



MINUTES
RICHLAND CITY COUNCIL REGULAR MEETING
Richland City Hall ~ 505 Swift Boulevard
Tuesday, September 15, 2015

Pre-Meeting:

Mayor Rose called the pre-meeting to order at 7:00 p.m. in the City Manager's Conference Room in the City Hall Annex building.

Attendance:

Mayor Rose, Mayor Pro Tem Lemley, Council Members Anderson, Christensen, Revell, and Thompson were present.

Also present were City Manager Reents, Assistant City Manager Amundson, Community Development Director Jensen, City Attorney Kintzley, Parks and Public Facilities Director Schiessl and City Clerk Hopkins.

Discussion of Meeting Agenda Items:

Council and staff briefly reviewed the proposed agenda scheduled for the regular meeting.

Council discussed the proposed increase in appropriation in the general fund relating to the golf course fund, the land transfer from the Department of Energy, correcting the September 1, 2015, minutes in a statement of Council Member Revell changing the word "are acceptable" to "are not appropriate," arranging a Hope Solo event as Ms. Reentz has been in contact with Ms. Solo publicity manager recently to discuss options, the Confederated Tribes of the Umatilla Indian Reservation (CTUIR) request to endorse the senate bill to claim ownership of Kennewick Man, and the Tri-Cities Rivershore Enhancement Council discussions on taking back the Tri-Cities riverfront property from the U.S. Army Corps of Engineers.

Ms. Reentz also briefed the Council on the recent meeting with the CTUIR concerning economic development and signing a Memorandum of Understand to facilitate the development of Columbia Point South.

Regular Meeting:

Mayor Rose called the Council meeting to order at 7:30 p.m. in the Council Chamber at City Hall.

Welcome and Roll Call:

Mayor Rose welcomed those in the audience and expressed appreciation for their attendance.

Mayor Rose, Mayor Pro Tem Lemley, Council Members Anderson, Christensen, Revell, Kent and Thompson were present.

Also present were City Manager Reents, Assistant City Manager Amundson, City Attorney Kintzley, Parks and Public Facilities Director Schiessl, Energy Services Director Hammond, Police Services Director Skinner, Fire and Emergency Services Director Huntington, Community Development Director Jensen, Public Works Director Rogalsky, Administrative Services Director Koch, and City Clerk Hopkins.

Pledge of Allegiance:

Mayor Rose led the Council and audience in the recitation of the Pledge of Allegiance.

Approval of Agenda:

MAYOR PRO TEM LEMLEY MOVED AND COUNCIL MEMBER KENT SECONDED A MOTION TO APPROVE THE AGENDA AS PUBLISHED. THE MOTION CARRIED 7-0.

Presentations:

1. Mid-Year Financial Review (15 minutes)
- Cathleen Koch, Administrative Services Director

Ms. Koch gave the mid-year budget review including: discussion on the general fund revenues, the general fund funding sources, general fund property taxes, sales tax activity, general fund expenditures, general fund balances and the revenues and expenditures by fund.

Council discussed the presentation with Ms. Koch. Mayor Rose thanked Ms. Koch and her staff for the good work on the budget preparation.

2. CityView Videos: Operation Warm and Proposed Irrigation Rate Increase
- Trish Herron, Communications and Marketing Manager

Ms. Herron said the first video is about Operation Warm, coordinated by the Richland Fire Fighters, which provides coats to eligible Jefferson Elementary School children. This year, their goal is to collect enough donations to provide coats to eligible children at Jason Lee Elementary School as well. She continued with more details of the program.

Mayor Pro Tem Lemley pledged \$500 this year and challenged the other Councilmembers to match his pledge.

Ms. Herron said the second video is part of an outreach program to educate the public on the proposed irrigation rate increase that will be considered by Council in October.

3. Citizens' Climate Lobby, Richland Chapter (5 minutes)
- Alexandra Amonette

Steve Ghan, Charles LoPresti and Alex Amonette introduced themselves and gave their backgrounds. They said they belong to the Citizens' Climate Lobby organization and explained the carbon fee and dividend plan.

Public Hearing:

City Clerk Hopkins read the Public Hearing and Public Comments Procedures.

1. Increasing Appropriations in the General Fund and the Golf Course Fund related to Forgiveness of an Interfund Loan - Ordinance No. 56-15
- Joe Schiessl, Parks and Public Facilities Director

Mr. Schiessl said that state statutes requires a public hearing to be held prior to consideration of an ordinance to increase the appropriation of existing fund balance. Ordinance No. 56-15 proposes to increase appropriations to the General Fund and the Golf Course Fund by \$2,283,103, to forgive two interfund loans owed by the City's Golf Course Fund to the General Fund. No cash will move between funds as a result of the budget adjustment.

Mayor Rose opened the public hearing at 8:13 p.m. and closed the hearing at 8:14 p.m. as there were no public comments.

2. Proposed Whitfield Annexation of 26.3 Acres Located South of Shockley Road and West of the Plat of Bordeaux Grove and East of Queensgate Drive
- Ordinance No. 58-15
- Rick Simon, Development Services Manager

Mr. Simon said this public hearing has been scheduled to provide Council with an opportunity to hear from the public concerning the proposed annexation of a 26.3-acre located south of Shockley Road, north of the Kennewick Irrigation District irrigation canal and west of the plat of Bordeaux Grove. Council has reviewed this proposal previously through the adoption of Resolution No. 54-15, which authorized commencement of the annexation process. The Planning Commission held a public hearing and recommended adoption of R1-10 zoning for the property and the Benton County Boundary Review Board approved the proposal. The formal annexation petition was officially certified by the County Assessor. The final steps in the annexation process are for Council to hold the public hearing and to adopt an ordinance annexing the property. Draft Ordinance No. 58-15 has been prepared for Council's consideration and is part of the consent agenda. The proposed annexation is anticipated to have a minor positive fiscal impact to the City, both initially and when full build-out of the property would be achieved in the future.

Council asked several questions regarding the annexation and the zoning.

Mayor Rose opened the public hearing at 8:19 p.m.

Bob Zinsli, 771 Shockley Road, Richland, WA, owns the property adjacent to the property being annexed and stated he has no problem with the annexation.

Mayor Rose closed the public hearing at 8:20 p.m.

Public Comments:

Patrick Paulson, 2253 Davison Avenue, Richland, WA, is concerned with the grading going on by Shockley Road and provided Council with pictures of the project and several documents from the Department of Ecology (DOE). He questioned if all of the proper permits have been obtained by the developer from the DOE. He requested that Council develop code that requires developers have all of the permit from all agencies before a project can begin and that they are easily obtainable by the public.

Consent Calendar:

City Clerk Hopkins read the Consent items.

Minutes:

1. Approve the Minutes of the Council Meeting Held September 1, 2015
- Heather Kintzley, City Attorney

Ordinances - First Reading:

2. Ordinance No. 54-15, Increase in Appropriations in the Park Project Construction Fund for the Construction of a Parking Lot at Trailhead Park and Revising the 2015-2030 Capital Improvement Plan
- Phil Pinard, Planning and Capital Projects Manager
3. Ordinance No. 55-15, Amending RMC Title 23, Regarding Residential Standards Applicable to the Business Research Park District and Off-Street Parking Standards for Studio Apartments
- Rick Simon, Development Services Manager
4. Ordinance No. 56-15, Increasing Appropriations in the General Fund and the Golf Course Fund Related to Forgiveness of an Interfund Loan
- Joe Schiessl, Parks and Public Facilities Director
5. Ordinance No. 58-15, Approving Whitfield Annexation of 26.3 Acres of Land Near Queensgate Drive and Shockley Road, Providing for Assumption of Existing City Indebtedness and Amending the Official Zoning Map
- Rick Simon, Development Services Manager
6. Ordinance No. 60-15, Authorizing Line of Credit for Interim Funding of Reata Road Area Water and Sewer Local Improvement District Project
- Pete Rogalsky, Public Works Director

Ordinances - Second Reading/Passage:

7. Ordinance No. 51-15, Amending RMC Title 3: Finance, by Repealing and Replacing Chapter 3.08 Surplus, in its Entirety
- Cathleen Koch, Administrative Services Director
8. Ordinance No. 52-15, Extending the Cable Television Franchise Agreement with Charter Communications to February 1, 2016
- Heather Kintzley, City Attorney

Resolutions – Adoption:

9. Resolution No. 160, Appointments to the Economic Development Committee:
MillieAnne VanDevener, Ron Thomas, and Kristopher Lapp
- Heather Kintzley, City Attorney
10. Resolution No. 161-15, Expressing Appreciation to Gary Spanner for Service
on the Economic Development Committee
- Heather Kintzley, City Attorney
11. Resolution No. 169-15, Authorizing Purchase of Right-of-Way from the
Laborer's Union No. 348 Temple Association, Inc. for Duportail Bridge
Project
- Pete Rogalsky, Public Works Director
12. Resolution No. 170-15, Purchasing Solid Waste Collection Truck from
Western Peterbilt, Inc.
- Pete Rogalsky, Public Works Director
13. Resolution No. 171-15, Authorizing Execution of an Interlocal Agreement
with the Port of Benton for the Planning and Development of the 1,341-Acre
Land Transfer from the Department of Energy
- Kerwin Jensen, Community Development Director
14. Resolution No. 172-15, Awarding Bid to Goodman and Mehlenbacher
Enterprises, Inc. for Reata Road Area Water and Sewer Local Improvement
District Project
- Pete Rogalsky, Public Works Director
15. Resolution No. 173-15, Vantage Highway Pathway Phase 1 Section 4 (f) De
Minimus impact
- Pete Rogalsky, Public Works Director
16. Resolution No. 176-15, Expressing Appreciation to Deanna Hawkins for
Service on the Economic Development Committee
- Heather Kintzley, City Attorney

Expenditures - Approval:

17. Expenditures from August 24, 2015 - September 4, 2015 for \$7,359,188.25
including Check Nos. 226259-226789, Wire Nos. 5972-5983, Payroll Check
Nos. 100108-100122, and Payroll Wire/ACH Nos. 9109-9122
- Cathleen Koch, Administrative Services Director

**COUNCIL MEMBER KENT MOVED AND COUNCIL MEMBER CHRISTENSEN
SECONDED A MOTION TO APPROVE THE AGENDA AS PUBLISHED. THE MOTION
CARRIED 7-0.**

Items of Business:

1. Ordinance No. 50-15, Amending RMC Title 2: Administration and Personnel of the Richland Municipal Code to Eliminate Term Limits for the City's Boards, Commissions and Committees except as required by State Law - First Reading, by Title Only
- Heather Kintzley, City Attorney

Council Member Thompson said he brought this issue forward because a member on the Utility Advisory Committee (UAC) has reached his term limit and Council Member Thompson believes he is a valuable member and should remain eligible to serve on the UAC. He reviewed the opinions of the other Council Members regarding this topic that were made at the September 1, 2015, Council meeting. The vote ended in a tie, as Council Member Kent was absent.

COUNCIL MEMBER THOMPSON MOVED AND COUNCIL MEMBER ANDERSON SECONDED THE MOTION TO PASS ORDINANCE NO. 50-15.

Council Member Kent apologized for her absence at the last Council meeting, which was due to illness. She said she aligns with Council Member Revell's comments in that term limits are useful, however, she also understands Council Member Thompson position. She said she would not be opposed to extending term limits for all of the boards, commissions and committees (BCC), under special circumstances and when appropriate. She will vote against eliminating term limits for the BCCs per Ordinance No. 50-15.

Council Member Thompson said he would amend his motion to amend the ordinance to create a two-year term extension for the UAC.

City Attorney Kintzley suggested to vote on the Ordinance No. 50-15 as it stands. If it fails, Council can instruct her to bring back an ordinance that adequately reflects the change they desire, rather than having a verbal amendment to Ordinance No. 50-15.

Council Member Christensen said that he has a problem with making an amendment to the ordinance that only allows for an extension for just one board. He believes that discussing a policy that is directed to one individual, is not appropriate. He said if Council wants to consider term extensions, he would like it to apply to all of the BCCs.

Council Member Anderson also does not support an extension for just one board, as the same problem could occur with another BCC member. He would like to eliminate term limits on all of the BCCs and let Council handle the process of removing a BCC member, when necessary.

Mayor Pro Tem Lemley said Council may have the process to remove a BCC member, but may not be willing to act in a timely manner when faced with that situation, as was the case in a recent Council action concerning a BCC member.

Council Member Revell pointed out that the UAC member Council Member Thompson is concerned about reaching his term limit has served 12 years and has had an additional term extension by Council. He supports term limits.

Council Member Kent clarified that she is in favor of a term limit extension that would apply to all of the BCCs.

Council Member Thompson said that after listening to Council's comments, he agrees that if Council decides to bring forward a term limit extension, it should be applied to all BCCs.

THE MOTION FAILED 3-4. COUNCIL MEMBERS CHRISTENSEN, ANDERSON AND THOMPSON WERE IN FAVOR. MAYOR ROSE, MAYOR PRO TEM LEMLEY, AND COUNCIL MEMBERS KENT AND REVELL WERE OPPOSED.

Reports and Comments:

1. City Manager:

Ms. Reents noted that second quarter criminal justice sale tax information is in Council's Tuesday Notes. She also reminded Council of the invitation Kadlec Regional Medical Center sent to Council for the event on September 17, 2015, to place the final steel beam on the Kadlec Hospital expansion project.

2. Council Members:

Council Member Kent commented on the successful Day of Service event held on September 19, 2015, in Columbia Park and thanked the local churches, businesses and volunteers that contributed to the event.

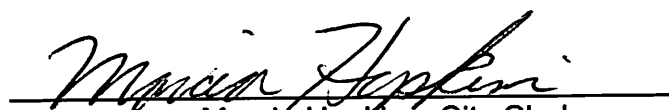
Council Member Christensen said that he attended the meeting with the CTUIR concerning economic development and signing a Memorandum of Understand to facilitate the development of Columbia Point. He also attended a celebration event on the passage of the transportation improvement package that included \$20 million for the Duportail Bridge project Richland will receive from it.

Council Member Thompson said the Operation Warm project is a community event and 100% of the donations goes to the recipient.

Adjournment:

Mayor Rose adjourned the meeting at 8:47 p.m.

Respectfully Submitted,


Marcia Hopkins, City Clerk

FORM APPROVED:


David W. Rose, Mayor

DATE APPROVED:

October 6, 2015

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