

**CITY OF CLARKSTON  
CITY COUNCIL AGENDA  
829 5<sup>th</sup> Street  
MONDAY, August 22, 2016**

- 1. CALL TO ORDER: 7:00 P.M.**
- 2. PLEDGE OF ALLEGIANCE:**
- 3. AGENDA CHANGES:**
- 4. APPROVAL OF MINUTES:  
August 8, 2016 Regular Meeting**
  
- 5. COMMUNICATIONS:**
  - A. From the Public (Please limit comments to 3 minutes)**
  - B. From the Mayor**
  - C. From Staff or Employees**
  
- 6. COMMITTEE REPORTS:**
  - A. Finance – Audit Report on Current Bills**
  - B. Public Safety – August 9 & August 22**
  - C. Public Works – August 16**
  - D. Administrative/Intergovernmental – August 22**
  - E. Community Development – August 16**
  - F. Outside Organizations – Health District, EMS Council, Valley Vision, PTBA, SEWEDA, MPO, Regional Stormwater, Lodging Tax Advisory**
  
- 7. UNFINISHED BUSINESS:**
  - A. Ordinance 1572, Amend 17.100, Shoreline Management Plan – 2<sup>nd</sup> Reading**
  - B. Public Safety Committee Report on Fire/EMS Options**
  
- 8. NEW BUSINESS:**
  - A. Agreement with WA State Traffic Safety Commission, Traffic Emphasis Grant**
  
- 9. COUNCIL COMMENTS**
- 10. EXECUTIVE SESSION: Union Negotiations**
  
- 11. ADJOURN:**

Time limits for addressing the council have been established by council direction. Presentations are limited to 15 minutes and public comments are limited to 3 minutes per person, per topic.

**CLARKSTON CITY COUNCIL MINUTES**  
**August 8, 2016**

ROLL CALL: Terry Beadles, Skate Pierce, Belinda Campbell, Kelly Blackmon, Monika Beauchamp, John Murray, Brian Kolstad

**STAFF:**

Chief Cooper, Chief Hastings, PWD Martin, Deputy City Attorney Schwartz, Clerk Storey

**AGENDA CHANGES:**

**APPROVAL OF:** Minutes of the July 25, 2016, Regular Meeting were approved as presented.

**COMMUNICATIONS:**

**A. From the Public:**

Tom Martin, 421 11<sup>th</sup> Street.

**B. From Mayor:**

Mayor Lawrence introduced Travis Schwartz, Deputy City Attorney.

Mayor Lawrence reported that we received notice from WCIA that our liability insurance will increase by about \$30,000 next year.

Mayor Lawrence announced that there is an opening on the Planning Commission.

Mayor Lawrence reported that she sent a letter to the applicants for the fire chief position because the council is researching options for the department. Chief Cooper has agreed to delay his retirement while the council works on a direction.

Mayor Lawrence said she is signing a letter that will go to the Corp of Engineers in support of the Waterfront Coalition.

**C. From Staff:**

Chief Cooper addressed the council regarding state mobilization for fires. He said he directed our fire department not to respond to a recent fire. Although some departments actually make money from responding, he doesn't feel that Clarkston has the resources to respond to out of area fires. He said it is not easy to recall staff and equipment if they are needed in our own community. Mayor Lawrence said she supports Chief Cooper's position. Councilmember Pierce asked if participating might be a tool for retention of volunteers. Chief Cooper said the department is always looking for ideas to raise retention.

PWD Martin reported that the four entities that own the Southway Bridge are looking at a process to facilitate running fiber across the bridge. An agreement is being drafted with CenturyLink.

Jared Lutes, 1225 Poplar, said that not responding to state mobilization is missing out on a huge moneymaker for the city. Lutes said we have four ambulances that many times sit at the station, we have an engine that sits at Clearwater Paper and a brush truck that we have never relied on. He commented that in the grant application used to purchase the brush truck we said it would be used for mutual aid requests and for state mobilizations. He said we are turning down free money for the city.

**COMMITTEE REPORTS**

**Finance:** Councilmember Beadles reported the bills were reviewed and approved for payment. Total expenditures for August 8, 2016 of \$461,845.77. MOTION BY BEADLES/KOLSTAD to approve the bills. Motion carried.

**Public Safety:** No meeting.

**Public Works:** Councilmember Pierce reported on the August 2<sup>nd</sup> meeting. Jill Eckberg had questions about the process for determining which alleys get paved. She also asked the City to do something about goat heads suggested a bounty on goat head plants.

Discussed changes to the noise ordinance (10.64.060) to allow an exception for utility work.

Discussion of the confluence area controlled by the Corp of Engineers. Possible recommendation for the mayor to sign a letter with other area organizations.

Discussed moving the farmer's market to Vernon Park. Need to research liability and other potential issues.

There will be a meeting regarding fiber cable across Southway Bridge.

The Sunrise sewer lift station plans are with Dept of Ecology for review.

Committee is planning a feasibility study for recycling.

**Admin Committee:** Councilmember Blackmon reported on the August 8 meeting. Committee discussed a legislative agenda and asked for suggestions from the council. Committee discussed the contract with Port of Wilma for fire protection in regard to whether the fees are adequate.

**Community Development:** Councilmember Campbell reported on the August 2 meeting. Committee heard a presentation from Valley Vision about their mission to bring new business to the valley. They are asking the City to consider funding in the next budget cycle.

**Outside Organizations:** No reports.

**UNFINISHED BUSINESS:**

**A. Ordinance No. 1568, Repealing Ordinance No. 115, Fowl Running at Large – 1<sup>st</sup> Reading**

Ordinance No. 1568 was read by title. MOTION BY BEAUCHAMP/PIERCE to adopt Ordinance No. 1568. Councilmember Beadles wondered how many people want to have chickens next door and said the council should consider if they want to become a farm community. Motion carried, 6-1, Beadles opposed.

**B. Ordinance No. 1569, Amending CMC 10.54, Animal Regulations – 2<sup>nd</sup> Reading**

Ordinance No. 1569 was read by title. MOTION BY BEAUCHAMP/CAMPBELL to adopt Ordinance No. 1569. Beauchamp said raising four chickens is not like being on a farm with 15 or more chickens. She said it is educational for children to see where food comes from. Councilmember Murray said he is a proponent of allowing property owners to use their property as they see fit and he feels this fits that philosophy without being disruptive to neighboring properties. Motion carried, 6-1, Beadles opposed.

**C. Ordinance No. 1570, Establishing Regulations for Keeping of Chickens – 2<sup>nd</sup> Reading**

Ordinance No. 1570 was read by title. MOTION BY KOLSTAD/MURRAY to adopt Ordinance No. 1570. Councilmember Pierce said the intent was to write a reasonable ordinance that would allow a small number of chickens, but not a commercial venture. Councilmember Murray asked how the committee arrived at four chickens. Beauchamp said she would actually prefer six chickens. Pierce said they mirrored the Lewiston ordinance for properties under 10,000 square feet, which most of Clarkston properties are. Councilmember Blackmon said four or six chickens is not enough to feed a family and he believes that twelve is better. He also wants to allow roosters that would be fitted with a "no-crow" collar. Beadles asked how we know a renter has permission from the property owner to have chickens. Beauchamp said she originally wanted to allow eight chickens. Campbell said she is opposed to roosters. She said is opposed to twelve chickens, that 4-6 is enough. Pierce commented that we need to consider animal control issues also. Blackmon asked Chief Hastings how many chicken complaints we get. He said there was one big case last year that went to court and they occasionally have other calls about chickens.

MOTION BY KOLSTAD/BEAUCHAMP to amend Ordinance No. 1570 to allow six chickens instead of four. Motion carried, 5-2, Beadles and Blackmon opposed.

MOTION BY BLACKMON/KOLSTAD to amend to allow twelve chickens. Councilmember Beauchamp pointed out that an increased number of chickens would require a larger coop and run. Councilmember Kolstad suggested we keep it at a smaller number for a period of time and see how it works. Motion failed 1-6, Blackmon in favor.

Amended motion carried, 5-2, Beadles and Blackmon opposed.

**D. Ordinance No. 1571, Amending CMC 10.56, Nuisances – 2<sup>nd</sup> Reading**

Ordinance No. 1571 was read by title. MOTION BY KOLSTAD/CAMPBELL to adopt Ordinance No. 1571. Councilmember Pierce said this amendment will deal with foul odor from all animals, not just chickens. Councilmember Blackmon asked who determines what constitutes a foul odor. Discussion ensued about some of the language in this and in Ordinance No. 1570. Attorney Schwartz had some concerns that the language is not clear and was asked to review and make a recommendation for changes that he feels are appropriate. Motion carried.

**NEW BUSINESS:**

**A. Resolution No. 2016-07, Asset Inventory Policy**

Resolution No. 2016-07 was read by title. MOTION BY BEADLES/KOLSTAD to approve Resolution No. 2016-07. Motion carried.

**B. Ordinance No. 1572, Shoreline Management Plan – 1<sup>st</sup> Reading**

Ordinance No. 1572 was read by title. Don Brigham said this is an amendment to update the Shoreline Master Program as required by the state. He said this is a regional plan which is unique within the state. Brigham said the Planning Commission has reviewed the plan and recommend its adoption. Once all jurisdictions have adopted this it will be sent to Department of Ecology for review and comment.

**COUNCIL COMMENTS:**

Councilmember Beadles suggested if restrooms are built in Vernon Park we should consider adding a fountain for kids to play in. Councilmember Beauchamp said Public Works committee discussed goatheads and agrees that they are a big problem and would like to see something done about them. Councilmember Pierce asked if they are considered a noxious weed. PWD Martin said the City deals with them now on a complaint basis. Councilmember Beauchamp said she would like to explore responding to state mobilization. Councilmember Beadles commented that he didn't appreciate an employee undermining his boss.

**ADJOURNMENT:**

Meeting adjourned at 8:15 pm

\_\_\_\_\_  
Vickie Storey, City Clerk

\_\_\_\_\_  
Monika Lawrence, Mayor

Total Fund Expenditures, 8/8/16	Ck #62135-36, 62182-62263	\$177,675.20
Total Fund Expenditures,		
Payroll, 7/31/16	Ck #62137-81	\$284,170.57

## Public Safety Committee

August 9, 2016

Attendance: Chief Hastings, Chief Cooper, Dick Jones, Jared Lutes, Melissa Welter, Mayor Lawrence, Kerrie Sandaine, Terry Beadles

Chief Hastings discussed a notice that hangs on a door knob for animal violations when there is no response from home occupants. The notice will include chickens and perhaps other animals that are approved to be housed within the city.

The Police Department has initiated the Positive Youth Encounter program. Youth are given certificates by Police Officers for positive actions.

The Law Enforcement mutual aid agreement with Lewiston will be reviewed for renewal.

Chief Cooper presented a request for council action to dispose of the retired brush truck. The truck is inoperative and costly to repair. Action of accepting sealed bids is requested, (Agenda item for Council action).

The Chief announced plans for volunteer recruitment. The addition of recreation to the fire station will promote interaction between Career Firefighters and volunteers.

There will be discussion about an Auto-Aid agreement with Lewiston and Asotin County Fire Departments by the Fire Chiefs.

The Chief discussed response time to recent area fires.

**ORDINANCE NO. 1572**

**AN ORDINANCE OF THE CITY OF CLARKSTON AMENDING CMC CHAPTER  
17.100, WHICH ESTABLISHES A SHORELINE MASTER PROGRAM**

WHEREAS, the Washington State Department of Ecology has requested that the City of Clarkston update its regulations of the Shoreline Master Program in and for the City of Clarkston as provided by RCW 90.58, and;

WHEREAS, the City Council did consider the following Findings of Fact;

WHEREAS, after entering these Findings, having fully considered all public testimony and the entire public record, as well as the requirements of the Shoreline Management Act (SMA);

WHEREAS, the proposed revisions and content of the Shoreline Master Program are necessary to protect the health, safety and general welfare of the community and its residents;

WHEREAS, the City of Clarkston did allow for and encourage public participation in the review and update process of the Shoreline Master Program;

WHEREAS, the proposed Shoreline Master Program has been found consistent with existing development regulations and State and federal laws;

WHEREAS, the proposed Shoreline Master Program does not produce a significant adverse environmental impact;

WHEREAS, the City of Clarkston Planning Commission has duly advertised for and conducted a public hearing on the proposed Shoreline Master Program on June 6, 2016;

WHEREAS, the City of Clarkston Planning Commission has reviewed the proposed Shoreline Master Program and recommended adoption of said document;

**NOW, THEREFORE, the Clarkston City Council does ordain as follows:**

**SECTION 1.0**

~~17.100.010 Adopt 1994 Asotin County Shorelines Master Program~~ Adopt Southeast Washington Coalition Shoreline Master Program

~~17.100.020 Severability~~

~~17.100.030 Effective Date~~

~~17.100.010 Adopt 1994 Asotin County Shorelines Master Program by Reference.~~

~~The document known as the Asotin County Shoreline Master Program as adopted in 1994 and as revised or amended in the future is hereby adopted in its entirety by reference.~~

17.100.010 Adopt Southeast Washington Coalition Shoreline Master Program.

The document known as the Southeast Washington Coalition Shoreline Master Program 2016 is hereby adopted in its entirety by reference. A copy of the Shoreline Master Program will be kept on file in the office of the Public Works Director of the City of Clarkston.

17.100.020 Severability:

~~If any one or more section, subsection, or sentence of this chapter are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this chapter and the same shall remain in full force and effect.~~

17.100.030 Effective Date:

~~The ordinance codified in this chapter shall take effect on and be in force thirty days from and after its passage, approval and publication as required by law.~~

Section 2.0

Corrections by the City Clerk or Code Reviser. Upon approval by the City Attorney, the City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state or federal laws, codes, rules or regulations; or numbering and section/subsection numbering.

Section 3.0

Severability.

If any one or more section, subsection, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is held to be unconstitutional or invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances, and the same shall remain in full force and effect.

Section 4.0

Effective Date.

This ordinance shall be in full force and effect five days after its passge, approval and publication. .

ADOPTED this \_\_\_\_\_ day of August, 2016.

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Monika, Lawrence, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Vickie Storey, City Clerk

\_\_\_\_\_  
Todd Richardson, City Attorney

Date of Publication: \_\_\_\_\_

**INTERAGENCY AGREEMENT  
BETWEEN  
CLARKSTON POLICE DEPARTMENT AND  
WASHINGTON TRAFFIC SAFETY COMMISSION**

**THIS AGREEMENT** is made and entered into by and between the **Clarkston Police Department** hereinafter referred to as "AGENCY," and the Washington Traffic Safety Commission, hereinafter referred to as "WTSC."

**THE PURPOSE OF THIS AGREEMENT** is to provide funding for the AGENCY to conduct multijurisdictional, high visibility enforcement (HVE) traffic safety emphasis patrols (**as outlined in Exhibit A**), in support of Target Zero priorities. **The Target Zero Manager (TZM) and/or Law Enforcement Liaison (LEL) assigned to the AGENCY shall coordinate the Scope of Work as outlined below** with the goal of reducing traffic related deaths and serious injuries.

**THEREFORE, IT IS MUTUALLY AGREED THAT:**

**STATEMENT OF WORK**

The AGENCY shall conduct specific HVE patrols as described in the Statement of Work attached as Exhibit A and as coordinated by the local TZM and/or LEL.

**PERIOD OF PERFORMANCE**

The period of performance of this Agreement shall commence on October 1, 2016 and remain in effect until September 30, 2017 unless terminated sooner, as provided herein.

**COMPENSATION AND CONDITIONS**

Compensation for the work provided in accordance with this Agreement has been established under the terms of RCW 39.34. The cost of accomplishing the work described in the Statement of Work will not exceed **\$3,425.00 (THREE THOUSAND, FOUR HUNDRED TWENTY FIVE DOLLARS)**. Funds break down into the following enforcement overtime categories:

**Statewide Impaired Driving Patrols: \$1,000.00  
Grant Award # Section 402**

**Statewide Distracted Driving Patrols: \$750.00  
Grant Award # Section 402**

**Statewide Seat Belt Patrols: \$675.00  
Grant Award # Section 402**

**Flex Funding: \$1,000.00  
(Local DUI, Speed, Distracted, and Seat Belt Patrols)  
Grant Award # Section 402**

**Motorcycle Safety: \$0.00  
Grant Award # Section 402**

**Target Zero Teams (DUI): \$0.00  
Grant Award # MAP-21 Section 405d**