

**City of Benton City  
Regular Council Meeting Minutes  
November 3<sup>rd</sup>, 2015**

**CALL TO ORDER** – Mayor Carnahan called the November 3<sup>rd</sup>, 2015 Regular Council meeting to order at 7:00 p.m. (00:46:36\*Audio recording begins)

**PRESENTATION OF THE COLORS** – Councilwoman Stade led the audience in the Pledge of Allegiance. (00:46:28\*)

**ROLL CALL** – (00:45:05\*) **Council Members Present** –

Lisa Stade  
Mary Lettau  
Connie Meredith  
Michelle McLeod  
Linda Lehman

**City Staff Present** –  
Stephanie Haug, City Clerk/Treasurer

**Other Professionals Present** –  
Eric Ferguson, City Attorney, Kerr Law Group  
Alan Rainey, City Engineer, Spink Engineering LLC  
Larry Howell, President, Benton City EDC

**READING AND APPROVAL OF MINUTES** (00:45:50\*)

- REGULAR MEETING – OCTOBER 20<sup>TH</sup>, 2015
- SPECIAL WORKSHOP – OCTOBER 12<sup>TH</sup>, 2015

**Councilwoman Meredith:** Mr. Mayor, I make a motion to approve the Minutes from October 20<sup>th</sup>, 2015 and October 12<sup>th</sup>, 2015.

**Councilman McLeod:** I second.

**MOTION #1-** C. C. Meredith moved and C. M. McLeod seconded to approve the Minutes of the October 20<sup>th</sup>, 2015 Regular Council Meeting and the Special Workshop Meeting of October 12<sup>th</sup>, 2015, as presented.

**VOICE VOTE #1-** C. C. Meredith, C. L. Lehman, C. M. McLeod, C. L. Stade, C. M. Lettau  
ALL YEAS. Motion carried.

**OPENING REMARKS, “HOUSEKEEPING” ITEMS, EXECUTIVE SESSION REQUESTS, ETC.**  
(00:45:13\*)

**Mayor Carnahan** – Try to end by 7:45 p.m.

**APPROVAL OF AGENDA** – (00:44:40\*)

**Councilwoman Meredith:** Mr. Mayor, I make a motion to approve the Agenda as presented.

**Councilwoman McLeod:** Second it.

**MOTION #2-** C. M. Meredith moved and C. M. McLeod seconded to approve the November 3<sup>rd</sup>, 2015 Regular Council Meeting Agenda as presented.

**VOICE VOTE #2-** C. L. Lehman, C. C. Meredith, C. M. McLeod, C. L. Stade, C. M. Lettau  
ALL YEAS. Motion carried.

**VISITOR COMMENTS** - (00:44:29\*) None

**REGULAR REPORTS**

- 1. EDC REPORT** (00:44:10\*) Larry Howell, President, Benton City EDC \* Written report not provided \*
- 2. STAFF REPORTS** – (00:36:39\*) **Stephanie Haug, City Clerk/Treasurer - Skate Park Fundraiser Follow-up** – Best way to move forward – Kids should organize/develop their fundraising – Take one of their ideas and move forward with that as separate entity from City – If have a project in mind would like to donate towards – Put proposal together for Council to donate money raised towards specific project – As what was done with Library – Give City call to insure all ordinances are being followed

3. **ENGINEER REPORT-** (00:35:37\*) **Alan Rainey, City Engineer, Spink Engineering LLC** - Archie Borden Park – Finished drainage project - Library patio cover out for re-bid – Bid tabulation at next council meeting November 17<sup>th</sup> – Well #5 – Trying to get out to bid – Still some logistics to work out – Have to work with AT&T – Power will be out for short period of time – Keep cellphone service going

4. **COUNCIL COMMITTEE REPORTS** (00:34:54\*)  
**Mayor Carnahan** – Budget reports

**ITEMS FOR APPROVAL:** (00:34:37\*)

**Councilwoman Lehman** – Red Mountain AVA and wineries – Food drive this weekend – Bring in two cans – Get free wine tasting – Goal is 3,200 lbs. of food – Going to Benton City Food Bank – Looking for suggestion how to thank them for reaching out to us

**Councilwoman Stade** – Students can make cards

1. **FIRST READING – ORDINANCE – 2016 AD VALOREM TAX** (00:34:46\*)

**Councilwoman Stade:** Mr. Mayor, I move to approve an ordinance on the First Reading, of the City of Benton City, Washington, setting the tax levy for the City of Benton City, and fixing the amount the ad valorem taxes for the year 2016.

**Councilwoman Meredith:** I'll second.

**MOTION #3**—C. L. Stade moved and C. C. Meredith seconded to approve on the First Reading, an ordinance 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 2016.

**VOICE VOTE #3**—C. L. Stade, C. L. Lehman, C. M. McLeod, C. M. Lettau, C. C. Meredith  
**ALL YEAS. Motion carried.**

2. **RESOLUTION #2015-17 – MARIJUANA MORATORIUM** (00:32:59\*)

**Mr. Ferguson** – Set to expire November 5<sup>th</sup> - Findings and amended work plan – MRSC handout – WA State regulates by City – Add to Ordinance – Conditional Use as drafted – No limitations listed – Location to each other – Wasn't issue in past due to lottery system - Not regulated by Liquor Cannabis Control Board anymore – Going to start issuing licenses and letting cities figure out where to put them – Best legal recommendation is to pass moratorium for now regardless of what decide to do

**Councilwoman Lehman** – Said we could change the findings?

**Mr. Ferguson** – If wanting to change findings – Make particular motion to amend – Council takes vote on amending particular finding – If passed – Went forward based on that – Would passed as amended

**Ms. Haug** – Yellow sheet – Options as far as adopting the resolution – Giving it time to develop regulations if Council chooses – To pass resolution to develop a ban ordinance – Would come before Council at later date – To pass the resolution and bring back to next meeting for discussion – Or deny resolution and remove the moratorium – Just summary of different options – Lawyer's referral as far as amending the findings – Would be found in Section One of resolution – Could be amended as part of motion to approve the resolution

**Councilwoman Lettau:** Mr. Mayor, I move to approve on the Resolution #2015-17, a resolution of the City of Benton City, Washington, declaring a renewal of the moratorium established by Resolution No. 2013-20, extended by Resolution No. 2013-26, and renewed by Resolution No. 2014-18 and Resolution No. 2015-06 and adopting Findings of Fact and approving an amended work plan.

**Councilwoman Meredith:** I'll second.

**MOTION #4**—C. M. Lettau moved and C. C. Meredith seconded to approve Resolution No. 2015-17, a resolution of the City of Benton City, Washington, declaring a renewal of the moratorium established by Resolution No. 2013-20, extended by Resolution No. 2013-26, and renewed by Resolution No. 2014-18 and Resolution No. 2015-06 and adopting Findings of Fact and approving an amended work plan.

**ROLL CALL VOTE #4**– C. M. Lettau, C. C. Meredith, C. L. Stade  
**ALL YEAS. C. L. Lehman, C. M. McLeod – NAYS. Motion carried.**

**3. RESOLUTION #2015-18 – INTERLOCAL AGREEMENT WITH BENTON COUNTY – CHIP SEAL (00:12:27\*)**

**Mr. Rainey** – Chip Seal Agreement details

**Councilwoman Meredith:** Mr. Mayor, I move to approve Resolution No. 2015-18, a resolution approving the Interlocal Cooperation Agreement for Bituminous Surface Treatment 2016 with Benton County; and authorizing the Mayor to sign the Interlocal Cooperation Agreement.

**Councilwoman McLeod:** I second it.

**MOTION #5**–C. C. Meredith moved and C. M. McLeod seconded to approve Resolution No. 2015-18, a resolution approving the Interlocal Cooperation Agreement for Bituminous Surface Treatment 2016 with Benton County; and authorizing the Mayor to sign the Interlocal Cooperation Agreement.

**VOICE VOTE #5**–C. L. Stade, C. L. Lehman, C. M. McLeod, C. M. Lettau, C. C. Meredith  
**ALL YEAS. Motion carried.**

**4. PLANNING COMMISSION APPOINTMENT – JEANNE WALLACE (00:10:40\*)**

**Ms. Wallace** – Introduction

**Councilwoman Lettau:** Mr. Mayor, I move to appoint, is it Jeannie or Jeanne? Jeanne Wallace to the Benton City Planning Commission Position #3.

**Councilwoman McLeod:** I second it.

**MOTION #6**–C. M. Lettau moved and C. M. McLeod seconded to appoint Jeanne Wallace to the Benton City Planning Commission Position #3.

**VOICE VOTE #6**–C. L. Stade, C. L. Lehman, C. M. McLeod, C. M. Lettau, C. C. Meredith  
**ALL YEAS. Motion carried.**

**5. CHANGE ORDER – ARCHIE BORDEN PARK DRAINAGE PROJECT (00:09:42\*)**

**Mr. Rainey** – Explanation of Change Order #1

**Councilwoman Lehman:** I move to approve Change Order #1 for the Archie Borden Park Drainage Improvement Project, increasing the contract price by \$674.41 to \$26,054.23.

**Councilwoman Stade:** Second.

**MOTION #7**–C. L. Lehman moved and C. L. Stade seconded to approve Change Order #1 for the Archie Borden Park Drainage Improvement Project, increasing the contract price by \$674.41 to \$26,054.23.

**ROLL CALL VOTE #7**–C. C. Meredith, C. L. Lehman, C. M. Lettau, C. L. Stade, C. M. McLeod,  
**ALL YEAS. Motion carried.**

**6. VOUCHERS (00:07:40\*)**

**Councilwoman Lettau:** Mayor, I move to approve payments of Claim check numbers 27222 thru 27236 with EFTs as listed in the amount of \$35,229.92, this 3<sup>rd</sup> day of November, 2015.

**Councilwoman McLeod:** Second it.

**MOTION #8**–C. M. Lettau moved and C. M. McLeod seconded for the City Council of the City of Benton City, Washington, to approve payment of Claim check numbers 27222 thru 27236 and EFTs as listed in the amount of \$35,229.92, this 3<sup>rd</sup> day of November, 2015.

**ROLL CALL VOTE #8**– C. M. McLeod, C. C. Meredith, C. L. Lehman, C. M. Lettau, C. L. Stade  
**ALL YEAS. Motion carried.**

**ITEMS FOR DISCUSSION – (00:06:56\*)**

**1. OUTDOOR ASHTRAY RECEPTACLES – OTHER CITIES**

**Mr. Ferguson** – Limited information available – Comply with Clean Air Act – Blown over at George Washington Way – Couldn't really find anything – No specific law

**Mr. Howell** – Did research – Safest option – Get heavy ones – People put other stuff in them – Need cleaned out often – A lot of garbage – Far enough away from building so doesn't catch on fire

**Councilwoman Lehman** – Observed examples – All along the Uptown – In front of businesses – Concrete and metal – Small opening

**Mr. Jack Davis** – Have ashtrays like that at the Legion – Three feet tall - Bucket with sand at bottom – Quite effective at taking care of waste – Stomp cigarettes out next to ashtray – Not expensive – Still have to educate people

**GENERAL COUNCIL COMMENTS – (00:00:20\*)** None

**ADJOURNMENT – Mayor Carnahan (00:00:13\*)**

**Councilwoman Meredith:** Mr. Mayor, I make a motion that we adjourn.

**Councilwoman Lettau:** I second.

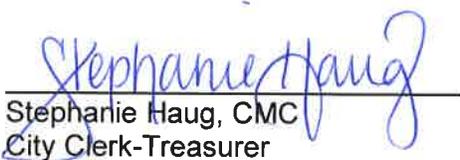
**MOTION #9– C. C. Meredith moved and C. M. Lettau seconded to adjourn the November 3<sup>rd</sup>, 2015 Regular Council Meeting at 7:46 p.m.**

**VOICE VOTE #9– C. C. Meredith, C. L. Lehman, C. L. Stade, C. M. McLeod, C. M. Lettau  
ALL YEAS. Motion carried.**

Meeting adjourned at 7:46 p.m. (00:00:00\*Audio recording ends)



Lloyd Carnahan  
Mayor, City of Benton City



Stephanie Haug, CMC  
City Clerk-Treasurer

Date: 12-25-15