

**CITY OF MOXEE, WASHINGTON
REGULAR COUNCIL MEETING
MAY 9, 2019
COUNCIL CHAMBERS – CITY HALL**

Mayor Pro-Tem Lenseigne opened the Regular Council Meeting at 7:00 PM.

Present:

Council: Council Members: Mayor Pro-Tem LeRoy Lenseigne, Maravell Gonsioroski, Tom Hatstrup and Larry Frank
Staff: Byron Adams, City Supervisor, Kristi Heilman, City Clerk-Treasurer and Police Chief Jeff Burkett
Absent: Mayor Greg LaBree and Rob Layman
Guests: Ken and Barb Weaver and Paul Weaver

1. APPROVAL OF MINUTES FROM APRIL 25, 2019 CITY COUNCIL MEETING

Mayor Pro-Tem Lenseigne asked if there were any corrections, additions or omissions to the minutes of April 25, 2019. There were none.

ACTION NO. 1 Council member Hatstrup made a motion to accept the minutes as prepared. Council member Frank seconded the motion. The motion carried.

2. REVIEW A REQUEST TO AMEND THE SETBACKS FOR A CANNABIS RETAIL STORE

Ken Weaver, owner of Slow Burn, a cannabis retail store in Union Gap addressed the Council to request the City consider amending their current setback requirements for a cannabis retail store from 1000 feet to 100 feet from a public library. He noted that the State has recently made a provision that a city may, by local ordinance, allow a licensed cannabis retail business within 100 feet of a public library. He told the Council that his stores currently have about 50 surveillance cameras both inside and outside of his store. His store hours are 9 am to 9 pm and he expects to employ approximately 6 – 8 employees. He is wanting to rent the suite at the furthest west end of the building in the strip mall where Anytime Fitness is located. He is predicting to do about \$2 million in retail sales annually.

3. PUBLIC HEARING TO REVIEW A DEVELOPER AGREEMENT BETWEEN THE CITY OF MOXEE AND AHO CONSTRUCTION FOR THE CONSTRUCTION OF ROAD IMPROVEMENTS ON THE CORNER OF FAUCHER ROAD AND CHARRON ROAD, ADJACENT TO ROSE'S PLACE SUBDIVISION PHASE II

Mayor Pro-Tem Lenseigne opened the public hearing at 7:22 PM. City Supervisor Adams explained to the Council that one of the conditions of approval for the plat of Rose's Place Phase II was to engineer, design and construct intersection improvements at the intersection of Faucher and Charron Roads. Since the subdivision was decided at a Public Hearing, the developer agreement must also be decided at a Public Hearing. Adams read the Developer Agreement which reflects a cost of \$100,656. Adams noted that HLA has reviewed the costs listed in the agreement and stated it looks okay. There were no comments from the public. Mayor Pro-Tem Lenseigne closed the public hearing at 7:30 PM.

4. RESOLUTION 2019-03, A RESOLUTION AUTHORIZING A DEVELOPER AGREEMENT BETWEEN THE CITY OF MOXEE AND AHO CONSTRUCTION FOR THE CONSTRUCTION OF ROAD IMPROVEMENTS ON THE CORNER OF FAUCHER ROAD AND CHARRON ROAD, ADJACENT TO ROSE'S PLACE PHASE II

City Supervisor Adams read Resolution 2019-03, a resolution authorizing a Developer Agreement between the City of Moxee and Aho Construction for the construction of road improvements on the corner of Faucher Road and Charron Road, adjacent to Rose's Place Phase II.

ACTION NO. 2 Council member Gonsioroski made a motion to approve Resolution 2019-03, a Resolution authorizing a Developer Agreement between the City of Moxee and Aho Construction for the construction of road improvement on the corner of Faucher Road and Charron Road, adjacent to Rose's Place Phase II. Council member Hatstrup seconded the motion. The motion carried.

5. RESOLUTION 2019-04, A RESOLUTION APPROVING THE PLAT OF ROSES'S PLACE PHASE II AND AUTHORIZING THE MAYOR TO SIGN THE PLAT.

City Supervisor Adams noted that there are still some improvements that are not yet completed but the subdivision code allows the developer to final the plat with a surety bond for the remaining improvements. The City required Aho Construction to have a bond for \$1 million to cover all the remaining improvements. Once the plat is filed, Aho Construction can then start building homes in subdivision. When asked about settling issues Adams answered that if there are any settling issues Aho Construction will be responsible for all repairs during the 2 year warranty period.

ACTION NO. 3 Council member Frank made a motion to approve Resolution 2019-04, a Resolution approving the plat of Rose's Place Phase II and authorizing the Mayor to sign the plat. Council member Hatstrup seconded the motion. The motion carried.

6. RESOLUTION 2019-05, A RESOLUTION APPROVING THE YAKIMA COUNTY DEVELOPMENT ASSOCIATION (YCDA) ANNUAL ASSESSMENT AGREEMENT.

City Supervisor Adams reminded the Council that last year when approving the budget for 2019 it was agreed to budget \$3000 per year for a total of 5 years for the annual assessment to Yakima County Development Association. This is the formal agreement for the annual assessment to Yakima County Development Association. Adams Read Resolution 2019-05, a Resolution approving the Yakima County Development Association Annual Assessment Agreement.

ACTION NO. 4 Council member Hatstrup made a motion to approve Resolution 2019-05, a Resolution approving the Yakima County Development Association Annual Assessment Agreement. Council member Gonsioroski seconded the motion. The motion carried.

7. REVIEW 2019 POOL BULLETIN.

City Supervisor Adams noted that this year's Pool Bulletin is the same as last year's bulletin and asked the Council if they wanted to make any changes to the bulletin or the pool fees. The Council approved the bulletin and did not want to make any changes to the bulletin or the pool's fee schedule.

8. REVIEW REVENUES AND EXPENDITURES FOR 1ST QUARTER 2019.

City Supervisor Adams noted that the revenues and expenditures on the spreadsheet provided were actually thru April 30 which reflects 4 months of revenues. 3 months of expenditures and 4 months of payroll. He reviewed each funds' revenues and expenditures and compared them to their projected budget amounts. It was noted that the City has had an unforeseeable jail expense due to one of the City's inmates requiring a medical procedure and unfortunately the City is on the hook for all medical bills. The Council had no other questions.

9. APPROVE ACCOUNTS PAYABLE & PAYROLL CHECKS AS IDENTIFIED ON THE CLERK'S JOURNAL

Mayor Pro-Tem Lenseigne asked for a motion to approve Claims Check Number 34330 plus any direct deposits in the amount of \$3,138.60, dated April 30, 2019 and numbers 34331 through 34391 in the amount of \$261,399.94 dated May 9, 2019. Payroll Check numbers 28662 through 28694 plus any direct deposits in the amount of \$83,574.05 dated April 30, 2019.

ACTION NO. 5 Council member Gonsioroski made a motion to approve the above-mentioned checks. Council member Frank seconded the motion. The motion carried.

OTHER BUSINESS:

Police Department Business:

Chief Burkett reported the Police Department call statistics for the last 2 weeks and also noted that Legends Casino has selected the Moxee Police Department to receive one of their grants. Burkett did not yet know how much the grant will be for. He noted that last year the Police Department received a \$5,000 grant from them.

OLD BUSINESS:

Property Brochure:

City Supervisor Adams provided a color brochure on the piece of land that the City is seeking to sell. HLA created the brochure and Adams is seeking Council's approval of the brochure and to give the brochure to YCDA to circulate. The council approved of the brochure and said it looked good.

ADJOURNMENT

ACTION NO. 6 Council member Frank made a motion to adjourn the Regular Council meeting at 8:07 PM. Council member Hattrup seconded the motion. The motion carried.

ATTEST:



CITY CLERK-TREASURER



MAYOR PRO-TEM LEROY LENSEIGNE



LARRY FRANK



TOM HATTRUP



MARAVELL GONSIOROSKI