

CITY OF CLARKSTON
CITY COUNCIL AGENDA
829 5th Street
MONDAY, February 10, 2014

1. **CALL TO ORDER: 7:00 P.M.**
2. **PLEDGE OF ALLEGIANCE:**
3. **ROLL:**
4. **AGENDA CHANGES:**
5. **APPROVAL OF MINUTES:**
January 27, 2014, Regular Meeting,

6. **COMMUNICATIONS:**
 - A. **From the Public** (Please limit comments to 3 minutes)
 - B. **From the Mayor**
 - C. **From Staff or Employees**

7. **COMMITTEE REPORTS:**
 - A. **Finance – Audit Report on Current Bills**
 - B. **Public Safety – February 4**
 - C. **Public Works – no meeting**
 - D. **Administrative/Intergovernmental – February 10**
 - E. **Community Development – February 4**

8. **UNFINISHED BUSINESS:**
 - A. **Ordinance No. 1521, Limiting Time for Fireworks Discharge – 2nd Reading for Action**

9. **NEW BUSINESS:**
 - A. **Resolution No. 2014-01, Setting Public Hearing on Transportation Benefit District**
 - B. **Reappoint Planning Commission Members (CD)**
 - C. **Appointment of Citizen Representative to EMS Council (PS)**
 - D. **Authorize Purchase of Patrol Vehicle (PS)**

10. **COUNCIL COMMENTS**
11. **MEDIA QUESTIONS**
12. **EXECUTIVE SESSION - Negotiations**
13. **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.

Individuals with disabilities may request reasonable accommodations by calling (509) 769-0131 at least three days prior to meeting.

CLARKSTON CITY COUNCIL MINUTES
January 27, 2014

CALL TO ORDER: Mayor Warren, 7:00 P.M.

COUNCIL:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Beadles | <input checked="" type="checkbox"/> Nash |
| <input checked="" type="checkbox"/> Provost | <input checked="" type="checkbox"/> Baumberger |
| <input checked="" type="checkbox"/> Kolstad | <input checked="" type="checkbox"/> Blackmon |
| <input checked="" type="checkbox"/> Manchester | |

STAFF:

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> Chief Hastings | <input checked="" type="checkbox"/> Chief Cooper | <input checked="" type="checkbox"/> Clerk Storey |
| <input checked="" type="checkbox"/> City Attorney Grow | | |

AGENDA CHANGES:

APPROVAL OF MINUTES: MOTION BY BEADLES/NASH to approve the minutes of the January 13, 2014, Regular Meeting. Motion carried.

COMMUNICATIONS:

- A. **From the Public:** Jill Eckberg, 1126 5th St., commented that about two years ago the Transportation Department held a public meeting here at city hall. She said there was some discussion at that meeting about creating a Public Transportation District. She said there is a fine for not licensing a vehicle in a timely manner within the state and she noted that there are several vehicles in her neighborhood that have been there for quite some time that have Idaho license plates. She asked how the city could impose a license fee fairly if we don't ensure that all residents license their vehicles properly in the state. Ms. Eckberg said she will come to future meetings to discuss other topics of concern.
- B. **From the Mayor:** Mayor Warren announced she will not be in the office tomorrow.
- C. **From Staff:**

COMMITTEE REPORTS:

Finance: Councilmember Provost reported the bills were reviewed and approved for payment. Total expenditures for the 2013 open period ending December 31, 2013 of \$936,152.44. MOTION BY PROVOST/BLACKMON to approve the December 31 bills. Motion carried. Total expenditures for January 27, 2014, of \$173,748.58. MOTION BY PROVOST/BEADLES to approve the bills. Motion carried.

Public Safety: Committee met on January 21. Chief Cooper said there are two applicants for the EMS council. Committee will interview at their next meeting and make a recommendation for appointment. The Fire Department will be sending a firefighter to Safety Officer class. Committee discussed the need to have an active safety committee. Committee recommends moving forward with a wellness committee so the city can qualify for health insurance discounts.

Chief Hastings discussed filling the vacant position in the police department. He said the firing range needs some repairs to the ventilation system. Committee heard a report on the dispatch committee negotiations.

Public Works: No meeting.

Admin Committee: Councilmember Manchester said committee met on January 27. PWD Martin presented a proposed agreement with Keller Associates for stormwater facility design. It is on the agenda.

Community Development: No meeting.

UNFINISHED BUSINESS:

- A. Ordinance No. 1520, Amend Ord. 1234, Alley Vacation of Blk 38 – 2nd Reading**
MOTION BY BEADLES/NASH to approve Ordinance No. 1520. Motion carried.

NEW BUSINESS

- A. Transportation Benefit District – Proposed Timeline**

Councilmember Baumberger said committee had asked the staff to look into funding solutions for street maintenance. He thanked Storey for assembling the information packet for council review. One option is to form a Transportation Benefit District and impose a surcharge on license plate fees. Baumberger explained that the revenue, if adopted, would be dedicated to street projects and maintenance. MOTION BY BAUMBERGER/PROVOST to move forward with scheduling public hearings and meetings to explore the possibility of forming a TBD. Motion carried, 6-1, Blackmon opposed.

- B. Ordinance No. 1521, Limiting Time for Fireworks Discharge – 1st Reading**

Ordinance No. 1521 was read by title. Storey said there is a correction in 9.16.030. The end time for July 3rd should be 11:00, not 11:50 p.m.

- C. Approval to Negotiate Contract with Keller Associates for Stormwater Design**

PWD Martin said an area has been identified as the next potential stormwater improvement project. The City asked for proposals from engineering firms for design services. He said that Keller Associates was the top firm. He said we have a draft agreement under review. He asked for council authorization for the mayor to sign an agreement with Keller as soon as the areas in question have been resolved. MOTION BY MANCHESTER/NASH to authorize the mayor to sign once the contract issues have been resolved. Councilmember Provost asked if the city attorney has reviewed the agreement. Grow said he has and it is his questions that need to be resolved before signing. Motion carried.

- D. Appoint Belinda Lierman to Community Development Committee**

MOTION BY BEADLES/KOLSTAD to appoint Belinda Lierman as a citizen representative to the committee. Beadles said she has served on the committee for some time and has provided valuable input. Motion carried.

COUNCIL COMMENTS:

MEDIA QUESTIONS:

ADJOURNMENT:

Meeting adjourned at 7:22p.m.

Vickie Storey, City Clerk

Kathleen A. Warren, Mayor

Total Fund Expenditures, 12/31/13	CK 55493, 55496-55576	\$655,287.96
Total Fund Expenditures, 1/27/14	Ck #	\$40,141.38
Payroll, 12/31/13	Ck #55434-92	\$280,864.48
Payroll, 1/20/14	Ck #	\$133,607.20

Public Safety Committee

February 4, 2014

Attendance: Chief Hastings, Chief Cooper, Larry Baumberger, Bill Provost, Dick Jones, Terry Beadles

We interviewed two applicants for the position of Citizen on the Asotin County EMS & Trauma Council. The committee recommends that the Council appoint James Braddock to serve on the Asotin County EMS & Trauma Council. (Agenda item for Council action)

The committee recommends that Chief Hastings order a new patrol vehicle (on the state purchasing contract). This purchase is included in the budget for 2014, the purchase price will be \$30,200.00 with additional \$2000.00 for equipment and graphics. The vehicle will be a Ford SUV type vehicle with police equipment. (Agenda item for Council action)

Chief Hastings discussed the enforcement of citizens obtaining Washington license plates. Citizens who do not display Washington license plates will be given the opportunity to purchase the correct plates.

Chief Cooper discussed the negotiations with the dispatch committee. The negotiations are progressing with a positive outlook.

Community Development Committee

February 4, 2014

Attendance: Brian Kolstad, Belinda Lierman, Terry Beadles

We discussed the progress of nominating a student from CHS for the AWC scholarship. Tina Cunningham at the high school will coordinate the nomination of a student to the council.

The committee recommends that council approve the following to serve on the Planning Commission: Larry Moser, John Murray, Robert Gilbertson, Jim Merrill, and Margo McCroskey. (Agenda item for Council action)

We discussed several ideas for an annual event that would enhance business in Clarkston.

ORDINANCE NO. 1521

AN ORDINANCE of the City Council of the City of Clarkston, Washington, amending Clarkston Municipal Code Chapter 9.16, which established Fireworks Regulations, by limiting the times during which consumer fireworks may be discharged within the city limits of Clarkston.

WHEREAS, the City Council has received complaints about the noise created by the late night discharge of fireworks within the City limits of Clarkston, Washington as well as the potential harm from such discharge; and

WHEREAS, the City Council believes that such noise is an intrusion on the quiet enjoyment and use of the citizens' property as well as the right to dwell free from the intrusion of excessive noise; and

WHEREAS, the Clarkston City Council believes an ordinance is needed to regulate and protect the peace of its citizens and is allowed pursuant to RCW 70.77 et al;

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

Section 1.0

Chapter 9.16, establishing fireworks regulations is hereby amended as follows:

9.16.010 Fireworks law adopted by reference. The state fireworks law, Chapter 70.77 RCW, is adopted by reference as and for the fireworks ordinance of this city as if set forth in full in this chapter, together with all future amendments and revisions to that law, *except as otherwise provided or limited by the provisions of this chapter.*

9.16.020 Fire marshal rules adopted by reference. The rules and regulations of the State Fire Marshall, as authorized by RCW 70.77.250, which are necessary to carry out the provisions of the state fireworks law, are adopted by reference, together with all future amendments and revisions to those rules and regulations.

9.16.030 Discharge of Consumer Fireworks – Days and hours permitted. *Approved consumer fireworks, as defined by RCW 70.77.136, may be discharged within the City of Clarkston only on July 3rd between the hours of nine a.m. and 11:00 p.m., on July 4th between the hours of nine a.m. and twelve o'clock midnight, and between the hours of six p.m. on December 31st and one a.m. on January 1st. Consumer fireworks may not be discharged within the City of Clarkston at any other time.*

9.16.040 Penalty. *Any person convicted of a violation of this ordinance shall be guilty of a misdemeanor and shall be punished by a fine not to exceed \$1,000.00 or by imprisonment in jail for a period not to exceed ninety (90) days, or by both such fine and imprisonment*

Section 2.0

Savings Clause. Ordinance No. 948, which is amended by this ordinance, shall remain in force and effect until the effective date of this ordinance.

Section 3.0

This ordinance shall take effect March 1, 2015.

Passed by the City Council of the City of Clarkston, at a regular meeting thereof this 10th day of February, 2014.

Kathleen A. Warren, Mayor

Approved as to Form:

Attest:

James Grow, City Attorney

Vickie Storey, City Clerk

RESOLUTION NO. 2014-01

A RESOLUTION OF THE CITY OF CLARKSTON SETTING A PUBLIC HEARING REGARDING A PROPOSAL TO ESTABLISH A TRANSPORTATION BENEFIT DISTRICT

WHEREAS, the City of Clarkston maintains streets for the benefit of the public for the purposes of commerce, public safety and transportation throughout the City; and

WHEREAS, the streets are subjected to wear and tear caused by vehicle usage and by weather conditions, and they periodically require maintenance and improvements; and

WHEREAS, the numbers of vehicles on certain streets in the City are causing congestion, which leads to delays and can be a factor in motor vehicle accidents; and

WHEREAS, the City Council annually reviews and revises a plan for the maintenance, improvement and construction of the street transportation system; and

WHEREAS, the City of Clarkston, like other cities and counties throughout the State of Washington, has limited and decreased revenues available for funding the preservation, maintenance and improvements necessary to provide the public with safe and effective means of motor vehicle transportation; and

WHEREAS, the legislature of the State of Washington has created an important local transportation tool for cities, by enabling them to form Transportation Benefit Districts (TBDs), which are independent taxing districts created for the sole purpose of acquiring, construction, improving, providing and funding transportation improvements; and

WHEREAS, said legislation authorizes the City council to impose fees of up to \$20 per vehicle without a public vote; and

WHEREAS, the Clarkston City Council may create a TBD by ordinance, following the procedures set forth in Chapter 36.73 RCW, which procedures included a public hearing and require that notice of such hearing be published not less than ten days prior to the hearing,

NOW THEREFOR, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLARKSTON, WASHINGTON, AS FOLLOWS:

A Public Hearing shall be held on the 10th day of March, 2014, at the hour of 7:00 p.m., or as soon thereafter as it may be heard, at which time the City Council shall hear comments, if any, from any person affected by the proposed creation of a Transportation Benefit District within the boundaries of the City of Clarkston, and the imposition of an

annual vehicle fee of \$20 without a public vote to raise revenue for funding the operation, maintenance, preservation and potential improvements of City transportation infrastructure as needed for relieving existing or reasonably foreseeable congestion levels. Notice of said hearing shall be published in the Lewiston Morning Tribune on February 23, 2014. The notice shall specify the functions or activities proposed to be funded by the TBD.

ADOPTED by the City Council at its regular meeting held on the 10th day of February, 2014

Kathleen, A. Warren, Mayor

Attest:

Vickie Storey, City Clerk

PLANNING COMMISSION

<u>NAME</u>	<u>APPOINTED</u>	<u>TERM EXPIRES</u>
Larry Moser	October 11, 2004	9/30/09
John Murray	May 23, 2006	9/30/11
Robert Gilbertson		9/30/10
Jim Merrill	May 30, 2001	9/30/13
Margo McCroskey	August 14, 2000	9/30/14