

**City of Benton City  
Regular Council Meeting Minutes  
August 20<sup>th</sup>, 2013**

**CALL TO ORDER** – Mayor Carnahan called the August 20<sup>th</sup>, 2013 Regular Council meeting to order at 7:00 p.m. (170/1/575\*Audio recording begins)

**PRESENTATION OF THE COLORS** – Councilwoman Johnson led the Council and audience in the Pledge of Allegiance. (176/2/426\*)

**ROLL CALL** – (187/3/254\*) Council Members Present –

**Francisca Proctor  
Connie Meredith  
Honda Johnson  
Mary Lettau  
Lisa Stade**

City Staff Present –

**Stephanie Haug, City Clerk/Treasurer  
Kyle Kurth, City Maintenance Foreman**

Other Professionals Present –

**Alan Rainey, City Engineer, Spink Engineering LLC  
Patrick Galloway, City Attorney, Kerr Law Group  
Capt. Clay Vannoy, Benton County Sheriff's Office  
Randy Rutledge, Consultant, Benton City E.D.C.**

**READING AND APPROVAL OF MINUTES** (194/3/346\*)

- **REGULAR MEETING AUGUST 6<sup>TH</sup>, 2013**

**Councilwoman Johnson:** Mayor I so move that we approve the reading...the approval of the Minutes for Regular Minutes of August 6<sup>th</sup>, 2013 as presented.

**Councilwoman Lettau:** I second.

**MOTION #1-** C. H. Johnson moved and C. M. Lettau seconded to approve the Minutes of the August 6<sup>th</sup>, 2013 Regular Council Meeting as presented.

**VOICE VOTE #1-** C. H. Johnson, C. F. Proctor, C. C. Meredith, C. M. Lettau, C. L. Stade  
**ALL YEAS. Motion carried.**

**OPENING REMARKS, "HOUSEKEEPING" ITEMS, EXECUTIVE SESSION REQUESTS, ETC. –**  
(204/1/297\*)

**Mayor Carnahan -** Add E.D.C. Report to G.5.

**APPROVAL OF AGENDA** – (217/4/215\*)

**Councilwoman Johnson:** Mayor, I make a motion that we approve the Agenda for August 20<sup>th</sup>, 2013 as amended.

**Councilwoman Stade:** I second.

**MOTION #2-** C. H. Johnson moved and C. L. Stade seconded to approve the August 20<sup>th</sup>, 2013 Regular Council Meeting Agenda as amended.

**VOICE VOTE #2- C. H. Johnson, C. F. Proctor, C. C. Meredith, C. L. Stade, C. M. Lettau**  
**ALL YEAS. Motion carried.**

**1. VISITOR COMMENTS – (223/1/689\*)**

**Jack Davis, 506 Carol Avenue**

- Read an article re: City of Kennewick – Seasonal Yard of the Month in Kennewick – Due Sept. 7<sup>th</sup> – Consider to do in Benton City – Might work better than other things
- 417 3<sup>rd</sup> St. – Have two garbage cans – Set out on asphalt – Almost hit
- There a lot – Day after day – Could be moved back about 8 to 10 ft.
- JB doing a reasonably good job for City

**Maxine Martin, 506 Carol Avenue**

- Invite to Cable Bridge lighting for ovarian cancer – August 29 – Ceremony at 7 p.m. at Clover Island – Lighting about 7:30

**REGULAR REPORTS**

**1. SHERIFF'S REPORT (387/1/088\*)**

**Capt. Clay Vannoy, Benton County Sheriff's Office**

- 431 Calls for Service vs. 333 in 2012
- 41 Case offenses vs. 29 in 2012
- 49 Infraction Offenses issued

**Mayor Carnahan** – Sitting on the curve at 9<sup>th</sup> and Babs – Still doing it – Let them know it's not safe

**2. STAFF REPORT – (453/2/365\*)**

**Stephanie Haug, City Clerk/Treasure**

**3. ENGINEER REPORT (462/2/133\*)**

**Alan Rainey, City Engineer, Spink Engineering LLC**

- T.I.B. applications being submitted for City projects – Dale Avenue – Sidewalk around park – Put out survey – All positive

**Mayor Carnahan** – When due?

**Mr. Rainey** – August 23<sup>rd</sup>, 2013 – Should know about November

**Mayor Carnahan** – One good thing that has happened – Mrs. Elston is happy now! Got it taken care of after sixteen years – Paperwork is done!

**4. COUNCIL COMMITTEE REPORTS (536/4/951\*)**

**Councilwoman Lettau** – None

**Councilwoman Proctor** – None

**Councilwoman Johnson** – None

**Mayor Carnahan** – Roundabout – Shovel ready but no construction money – Maybe next year

**Councilwoman Meredith** – None

**Councilwoman Stade** – First Aid/CPR by Fire Department – Benton Franklin Transit – From Benton City to the Fair last bus at 10:30 – Will be attending the Bus Rodeo in Spokane

**5. EDC REPORT** (631/1/817\*)

**Randy Rutledge, Consultant, Benton City E.D.C.**  
- Report in Packet

**ITEMS FOR APPROVAL:**

**1. FIRST READING – ORDINANCE – UPDATING INTERNATIONAL BUILDING CODES -**  
(1102/2/478\*)

**Councilwoman Johnson:** Mayor, I so move that we approve on the First Reading, an ordinance of the City of Benton City, Washington, amending Section 15.08.010 “Adoption of Building Codes” adopting the 2012 International Code by Reference, and providing for the adoption of further amendments”

**Councilwoman Proctor:** I’ll second.

**MOTION #3-** C. H. Johnson moved and C. F. Proctor seconded to approve on the First Reading, an ordinance of the City of Benton City, Washington, amending Section 15.08.010 “Adoption of Building Codes” adopting the 2012 International Code by reference, and providing for the adoption of future amendments.

**VOICE VOTE #3-** C. H. Johnson, C. F. Proctor, C. L. Stade, C. C. Meredith, C. M. Lettau  
ALL YEAS. Motion carried.

**2. HERCULES PLACE & 11<sup>TH</sup> STREET RECONSTRUCTION AND ARCHIE BORDEN PARK IMPROVEMENTS –** (1121/3/618\*)

**Mr. Rainey** – Explanation and recommendation of project award

**Councilwoman Johnson:** Mayor, I recommend...Mayor, I recommend that we...approve the contract to Granite Construction Company in the amount of \$82,371.00.

**Councilwoman Meredith:** I second.

**MOTION #4-** C. H. Johnson moved and C. C. Meredith seconded to award the contract for the Hercules Place/11<sup>th</sup> St. Reconstruction and Archie Borden Park Improvements Projects to Granite Construction Company in an amount not to exceed \$82,371.00.

**ROLL CALL VOTE #4-** C. C. Meredith, C. H. Johnson, C. M. Lettau, C. L. Stade, C. F. Proctor  
ALL YEAS. Motion carried.

**3. VOUCHERS** (1271/1/770\*)

**Councilwoman Johnson:** Mayor, I move to approve payments of Claim check number 24918, 24919, 25593, and 25596 thru 25616 and EFTs as listed in the amount of \$15,281.32 and Payroll check numbers 25516, 25547 and 25560 and EFTs, as listed in the amount of \$64,056.62 this 20<sup>th</sup> day of August, 2013.

**Councilwoman Stade:** I second.

**MOTION #5-** C. H. Johnson moved and C. L. Stade seconded to approve payment of Claim check numbers 24918, 24919, 25593, and 25596 thru 25616 and EFTs as listed in the amount

of \$15,281.32 and Payroll check numbers 25516, 25547 and 25560 and EFTs, as listed in the amount of \$64,056.62 this 20<sup>th</sup> day of August, 2013.

**ROLL CALL VOTE #5—C. M. Lettau, C. C. Meredith, C. H. Johnson, C. L. Stade, C. F. Proctor  
ALL YEAS. Motion carries.**

**ITEMS FOR DISCUSSION – (1301/4/661\*)**

**1. BENTON CITY BENCH PLAN -**

**Mayor Carnahan** – Overview of Subject

**Councilwoman Johnson** – Had to go to Kiona Irrigation – They mentioned that it was in City - Not worried – People are getting confused – Location – Based on application – Thought they can go wherever – How do we solve this issue

**Mayor Carnahan** – Where they are on map is where they will go – Need to

**Councilwoman Johnson** – According to whom? By application – Says people just have to be specific – Put in for specific location – Then City will approve

**Mayor Carnahan** – Basically that is correct

**Councilwoman Johnson** – What they're being told is they have to put them on these red marks

**Mayor Carnahan** – Approximately on those red marks – No measurements there

**Councilwoman Lettau** – Who made decision regarding location of red marks?

**Mayor Carnahan** – Between Kiona Irrigation District, myself and City Engineer

**Ms. Haug** – Did come before Council for discussion – Was revised and brought back to Council – There was a bunch at intersection behind Skate Park and Hope Lane – Where access from Horne meets up with right-of-way – Was removed – Brought back to Council – Decided this was map City would send to Kiona Irrigation for their approval – Consensus of Council where we intended to proposed benches – For them to give blanket approval so City has authority to say “yea” or “nay” – Idea was if someone wanted to go outside this map – We would have to do a specific request to Kiona Irrigation District

**Councilwoman Johnson** – I think if we explained that to people – You've submitted your application – We'll have to approve it – So they know there is an approval process – Comes to Council – We approve it - Then goes to Irrigation District - As long as people understand Irrigation District meets at this time and they have final approval – Don't think there's an issue with them putting benches where they want to put them

**Councilwoman Stade** – I remember reviewing this for suggested – If there is a process that allows them to appeal to an alternate location – Will not be expedient – If other than indicated on map – I would be fine with that consideration

**Mayor Carnahan** – Are you saying it should be brought back to Council? Only if there are adjustments - How far can you adjust? Doesn't make sense to put bench right at road - 100 ft. adjustment in either direction

**Councilwoman Johnson** – Want to make sure they're not disruptive to neighbors – Not looking in bedroom – Maintenance can determine

**Councilwoman Stade** – Maintenance can determine

**Mayor Carnahan** – City not allowed to dig on Kiona Irrigation - Approximate locations only – End by 14<sup>th</sup> at Park-N-Ride – City only – Kiona has no say – Two or three wide spaces there would be ideal for benches – Will have to put in location and Council will approve it

**Councilwoman Johnson** – Go by application – Policy says they can pick – Go with wording

**Councilwoman Stade** – In order to approve something other than what is listed - All before Council?

**Mayor Carnahan** – Can make it almost impossible - Trust myself and Kyle's judgment – Approximate locations

**Councilwoman Johnson** – Need to go with first come, first serve basis – Don't want bunch of benches all together

**Councilwoman Stade** – What's reasonable – What's safe – What's not a concern to homeowner - Mayor not for having benches – Concerned with having a two person committee – Should be Council thing

**Mayor Carnahan** – Join the committee

**Councilwoman Stade** – What voice do I have?

**Mayor Carnahan** – Council makes the policy – Mayor enforces – No objection to having Council Member on committee - To get through Kiona – Needs to be near the marks on the path – Already went thru Public Hearing with Kiona Ditch

**Councilwoman Stade** – Concern about conflict re: employee/boss – Reasonable thing to take before Council to review – Bring back for vote – Prefer to have input from all sources

**Mayor Carnahan** – Info to Kiona Irrigation Board – Chairman should have say also

**Councilwoman Stade** – Even the Building Code can amend for the jurisdiction – If International Building Code can amend and adjust based on their City or County – We surely can amend or adjust within reason for our Bike Path – Process will be us – Table it – We approve if it's approved – We're not going to be flooded with requests

**Ms. Haug** – Would like to request if does come before Council - Review when in packets – Opportunity to review – Minimize number of meetings required to approve - on Agenda for approvals

**Mr. Davis** – Ten Map locations

**Councilwoman Johnson** – Put on next Council Agenda after received – Approve by Council within two weeks

**Mr. Keenan** – Ian Keenan, 907 Jane Avenue

**Ms. Wolfe Keenan** – Kathy Wolfe Keenan

**Mr. Wolf** – Brian Wolfe

**Mr. Keenan** – Gone thru process with City for roughly two years – Attended Irrigation meetings – Seems like things are all squared away – Suggested sites – Each case – Someone was to decide on case by case basis – Benches are being paid for privately – We've walked path numerous times – Selected spot for memorial bench – Marked spot out – Stakes in dirt – X on map – Figured distance from corner – 181 ft. - Presented map to City with check – Told "No, only going to be where City decides and that's it" – If this application needs to be provided – Are we number one?

**Ms. Haug** – Bench has been ordered – Came in today – Should be installed within next month – Waiting for plaque

**Ms. Wolfe Keenan** – We were not told that – It will be installed where we want it?

**Ms. Haug** – In close proximity to map's location – Preapproved where we don't have to go thru Kiona – Take longer and be less likely to be approved

**Ms. Wolfe Keenan** – As Memorial Bench purchaser – Not an easy process – Hard to deal with process

**Councilwoman Stade** – First bench – Not in agreement – Took some things in the future

**Ms. Wolfe** – Disappointing

**Councilwoman Stade** – What about the benches? Thank you for your perseverance

**Ms. Wolfe** – Red marks – Not in good locations – Not peaceful

**Mr. Wolfe** – Would like to be there when installed

**Mayor Carnahan** – Everyone needs to remember - City does not own land – Kiona has the final say – Cannot dig unless Kiona approves

**Councilwoman Stade** – Been walking the Bike Path – Option to have bollards – By tennis courts – Saw vehicle on Bike Path – Propose bollards be put in to prevent vehicles from accessing Bike Path

**Mayor Carnahan** – Should have four spots – Library and tennis courts – Will look into

**Councilwoman Stade** – Staying overnight at boat launch?

**Mayor Carnahan** – No overnight parking at Boat Launch

**Ms. Haug** – Code Enforcement Officer made contact today – Not staying overnight

**Mayor Carnahan** – Seeing increase use of Boat Launch for floating river

**Councilwoman Meredith** – Crosswalks – Flags? For crossing

**Councilwoman Johnson** – Proposed "We stop for pedestrians" signs like Dayton

**Ms. Haug** – Working on project – Stuck due to solar light panel – Streets took precedent – Maybe modify for flags

## **2. CAMPAIGN SIGNS** – (2129/4/686\*)

**Mayor Carnahan** – Some people up for elections – Booklet says where signs can go – No state or city R-O-W – Property fence lines pretty close – Signs in middle of R-O-W will be removed – Property owner permission

**GENERAL COUNCIL COMMENTS – (2192/3/025\*)**

**Councilwoman Johnson** – Citizen came to me this week about Code Enforcement – Piece of mail in dumpster by Community Center – Belonged to gal in his apartments – Trash bin by Community Center only for people renting Center – All garbage cans – Why are we picking on that?

**Ms. Haug** – Only time City takes notice is when there is large quantity of garbage disposed of – Instead of taking to transfer station – Use City dumpster to dispose of huge quantity of personal, residential garbage – Nine times out of ten due to fact they don't have personal garbage service – When they use City service – Prohibits general public from using as intended – For park garbage and Community Center garbage - Essentially stealing City garbage service – They are benefitting from it – City Maintenance Crew doesn't dumpster dive – Found mail when trying to determine who was dumping large quantities of garbage – Code Enforcement made contact – Notified them not okay to dump garbage – Required to have garbage service at their residences – No fines issued – End of situation – Is illegal for people to dump large quantities of garbage in City garbage cans

**Councilwoman Johnson** – Do we put locks on it? That apartment building does have dumpster

**Councilwoman Stade** – Grew up knowing it's wrong to use other business's garbage facilities

**Ms. Haug** – Just try to contact people and educate them about use of City garbage cans

**ADJOURNMENT – Mayor Carnahan (2327/3/746\*)**

**Councilwoman Stade:** Mr. Mayor, I make a motion that we adjourn tonight's meeting.

**Councilwoman Meredith:** I second.

**MOTION #6– C. L. Stade moved and C. C. Meredith seconded to adjourn the August 20<sup>th</sup>, 2013 Regular Council Meeting at 8:12 p.m.**

**VOICE VOTE #6– C. H. Johnson, C. F. Proctor, C. L. Stade, C. C. Meredith, C. M. Lettau  
ALL YEAS. Motion carried.**

Meeting adjourned at 8:12 p.m. (2332/2/297\*)

  
Lloyd Carnahan  
Mayor, City of Benton City

  
Stephanie Haug, CMC  
City Clerk/Treasurer

Date: 9/4/13