANCE-

Council discussed the City's current Dog Barking and Noise ordinances.

Motion # 6 – Councilman Horne moved to repeal section 6.08.070 from the Benton City Municipal Code from Ordinance 227 and let barking dog violations be enforced under the noise ordinance.
Councilman Carnahan seconded. Motion carried

EXECUTIVE SESSION FOR A NEW LITIGATION ISSUE -

City Attorney requested an executive session for 10 minutes. Mayor called the executive session at 7:08 p.m., regarding new potential litigation.

Executive session resumed at 7:18 p.m.

Motion #7- Councilman Horne moved to approve legal counsel to proceed with a new potential litigation. Councilman Small seconded.
Roll Call: C. Carnahan - Yes, C. Horne - Yes, and C. Small- Yes. Motion passed.

ECONOMIC DEVELOPMENT COUNCIL QUARTERLY REPORT -

Chairman Johnson and Coordinator Rutledge presented their third quarter report and requested contract and funding for 2006.

Motion #8- Councilman Small moved to approve the third and fourth quarter budget for the remainder of the year of \$ 10,000.00. Councilman Carnahan seconded.

Roll Call: C. Small - Yes, C. Horne - Yes, and C. Carnahan-Yes. Motion passed.

Mayor discussed City Economic Development

Motion #9- Councilman Horne moved to delay the 2006 contract and funding. Councilman Carnahan seconded.. Motion carried.

WASTEWATER TREATMENT PLANT UPDATE -

John Koch and Ron Rooks from HDR Engineering gave an update regarding Wastewater Treatment Plant and the status and condition of the auger. Mayor demanded clear resolution soon.

ORDINANCE NO 795 - FIRST READING-

Motion #10- Councilman Carnahan moved to approve first reading on Ordinance 795, amending Section 2.08.110 entitled "appointment and removal of municipal officers" providing the confirmation of employees. Councilman Horne seconded. Motion passed.

I-82 BUSINESS PARK POTENTIAL LAND ACQUISITION

Councilman Small moved to have an executive session for 10 minutes to discuss real estate matters. Mayor Robinson called the executive session at 9:45 p.m.

Executive session resumed at 9:50 p.m. with not action taken.

Motion # 11- Councilman Small moved to authorize the City Engineer and City Clerk to pursue the purchase of land discussed in executive session. Councilman Horne seconded.

Roll Call: C. Small - Yes, C. Horne - Yes, and C. Carnahan-Yes. Motion passed.

PUBLIC HEARING REQUEST FOR WATER MANAGEMENT PROGRAM

Motion # 12- Councilman Horne moved to approve Public Hearing for Water Management Program November 1, 2005 at 7:15pm. Councilwoman Carnahan seconded. Motion Carried.

Extending Meeting from 10:00pm to 10:15pm

Motion #13 - Councilmen Horne moved to extend the regular council meeting for October 4, 2005 for fifteen minutes (10:15) Councilman Carnahan seconded. Motion carried.

CRACK SEAL PROGRAM

City engineer would like to acquire bids to crack seal the city streets in order to maintain and preserve City streets.

Motion # 14- Councilman Horne moved to approve City Engineer to award a bid not to exceed \$30,000 for crack sealing roads and streets in Benton City, City Limits. Councilman Carnahan Seconded. Roll Call: C. Small - Yes, C. Carnahan- Yes, and C. Horne-Yes. Motion carried as amended.

Amendment Councilman Small moved to amend Motion #14 to include, we authorize the City Engineer to solicit from the small works roster three bids and award the lowest responsible bid to exceed \$30,000 to be contracted by the City Clerk or Mayor. Councilman Horne seconded. Roll Call: C. Small - Yes, C. Carnahan- Yes, and C. Horne-Yes. Amendment passed.

LEGAL FEE BUDGET FOR REMAINDER OF 2005

Motion # 15– Councilman Horne moved to increase the budget for legal fee for the year of 2005 to \$ 82,832.93. Councilman Small seconded. Roll Call: C. Small - Yes, C. Horne-Yes, and C. Carnahan-Yes. Motion passed.

Mayor agreed amount was reasonable and to monitor closely.

COMMITTEE REPORTS –

Council and Mayor reported on committees.

ADJOURNMENT-

Motion # 16- Councilman Horne moved to adjourn. Councilman Small seconded. Motion carried. Adjourned @ 10:13 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING OCTOBER 18, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00P.M.

ROLL CALL: Council Members Present- Carnahan, Horne and Small, Councilman Chapin and Councilwoman Deckert . All Present

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilman Carnahan moved to approve regular meeting minutes for October 4, 2005
Councilman Horne seconded. Motion carried

“ HOUSEKEEPING “ ITEMS, INTRODUCTIONS, OPENING REMARKS, CHANGES TO AGENDA,

Motion # 2 – Councilman Carnahan moved to add Economic Development Council to the agenda
Councilwoman Deckert seconded. Motion carried

PUBLIC COMMENT-

Citizen Dan Deckert requested council make the mayor release the City's OWT Website, which he volunteered to construct for the City, to him or EDC first thing tomorrow morning 8:30am.

Motion # 3 – Councilman Carnahan moved to provide website information to the EDC or Dan Deckert for Economic Development. Councilman Small seconded. Motion carried

SHERIFF'S REPORT

Captain Kissler presented report for September 2005.

ECONOMIC DEVELOPMENT COUNCIL QUARTERLY REPORT -

Chairman Johnson and Coordinator Rutledge presented information and demanded answers to a letter the mayor wrote.

Mayor: “The EDC check was delivered to me today. I must declare formal disagreement that the Council would knowingly fund a group with proven incompetence and reported dishonesty, non-compliance with contracts, and social programs rather than economic development with city funds. Therefore, my availability and my conscience does not allow me to sign checks to them. If the Deputy Mayor wishes to accept liability for this, he may.”

Motion #4- Councilwoman Deckert moved to have Mayor Pro Tem Small sign the EDC Check.
Councilman Carnahan seconded. Motion Carried

STATE FISH & GAME AND KIONA IRRIGATION DISTRICT AREAS

Spink Engineering gave a report on the grant secured for Benton City Bike Path/Walking Trail in the amount of \$232,000.00.

ORDINANCE NO 795 - SECOND READING-

Motion #5 Councilman Horne moved to approve second reading on Ordinance 795, amending Section 2.08.110 entitled “appointment and removal of municipal officers” providing the confirmation of employees. Councilman Chapin seconded. Motion passed.

GIRLS AND BOYS CLUB PROGRAM

Greg Falk gave a presentation on the Boys and Girls Club and what it can offer to the community.

LIONS CLUB FUNDING REQUEST-

Lion's Club requested funding in anyway the council can help.

Motion #6- Councilman Carnahan moved to direct the Mayor and City Clerk to come up with a proposal. Councilman Small seconded. Motion passed.

Councilman Carnahan volunteering with the proposal.

WASTEWATER TREATMENT PLANT UPDATE –

Waste Water Operator Ronnie Shumate gave an update on the auger and its status.

PRELIMINARY BUDGET FOR 2006

Motion #7- Councilwoman Deckert moved to approve a workshop for October 26th, 2005 at 7:00 p.m., on the Preliminary Budget for 2006. Councilman Small seconded. Motion passed.

Motion #8- Councilwoman Deckert moved to approve a Public Hearing for November 1, 2005 at 8:30 p.m., on the Ad Valorem Tax and Proposed Budget for 2006. Councilman Small seconded. Motion passed.

VOUCHER APPROVAL

Motion # 9 - Councilman Horne council members of the City of Benton City, Washington, do hereby certify that the merchandise or service therein specified have been received and the Voucher check numbers 19201 thru 19245 and manual Voucher checks numbers 19193-19200, as listed in the amount of \$103,200.97 Payroll check numbers 6631 thru 6662 as listed in the amount of \$ 33,317.78, and are approved for payment this 18ST day of October 2005.

Roll Call: C. Deckert - Yes, C. Small - Yes, C. Chapin-Yes , C. Horne - Yes, and C. Carnahan - Yes. Motion carried.

Motion #9 amendment- Councilman Horne moved to include Check number 19238 in the amount of \$2,672.70 Councilman Chapin seconded.

Roll Call: C. Deckert - Yes, C. Small - Yes, C. Chapin-Yes , C. Horne - Yes, and C. Carnahan - Yes. Amendment carried.

COMMITTEE REPORTS –

Council and Mayor reported on committees.

ADJOURNMENT-

Motion # 10- Councilman Horne moved to adjourn. Councilwoman Deckert seconded. Motion carried. Adjourned @ 9:40 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING JANUARY 4, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Carnahan, Horne, Small and Deckert. Councilman Chapin absent due to illness.

Motion # 1 – Councilman Small moved to excuse Councilman Chapin’s absence due to flu. Councilwoman Deckert seconded. Motion carried.

APPROVAL OF MEETING MINUTES-

Motion # 2 – Councilman Horne moved to approve regular meeting minutes for December 21, 2004. Councilwoman Deckert seconded. Motion carried.

Contracts process and personnel policies regarding holidays were added on the agenda.

Motion # 3 – Councilwoman Deckert moved to approve a public hearing for 14th and Kendall, Tim Small’s property on January 20th at 7:00 PM. Councilman Horne seconded. Motion carried.

WASTEWATER TREATMENT PLANT ACCEPTANCE/COMPLETION- Sanchez

City Clerk provided a letter and informed Council on several issues still pending.

SAMPLE CODE DECISION-

Mayor discussed code interpretations not included on the Fee Schedule. He went through a sample and asked who is to make the decisions....

CLERICAL SALARY-

Motion # 4 – Councilman Deckert moved to approve the additional 10% increase to reflect 100% to the City Clerk’s annual salary. Councilman Small seconded. Roll Call: Horne-YES, Deckert-YES, Small-YES and Carnahan-YES. Motion carried.

IMMEDIATE LABOR NEEDS-

Mayor discussed new employee needed for maintenance.

Motion # 5 – Councilman Carnahan moved to prepare a resolution to start the process for new hiring and amending budget, salaries & benefits ordinances. Councilwoman Deckert seconded. Roll Call: Horne-YES, Small-YES, Deckert-YES and Carnahan-YES. Motion carried.

CONTRACT PROCESS-

Mayor and City Council discussed city contracts and procedures.

I-82 BUSINESS PARK-

Mayor updated Council with progress of I-82 Business Park from County’s view.

COMMITTEE REPORTS AND ASSIGNMENT REVIEW-

Mayor and Council discussed committee assignments and reports.

BLACK ROCK RESERVOIR-

Yakima Basin Storage Alliance presented the potential benefits to build a reservoir and improve water availability. They asked for a donation, Council indicated they wanted to do so, and the City attorney is exploring how to do so.

GOAL SETTING/FACILITATION-

Two consultants made presentations for goal setting and facilitation. More discussion next council meeting.

VOUCHERS-

Motion # 6- Councilwoman Deckert moved to approve merchandise and service therein specified have been received and the Voucher check numbers 18648 thru 18668 and manual Voucher checks numbers 18644 thru 18647, as listed in the amount of \$ 42,720.48. Payroll check numbers 6316 thru 6347 as listed in the amount of \$ 33,214.82, and are approved for payment this 4th day of January 2005. Councilman Small seconded. Roll Call: Horne-YES, Carnahan-YES, Small and Deckert-YES. Motion carried.

ADJOURNMENT-

Motion # 7- Councilman Horne moved to adjourn. Councilman Carnahan seconded. Motion carried. Mayor adjourned at 9:40.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer



MINUTES OF REGULAR COUNCIL MEETING NOVEMBER 1, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00P.M.

ROLL CALL: Council Members Present- Small, Deckert, Horne and Chapin. Councilman Carnahan was absent due to a family emergency.

Motion #1- Councilman Small moved to excuse Councilman Carnahan due to a family emergency. Councilman Horne seconded. Motion carried.

APPROVAL OF MEETING MINUTES-

Motion # 2 – Councilman Carnahan moved to approve regular meeting minutes for October 4, 2005 With changes. Councilman Horne seconded. Motion carried

PUBLIC HEARING OPENED AT 7:15 P.M.

Alan from Spink Engineering explained to Council, Mayor and the audience on the Water System Management Program and its benefits for the community. The Water System Management Program supports future improvements for the entire low-income communities. The Water System Management Program will outline improvements needed to provide adequate service. The City will be able to evaluate cost effectiveness of improvements in the plan and make a schedule for the improvements. The City has submitted an application to Department of Community, Trade and Economic Development to request \$ 12,500.00 to prepare a Water System Management Program.

No comments from any citizen of Benton City and Public Hearing closed at 7:39 P.M.

Motion # 3 – Councilman Horne moved to approve Resolution 2005-30, authorizes the Mayor to act in all official matters in connection with this application and the City of Benton City's participation in the Washington State Community Development Block Grant (CDBG) for the City Water System Management Program. Councilman Chapin seconded. Motion carried

FACILITATION-

City Attorney Kerr requested Council to participate on a Facilitation program for better cooperation, communication, and set goals among Council and Mayor.

Motion #4- Councilman Small moved to have the City Attorney explore for possibilities on a Facilitation program. Councilman Horne seconded. Motion Carried

FLAG POLE-

City Clerk Sanchez recommended Council to purchase the Flagpole from United States Flag.

Motion #5 Councilman Small moved to approve the quotation from United States Flag, not to exceed \$ 2,491.14. Councilwoman Deckert seconded. Motion passed.

Roll Call: C. Chapin-Yes, C. Deckert - Yes, C. Small – Yes, and C. Horne - Yes Motion Carries.

FIRST READING ON ORDINANCE 796 AMENDING 2005 WAGES & SALARIES-

Council requested more information to justify the salary increase for the Wastewater Treatment Operator position. They also suggested having the Department of Ecology to attend to the next Council meeting for the WWTP operation requirements.

TABLED UNTIL NEXT COUNCIL MEETING- C. CHAPIN AND C. SMALL WILL TOUR FACILITY AND DISCUSS WITH R. SHUMATE THE JOB DUTIES/RESPONSIBILITIES BEFORE NEXT COUNCIL MTG.

BENTON CITY LIBRARY WATER & SEWER HOOK UP-

City Engineer recommended Council contract work for street-cut in order to stub out the City water and sewer in the amount of \$3,234.00 without tax. Council suggested checking pricing to have City Staff perform the work

Motion #6- Councilwoman Deckert moved to approve \$3,234.00 plus tax to have the stub for the water and sewer for the library installed from someone through the small works roster. Councilman Chapin Seconded.

Roll Call: C. Chapin-No, C. Horne - No, C. Deckert - Yes, and C. Small – No Motion Failed.

Motion #7- Councilman Chapin moved to approve proceed forward not to exceed \$3,234.00 plus tax on the water and sewer hook-up for the library. If city crew is cheaper, proceed with them if not use the small works roster and contract the work out. Councilman Horne Seconded.

Roll Call: C. Chapin-Yes, C. Horne - Yes, C. Deckert - Yes, and C. Small – Yes Motion Carries.

PUBLIC HEARING REGARDING 2006 PROPOSED BUDGET –

Council opened the public hearing at 8:00pm and Closed at 8:05pm with citizen comments heard.

FINAL 2006 PRELIMINARY BUDGET

Council had no questions/comments on the 2006 preliminary budget.

CRACK SEAL BID STATUS

City Engineer requested additional funding for the crack seal bids in the amount of \$8,573.00 to finish the streets in town.

Motion #8- Councilwoman Deckert moved to approve and additional \$8,573.00 for crack seal roads and streets to the original proposal and bid. Councilman Horne Seconded.

Roll Call: C. Small – Yes, C. Deckert - Yes, C. Chapin-Yes, and C. Horne - Yes Motion Carried.

COMMITTEE REPORTS –

Council and Mayor reported on committees.

PUBLIC HEARING REGARDING AD VALOREM TAX

City Attorney Lee Kerr explained the options council had before them in regards to the Ad Valorem tax.

Council opened the public hearing at 8:30pm and Closed at 8:35pm with no citizen comments.

RESOLUTION 2005-28 APPROVING THE 1% INCREASE ON THE 2006 AD VALOREM TAX

Motion #9- Councilman Horne moved to approve a resolution of the City of Benton City, Washington authorizing an increase in real property tax levy for 2006. Councilwoman Deckert Seconded.

Roll Call: C. Small – Yes, C. Deckert - Yes, C., C. Horne - Yes and Chapin-Yes Motion Carried.

ORDINANCE 797 FIXING THE AMOUNT OF AD VALOREM TAXES FOR THE YEAR 2006

Motion #10- Councilman Horne moved to approve First Reading on Ordinance 797 of the City of Benton City, Washington, Setting the tax levy for the City of Benton City, and fixing the amount of Ad Valorem Taxes for the year 2006. Councilman Chapin Seconded.

Roll Call: C. Small – Yes, C. Chapin-Yes, C. Horne - Yes, and C. Deckert - Yes Motion Carried.
RESOLUTION NO 2005-29 DECLARING AN EMERGENCY EXISTS WITH REFERENCE TO ORDINANCE NO 797

Motion #11- Councilman Horne moved to accept Resolution No 2005-29 a resolution, declaring that an emergency exists with reference to Ordinance No 797 setting the tax levy for the City of Benton City and approving the amount of Ad Valorem taxes for the year 2006. Councilwoman Deckert Seconded.

Roll Call: C. Chapin-Yes, C. Small – Yes, C. Deckert - Yes, and C. Horne - Yes Motion Carried.

Motion #12- Councilman Horne moved to approve Second Reading Ordinance 797 of the City of Benton City, Washington, Setting the tax levy for the City of Benton City, and fixing the amount of Ad Valorem Taxes for the year 2006. Councilman Chapin Seconded.

Roll Call: C. Small – Yes, C. Deckert - Yes, C. Horne - Yes, and C. Chapin-Yes Motion Carried.

ADJOURNMENT-

Motion #13 - Councilman Horne moved to adjourn. Councilwoman Deckert seconded. Motion carried. Adjourned @ 8:46 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING NOVEMBER 15, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00P.M.

ROLL CALL: Council Members Present- Small, Deckert, Horne and Carnahan. Councilman Chapin was absent due to work.

Motion #1- Councilman Carnahan moved to excuse Councilman Chapin due to work. Councilwoman Deckert seconded. Motion carried.

APPROVAL OF MEETING MINUTES-

Motion # 2 – Councilwoman Deckert moved to approve regular meeting minutes for November 1, 2005. Councilman Small seconded. Motion carried

Councilman Carnahan requested to have an executive session regarding Attorney fees for a restraining order. City attorney Kerr showed no executive session was needed. Councilman Carnahan requested to put the subject on the agenda as item 5A.

Economic Development Council requested to be on the agenda permanently.

Motion #3- Councilman Small moved to have EDC on the agenda on every first council meeting of each month on No. 6. to allow them to report any projects or update. Councilman Carnahan seconded. Motion Carried

Joe Petty President of the Benton City Multi-Cultural Chamber of Commerce informed Council on the Winter Fest event, on December 17th.

Discussion on the restraining order for Bryan Robinson against Dan Deckert:

Motion #4- Councilman Carnahan moved not to have the City be responsible for any Attorney fees coming from the Restraining Order. Councilman Horne seconded.

Roll Call: C. Horne -Yes, C. Deckert – abstained, C. Small – Yes, and C. Carnahan – Yes. Motion Carried. The mayor said the motion was debatable.

SHERIFF'S REPORT

October 2005.

RESOLUTION 2005-32, CITY FEE SCHEDULE-

Motion #5- Councilman Small moved to approve Resolution 2005-32, City Fee Schedule for 2006. Councilman Horne seconded.

Roll Call: C. Horne -Yes, C. Carnahan - Yes, C. Small – Yes, and C. Deckert – Yes. Motion Carried.

FIRST READING ON ORDINANCE 796 AMENDING 2005 WAGES & SALARIES-

After discussion on the Wastewater Treatment Plant Position, council agreed to approve the current salary for Ronnie Shumate.

Motion #6 Councilman Carnahan moved to approve first reading on Ordinance 796, reflecting an additional position and increase to Wastewater Treatment Plant Operator Certified Level II, for the calendar year of 2005. Councilwoman Deckert seconded.

Roll Call: C. Horne -No, C. Carnahan - Yes, C. Deckert – Yes, and C. Small – Yes. Motion Carried.

FIRST READING ON ORDINANCE 803 AMENDING ORDINANCE 797 FOR 2006 AD VALOREM TAX -

Motion #7- Councilman Horne moved to approve first reading on Ordinance 803, amending Ordinance 797 for the tax levy for the City of Benton City, and fixing the amount of Ad Valorem Taxes for the year of 2006. Councilwoman Deckert seconded.

Roll Call: C. Small -Yes, C. Horne - Yes, C. Deckert-Yes, and C. Carnahan – Yes. Motion Carried.

RESOLUTION 2005-33, DECLARING THAT AN EMERGENCY EXISTS WITH REFERENCE TO ORDINANCE NO. 803-

Motion #8- Councilman Horne moved to approve Resolution 2005-33, declaring that an emergency exists with reference to Ordinance 803, setting the tax levy for the City of Benton City and approving the amount of Ad Valorem Taxes for the year 2006. Councilwoman Deckert seconded.

Roll Call: C. Small -Yes, C. Horne - Yes, C. Carnahan – Yes, and C. Deckert – Yes. Motion Carried.

SECOND READING ON ORDINANCE 803 AMENDING ORDINANCE 797 FOR AD VALOREM TAX FOR 2006-

Motion #9- Councilman Horne moved to approve second reading on Ordinance 803, amending Ordinance 797 for the tax levy for the City of Benton City, and fixing the amount of Ad Valorem Taxes for the year of 2006. Councilwoman Deckert seconded.

Roll Call: C. Horne -Yes, C. Small - Yes, C. Deckert-Yes, and C. Carnahan – Yes. Motion Carried.

FIRST READING ON ORDINANCE 800 PRESERVING PROPERTY TAX FOR YEAR 2006-

Motion #10- Councilman Horne moved to approve first reading on Ordinance 800, preserving property tax levy capacity in the City of Benton City, for fiscal year after 2006 in accordance with State Law. Councilwoman Deckert seconded.

Roll Call: C. Carnahan -Yes, C. Small - Yes, C. Deckert-Yes, and C. Small – Yes. Motion Carried.

FIRST READING ON ORDINANCE 801 CREATING WASTEWATER MAINTENANCE FUND-

Motion #11- Councilman Small moved to approve first reading on Ordinance 801, creating the Wastewater Capital Maintenance Fund (407). Councilman Horne seconded.

Roll Call: C. Small -Yes, C. Deckert - Yes, C. Horne-Yes, and C. Carnahan – Yes. Motion Carried.

RESOLUTION 2005-31, DECLARING THAT AN EMERGENCY EXISTS WITH REFERENCE TO ORDINANCE NO. 801-

Motion #12- Councilman Horne moved to approve Resolution 2005-31, declaring that an emergency exists with reference to Ordinance 801, creating the Wastewater Capital Maintenance Fund and create a new section 3.28.220 BCMC, entitled “Wastewater Capital Maintenance Fund. Councilman Small seconded.

Roll Call: C. Carnahan -Yes, C. Horne - Yes, C. Small – Yes, and C. Deckert – Yes. Motion Carried.

SECOND READING ON ORDINANCE 801 CREATING WASTEWATER MAINTENANCE FUND-

Motion #13- Councilman Small moved to approve second reading on Ordinance 801, creating the Wastewater Capital Maintenance Fund (407). Councilwoman Deckert seconded.

Roll Call: C. Small -Yes, C. Deckert - Yes, C. Horne-Yes, and C. Carnahan – Yes. Motion Carried.

FIRST READING ON ORDINANCE 802 TRANSFER FUNDS TO WASTEWATER MAINTENANCE FUND-

Motion #14- Councilman Small moved to approve first reading on Ordinance 802, authorize the City Clerk-Treasurer to transfer funds from Water & Sewer Fund (401) to the Wastewater Treatment Improvement Project Fund (407). Councilwoman Deckert seconded.

Roll Call: C. Horne -Yes, C. Deckert - Yes, C. Small -Yes, and C. Carnahan – Yes. Motion Carried.

FIRST READING ON ORDINANCE 804 FOR 2006 WAGES & SALARIES-

Motion #15- Councilman Small moved to approve first reading on Ordinance 804, approving the salaries and benefits to be paid to employees of the City of Benton City for the calendar year of 2006. Councilman Carnahan seconded.

Roll Call: C. Deckert -Yes, C. Small - Yes, C. Horne -Yes, and C. Carnahan – Yes. Motion Carried.

FIRST READING ON ORDINANCE 799 FOR 2006 APPROVED BUDGET-

Motion #16- Councilman Small moved to approve first reading on Ordinance 799, adopting the budget for the fiscal year ending December 31, 2006. Councilman Horne seconded.

Roll Call: C. Horne -Yes, C. Carnahan - Yes, C. Small -Yes, and C. Deckert – Yes. Motion Carried.

VOUCHERS

Motion # 17 - Councilman Small moved to approve merchandise or service therein specified have been received and the Voucher check numbers 19260 thru 19303 and manual Voucher checks numbers 19247-19258, as listed in the amount of \$ 147,358.84. Payroll check numbers 6663 thru 6694 as listed in the amount of \$ 32,523.15, and are approved for payment this 15th day of November 2005.

PROPOSAL FOR FACILITATION-

City Attorney presented facilitation proposals from different consultants. The mayor suggested waiting for the new member in January.

Motion #18- Councilman Carnahan moved to approve a Special Meeting on January 11, 2005 at 7:00 P.M., for Facilitation Selection. Councilman Horne seconded.

COMMITTEE REPORTS -

Mayor and Council discussed committee reports.

ADJOURNMENT-

Motion #19 - Councilman Carnahan moved to adjourn. Councilman Horne seconded. Motion carried. Adjourned @ 9:19 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING JANUARY 18, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Carnahan, Chapin, Deckert and Small. Councilman Horne absent due to work.

Motion # 1 – Councilman Carnahan moved to excuse Councilman Horne’s absence due to work. Councilman Chapin seconded. Motion carried.

APPROVAL OF MEETING MINUTES-

Motion # 2 – Councilwoman Deckert moved to approve regular meeting minutes for January 4, 2005. Councilman Small seconded. Motion carried.

Several changes were added and deleted from the agenda.

VISITORS COMMENTS-

Benton City Storage requested to add onto the existing fence (6 ft). Building Inspector told them 4 feet was maximum. City hall to look into that and respond

Mayor Robinson adjourned into an executive session at 7:10 PM to discuss personnel and potential litigation, not to exceed 15 minutes with no action following. Mayor Robinson reconvened into regularly schedule meeting at 7:25 PM.

MONTHLY SHERIFF REPORT- Kissler-

Captain Kissler presented monthly report for November 2004.

ORDINANCE 787-1ST READING AMENDING PUBLIC WORKS UTILITY #2 SALARIES AND BENEFITS-

Motion # 3 – Councilwoman Deckert moved to approve first reading on Ordinance 787 amending Public Works Utility #2 Salaries and Benefits. Councilman Chapin seconded. Roll Call: Chapin-YES, Small-YES and Deckert-YES and Carnahan-YES. Motion carried.

RESOLUTION 2005-01, EMERGENCY EXISTS FOR ORD. 787 2ND READING-

Motion # 4 – Councilman Small moved to approve Resolution 2005-01; emergency exists for 2nd Reading on Ordinance 787 amending Public Works Utility #2 Salaries and Benefits. Councilman Carnahan seconded. Roll Call: Deckert-YES, Chapin-YES, Carnahan-YES and Small-YES. Motion carried

ORDINANCE 787-2ND READING AMENDING PUBLIC WORKS UTILITY #2 SALARIES AND BENEFITS-

Motion # 5 – Councilwoman Deckert moved to approve second reading on Ordinance 787 amending Public Works Utility #2 Salaries and Benefits. Councilman Small seconded. Roll Call: Small-YES, Deckert-YES, Carnahan-YES and Chapin-YES. Motion carried.

RESOLUTION 2005-02 TO HIRE PERSONNEL-

Motion # 6 – Councilman Small moved to approve Resolution 2005-02 to hire an additional maintenance/Wastewater Treatment Plant position for the City. Councilwoman Deckert seconded. Roll Call: Carnahan-YES, Chapin-YES, Deckert-YES and Small-YES. Motion carried.

AQUATIC PARK-

Discussion led Council to have a special meeting on Jan 20th at 7:00 P.M.

RESOLUTION 2005-03 FOR KI-BE ROAD (QUIT CLAIM)-

School Board representative Vicky Butler and Council Small to prepare resolution for next Council meeting.

CONTRACT PROCESS-

Mayor Robinson and City Council discussed city contracts and procedures.

LEGISLATION AND ADMINISTRATION-

Mayor Robinson discussed legislative versus administrative roles

ATTORNEY CONTACT PROCEDURES-

Mayor Robinson reminded Council on agreement to contact the City Clerk for budget monitoring, prior to contacting City attorney.

COUNCIL DIRECTIONS TO STAFF & CONTRACTORS-

Mayor Robinson reminded Council to coordinate City projects with City Hall, so City Clerk can monitor the expenditure or even do the job internally if possible.

AGENDA ADDITIONS & HANDOUTS-

Mayor Robinson reminded Council to provide agenda requests, any paperwork in advance to City Hall.

I-82 BUSINESS PARK-

Mayor updated Council with progress of I-82 Business Park from County's view.

FACILITATION/GOAL SETTING-

City Council decided not to hear or hire a facilitator to assist them in developing common goals for the City.

WASTEWATER TREATMENT PLANT PROGRESS-

City Clerk updated City Council with the Wastewater Treatment Plant project.

SPINK ENGINEERING-

City Engineer updated Council on Horne Drive Project.

VOUCHERS-

Motion # 7- Councilwoman Deckert moved to approve merchandise and service therein specified have been received and the Voucher check numbers 18673 thru 18692 and manual Voucher check number 18672, as listed in the amount of \$ 14,624.13, and are approved for payment this 18th day of January 2005. Councilman Carnahan seconded. Roll Call: Small-YES, Chapin-YES, Carnahan-Yes and Deckert-YES. **Motion carried.**

Motion # 8- Councilwoman Deckert moved to approve merchandise and service therein specified have been received and the Voucher check numbers 18693 thru 18700 and manual Voucher check number 18671, as listed in the amount of \$ 33,315.25, and are approved for payment this 18th day of January 2005. Councilman Chapin seconded. Roll Call: Carnahan-YES, Chapin-YES, Deckert-YES and Small-YES. **Motion carried.**

COMMITTEE REPORTS AND ASSIGNMENT REVIEW-

Mayor and Council discussed committee assignments and reports.

ADJOURNMENT-

Motion # 5- Councilman Deckert moved to adjourn. Councilman Small seconded. Motion carried. Mayor adjourned at 10:13 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer



MINUTES OF REGULAR COUNCIL MEETING FEBRUARY 1, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Deckert, Small, Chapin, Carnahan and Horne.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilwoman Deckert moved to approve regular meeting minutes for January 18, 2005 with corrections. Councilman Horne seconded. Motion carried.

Several changes were added and deleted from the agenda.

Mayor Robinson adjourned into an executive session at 7:15 PM to discuss personnel and potential litigation and property purchase, not to exceed 10 minutes with no action following. Mayor Robinson reconvened into regularly schedule meeting at 7:25 PM.

RESOLUTION 2005-09-

City Council authorized by resolution to surplus two aerators and directed the Mayor to facilitate the transfer of the property to the Klickitat Public Utility District who operates a Wastewater Treatment Plant in the City of Goldendale. The surplus amount is \$ 2,500.00 for both.

Motion # 2 – Councilman Horne moved to approve resolution 2005-09 to authorize the floating aerating equipment as surplus and directing the Mayor facilitate the transfer of the property to the Klickitat Public Utility District who operates as Wastewater Treatment Plant in the City of Goldendale. Councilman Chapin seconded. Roll Call: Chapin-YES, Small-YES Horne-YES, Deckert-YES and Carnahan-YES. Motion carried.

ORDINANCE 788-SECOND READING FOR WEST 14TH STREET AND NORTH OF KENDALL ROAD ANNEXATION-

Motion # 3 – Councilwoman Deckert moved to approve second reading and pass Ordinance 788- for the annexation of certain territory contiguous to the City of Benton City, Washington, located South East Quarter of Section 13, Township 9 North, range 26 East, W.M. (West 14th Street and North of Kendall Road). Councilman Horne seconded. Roll Call: Chapin-YES, Horne-YES, Deckert-YES and Carnahan-YES, Small abstained due to being the owner of the property. Motion carried.

RESOLUTION 2005-06-

Motion # 4 – Councilman Horne moved to approve resolution 2005-06 to fund the capital projects Park Development Fund pursuant to Benton City Municipal Code, title 3.28, City Funds, Sections 3.28.210. Councilman Chapin seconded. Roll Call: Carnahan-YES, Small-YES, Deckert-YES, Horne-YES and Chapin-YES. Motion carried.

RESOLUTION 2005-07-

Motion # 5 – Councilman Small moved to approve resolution 2005-07 to authorize payment to the State Auditor for the audit of Calendar years 2002, 2003 and 2004 not to exceed

\$ 20,000.00 from General Fund and the Mayor is hereby authorized and directed to pay such obligation. Councilwoman Deckert seconded. Roll Call: Small- YES, Horne-YES, Carnahan-YES, Deckert-YES and Chapin-YES. **Motion carried.**

ORDINANCE 790- 1ST READING ADOPTING UNIFORM BUILDING CODE-

Motion # 6 – Councilman Chapin moved to approve first reading on Ordinance 790, amending chapter 15.08 Building Codes. Councilman Small seconded.

ROLL CALL: YEAS: Small, Horne, Chapin, And Deckert
NAYS: Carnahan.

Motion carried.

KI-BE ROAD (QUIT CLAIM) PROGRESS-

Councilman Small updated Council on the progress on Ki-Be Road.

HANFORD AREA ECONOMIC INVESTMENT FUND LOAN CONTRACT-

City Clerk presented a modification Loan Agreement to City Council to allow the City of Benton City to draw the undisbured balance totaling \$ 175,775.00 until October 25, 2006.

Motion # 7 – Councilwoman Deckert moved to approve the Promissory Note and Loan Agreement Amendment, to allow the City of Benton City to draw the undisbured balance totaling \$ 175,775.00 until October 25, 2006 and authorize the Mayor to sign the agreement. Councilman Chapin seconded. Roll Call: Chapin- YES, Carnahan-YES, Horne-YES, Deckert-YES and Small-YES. **Motion carried.**

I-82 BUSINESS PARK-

Council updated on the progress of I-82 Business Park.

Council agrees to have Spink, city engineer, to head up the annexation process.

Annexation Public Hearing Set for 6:30 PM March 1st, 2005

LIBRARY PROGRESS-

Councilman Chapin updated on the library progress. Architect was hired, bonds sold and all funds are available for the Library. Chair discussed discrepancy of legal description.

AQUATIC PARK PROGRESS-

City Engineer and committee members C. Small and C. Deckert updated Council on Aquatic Park.

PIT BULLS-

Council and Attorney discussion on a possible Ordinance on dangerous dogs.

Matter dropped.

ORDINANCE 791 – Adoption of Fire Code Change

Tabled until February 15, 2005 council meeting.

COMMITTEE REPORTS AND ASSIGNMENT REVIEW-

Mayor and Council discussed committees attended.

ADJOURNMENT-

Motion # 8- Councilman Carnahan moved to adjourn. Councilman Horne seconded. Motion carried. Mayor adjourned at 9:29 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer



MINUTES OF REGULAR COUNCIL MEETING FEBRUARY 15, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Horne, Small, Deckert, Chapin, and Carnahan.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilman Small moved to approve regular meeting minutes for February 1, 2005 as presented. Councilwoman Deckert seconded. Motion carried.

Mayor Robinson informed Council and the citizens regarding 2002, 2003 and 2004 audits and the Entrance Conference between the State auditor's office and the City in regards to the anticipated Audit areas to be examined and anticipated audit costs and completion date. He suggested the exit interview be at a council meeting.

Mayor Robinson adjourned into an executive session at 7:09 PM to continue pending final stages of personnel arbitration, not to exceed 5 minutes with no action following. Mayor Robinson reconvened into regularly schedule meeting at 7:14 PM.

VISITORS COMMENTS-

Bea Baker from BC Chamber presented a sewer case before Council, claiming damages in her property located at 513 Ninth Street. She wants to be reimbursed for \$ 266.07 damages in her property, but there is not justification that the damages were caused by the City. Public works Foreman stated that his inspection does not find the City sewer main line the problem and the property is responsible for their own sewer line and the expenses caused by their back flow. Mrs. Baker asked for insurance forms.

Vice-President Mr. Dorsey from the Benton City Multicultural Chamber of Commerce presented an opportunity to publish, advertise and promote the opportunities in Benton City for business in the Yakima Valley Visitors Guide.

Motion # 2 – Councilwoman Deckert moved to approve publication up to \$ 400.00 for a half page in the Yakima Valley Visitors Guide. Councilman Small seconded. Roll Call: Chapin-YES, Carnahan-YES, Horne-NO, Deckert-YES and Small-NO. Motion carried. The City attorney will draft resolution.

MONTHLY SHERIFF REPORT- Thompson-

Lieutenant Thompson presented monthly reports for December 2004 and January 2005.

ANTENNAS FOR WIRELESS INTERMENT- Clearwire-

Corporation Clearwire presented an opportunity to provide wireless internet services. They wish to install an antenna and equipment. On the old City water tower. The City will generate revenue, to be negotiated. The City Attorney will draft contract.

SEASONAL BANNERS-

Joe Petty, Vice-President of the Benton City Multicultural Chamber of Commerce is proposing to promote the City and businesses in town by advertising with banners. Joe Petty and City attorney will get together to prepare further details.

REGIONAL MARKETING & REVITALIZATION-

County Commissioner Claude Oliver brought information regarding the great opportunities that the City has with several projects, and partnering with Prosser.

JOINT ECONOMIC DEVELOPMENT & MARKETING WITH PROSSER-

Paul Koch, acting City Administrator from City of Prosser offered Council the opportunity to work with City of Prosser and their Economic Development Association (PEDA) to promote businesses for both cities.

SIX MAYOR REGIONAL COMMON ISSUES-

Mayor Robinson discussed and received Council approval regional common issues all six Mayors will present to legislators.

I-82 BUSINESS PARK-

Council and Mayor discussed the progress of I-82 Business Park, especially regarding land purchases.

ECONOMIC DEVELOPMENT PROPOSAL & FUNDING-

Chairperson Sandy Johnson from the Economic Development Committee presented their work plans. Council requested a workshop for Wednesday Feb. 23, at 7:00 P.M.

Motion # 3 – Councilman Horne moved to approve a workshop on Thursday February 24, at 7:00 P.M., between Economic Development and Benton City to set goals and priorities. Councilman Carnahan seconded, Councilwoman Deckert amended the motion, because time and date was not suitable for several people, to Wednesday February 23, at 7:00 P.M. Councilman Chapin seconded. Amended motion carried.

Motion # 4 – Councilman Horne moved to extend meeting until 10:30 P.M. Councilman Small seconded. Motion carried.

AQUATIC PARK PROGRESS-

Councilman Small and Councilwoman Deckert presented further aquatic park information.

AQUATIC PARK- Willis-

Mr. Willis, YMCA board member, swimming lessons instructor, and promoter of swimming pools and aquatic parks presented information and offer help with our aquatic park. Council Members Small and Deckert will work with him.

RESOLUTION 2005-08-

Motion # 5 – Councilman Horne moved to approve resolution 2005-08 to authorize the advertisement for request for qualifications for the purpose to review building permits, inspection and enforcement of the building codes and positions of the fire code within the City limits. Councilman Carnahan seconded. Roll Call: Chapin-YES, Small-YES Horne-YES, Deckert-YES and Carnahan-YES. Motion carried.

ORDINANCE 791-FIRST READING FOR FIRE PREVENTION/INSPECTION AND ENFORCEMENT OF THE UNIFORM BUILDING CODE-

Motion # 6 – Councilwoman Deckert moved to approve first reading for Ordinance 791 amending section 15.04 “General Provisions” providing for the contracting for Fire prevention/Inspection and enforcement of the Uniform Building Code. Councilman Small seconded. Roll Call: Chapin-NO, Horne-NO, Deckert-YES and Carnahan-YES, and Small-YES. Motion carried.

HORNE ROAD INFORMATION-

Councilman Carnahan and City Engineer presented information to Council and citizens on Horne Road project.

LIBRARY PROGRESS-

Mayor Robinson and Council discussed more delays on the Library project regarding land descriptions, quit claims, and environmental assessments.

ORDINANCE 790- 2nd READING ADOPTING UNIFORM BUILDING CODE-

Motion # 7 – Councilman Horne moved to approve second reading on Ordinance 790, amending chapter 15.08 Building Codes. Councilman Chapin seconded.

Roll Call: Small-YES, Carnahan-YES, Deckert-YES, Horne-YES, and Small-YES. **Motion carried.**

Motion#-8 - Councilman Small moved to extend meeting until 10:40

Motion Died on the Floor

Motion # 9 – Councilman Carnahan moved to extend meeting until 10:35 P.M. Councilwoman Deckert seconded. **Motion carried.**

VOUCHERS-

Motion # 10- Councilwoman Deckert moved to approve the merchandise and service therein specified have been received and the Voucher check numbers 18710 thru 18754 and manual Voucher checks numbers 18669 thru 18707, as listed in the amount of \$ 48,251.82, payroll check numbers 6348 thru 6384 as listed in the amount of \$ 30,116.82, and are approved for payment this 16th day of February 2005. Councilman Horne seconded. Roll Call: Small-YES, Deckert-YES, Carnahan-YES, Chapin-YES and Horne-YES. **Motion carried.**

ADJOURNMENT-

Motion # 11- Councilman Horne moved to adjourn. Councilwoman Deckert seconded. **Motion carried.** Mayor adjourned at 10:35 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer



MINUTES OF REGULAR COUNCIL MEETING MARCH 1, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Small, Chapin, Carnahan, Horne and Deckert.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilwoman Deckert moved to approve regular meeting minutes for February 15, 2005 with corrections. Councilman Horne seconded. Motion carried.

Changes on the agenda were approved by Mayor and Council.

Mayor Robinson adjourned into an executive session at 7:14 PM regarding personnel arbitration, not to exceed 15 minutes with no action following. Mayor Robinson reconvened into regularly schedule meeting at 7:29 PM.

ORDINANCE 791-SECOND READING FOR FIRE PREVENTION/INSPECTION AND ENFORCEMENT OF THE UNIFORM BUILDING CODE-

Motion # 2 – Councilman Horne moved to approve second reading for Ordinance 791 amending section 15.04 “General Provisions” providing for the contracting for Fire Prevention/Inspection and Enforcement of the Uniform Building Code. Councilman Chapin seconded. Roll Call: Horne-YES, Small-YES, Deckert-YES, Carnahan-YES, and Chapin-YES. Motion carried.

ORDINANCE- FIRST READING AMENDING DELINQUENT PAYMENT (WATER) SHUT-OFF-

Deputy Clerk Kurth expressed to Council that the current ordinance does not specify whether mail or drop box times are included. General Clerk Perry expressed the frustration when customers are not very clear with the payment deadline causing payments late. She also expressed that it will be difficult to have shut-off and billing on the same day. City Clerk Sanchez encouraged Council to pass a more specific ordinance, shut off on the first working day of each month with billing on the second working day of each month. Council requested the Attorney to make changes and present it next Council meeting for first reading option.

BANNERS-

Mayor stated that neither City nor American Legion is allowed to use Benton PUD poles for any type of banners or flags. The City will find another alternative for banners or signs.

RESOLUTION 2005-04 FEE SCHEDULE-

Deputy Clerk Kurth presented comparisons and recommendations for 2005 Resolution Fee Schedule. Council stated that a workshop already has been conducted and they did not want changes

RESOLUTION 2005-09 AGREEMENT WITH THE BENTON CITY ECONOMIC DEVELOPMENT COUNCIL AND CITY OF BENTON CITY-

Motion # 3 – Councilman Horne moved to approve resolution 2005-09 to enter into agreement with the Benton City Economic Development Council and City of Benton City. Councilman Chapin seconded. Roll Call: Small-YES, Chapin-YES, Carnahan-YES, Deckert -YES, and Horne-YES. Motion carried.

HEARING EXAMINER CONFIRMATION-

Mayor Robinson introduced Attorney Bronson J. Brown as new Hearing Examiner. Mayor provided the attorney's resume for Council review and confirmation. Council had questions and delayed until next Council meeting.

Motion # 4 – Councilwoman Deckert move to postpone Hearing Examiner confirmation and requested an executive session to discuss personnel matter with not action taken. Councilman Chapin seconded. Motion passed.

Mayor Robinson adjourned into an executive session at 9:10 PM regarding personnel matter, not to exceed 15 minutes with no action following. Mayor Robinson reconvened into regularly schedule meeting at 9:24 PM.

EMERGENCY MANAGEMENT TRAINING-

Homeland Security Planner Krueger informed Council regarding Homeland Security training.

COMMITTEE REPORTS-

Council and Mayor discussed committee reports.

ADJOURNMENT-

Motion # 11- Councilwoman Deckert moved to adjourn. Councilman Horne seconded. Motion carried. Mayor adjourned at 9:24 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer



MINUTES OF REGULAR COUNCIL MEETING MARCH 15, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Chapin, Carnahan, Horne, Small, and Deckert.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilwoman Deckert moved to approve regular meeting minutes and special meeting minutes for March 1, 2005. Councilman Horne seconded. Motion carried.

VISITORS COMMENTS-

Wayne Elston voiced his concern regarding his quit-claim deed not being completed and would like the City to complete as soon as possible. It was pointed out to Elston that it had been in his hands but the Council requested the attorney to help the completion.

Motion # 2 – Councilwoman Deckert moved to approve expenditure for the City attorney's services to proceed with Mr. Elston's quit-claim deed case and complete it within a month. Councilman Chapin. Motion carried.

Jack Davis voiced his concern that American Legion received a letter from PUD saying that they cannot use their poles to display their flags, and they will like to have help with a solution.

MONTHLY SHERIFF REPORT- Kissler-

Captain Kissler presented monthly reports for February 2004 and February 2005, and the 2004 Annual report.

ORDINANCE 792-FIRST READING AMENDING SECTION 13A. 28.150 and 13A.28.170 "DELINQUENT PAYMENT SERVICE SHUTOFF"-

Motion # 3 – Councilman Small moved to approve first reading for Ordinance 792 amending section 13A. 28.150 and 13A.28.170 Delinquent Payment service shutoff. Councilman Horne seconded. Motion carried.

Motion # 4 – Councilman Small moved to approve Bronson J Brown as the new City Hearing Examiner at the rate of \$ 85.00/hour. Councilman Carnahan seconded. Roll Call: Small-YES, Chapin-NO, Horne-YES, Carnahan-YES, and Deckert-YES. Motion carried.

Mayor Robinson adjourned into an executive session at 7:50 PM regarding personnel matter regarding Code Enforcement/Building Inspection position, not to exceed 10 minutes with no action following. Mayor Robinson reconvened into regularly schedule meeting at 8:00 PM.

RESOLUTION 2005-04 FEE SCHEDULE-

Motion # 5 – Councilman Horne moved to approve Resolution 2005-04 Fee Schedule for City services and charges and superceding Resolution No. 2003-10. Councilman Chapin seconded. Roll Call: Chapin-YES, Horne-YES, Small-YES, Carnahan-YES and Deckert-YES. Motion carried.

YAKIMA VALLEY VISITOR'S GUIDE ADVERTISEMENT-

Motion # 6 – Councilman Horne moved to approve the advertisement in the Yakima Valley Visitor's guide for \$ 400.00. Councilwoman Deckert seconded. Roll Call: Small-YES, Chapin-YES, Carnahan-Yes, Horne-YES, and Deckert-YES. Motion carried.

LIBRARY PROGRESS-

Councilman Chapin informed Council on architect selection.

AQUATIC PARK PROGRESS-

Councilman Small informed Council on Aquatic Park needed for a public hearing.

Motion # 7 – Councilwoman Deckert moved to approve a special meeting for a Public Hearing for 7:05 PM for the citizens’ input regarding the aquatic park. Councilman Chapin seconded. Motion carried.

HORNE DRIVE PROJECT PROGRESS-

Engineer Spink informed Council on Horne Drive project and recommended to include the water system and have the City pay for the expense. Council requested more information.

VOUCHER-

Motion # 8- Councilman Small moved to approve the merchandise and service therein specified have been received and the Voucher check numbers 18708 thru 18848 and manual Voucher checks numbers 18806, 18708, 18807 and 18849, as listed in the amount of \$ 65,702.89, payroll check numbers 6386 thru 6422 as listed in the amount of \$ 27,875.91, and are approved for payment this 15th day of March 2005. Councilwoman Deckert seconded. Motion carried.

WASTEWATER TREATMENT PLANT PROGRESS-

City Clerk informed Council with the progress of the Wastewater Treatment Plant and provided letters from Department of Ecology and Community Development Block Grant. There are several requirements from Community Development Block Grant, and City Council authorized the City attorney to prepare and present them next Council meeting on April 5. The deadline is April 30th.

Motion # 9 – Councilman Chapin moved to approve payment for IMCO, \$ 250,000.00 and retain the Bond and let Department of Ecology hold the balance of \$ 80,000.00 until the auger get fixed and replaced. Councilman Horne seconded. Roll Call: Carnahan-YES, Horne-YES, Small-Yes, Chapin-YES, and Deckert-YES. Motion passed.

COMMITTEE REPORTS-

Council and Mayor discussed committee attendance.

ADJOURNMENT-

Motion # 10- Councilman Chapin moved to adjourn. Councilman Horne seconded. Motion carried. Mayor adjourned at 9:16 P.M.

Bryan H. Robinson
Mayor

Date: _____

Avigail Sanchez,
City Clerk-Treasurer



MINUTES OF REGULAR COUNCIL MEETING APRIL 5, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Carnahan, Chapin, Horne, and Small.
Councilwomen Deckert absent due to death in family.

Motion # 1 – Councilman Carnahan moved to excuse Councilwoman Deckert’s absence due to death in family. Councilman Horne seconded. Motion carried.

APPROVAL OF MEETING MINUTES- Motion # 2 – Councilman Horne moved to approve regular meeting minutes for March 15, 2005. Councilman Chapin seconded. Motion carried.

ATTORNEY UPDATE- Hess/Elston, project still pending due to no communication between parties. Attorney unable to contact.

HWY 225 CONSTRUCTION SCHEDULE- Transtate will at the intersection of 224 and Kennedy Road going north to Karen Avenue, with a two-inch new hot mix asphalt overlay to the existing road lane and shoulders. The project starts on April 1, 2005 and is to be completed by May 26, 2005

SPRING CLEAN-UP (ED’S DISPOSAL)- The Dump-day has been set for April 30th, 2005 9:00 am through 5:00 pm for Benton City residence within the corporate city limits, with help from the city to oversee the front gate, etc.

ORDINANCE 792-SECOND READING AMENDING SECTION 13A. 28.150 “DUE DATE” and 13A.28.170 “DELINQUENT PAYMENT SERVICE SHUTOFF”-

Motion # 3 – Councilman Small moved to approve second reading for Ordinance 792 amending section 13A. 28.150 Due Date and 13A.28.170 Delinquent Payment service shutoff. Councilman Horne seconded. Motion carried.

AMENDING ORDINANCE- APPOINTMENT & REMOVAL OF MUNICIPAL OFFICERS-

Attorney Burrowes discussed this ordinance due to RCW 35A.12.090 that indicates the mayor has the right to remove officers, and the ordinance is against statute and needs amendment.

No Motion - Action Died

SEVEN COUNCIL MEMBERS OPTION- A City that has a population of 2,500 or less is mandated to have a 5-person council. Once that population reaches between 2,501-4,999, they have the option of having a seven-person council. Two more council members could be elected by the council if wanted to explore this option.

No Motion - Action Died

MORATORIUM RETRACTION ON 7TH STREET- A seven-year moratorium was imposed by the City when the 7th Street Project was completed to protect the integrity of the newly renovated street. Councilman Carnahan requested that this be lifted to ensure that citizens can obtain services provided by the City in a convenient and cost effective manner.

Motion # 4 – Councilman Carnahan moved to lift the moratorium on 7th Street, Councilman Chapin seconded. Roll Call: Small-YES, Chapin-YES, Carnahan-YES, and. Horne-YES. **Motion carried.**

LEGAL COUNSEL BUDGET- City Council and City Attorney discussed the issue of legal fees and the need to increase the budget accordingly to projects and needs of the City.

Motion # 5 – Councilman Chapin moved to increase the \$30,000 legal budget to an additional \$30,000. Councilman Carnahan seconded. To approve the motion as amended funding being transferred from investments. Roll Call: Small-YES, Chapin-YES, Horne-YES, and Carnahan-YES, **Motion Carried.**

Amending Motion #5-

Councilman Carnahan moved to amend the original motion to include the additional \$30,000 and be prorated to an hourly basis, 6 hours a week., not to exceed 25 hours a month. Councilman Horne **Seconded** Roll Call: Horne-YES, Carnahan-YES, Chapin-YES, and Small-YES. **Motion carried for the amendment.**

SPINK ENGINEERING-

A. **Horne Drive Project Update-**Plans were submitted, waiting for approval of funds. Requested permission to go to bid on this project when approved by the State.

B. **Sanlyn Estates Amendment #2 –** additional land included in the original plat. Recommended for approval by Spink Engineering.

Motion # 6 – Councilman Chapin moved to approve Amendment #2 Sanlyn Estates based on recommendations by the Engineer. Councilman Horne seconded. Motion carried.

C. I-82 Business/Industrial Park Annexation & Public Hearing

Motion # 7 – Councilman Horne moved to set a Public Hearing on I-82 Annexation on April 26, 2005 at 6:00 pm. Councilman Carnahan seconded. Motion carried.

COMMUNITY DEVELOPMENT BLOCK GRANT- Tabled until next council meeting

RESOLUTION 2005-10 TRANSFER FUND FROM GENERAL FUND TO SKATEBOARD PARK FUND-

Motion # 8 – Councilman Horne moved to approve Resolution 2005-10, a Resolution of the City of Benton City, Washington, to transfer funds to the skateboard park fund from the general fund. Councilman Chapin seconded. Roll Call: Chapin-YES, Carnahan-YES, Horne-YES and Small-YES, **Motion Carried.**

CITY CLERK TRAINING EXPENDITURE FOR (CMC) "CERTIFICATION OF MUNICIPAL CLERK"-Tabled until next council meeting

FINAL ARBITRATION SETTLEMENT FOR EX- CITY EMPLOYEE-

Motion # 9 – Councilman Horne moved that the City accept the final award settlement Payroll check **#6454** in the amount of **\$14390.61** Councilman Carnahan seconded.

Roll Call: Small-YES, Chapin-YES, Carnahan-YES, and Horne-YES **Motion carried.**

COMMITTEE REPORTS-

Council and Mayor discussed committee attendance, and future discussion of drops and adds.

ADJOURNMENT-

Motion #10- Councilman Carnahan moved to adjourn. Councilman Chapin seconded. Motion carried. Mayor adjourned at 9:12 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING APRIL 19, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Deckert, Small, Chapin, Carnahan and Horne.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilman Small moved to approve regular meeting minutes for April 5, 2005. Councilman Chapin seconded. Motion carried.

Mayor Robinson adjourned into an executive session at 7:12 P.M., regarding Real Estate, land purchase, not to exceed 10 minutes with no action following. Mayor Robinson reconvened into regularly schedule meeting at 7:21 P.M.

CITIZEN COMMENTS-

Citizen Jim Meeker expressed a concern regarding City stop signs, and the need for a street light.

MONTHLY SHERIFF REPORT-

Captain Kissler presented report for March 2005.

COMMUNITY DEVELOPMENT BLOCK GRANT

Resolution 2005-11-

Motion # 2- Councilman Horne moved to approve Resolution 2005-11, adopting a Fair Housing policy and authorizing the Mayor to sign and publish it before April 30, 2005. Councilwoman Deckert seconded. Motion carried.

Code of Conduct-

Motion # 3- Councilman Small moved to approve and addend the Code of Conduct to the Resolution 2005-11. Councilman Horne. Motion carried.

AMENDING ORDINANCE 777- APPOINTMENT & REMOVAL OF MUNICIPAL OFFICERS-

Attorney Burrowes again discussed ordinance 777 and he expressed that this ordinance is against statute and needs to be amended. Council decided to wait next Council meeting to determine if the attorney will be representing the Mayor or the Council.

No Action took place.

SKATEBOARD PARK-

Mayor Robinson gave appreciation to Councilman Horne, Carnahan and others that were involved in the project and said many compliments of high usage were coming in. He expressed a concern about trash behind the park. Smaller cans will be provided. In addition, the City attorney will supply liability signs. Council decided to keep the same name of Archie Borden Park.

TAPTEAL TRAIL-

Adam J. Fyall, a board member of Tapteal Greenway made a presentation to Council and Mayor regarding Tapteal Greenway trail.

SPINK ENGINEERING

Horne Drive Project Progress-

Motion # 4- Councilman Carnahan moved to approve expenditure not to exceed \$ 17,000.00 for capital water improvement for Horne Drive construction and to use the 401 fund (Capital Water Improvements bar code). Councilwoman Deckert seconded.

Roll Call: Chapin-YES, Horne-YES, Small-YES, Deckert and Carnahan-YES. **Motion carried.**

I-82 Business/Industrial Park Annexation & Amendment.-

Motion # 5 – Councilman Small moved to amend boundary of Proposed I-82 area Annexation by adding Parcel 120972000007000 and also C-1 Commercial Zoning which is consistent with the Comprehensive Plan and current zoning added area to assume existing City indebtedness.

Councilman Chapin seconded. **Motion carried.**

AMENDING MOTION # 5-

Councilwoman Deckert moved to amend motion five and consider parcel 120972000007000 as plan B with the original proposal as plan A. Councilman Horne seconded. **Motion carried.**

VOUCHERS-

Motion # 6- Councilman Small moved to approve the merchandise and service therein specified have been received and the Voucher check numbers 18860 thru 18913 and manual Voucher checks numbers 18856-18859, as listed in the amount of \$ 109, 127.21, payroll check numbers 6423 thru 6453 as listed in the amount of \$ 29,415.54, and are approved for payment this 19th day of April, 2005. Councilwoman Deckert seconded.

Roll Call: Small-YES, Chapin-YES, Carnahan-YES, Deckert and Horne-YES. **Motion carried.**

CITY CLERK TRAINING EXPENDITURE FOR “CERTIFICATION OF MUNICIPAL CLERK”-

City Clerk provided a report for her certification expenditure and the first Quarter Revenue/Expenditure report for 2005.

COMMITTEE REPORTS-

Council and Mayor discussed committee attendance.

ADJOURNMENT-

Motion #10- Councilman Small moved to adjourn the Council meeting. Councilwoman Deckert seconded. **Motion carried.** Mayor adjourned at 9:39 P.M.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING MAY 3, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Small, Chapin, Carnahan, Horne and Deckert.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilwoman Deckert moved to approve regular meeting minutes for April 19, 2005. Councilman Horne seconded. Motion carried.

I-82 Annexation was requested to be to be added on the agenda by Engineer Spink.

CITIZEN COMMENTS-

Citizen Morrison informed Council that the City damaged his fence. Maintenance Supervisor Shumate said the fence needed to be moved back and they would resolve it later.

FIRE HYDRANTS-

Mayor Robinson informed Council about receipt of a letter from Fire District #2 regarding City hydrants and school sprinkler systems, and presented disagreement from Maintenance Supervisor Shumate and Contracted Building Inspector Wright.

ECONOMIC DEVELOPMENT COUNCIL -

EDC Coordinator Rutledge gave a report on various projects and activities.

LIBRARY UPDATE-

Library Director Krohl and the Library architects presented before Council, Mayor and the citizens the new library designs.

SKATEBOARD PARK BID TABULATION-

Spink Engineer presented the bid tabulation for the Skateboard Park and his recommendations. Councilman Horne explained the different materials and structures for each bid.

Council meeting recessed at 8:08 PM for 10 minutes. Council meeting resumed at 8:18 PM.

Motion # 2- Councilman Horne moved to award the contract to Landscape Structures for the bid amount of \$ 79,898.33, (because they met all the qualifications. The other two bidders were disqualified because they did not meet the requested specifications). Councilwoman Deckert seconded.

Roll Call: Chapin-YES, Carnahan-YES, Small-YES, Deckert and Horne-YES. Motion carried.

AMENDING ORDINANCE 777- APPOINTMENT & REMOVAL OF MUNICIPAL OFFICERS-

Attorney Burrowes again discussed ordinance 777 being against statute. Attorney Burrowes was informed that Attorney General basically agreed but would not make a formal analysis on this ordinance because the Auditor did not request it.

Motion # 3 – Councilman Carnahan moved to authorize the Attorney to redraft the ordinance of Appointment and Removal of Municipal Officers to comply with our RCW state law and City Personnel Policy. Councilman Small seconded.

Roll Call: Chapin-NO, Carnahan-YES, Small-YES, Deckert NO, and Horne-NO. By the majority of Council, motion failed.

Burrowes will decide representation for Mayor's request to resolve in superior court by next meeting.

NEW EMPLOYEE & NEW DUTIES-

Mayor Robinson introduced the new Public Works Utility person, (Ron Baumgartner) and new duties of City Code Enforcement Officer for the part-time clerk (Alanna James).

Councilman Carnahan requested an executive session.

Mayor Robinson adjourned into an executive session at 8:41 P.M., regarding personnel, not to exceed 10 minutes with no action following. Mayor Robinson extended the executive session for another 10 minutes. Mayor Robinson reconvened into regularly schedule meeting at 9:01 P.M. Council welcomed the new employee and the new duties.

WASTEWATER TREATMENT PLANT PROGRESS-

City Clerk Sanchez informed Council on remaining Wastewater Treatment Plant issues.

SPINK ENGINEERING**I-82 Business/Industrial Park Annexation & Amendment.-**

City Engineer Spink gave additional recommendations for the I-82 Business/Industrial Park and annexation areas.

Motion # 4 – Councilman Carnahan moved to approve plan A, 461 acres:

Beginning at the intersection of the west line of the NE 1/4 of Section 19, Township 9 North, Range 27 East, W.M. and the North bank of the Yakima River; thence Southerly along said West line to the South right of way line of the Northern Pacific Railway, as it existed October 15, 2004; thence Southeasterly along said South right of way line to the North line of the South 1/2 of the South 1/2 of Section 20, Township 9 North, Range 27 East, W.M.; thence East along said North line to the Easterly right of way line of said Northern Pacific Railway; thence Southerly along said East line to the South line of said Section 20; thence East along said South line to the East line of said Section 20; thence North along said East line to the Southerly right of way line of I-82; thence Westerly along said Southerly right of way line to the East line of said Section 19; thence North along said East line to the North bank of the Yakima River; thence Westerly along the North bank of the Yakima River to the point of beginning, and Government Lot 3 of Section 20, Township 9 North, Range 27 East, W.M. which lies West of the West bank of the Yakima River and all that portion of Government Lot 2 of Section 20, Township 9 North, Range 27 East, W.M., described as follows: Beginning at a point of the North/South section line common to Sections 19 and 20, Township 9 North, Range 27 East, W.M., 50 feet South of the centerline of SR 224, said point being also on the North right of way line of SR 82 Kiona Interchange Vicinity; thence North 75° 59' 45" East along said right of way line to a point opposite Highway Engineer's Station (hereinafter referred to as HES) SR 224 611+00 and 50 feet southerly therefrom; thence South 14° 00' 15" East, 140 feet more or less, to a point on the northerly right-of-way line of E-WC Line of SR 182; thence Southwesterly along said right-of-way line to a point on the West line of said Section 20; thence North to the point of beginning. Less the following two descriptions included in previous annexations: Ordinance #665

A portion of the Southeast Quarter of the Northeast Quarter of Section 19, Township 9 North, Range 27 East, W.M., Benton County, Washington described as follows:

Beginning at the intersection of the North Shoreline of the Yakima River and the West right-of-way line of SR 225; thence Southerly along said West right-of-way line of SR 225 to the intersection of the West right-of-way line of SR 225 and the North right-of-way line of Interstate 82; thence Southerly and Westerly along said right-of-way line of I-82 to the West line of Tract 7 of Assessor's Plat of Lot 8 of Section 19, Township 9 North, Range 27 East, W.M; thence northerly along said West line of Tract 7 of Assessor's Plat of Lot 8 of Section 19, Township 9 North, Range 27 East, W.M. - project to the North Shoreline of the Yakima River; Thence Easterly along the North Shoreline of the Yakima River to the Point of Beginning.

Ordinance #719

Parcel #1-1997-105-0004-000, that portion of Lot 1, Block 4, Kennedy's First Addition to Kiona, according to the plat thereof recorded in Volume 1 of Plats, page 28, records of Benton County, Washington, lying northerly of State Highway No. 12, TOGETHER WITH vacated Front Street adjoining and that portion of the west 25 feet of Tract 1, Assessor's Plat of Lot 8, Section 19, Township 9 North, Range 27 East, W.M., lying south of the easterly extension of the south line of Lot 1, Block 1, Kennedy's First Addition to Kiona and north of State Highway No. 12, ALL EXCEPT portion taken by the State of Washington by that certain Stipulation Judgment and Decree of Appropriation entered December 15, 1972 in Benton County Superior Court Cause No. 26018 and that portion of State Road 225, beginning at the north end of the Yakima River bridge at Benton City, Washington, and continuing southerly the full width of the right-of-way to the north right-of-way of State Route No. 12.

AND

Plan B , 467 acres, amending boundary of Proposed I-82 Area Annexation by adding Parcel #120972000007000 and portion of SR 224 described as: the north half of Government Lot 2 of Section 20, Township 9 North, Range 27 East, less road and highway right-of-way, lying north of Kennedy Road (formerly State Highway #3) and west of SR 224 (formerly County Road) and including Yakima River within extended boundaries of said Lot 2 and including Kennedy Road right-of-way from North/South section line common to Sections 19 and 20 to Highway Engineer's Station SR 224 611+00. 2) Establish C-1 Commercial Zoning and 3) Determine the added area to assume existing City indebtedness.

See attached maps.

Councilwoman Deckert seconded. Motion carried.

COMMITTEE REPORTS-

Council and Mayor discussed committee attendance.

ADJOURNMENT-

Motion # 5- Councilman Horne moved to adjourn the Council meeting. Councilwoman Deckert seconded. Motion carried. Mayor adjourned at 9:32 P.M.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING MAY 17, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Small, Chapin, Carnahan, Horne and Deckert.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilwoman Deckert moved to approve regular meeting minutes for May 3, 2005 special meeting minutes for April 26, 2005, and public hearing minutes April 26, 2005. Councilman Chapin seconded. Motion carried.

ADDITIONS TO THE AGENDA-

Telemetry
Special Meeting on Skate Park Contract

CITIZEN COMMENTS-

Sandy Johnson spoke regarding an old mobile home placement adjacent to her property located at Sanlyn Estates, and her concerns about property values.

MONTHLY SHERIFF'S REPORT-

Captain Kissler presented report for April 2005.

CITY-WIDE YARD SALE-

Coordinator Metzger requested that the City street be closed for the City wide yard sale May 21, 2005 from 8:00am- 5:00pm. The main location is at 718 10th Street at Corner Stone Flower and Gift Shop. 10th Street could be blocked off between Ellen and Edith and they have received approval from the Fire Dept.

Motion #2 – Councilman Carnahan moved to approve the street closure of 10th Ave. between Ellen and Edith Avenue, between the hours 8:00am and 5:00pm if needed. Councilman Horne seconded. Motion Carried.

COMMUNITY COALITION -

EDC Coordinator Rutledge gave a report on various projects and activities. A youth coalition has been started and a Town Hall Meeting has been set for May 24, 2005 to discuss the strengths and needs of our community. Council was requested to attend before their Special meeting.

AMENDING ORDINANCE 777- APPOINTMENT & REMOVAL OF MUNICIPAL OFFICERS-

Attorney Lee Kerr urged City Council to reconsider their stand on the current ordinance. He expressed the implications and cost this type of case would cause.

Recess 7:50-7:55 -to review Memo from the City Attorney-

Motion #3 - Councilman Small moved to amend Ordinance 777 to strike the portion that requires conformation of firing of city employees. Councilman Carnahan Seconded.

Attorney Kerr clarified that this amendment would need to be an ordinance and require two readings.

Mayor Robinson informed Counsel that we have a Draft "Finding" from the auditor regarding Ordinance 777.

2nd Recess 8:17-8:22- to read/draft "finding" for Ordinance 777 from Washington State Auditor's Office.

AMENDING MOTION # 4 – to direct the City Attorney to prepare an Ordinance that will be presented to city council that would properly amend Ordinance 777. Motion carried.

Executive Session –requested by Councilman Horne for the purpose of Personnel - 8:41-8:51 (continued for an additional 10 minutes).

Motion # 5 – Councilman Carnahan moved to confirm the appointments of Ron Baumgartner-Maintenance, and additional duties for Alanna James as Code Enforcement Officer. Councilman Horne Seconded. MOTION CARRIED.

YARD & GARAGE SALE PERMITS- Code Enforcement Officer recommended doing away with the permits but keeping the requirements and imposing fines for those who do not meet the requirements. Council requested a proposed ordinance be presented.

RESOLUTION 2005-12 ELECTION PRIMARY BY MAIL BALLOT-

Motion #6- Councilman Horne moved to approve resolution of concurrence with Benton County Auditor to conduct the 2005 Primary by Mail Ballot. Councilman Chapin Seconded, Motion Carried.

RESOLUTION FOR CONTRACT TO PURCHASE SKATE PARK EQUIPMENT-

Motion #7- Councilman Horne requested a Special Meeting May 24, 2005 at 7:00pm for the purpose of a contract and a resolution to authorize the mayor to sign the contract. Councilman Carnahan Seconded. MOTION CARRIED

SPINK ENGINEERING- Discussed status of the City streets, WWTP tour, and I-82 Business Park.

CITY ENGINEER CONTRACT RENEWAL-

Motion #8- Councilman Carnahan move to approve and renew the contract with Spink Engineering for the value of a \$ 1.00 and continue his services for another year. Councilman Horne Seconded. Motion carried

TELEMETRY WELL OPERATION-

Problems discussed and more information needed next Council meeting.

VOUCHERS-

Motion # 9 - Councilman Horne moved to approve the merchandise or service therein specified have been received and the Voucher check numbers 18924 thru 18958 and manual Voucher checks numbers 18916-18919, as listed in the amount of \$ 321,838.71 Payroll check numbers 6456 thru 6484 as listed in the amount of \$ 50,349.51, and are approved for payment this 17th day of May 2005 Councilwomen Deckert Seconded Roll Call: Chapin-YES, Small-YES, Horne-YES, Deckert-YES and Carnahan-YES. Motion carried.

FINAL ARBITRATION FEES-

Motion # 10 - Councilman Horne moved to approve the merchandise or service therein specified have been received and the Voucher check numbers 18920 thru 18923, as listed in the amount of \$ 13067.42 and are approved for payment this 17th day of May 2005. Councilwomen Deckert **Seconded**. Roll Call: Chapin-YES, Small-NO Horne-YES, Deckert-YES and Carnahan-YES. **Motion carried.**

COMMITTEE REPORTS-

Council and Mayor discussed committee attendance.

ADJOURNMENT-

Motion #11 - Councilman Carnahan moved to adjourn the Council Meeting at 9:59pm. Councilwomen Deckert **seconded**. **MOTION CARRIED.**

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING JUNE 7, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Small, Chapin, Carnahan, Horne and Deckert.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilman Horne moved to approve regular meeting minutes for May 17, 2005 and May 24, 2005. Councilwoman Deckert seconded. Motion carried.

CITIZEN COMMENTS-

Fire Chief Ron Duncan spoke to council regarding late payments for city services.

AGENDA ADDITION –

Councilwoman Deckert requested that Fire Department Billing be added to the agenda for discussion, added as 5A.

FIRE DEPARTMENT REQUEST TO BE LATE-

Councilwoman Deckert moved to add to our ordinance an amendment to make an exception for the Fire Department to be late on water/sewer bill payments. Attorney suggested not to amend current ordinance, rather to enter into an inter - local agreement or written agreement between City and Fire Department, with council passing a resolution authorizing Mayor to sign such agreement.

MOTION #2 – Councilwoman Deckert moved to have a written agreement drafted between the City and the Fire Department to meet Fire Departments request for an extension of time of payment. Councilman Chapin seconded. Motion carries.

CITY ENGINEER CONTRACT RENEWAL AND RESOLUTION 2005-14 –

City Clerk made minor changes to contract, & Spink had no objections to contract.

MOTION # 3 - Councilman Carnahan moved to accept the contract as presented, with resolution for Mayor to sign (2005-14). Councilwoman Deckert seconded. Motion carried.

LIBRARY CONTRACT LAND DESCRIPTION -

Legal description on the Library land was in error. Attorney is in contact with various agencies to obtain the correct legal description. Corrected description received today at 4 pm. Attorney will forward to Library attorney, then will present an amendment to the original agreement, with the corrected legal description and a resolution allowing the Mayor to enter into that agreement.

LIQUOR LICENSES –

Councilman Horne questioned Catholic Church request for a liquor license. E.D.C. personnel clarified the events for which licenses are needed. Local authorities have been contacted and are aware of that day's activity. City Clerk was instructed to authorize the Lion's Club wine tasting in its entirety, however to approve the other licenses without section 3 involving open containers off premises.

SKATEBOARD PARK RULES AND SIGNAGE -

Councilman Horne suggested rules of safety, no alcohol, only city - placed equipment allowed in park.

Three rules signs to be placed in park. Attorney feels signs should go up as soon as possible, and authorization of money amounts for sign purchase. Larger park sign is included in park package. Councilman Horne and Mr. Shumate to meet regarding lettering size on 6/8/05.

Motion # 4 – Councilwoman Deckert moved to authorize the purchase of three skate park rules signs. Councilman Horne seconded. Motion amended to have a maximum of three hundred dollars for sign costs. Councilwoman Deckert seconded. Motion carries.

STAFFING TABLE OF ORGANIZATION –

Flow chart was designed to show current and future needs. Councilman Chapin inquired about the code enforcement increase. One position currently vacant. (Class II person needed to fill in for Mr. Shumate should the need arise.)

MOTION # 5 – Councilman Chapin moved to place an ad for wastewater position at level II, salary DOQ. Councilman Horne seconded. Motion carried.

MOTION # 6 - Councilwoman Deckert moved to increase Code Enforcement hours to 28 hrs. @ \$10.00 per hour. Administration to stay @ 12 hrs. @ \$8.25 per hour. Attorney suggested executive session regarding union contract. Motion died after executive session.

EXECUTIVE SESSION – 9:04 TO 9:14

MOTION # 7 - Councilman Horne moved to have attorney and Councilman Chapin review current city contract with the union in order to offer an updated proposal to Ms. James at next council meeting. Councilman Small seconded. Motion carried.

TELEMETRY BOOSTER STATION PROPOSAL –

Atomic was the only company of three contacted that submitted a proposal. Warranty issues were discussed. Atomic and other companies were contacted and feel that radio is more stable and more accurate. City Clerk to look into warranty info. Jr. Engineer suggested that Sr. Engineer be involved with the whole thing. Jr. Engineer to be involved with Mr. Shumate, as Sr. Engineer is out of town.

MOTION # 8 - Councilman Chapin moved that city accept the bid from Atomic for option one, telephone for \$10,505.10 less \$1,000.00 deductible. Grand total of \$11,505.10 with insurance contribution of \$17,176.45 and a credit to the city of \$5,671.35. Councilwoman Deckert seconded. Motion carried.

FIRST READING OF ORDINANCE 793, APPOINTMENT AND REMOVAL OF MUNICIPAL OFFICERS –

Attorney noted that ordinance is consistent with RCW 35A-12-090.

MOTION # 9 – Councilman Horne moved to accept ordinance 793, amending 2.08.110, appointment and removal of municipal officers. Councilman Chapin seconded. Motion carried.

COMMITTEE REPORTS –

Mayor asked council if they would prefer vehicle repairs above \$525.00 to Council. Council agreed to let repairs be made out of vehicle maintenance budget without prior approval of Council.

ADJOURNMENT-

Councilman Carnahan moved to adjourn. Councilman Chapin seconded. Motion carried. Adjourned @ 9:39pm.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING JUNE 21, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Small, Carnahan, Horne and Deckert. Chapin was absent due to work related.

Motion # 1 – Councilman Carnahan moved to excuse Councilman Chapin due to work related. Councilman Horne seconded. Motion carried.

APPROVAL OF MEETING MINUTES-

Motion # 2 – Councilwoman Deckert moved to approve regular meeting minutes for June 7, 2005. Councilman Horne seconded. Motion carried.

MONTHLY SHERIFF'S REPORT-

Captain Kissler presented report for April 2005.

I-82 ANNEXATION UPDATE –

Council and Mayor discussed the annexation progress.

AQUATIC PARK –

Council and Mayor discussed aquatic park progress.

GREAT RACE UPDATE-

Joe Petty, president of Benton City Multi-Cultural Chamber of Commerce updated Council and Mayor about the 23rd Annual great race in Benton City on July 8.

ECONOMIC DEVELOPMENT COUNCIL QUARTER REPORT -

Chair Johnson and Coordinator Rutledge presented their second quarter report with the various projects and activities.

Motion # 3 – Councilman Small moved to approve the second quarter funding of \$ 5,000.00 to Economic Development Council. Councilman Horne seconded. Motion carried.

SECOND READING OF ORDINANCE 793, APPOINTMENT AND REMOVAL OF MUNICIPAL OFFICERS –

MOTION # 4 – Councilman Horne moved to approved second reading on ordinance 793, amending 2.08.110, appointment and removal of municipal officers. Councilwoman Deckert seconded. Motion carried.

LIBRARY CONTRA CT AMENDING LEGAL DESCRIPTION –

Attorney Burrowes informed Council and Mayor that the original contract had the incorrect boundary line adjustment description and the Amendment reflects the correct legal description.

MOTION # 5 – Councilwoman Deckert moved to approved Resolution 2005-15, authorizing the Mayor to sign the 1st Amendment to Interlocal agreement between the City of Benton City, Mid -Columbia Library District and Benton City Library Capital Facility Area. Councilman Small seconded. Motion carried.

CODE ENFORCEMENT POSITION-

Attorney Burrowes recommended entering in an executive session to discuss a personnel matter. Mayor Robinson adjourned into an executive session at 8:34 P.M., regarding a personnel matter, not to exceed 10 minutes with no action following. Mayor Robinson extended for another five minutes. Mayor Robinson reconvened into regular meeting at 8:51 P.M.

FIRE CODE INSPECTION REQUEST FOR PROPOSAL (RFP)-

Council requested to have the Candidate for the Fire Code Inspection Proposal in the next Council meeting.

FIRE DEPARTMENT WATER PAYMENTS-

Attorney Burrowes informed Council on his discussion with the Fire District attorney regarding their water/sewer bills with the City. The conclusion was that the City would provide the water/sewer bill to the Fire District before the first Monday of Each month; therefore, the Fire District can avoid late payments.

Motion # 6 – Councilwoman Deckert moved to authorize Billing department to provide City voucher to the Fire District before the 1st Monday of each month. Councilman Horne seconded. Motion carried.

SIX-YEAR STREET IMPROVEMENT PLAN -

City Engineer (Spink Jr.) presented the Six-Year Street Improvement Plan and recommended a Public Hearing to approve it.

MOTION # 7 – Councilman Carnahan moved to approve a Public Hearing on July 5, at 7:10 PM during the regular Council meeting to have community participation and approval of the Six-Year Street Plan. Councilman Horne seconded. Motion carried.

VOUCHERS-

Motion # 8 - Councilman Horne moved to approve the merchandise or service therein specified have been received and the Voucher check numbers 18962 thru 19004 and manual Voucher checks numbers 18960-18961, as listed in the amount of \$ 96,482.99 Payroll check numbers 6487 thru 6517 as listed in the amount of \$ 32,424.26, and are approved for payment this 21st day of June 2005 Councilwomen Deckert Seconded

Roll Call: Small-YES, Horne-YES, Deckert-YES and Carnahan-YES. Motion carried.

COMMITTEE REPORTS –

Council and Mayor discussed committee attendance.

ADJOURNMENT-

Motion # 9 -Councilman Horne moved to adjourn. Councilman Carnahan seconded. Motion carried. Adjourned @ 9:36 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING

Amended on July 19th, 2005

JULY 5, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Carnahan, Chapin and Deckert. Horne and Small were absent due to vacations.

Motion # 1 – Councilwoman Deckert moved to excuse Councilman Small and Horne due to vacations. Councilman Chapin seconded. Motion carried two to one.

(C. Carnahan pointed out to C. Chapin and C. Deckert that vacation was not an excusable absence, and that only sickness and work were excusable. Mayor pointed out that it was not permissible to excuse Council for vacation. City attorney J. Burrowes preliminarily verified the same. Mayor instructed City Clerk to not pay, in addition, discovered that he should have declared the motion out of order). Councilman Small identified that per the RCW he and Councilman Horne can be excusable, because they arranged the vacations and notified the City Clerk prior to the Council meeting and he also requested to amend on the original minutes for the records.

APPROVAL OF MEETING MINUTES-

Motion # 2 – Councilwoman Deckert moved to approve regular meeting minutes for June 21, 2005. Councilman Chapin seconded. Motion carried.

PUBLIC HEARING SIX-YEAR TRANSPORTATION IMPROVEMENT PLAN-

Public Hearing opened at 7:10 pm for citizen comments. There were no public comments. The public hearing was closed at 7:22 pm.

Motion # 3 – Councilman Carnahan moved to approve the 2006-2011 Six-Year Transportation Improvement Plan as presented. Councilwoman Deckert seconded. Motion carried.

City Clerk pointed out that a resolution will be required for the records. It will be presented next Council meeting.

SOUTH BITE-ASSISTANCE TO DEVELOPMENTALLY DISABLE CHILDREN-

Mr. Rosselli, board member of Sound Bite, presented to Council the opportunity to assist and also receive advertisement for the City on local brochures, website and banners during Sound Bites Tri-Cities - Vibes, Vittles & Vines, that is going to be held in Columbia Park on August 19 through August 25, 2005.

Motion # 4 – Councilwoman Deckert moved to contribute to Sound Bite in the amount of \$ 500.00, and participate in the advertising, for the event held in Columbia Park on August 19 through August 25, 2005. Councilman Chapin seconded.

Roll Call: Chapin-YES, Carnahan-YES and Deckert-YES. **Motion carried.**

City Clerk recommended passing a resolution next Council meeting.

LIBRARY UPDATE-

Walther updated Council and Mayor on the City Library. He also presented priority items and fund shortage. City Council of the City of Benton City determined that additional funds are necessary.

Motion # 5 – Councilwoman Deckert moved to contribute in the amount of \$ \$ 32, 910.00 to Mid-Columbia Library for the new Benton City Library Facility. Councilman Carnahan seconded.

Roll Call: Deckert-YES, Carnahan-YES and Chapin-YES. **Motion carried.**

City Clerk recommended passing a resolution next Council meeting.

COLLECTIVE BARGAIN AGREEMENT AMENDMENT FOR CODE ENFORCEMENT POSITION-

Attorney Joe Burrowes presented a proposal for the Code Enforcement position and recommended approval.

Motion # 6 –Councilman Carnahan moved to postpone discussion on this item until full Council next Council meeting. Councilwoman Deckert seconded. Mayor objected to Council wanting both ways: First wanting to excuse for not excusable absence then not wanting to hear an agenda item because of absence and to drag on for a 4th agenda over two months and cost an employee money.

FIRE CODE INSPECTION REQUEST FOR PROPOSAL (RFP)-

City Clerk Sanchez presented results of her RFP. Rick Wright provided his resume. Council questioned lack of formal certification. Rick informed Council that in the State of Washington it is not required to have a certification to conduct fire prevention inspections, but that he is experience. The Mayor requested further information.

NATIONAL INCIDENT MANAGEMENT SYSTEM-

MOTION # 7 – Councilwoman Deckert moved to approve resolution 2005-16 to adopt the National Incident Management System. Councilman Chapin seconded. Motion carried.

I-82 KIONA BYPASS & LAND SALE UPDATE-

Ross Dunfee, County Public Works Director presented an update to Council and Mayor about the Weber Canyon road project.

ANNEXATION UPDATE-

Engineer Spink updated Council and Mayor regarding I-82 Business/Industrial park. He emphasized the need to have an ordinance first and second reading before August 26.

AQUATIC PARK-

City Engineer Spink informed Council and Mayor that Councilman Small and Councilwoman Deckert are working on this project. Mayor said the two sides needed to resolve leadership and details for bond request fast.

COMMITTEE REPORTS –

Council and Mayor discussed committee attendance.

ADJOURNMENT-

Motion # 8 -Councilman Carnahan moved to adjourn. Councilman Chapin seconded. Motion carried. Adjourned @ 8:59 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING JULY 19, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:02P.M.

ROLL CALL: Council Members Present- Carnahan, Chapin, Deckert., Horne and Small –ALL PRESENT

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilwoman Deckert moved to approve regular meeting minutes and special meeting minutes for July 1, 2005. Councilman Small seconded. Motion carried.

Councilman Small identified that per the RCW he and Councilman Horne can be excusable, because they arranged the vacations and notified the City Clerk prior to the Council meeting and he also requested to amend on the original minutes for the records. *City Council requests the change on the July 5, 2005 Council minute minutes.*

MAYOR INTRODUCED ECONOMIC DEVELOPMENT THRUST AROUND NEW BUSINESSES, LIBRARY, AQUATIC PARK, EDC & CHAMBERS, CITY ENTRANCES, MURAL, BANNERS, BROCHURE, EVENTS LISTING, LOGO, MOTTO, COMP. PLAN, I-82 BUSINESS PARK PLAN, PUBLIC SURVEY, SHORT TERM-LONG TERM, DISAGREEMENT, COMMUNITY INVOLVEMENT

RED MOUNTAIN WINERIES-

Commissioner Bowman and Mayor Peltier explained the benefits of Red Mountain wineries to all involved.

I-82 BUSINESS PARK ANNEXATION, INFRASTRUCTURE UPDATE -

Engineer Spink discussed Benton County approval of annexation.

AQUATIC PARK UPDATE

A rendering of options was unveiled. Councilman Small will continue the main effort.

COMMUNITY TRADE & ECONOMIC DEVELOPMENT-

Robert Sandoval discussed Economic grants and the need for perhaps planning updates to accommodate new and major winery influence.

WINERIES REQUEST FOR WASTE-WATER HOOK-UP-

Council discussed the inquiry by Red Mountain Wineries to hook into the city system. Staffed out to City Engineer Spink and Councilman Carnahan.

REVITALIZING BENTON CITY -

Zelma Jackson, Governor Representative, discussed community revitalization opportunities.

SHERIFF'S REPORT -

Captain Kissler presented report for June 2005.

VISITOR COMMENTS-

Bea Baker, Bobbie Shana, and Mary Smith spoke about Benton City Daze 2005 and the need for City help with road closures and maintenance issues. They were directed to come to City Hall and they would receive the help they needed.

RESOLUTION 2005-21 DECLARING AN EMERGENCY FOR ORD. 794 FIRST & SECOND READING

Motion #1– Councilman Horne moved that the City of Benton City accept Resolution 2005-21 declare that an emergency exists with reference to Ordinance no. 794 the annexation of certain territory contiguous to the City of Benton City, Washington, located within section 19 and 20, Township 9 North, Range 27 East, Willamette Meridian Councilman Chapin seconded. Motion carried.

1ST & 2ND READING FOR ORDINANCE 794, I-82 RIGHT-OF-WAY CONSISTING OF APPROXIMATELY 461 ACRES-

Motion # 2 – Councilman Horne moved the City of Benton City accept Ordinance 794 an ordinance providing for the annexation of certain territory contiguous to the city of Benton City, Washington, located within section 19 and 20, Township 9 North, Range 27 East, Willamette Meridian (Schatz and Harris) Councilman Chapin Seconded. Motion carried.

Motion # 3 – Councilman Horne moved the City of Benton City accept Ordinance 794 an ordinance providing for the annexation of certain territory contiguous to the city of Benton City, Washington, located within section 19 and 20, Township 9 North, Range 27 East, Willamette Meridian (Schatz and Harris) 2nd Reading, Councilman Chapin Seconded. Motion carried.

Extending Meeting from 10:00pm To 10:15pm

Motion #4 – Councilwomen Deckert moved to extend the regular council meeting for July 19, 2005 for fifteen minutes (10:15) Councilman Horne seconded. Motion carried.

Minutes of Regular Meeting of July 5, 2005.

Motion # 6 – Councilwomen Deckert moved to strike out all wording in parenthesis of motion 1 from the regular meeting minutes for July 5, 2005 Councilman Chapin seconded. Motion carried.

Amendment to Motion # 7 - Councilwoman Deckert moved to accept the regular council meeting minutes of July 5, 2005 as amended. Councilman Horne second. Motion carried.

CONSENT AGENDA ITEMS

Motion # 5– Councilwoman Deckert moved to approve the Consent Agenda for items 15b, 15c, 15d and 15e Councilman Chapin seconded.

Roll Call: C.Deckert - Yes, C.Small - Yes, C.Horne - Yes, C.Carnahan - Yes, C.Chapin - Yes.
Consent Agenda Carries

15b - Resolution 2005-18, Six-Year Comprehensive Street Plan for 2006-2011.

15c - Resolution 2005-19, Sound Bite Tri-Cities Funding.

15d - Resolution 2005-20, Mid-Columbia Library District Funding.

15e - Vouchers.

COMMITTEE REPORTS –

Council and Mayor deferred most committee attendance to next meeting.

ADJOURNMENT-

Motion # 8-Councilman Small moved to adjourn. Councilman Horne seconded. Motion carried.
Adjourned @ 10:09 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING AUGUST 2, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:01P.M.

ROLL CALL: Council Members Present- Horne, Small, Carnahan and Chapin. Councilwoman Deckert was absent due to vacations.

Motion #1- Councilman Small moved to excuse Councilwoman Deckert. Councilman Chapin seconded. Motion carried.

Councilman Horne requested an executive session regarding Code Enforcement Officer.

City attorney clarified an executive session on personnel, saying one must identify the criteria and time duration. There are two areas for an executive, performance and selection. If there is an item associated with the performance of an employee or officer, the employee or officer have certain rights to request being present or to be discussed in open session.

Councilman Horne identified performance rather than selection. City attorney expressed that the City employee or officer has the right to be present for the performance discussion or in the executive session. Councilman Horne requested to have an executive session next Council meeting when employee is present.

City attorney informed Council and Mayor that the Code Enforcement Officer has the right to request how her performance will or can be discussed such as in an executive session or in an open meeting.

APPROVAL OF MEETING MINUTES-

Motion # 2 - Councilwoman Deckert moved to approve regular meeting minutes and special meeting minutes for July 19, 2005. Councilman Carnahan seconded. Motion carried.

LIBRARY PERMIT-

Mayor Robinson discussed the process of the Library building permit and he recommended Council to move to have the City pay for it.

Motion #3- Councilman Horne moved to authorize the City Clerk to pay the Library building permit, \$ 6, 123.94, coming from the general fund and going back to the same fund. Councilman Carnahan seconded. Motion carried.

I-82 ANNEXATION UPDATE -

Council, Mayor and City Engineer discussed the annexation progress.

AQUATIC PARK UPDATE -

Council and Mayor discussed the process of the aquatic park project, and. City Attorney will provide next Council meeting a comparison of recreation districts.

COMMITTEE REPORTS –

Council and Mayor discussed committees attended.

ADJOURNMENT-

Motion # 4- Councilman Horne moved to adjourn. Councilman Chapin seconded. Motion carried.
Adjourned @ 7:44 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING AUGUST 16, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:01 P.M.

ROLL CALL: Council Members Present- Horne, Small, Carnahan, Chapin, and Councilwoman Deckert.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilman Small moved to approve regular meeting minutes for August 02, 2005. Councilman Horne seconded. Motion carried.

COUNCIL DISCUSSED LETTERS RECEIVED BY THE MAYOR

C.Horne disagreed with the Mayors insinuations towards council in the Tri-City Herald article published on Sunday

C. Carnahan & C. Small requested the letters sent to them be put on the agenda as 15A.

VISITOR COMMENTS

Teresa Carson discussed the Cody Howell benefit run on 8/27/05 at the Lion's Club

Cindy & Charles Gray questioned why the planning commission had not been involved in business additions and the City Attorney Kerr explained that there was no need. Cindy Gray also questioned Code Enforcement regarding barking dogs.

BARKING DOG ORDINANCE-

Council scheduled a workshop to discuss the Barking Dog Ordinance, on September 20, 2005 at 6:00pm.

SHERIFF'S MONTHLY REPORT-

Captain Kissler presented report for July 2005.

TIB Small City Program (SCP) FY 2007 -

Ross Dunfee presented to the City Council the TIB Small City Program (SCP) FY 2007 Application for Funding for the Webber Canyon Road Underpass BNSF Railway Bridge Project and requested the council to authorize the mayor to sign the application requesting \$700,000.00 in funding.

Motion # 2 C. Horne Moved to approve a Resolution authorizing the mayor of the city of Benton City to execute the small city program (SCP) FY 2007 application for funding. Councilman Carnahan seconded. Roll Call: Small-Yes, Deckert-Yes, Chapin-Yes, Horne-Yes, Carnahan-Yes. **MOTION CARRIED.**

STOP SIGNS-

The City Engineer will further investigate the traffic signs at Horne/7th Street when project gets underway.

STREET CLOSURES-

The Special Event Permit for the Benton City Daze will be issued as soon as all information is received.

FIRE CODE INSPECTION-

The Attorney said certification is not required for the inspector, and that the City is not liable. The Mayor said he would order immediately if Building Inspection contract allowed.

CITY SIGNS-

Council discussed the vandalism and replacement of the Logo to the City Signs on 9th and Babs, and by the US Bank, and FFA sign, and the removal of the City Logo on the Skate Park sign and City Hall.

Motion # 3 C. Carnahan Moved to restore the City Logo to all City Signs. Councilman Chapin seconded. Original Motion Failed. All Nay

Motion # 3A Councilman Small moved to amend the current motion to include citizen input for changing of logo. Seconded by Councilman Horne. Amendment carried

CODE ENFORCEMENT-

City Attorney Lee Kerr said any case/violation/file that is scheduled to appear before the hearing examiner is pending litigation and not open to anyone other then the person who is scheduled to appear and the Code Enforcement Officer.

AQUATIC PARK DISTRICT OPTIONS-

Council did not describe voting district. The Mayor asked for speed up. Councilman Small agreed to speed this item with the intention of having the aquatic center built by 2007.

RED MOUNTAIN WASTEWATER HOOK-UP-

City Engineer Spink contacted the wineries and inquired about the request to hook to city services. Mayor directed him to further define.

VOUCHERS

Motion # 4 - Councilman Small moved to approve the merchandise or service therein specified have been received and the Voucher check numbers 18969 thru 19123 and manual Voucher checks numbers 19017-19065, as listed in the amount of \$ 97,558.71 Payroll check numbers 6559 thru 6591 as listed in the amount of \$29,760.08, and are approved for payment this 16st day of August 2005 Councilmen Horne Seconded

Roll Call: Small-YES, Horne-YES, Deckert-YES and Carnahan-YES. Motion carried.

Motion# 5 - Councilman Small Moved Pay A&B Asphalt for Neptune Street Improvements Invoice #18628 in the amount of 10,667.55 and Hazel Street Overlay Project Invoice #18527 in the amount of \$2,916.80. Councilman Carnahan Seconded.

Roll Call: Small-YES, Horne-YES, Deckert-YES and Carnahan-YES. Motion carried.

ADJOURNMENT

Motion # 6 Councilman Chapin moved to adjourn. Councilman Horne seconded. Motion carried. Adjourned @ 9:54 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



**MINUTES OF REGULAR COUNCIL MEETING
SEPTEMBER 6, 2005**

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00P.M.

ROLL CALL: Council Members Present- Carnahan, Deckert., Horne and Small. Councilman Chapin was absent. Councilman Horne moved to excuse Councilman Chapin. Councilwoman Deckert seconded.

Mayor Robinson asked Council why they were excusing Councilman Chapin. Councilman Carnahan assumed that Councilman Chapin was working, or on vacations, or whatever.

Councilman Small stated that Council has excused Council members before because they have made prior arrangements with City Hall. He also said that Council could not be excused if they have not made prior arrangements with City Clerk or Mayor.

Motion #1- Councilman Horne moved to excuse Council Chapin being absent. Councilwoman Deckert seconded.

Councilman Horne-Yes, Councilman Carnahan-Yes, Councilman Small-No, Councilwoman Deckert-No, and Mayor broke tie with No. Motion excusing Councilman Chapin not passed.

Motion #2- Councilman Carnahan moved to approve a workshop for September 14, 2005 at 7:00 p.m., on the I-82 Business/Industrial Park. Councilman Horne seconded. Motion passed.

Councilman Carnahan requested to add the Appointment and Removal of Municipal Officers ordinance and BCMC 2.48.040 (Suits against Officers & Employees) for discussion.

Mayor Robinson requested waiting for the Attorney to be present. Councilman Carnahan agreed to wait next Council meeting.

APPROVAL OF MEETING MINUTES-

Motion # 3 – Councilwoman Deckert moved to approve regular meeting minutes for August 16, 2005. Councilman Small seconded. Motion carried.

AUDIT RESULTS FOR 2002, 2003 & 2004-

Kathy Jones and Carol Allenger presented the results of the audit for 2002, 2003 and 2004. They reviewed to internal controls adequacy to detect or prevent a material noncompliance with Federal requirements, and tested for compliance for the selected major programs of the City. The audit report reflects one finding and nine exit notes.

AQUATIC PARK FINANCIAL OPTIONS-

City Clerk/Treasurer Sanchez presented financial options for the aquatic park projects. Council liked option one, with the City contributing 1.5 million and the rest of the funding coming from grants or loans.

PURCHASE OF DEPARTMENT OF NATURAL RESOURCES LAND FOR I-82 BUSINESS PARK-

Council discussed the desire for a title Insurance Policy before Mayor signs the contract.

Motion #4- Councilman Small moved to approve and authorize the Mayor to purchase DNR land, pending title Insurance Policy at the cost of the City. Councilman Horne seconded.
Roll Call: C. Deckert - Yes, C. Small - Yes, C. Horne - Yes, and C. Carnahan. Motion passed.

AUTHORIZING THE CITY CLERK TO PAY TITLE CHARGES FOR BENTON CITY LIBRARY –

Motion #5- Councilwoman Deckert moved to approve Resolution 2005-24, authorizing the City Clerk to pay title insurance charges of the amount of \$ 238.26 to Mid- Columbia Library Systems for the Benton City Library. Councilman Horne seconded. Motion passed.

RED MOUNTAIN WASTEWATER HOOK-UP PROGRESS-

City Engineer Spink informed Council and Mayor that he talked to the Red Mountain winery people and they have no further information regarding the wastewater hook-up.

WASTEWATER TREATMENT SYSTEM LOAN PAYMENT OPTIONS-

City Clerk/Treasurer Sanchez presented a payment option to reduce the WWTP loan from 20 years to 10 years. Council discussed and decided not to proceed. Resolution died on the floor.

WASTEWATER TREATMENT SYSTEM-

Motion # 6- Councilman Small moved to approve final submittal # 18, of \$ 43,900.73 for the Wastewater Treatment System Contraction and Engineering services. Councilwoman Deckert seconded. Roll Call: C. Small - Yes, C. Deckert - Yes, C. Carnahan- Yes, and C. Horne-Yes. Motion passed.

(Amounts are still held for the auger, Biolac boat, or/and other design flaws.) Council requested an engineering report.

COMMITTEE REPORTS –

Council and Mayor reported on committees.

ADJOURNMENT-

Motion # 8- Councilman Horne moved to adjourn. Councilman Small seconded. Motion carried.
Adjourned @ 8: 46 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING SEPTEMBER 20, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:03P.M.

ROLL CALL: Council Members Present- Carnahan, Deckert, Horne, Small and Chapin.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilwoman Deckert moved to approve regular meeting minutes for August 06, 2005. Councilman Chapin seconded. Motion carried.

SHERIFF'S REPORT

Captain Kissler presented report for August 2005.

ED'S DISPOSAL REPORT-

Derrick Dietrich gave a summary of the transfer station contract and the need for renewal

Motion # 2 – Councilwoman Deckert moved to reduce the fee \$1.81 for 1 year and renew the contract. Councilman Horne seconded.

Roll Call: C. Deckert - Yes, C. Small - Yes, C. Horne - Yes, C. Chapin-Yes , and C. Carnahan-No. Motion carried.

Motion # 3 – Councilwoman Small moved to grant the increase of Ed's Disposal per the contract. Councilman Horne seconded.

Roll Call: C. Deckert - Yes, C. Small - Yes, C. Chapin-Yes , C. Horne - Yes, and C. Carnahan - Yes. Motion carried.

RESOLUTION NO 2005-25

Motion #4- Councilman Horne moved to approve Resolution 2005-25, a resolution of the City of Benton City Washington authorizing applications for funding assistance for the Benton City Aquatic Park. Councilwoman Deckert seconded.

All Yeas - Motion carried.

PROPOSED FUNDS FOR I-82 BUSINESS/INDUSTRIAL PARK PROJECT-

Discussion on how to fund the I-82 industrial park and options.

RICHLAND HOUSING AUTHORITY RIGHT OF WAY -

City Engineer expressed that Richland Housing Authority wants to make a park at the end of 13street project in order to get federal funding.

Motion #5 - Councilwoman Deckert moved to allow Richland Housing Authority to construct a park on their land located at the extension of Hazel/13th Street. Councilman Carnahan seconded.

Motion #5 amendment- Councilman Small moved that the City not proceed with the 13th Street Project. Councilwoman Deckert seconded.

All Yeas - Motion as amended carried.

RESOLUTION NO. 2005-27-

Council discussed the Washington Governmental Entity Pool contract with the City.

Motion #6 - Councilman Horne moved to approve Resolution 2005-27, a resolution of the City of Benton City Washington authorizing the Mayor of the City of Benton City to enter into a contract with the Washington Governmental Entity Pool for the Existing Intergovernmental contract (IGC). Councilwoman Deckert seconded.

Roll Call: C. Deckert - Yes, C. Small - Yes, C. Chapin- Yes , C. Horne - Yes, and C. Carnahan - Yes.
Motion carried.

EXCUSED & UNEXCUSED ABSENCES FOR COUNCIL-

Mayor and Council discussed the need to clarify, but council declined.

LAW & JUSTICE CITIZEN ADVISORY COMMITTEE REPORT –

Mayor reported on committee, but said commissioners rejected.

APPOINTMENT & REMOVAL OF MUNICIPAL OFFICERS-

Council discussed amending Ordinance 793 to add “employees”.

Motion #7- Councilman Carnahan moved to amend Ordinance 793 by adding employees per the RCW 35a.12.090. Councilwoman Deckert seconded.

Roll Call: C. Deckert - Yes, C. Small - Yes, C. Chapin- Yes , C. Horne - Yes, and C. Carnahan - Yes.
Motion carried.

SUITS AGAINST OFFICERS & EMPLOYEES-

Council discussed repealing an ordinance creating section 2.48.040 in the Benton City Municipal Code. And create a new ordinance to include the RCW 35.25.003 and RCW 4.96.040.

Motion #8- Councilman Horne moved to have an executive session for 15 minutes for the purpose to discuss litigation for recall efforts. Councilman Small seconded.

Motion carried. Kerr will prepare

Councilwoman Deckert recused herself from the Executive Session.

Executive session started 8:30 - Resumed 8:45, with no action taken.

VOUCHERS

Motion # 9 - Councilman Horne moved to approve merchandise or service therein specified have been received and the Voucher check numbers 19141 thru 19188 and manual Voucher checks numbers 19135-19140, as listed in the amount of \$ 90,496.71 Payroll check numbers 6603 thru 6627 as listed in the amount of \$ 33,760.38, and are approved for payment this 20ST day of September 2005.

COUNCIL ADDED TO EXCLUDING VOUCHER CHECK NUMBERS:

19156-PHCB&M, LEGAL FEES JOB # 28766-00009 IN THE AMOUNT OF \$9,360.00

19186-CASCADE SIGN AND DESIGN IN THE AMOUNT OF \$2,672.70

Roll Call: Small-YES, Horne-YES, Deckert-YES and Carnahan-YES. Motion carried.

Committee Report-

Council and Mayor discussed committee reports.

ADJOURNMENT-

Motion # 10- Councilman Horne moved to adjourn. Councilwoman Deckert seconded. Motion carried. Adjourned @ 9:44 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



MINUTES OF REGULAR COUNCIL MEETING DECEMBER 06, 2005

CALL TO ORDER: Mayor Robinson called the regular Council meeting to order at 7:00P.M.

ROLL CALL: Council Members Present- Horne, Chapin, Small, Deckert, and Carnahan.

APPROVAL OF MEETING MINUTES-

Motion # 1 – Councilman Horne moved to approve regular meeting minutes for November 15, 2005. Councilman Carnahan seconded. Motion carried

CITIZEN COMMENTS-

Wayne Elston requested to have the survey pins allocated on 1st Street, as documented by SCM in 2001.

REGULAR REPORTS-

- A. Benton City Economic Development-
EDC cancelled at the last minute, because the reports were not ready for the presentation.
- B. Engineer Updates
City Engineer updated on multiple projects.
- C. Legal Updates-
Nothing to report
- D. Staff Reports
Ron Baumgartner passed his Operator in Training test which is the first step to become Certified. Ronnie Shumate obtained a temporary Level II Water Delivery Certification.
- E. Council Committee Reports
Mayor and Council discussed committee attendance.

BENTON CITY LION'S CLUB REQUEST FOR PERMIT TO FIRE AERIAL FIREWORKS-

Did not show as scheduled.

QUIT CLAIM DEED FOR 0.5 (.34) ACRE OF LAND

Motion # 2 – Councilman Horne moved to approve the purchase of 0.34 of acre from Benton County for the I-82 Business/Industrial Park project. Councilman Chapin seconded. Motion carried

Roll Call: C. Horne -Yes, C. Carnahan - Yes, C. Deckert – Yes, C. Chapin-Yes and C. Small – Yes. Motion Carried.

PRELIMINARY SOLID WASTE MANAGEMENT SERVICE AGREEMENT-

Motion # 3 – Councilman Horne moved to approve Resolution 2005-34 authorizing the Mayor to sign the Inter-Local Agreement regarding the Solid Waste Management Program with Benton County. Councilwoman Deckert seconded. Motion carried

Roll Call: C. Horne -Yes, C. Deckert - Yes, C. Carnahan – Yes, C. Chapin-Yes, and C. Small – NO. Motion Carried.

SECOND READING ON ORDINANCE 796 AMENDING 2005 WAGES & SALARIES-

Motion # 4- Councilwoman Deckert moved to approve second reading on Ordinance 796, amending Ord. 786, the Salaries and Benefits to reflect an additional position and an increase to Waste Water Treatment Plant Operator Certified Level II for the calendar year of 2005. Councilman Chapin seconded.

Roll Call: C. Horne -No, C. Carnahan - Yes, C. Deckert – Yes, C. Small – Yes and C. Chapin-Yes.
Motion Carried.

FIRST READING ON ORDINANCE 798 AMENDING 2005 BUDGET-

Motion # 5- Councilman Horne moved to approve first reading on Ordinance 798, amending Ord. 785, section 1, of the 2005 budget due to unanticipated increases and decreases in revenues and expenditures. Councilwoman Deckert seconded.

Roll Call: C. Carnahan - Yes, C. Horne-Yes, C. Deckert – Yes, C. Small – Yes and C. Chapin-Yes.
Motion Carried.

SECOND READING ON ORDINANCE 800 PRESERVING PROPERTY TAX FOR YEAR 2006-

Motion # 6- Councilwoman Deckert moved to approve second reading on Ordinance 800, preserving property tax levy capacity in the City of Benton City, for fiscal year after 2006 in accordance with State Law. Councilman Chapin seconded.

Roll Call: C. Carnahan -Yes, C. Chapin - Yes, C. Small –Yes, Deckert-Yes, and C. Horne – Yes. Motion Carried.

SECOND READING ON ORDINANCE 802 TRANSFERRING FUNDS TO WASTEWATER MAINTENANCE FUND-

Motion # 7- Councilman Small moved to approve second reading on Ordinance 802, authorizing the City Clerk-Treasurer to transfer funds from Water & Sewer Fund (401) to the Wastewater Treatment Improvement Project Fund (407). Councilwoman Deckert seconded.

Roll Call: C. Horne -Yes, C. Chapin-Yes, C. Deckert - Yes, C. Small -Yes, and C. Carnahan – Yes.
Motion Carried.

SECOND READING ON ORDINANCE 804 FOR 2006 WAGES & SALARIES-

Motion #8 – Councilwoman Deckert moved to approve second reading on Ordinance 804, approving the salaries and benefits to be paid to employees of the City of Benton City for the calendar year of 2006. Councilman Small seconded.

Roll Call: C. Deckert -Yes, C. Small - Yes, C. Horne -Yes, C. Chapin-Yes and C. Carnahan – Yes.
Motion Carried.

SECOND READING ON ORDINANCE 799 FOR 2006 APPROVED BUDGET-

Motion # 9 - Councilman Small moved to approve second reading on Ordinance 799, adopting the budget for the fiscal year ending December 31, 2006. Councilman Horne seconded.

Roll Call: C. Horne -Yes, C. Carnahan - Yes, C. Small -Yes, C. Deckert – Yes and C. Chapin-Yes.
Motion Carried.

ADJOURNMENT-

Motion # 10 - Councilman Horne moved to adjourn. Councilman Chapin seconded. Motion carried.
Adjourned @ 8:19 PM.

Bryan H. Robinson
Mayor, City of Benton City

Avigail Sanchez,
City Clerk-Treasurer

Date: _____



**MINUTES OF PUBLIC HEARING
APRIL 26, 2005**

CALL TO ORDER: Mayor Robinson called the Public Hearing to order at 6:00 P.M.

ROLL CALL: Council Members Present- Small, Chapin, Carnahan and Horne. Deckert arrived at 6:04 PM.

Council and City Engineer addressed the annexation process, boundaries, zoning, and indebtedness and the proper procedures for the annexation.

Council and Mayor Robinson talked about the petition method for the annexation.

PUBLIC HEARING – ANNEXATION PROCESS:

Mayor Robinson opened the public hearing at 6:12 PM and explained its nature.

Ben and Jenny Oliver protested that the annexation may affect some of his property and would like not be annexed.

Nadine Harris is in favor with the annexation and she is happy to be included in the City.

Public Hearing was closed at 6:45 PM. (a long recess was included due to Mr. Oliver’s heart difficulty and the need for medics.)

Councilman Chapin recommended moving forward with the annexation excluding the Oliver’s property (E. Field Road and Kennedy Road) and to amend it next Council meeting.

ADJOURNMENT-

Motion # 4 - Councilman Horne moved to adjourn. Councilwoman Deckert seconded. Motion carried. Mayor adjourned at 6:50 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer

Date:_____



**MINUTES OF SPECIAL MEETING
APRIL 26, 2005**

CALL TO ORDER: Mayor Robinson called the Special Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Chapin, Small, Horne, Carnahan, and Deckert.

Councilman Small talked about the cost of the Aquatic Park and provided his preliminary report with the inflation rate and potential figures of \$ 2.2 million to build the Aquatic Park. For City boundaries, the rate would be \$ 2.35/1000, for Capital Facility Library District \$ 0.66 cents/1000 and for School District \$0.50 cents/1000.

PUBLIC HEARING – AQUATIC PARK PROCESS:

Mayor Robinson opened the public hearing at 7:10 PM and explained its nature. Citizen Bren Robinson informed Council that at the Spring Fling event, several citizens voiced their opinion to have also an indoor pool for winter time. Coordinator Rutledge from Economic Development Council gave several suggestions for the aquatic park location. Public Hearing was closed at 7:20 PM.

Motion # 1- Councilman Horne moved to proceed with the aquatic park project and search for potential boundaries for tax base. Councilwoman Deckert seconded.

Yes: C. Carnahan, Horne, Chapin, Small and Deckert.

Amendment of Motion #1- Councilwoman Deckert moved to amend the motion including School boundary. Councilman Horne Seconded.

Yes: C. Deckert, Small, Chapin, Carnahan, and Horne.

ADJOURNMENT-

Motion # 2 - Councilman Carnahan moved to adjourn. Councilman Horne seconded. Motion carried. Mayor adjourned at 7:54 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer



**MINUTES OF SPECIAL MEETING
SEPTEMBER 27, 2005**

CALL TO ORDER: Mayor Robinson called the Special Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Small, Chapin, Horne, Carnahan, and Deckert.

The meeting was for the purpose of the City Attorney requesting an executive session regarding Legal Counsel representation and fees for Mayor's recall effort.

Mayor Robinson called the executive session at 7:01 p.m., regarding litigation with no action taken. Councilwoman Decker did not abstain from being in the executive session.

Executive session resumed at 7:31 p.m.

Councilman Carnahan moved to not approve Legal Counsel Representation for Mayor's recall effort. Councilman Chapin seconded.

Roll Call: Small-Yes, Deckert-Abstained, Chapin-Yes, Horne-Yes, Carnahan-Yes. **MOTION CARRIED UNANIMOUSLY.**

ADJOURNMENT-

MOTION #1 – Councilman Carnahan moved to adjourn the Special Council Meeting 7:32 PM Councilman Chapin Seconded. Motion carried.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer

Date



MINUTES OF SPECIAL MEETING MAY 24, 2005

CALL TO ORDER: Mayor Robinson called the Special Council meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Chapin, Small, Horne, Carnahan, and Deckert.

The meeting was for the purpose of the agreement between Benton City and Skatewave, a division of Landscape Structures; and a resolution authorizing the mayor to enter into an agreement with them.

SKATEPARK BRICK-

The Company we were going to use is no longer in business therefore Councilman Horne requested that we purchase the bricks from a new company that he found on the internet for the engraved bricks.

Motion #1 Councilman Horne moved to use Bricks Are Us as the vendor for the fund raising bricks for the Skate Park. Councilman Carnahan Seconded. **MOTION CARRIED.**

RESOLUTION 2005-13 -

MOTION #2 – Councilman Horne moved that the City Of Benton City authorize the Mayor to enter into an agreement with Skatewave, a division of Landscape Structures Inc. Councilwomen Deckert Seconded.

Roll Call: C.Chapin -YES, C.Horne -YES, C.Carnahan -YES, C.Deckert -YES, C.Small – YES. **MOTION CARRIED.**

PERSONNEL-

A maintenance vacancy required an emergency temporary employee to aid in the workload. The Union was contacted, and they approved the temporary position as long as the bargaining position is not lost. An additional Certified Waste Water Operator II will need to be advertised and filled.

Temporary Maintenance Utility Worker Pavel Shelst was presented to Council. His qualifications, experience, and a discussion followed.

MOTION #3 – Councilman Carnahan moved to approve the appointment of Pavel Shelst, Temporary Maintenance Utility Worker. Councilman Horne Seconded. **MOTION CARRIED.**

Council would like a staffing proposal presented at the next council meeting with all maintenance staff needs.

MAINTENANCE YARD ISSUE-

The City maintenance yard has been broken into and vandalized in the last month. The Sheriff has been contacted and it is under investigation.

ADJOURNMENT-

MOTION #4 – Councilman Horne moved to adjourn the Special Council Meeting 8:10PM
Councilman Carnahan Seconded. Motion carried.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer

Date



**MINUTES OF SPECIAL MEETING
MARCH 1, 2005**

CALL TO ORDER: Mayor Robinson called the Special Council meeting to order at 6:30 P.M.

ROLL CALL: Council Members Present- Chapin, Carnahan, Deckert and Horne, Small arrived at 6:34PM.

PUBLIC HEARING – ANNEXATION PROCESS:

Mayor Robinson opened the public hearing at 6:35 PM and explained its nature. Citizen Dea Ashley questioned why the City is going above the railroad right-of-way. Public Hearing was closed at 6:41 PM.

Council and Mayor Robinson talked about the procedures, boundaries and petition method for the annexation.

Motion # 1- Councilman Carnahan moved to accept the annexation process as presented. Councilman Chapin seconded.

Yes: C. Carnahan and C. Chapin.
No: C. Small, C. Horne, and C. Deckert.

MOTION DID NOT PASS.

Motion # 2- Councilwoman Deckert moved to proceed on the process of boundary, zoning and the indebtedness of the annexation for the I-82 Business/Industrial Park.

Yes: C. Deckert
No: C. Small, C. Horne, C. Chapin, and C. Carnahan.

MOTION DID NOT PASS.

Council and City Engineer addressed the annexation process, boundaries, zoning, and indebtedness and the proper procedures for the annexation.

Motion # 3- Councilman Chapin moved to accept the annexation's boundary current zoning, and indebtedness for the rest for the City. Councilman Small seconded. Motion carried.

ADJOURNMENT-

Motion # 4 - Councilman Horne moved to adjourn. Councilwoman Deckert seconded. Motion carried. Mayor adjourned at 6:55 P.M.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer



**MINUTES OF WORKSHOP
SEPTEMBER 14, 2005**

CALL TO ORDER: Mayor Robinson called the Workshop meeting to order at 7:00 P.M.

ROLL CALL: Council Members Present- Chapin, Small, Horne, and Carnahan. Councilwoman Deckert came at 6:05 P.M.

I-82 BUSINESS/ INDUSTRIAL PARK-

Council, Mayor and City Engineer discussed the progress of the I-82 development. City Engineer discussed the process and financial needs for the project. He also talked about the waster and sewer system across the river. He also talked about the permit requirements and the planning process.

Council and Mayor appointed the City Engineer to control the flow chart and coordinate the general scope of work for the project.

MOTION #1 – Councilwoman Deckert moved to adjourn the workshop meeting 7:04 PM. Councilman Carnahan Seconded. Motion carried.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer

Date



**MINUTES OF WORKSHOP
SEPTEMBER 20, 2005**

CALL TO ORDER: Mayor Robinson called the Workshop meeting to order at 6:00 P.M.

ROLL CALL: Council Members Present- Horne, Small, Chapin, and Carnahan. Councilwoman Deckert came at 6:04 P.M.

DOG BARKING AND NOISE ORDINANCES-

Council member Horne recommended changes on the existing ordinances because there are some sections that are not clear enough. Councilman Small suggested re-visiting those sections that apply.

A citizen provided a package with information on codes from several Cities. Council, Mayor and City Attorney discussed the ordinances and suggested to review that information given and discuss next Council meeting.

MOTION #1 – Councilman Horne moved to adjourn the workshop meeting 6:53 PM. Councilwoman Deckert Seconded. Motion carried.

Bryan H. Robinson
Mayor

Avigail Sanchez,
City Clerk-Treasurer

Date