

**CITY OF CLARKSTON  
CITY COUNCIL AGENDA  
829 5<sup>th</sup> Street  
MONDAY, October 13, 2014**

1. **CALL TO ORDER: 7:00 P.M.**
2. **PLEDGE OF ALLEGIANCE:**
3. **ROLL:**
4. **AGENDA CHANGES:**
5. **APPROVAL OF MINUTES:  
September 22, 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 – September 16**
  - C. **Public Works – no meeting**
  - D. **Administrative/Intergovernmental – September 22**
  - E. **Community Development – September 16**
  
8. **UNFINISHED BUSINESS:**
  - A. **Ordinance no. 1529, Amend Zoning re: Recreational Marijuana Businesses – 2nd Reading for Action**
  - B. **Ordinance No. 1531, Wheeled All-Terrain Vehicles – 2nd Reading for Action**
  
9. **NEW BUSINESS:**
  - A. **Resolution No. 2014-14, Interfund Loan to TBD**
  - B. **Loan Agreement with TBD**
  - C. **Traffic Emphasis Grant Application (PS)**
  - D. **STOP Grant Application (PS)**
  - E. **Agreement for Jail Services with Garfield County (PS)**
  - F. **Work Order Request for Engineering on 13<sup>th</sup> Street Project (PW)**
  - G. **Addendum No 1, Keller Associates, Stormwater Planning (PW)**
  
10. **COUNCIL COMMENTS**
11. **MEDIA QUESTIONS**
12. **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**  
**September 22, 2014**

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:

Chief Hastings  Chief Cooper  Clerk Storey  City Attorney Grow  PWD Martin

**AGENDA CHANGES:** An executive session was added for a personnel matter.

**APPROVAL OF MINUTES:** MOTION BY BEADLES/BLACKMON to approve the minutes of the September 22, 2014, Regular Meeting.

**COMMUNICATIONS:**

**A. From the Public:**

Kristi Sharpe, Clarkston EPIC, said she would continue to be a resource to the City for substance abuse prevention especially as it relates to the youth. She said there are 18 risk factors for substance use. Five of the 18 are related to community. The access, or perceived access, to drugs and alcohol is a big risk factor. Economic factors, feeling they are not valued are some other risk factors. The more risk factors that are out there, the higher the risk factor for substance abuse. Favorable attitudes at home and negative peer influences at school impact kids. She brought a letter from an MRSC attorney regarding the court decision on the City of Fife ban of marijuana businesses.

Councilmember Provost asked if she has copies of the risk factors and the letter from the MRSC attorney. She provided those.

Brian Stevens, 1466 16<sup>th</sup> Ave., said he represents Clarkston Teen Center. He said he has been working with the youth of Clarkston for six years. He said that often we don't think of the youth when making some of these decisions. The percentage of young people using drugs is rising. He does not feel the youth is invited to be heard when these decisions are made. But they are heard when they are in trouble and enter the system. He said marijuana is linked to school failure and can affect attention span for days in those with chronic use. The city needs to seriously consider where the marijuana shops are located. The message is that since it is legal now, it is okay to use.

Mary Hasselstrom, 909 Walk Lane, said she is opposed to any marijuana store and is opposed to the use. She said she was once married to a marijuana user who became addicted and it was a gateway to other drugs. There are many risks, including birth defects and other impacts such as learning disabilities when used by pregnant women. Teenagers will think if it is legal, it must be okay. Addiction leads to crime, increased need for social services and other problems.

Nick Hasselstrom, 909 Walk Lane, said he has no personal agenda against anyone. He said he lived in a house with an alcoholic father and used alcohol himself to escape. He said children in that environment don't have a choice about living with drugs or alcohol. He asked council to name one positive thing that the legalization of marijuana will bring to the city.

Kelly Jackson, 1045 Liberty Drive, said the positives that can come from legal marijuana are to help those with arthritis, asthma, bone cancer, Parkinson's, and other diseases.

Jose Romero, 1114 University, said that pot will hurt this community. He said the police department is already loaded with problems and this will just create more for them.

Vaughn Wasem, 1035 Liberty, said he looks at this as a business that will bring foot traffic to downtown. Having business of any kind will help Clarkston economically. It is already here and available, illegally. So, why not control it and get some tax revenue.

Patty Costello, 2617 3<sup>rd</sup> Ave, said she has five boys, three of whom have been marijuana users. One of them is clean now; the other two have had their lives ruined by marijuana. She asked council not to

allow it in Clarkston.

Dick Sherwin, 3905 Barr Road, Lewiston, said he has three grandchildren growing up in Clarkston. He has worked with homeless children and runaways. He said there are 200 children in Clarkston, many of whom have homes they cannot live in because of drugs. He does not see one positive thing that will come of legal marijuana. He commented that people who come to purchase marijuana are not likely to shop in other stores in Clarkston.

Ray Stevak, 1609 Richardson, Lewiston, said he is opposed to marijuana in Clarkston. He said there are doctors to treat illnesses that are supposedly helped by marijuana. He has seen it ruin lives and is opposed.

Melissa Welter, a Clarkston firefighter, thanked the council for allowing the fire department to apply for the grant two years ago and it has really helped with staffing at the department.

**B. From the Mayor:**

**C. From Staff:**

Dan Sokoloski, Clarkston firefighter, said the department was very happy when the city was awarded the staffing grant. He said part of his job is staffing for his shift. He said the second run ambulance is in service more often. It is on track to go on a call about 180 times this year. Reduced staffing will make it a lot more difficult to staff that second ambulance. Fire calls are also a concern with reduced staffing. Having the fourth person on staff makes it possible to enter a building during a fire without having to wait for additional firefighters to arrive. He said he understands the budget constraints, but for the department it is a question of safety.

**COMMITTEE REPORTS:**

**Finance:** Councilmember Provost reported the bills were reviewed and approved for payment. Total expenditures for September 22, 2014 of \$455,704.08. MOTION BY PROVOST/BEADLES to approve the bills. Motion carried.

Provost stated that several months ago the city decided to move to an automated system for garbage service. We have discovered during this process that many people have not been paying for the level of service they are receiving. He asked PWD Martin to explain the current issue. Martin said that we have discovered that we did not order enough containers to cover the city. The cost of the additional containers needed is about \$28,000. He suggested that the cost be covered by the ending balance and not transferring funds to equipment reserve. MOTION BY PROVOST/NASH to authorize the purchase of the additional containers. Motion carried.

**Public Safety:** Councilmember Beadles said committee met on September 16. Chief Hastings presented the final version of an ordinance allowing Wheeled All-Terrain vehicles on city streets. Chief Cooper said there are no updates on the dispatch contract. The fire engine is due to leave the factory in the next few days. Cooper presented material about the budget and the retention of two firefighters hired under a grant.

**Public Works:** No meeting.

**Admin Committee:** Councilmember Manchester said committee met earlier today. Chief Hastings talked about Asotin County's proposal to increase jail costs. The County is asking for an increase of about \$5.00 per jail day. The proposed increase for court costs was also discussed. Mayor Warren said she spoke with Commissioner Fuller today and he will be providing more information regarding the proposals. Manchester also said the jail contract needs to be updated to reflect current services.

**Community Development:** Councilmember Beadles said committee met on September 16. They heard a presentation by Vern Owens about the Lewis Clark Bicycling Alliance. They discussed the benefits of bicycling as opposed to motor vehicles.

## UNFINISHED BUSINESS:

### NEW BUSINESS:

- A. Ordinance No. 1529, Amend Zoning re: Recreational Marijuana Businesses – 1<sup>st</sup> Reading**  
Ordinance no. 1529 was read by title.

**B. Ordinance No. 1531, Wheeled All-Terrain Vehicles – 1<sup>st</sup> Reading**  
Ordinance No. 1531 was read by title. Councilmember Blackmon asked how this ordinance aligns with the county's regulations. Chief Hastings said both follow state requirements. Councilmember Beadles said it is expensive to convert an ATV to be street legal so he doesn't think that we will see much use. Councilmember Kolstad asked why to even allow it. Chief Hastings said Public Safety Committee was contacted by a citizen asking that it be allowed. He said he contacted several other cities that have allowed them for a while and they have not seen any real problems or safety concerns.

**C. Chief Cooper – Fire/Ambulance Staffing**

Chief Cooper explained that the FEMA SAFER grant allowed the city to increase staffing at the fire department by two career positions and a shared position filled by reserves for a period of two years. He said the increased staffing level has allowed the department to better serve the community, both in medical response and in fire calls. He said in fire response, requirements are for four responders to be on the scene before two can enter a building to rescue someone, unless it is a known rescue. He said that it is becoming harder to retain active volunteers.

Cooper said that today we received two calls at the same time and with a staff of four, we were able to respond quickly. He said in a critical medical call it is important to respond within four minutes.

Cooper explained that the bargaining agreement calls for 90 days' notice of a layoff. If a decision not to maintain the positions is made in December, there will be a 90 day delay in the effective date of any layoff. He said reducing staffing will result in additional call-backs when staff goes out on calls. The financial impact of those call-backs could be as much as \$48,000.

Cooper said he had hoped to have a resolution on the cost of dispatch going forward. That is not available yet, although we anticipate that our share may be reduced to about \$50,000. That could result in savings of up to \$150,000 in dispatch costs. But, the city is facing other increased costs. The county has proposed cost increases in jail costs, court filing fees and there are other unknowns such as the pending lawsuit on the public safety building.

Cooper said he has received a resignation from the junior member of the department. That might not have happened if his position had been more secure.

Councilmember Beadles said he appreciates the fire department and the services they provide. But in 2013 we overspent our income and 2014 appears to be on track to overspend revenues again. He urged caution. Councilmember Nash asked what would happen if we split the difference and maintained one position. Cooper said that would give the department two 4-man shifts and one 3-man shift. It would not be the ideal, but he would not turn it down. Councilmember Provost said he believes we have an excellent fire department. He said we have a budget problem and he feels our fund balances are lower than they should be. The beginning fund balance for 2013 was \$884,000 and 2014 dropped to \$714,178 in the General Fund. At this rate, in twelve years the city could be broke. He said that even though the current staffing allows the city to provide excellent service with 4-man staffing, he said he doesn't see how we can afford to maintain this staffing level without losing staff in other areas. Other departments have had level staffing for many years. He said the issue is the 90 day notice letter. If the letter is issued now and funding is available when the budget is completed, the layoff notice can be rescinded. He said he believes the 90 day notice should be issued by the end of this month. Provost said he is sure those new positions were hired knowing that the positions were funded by a grant for two years. MOTION BY PROVOST/BEADLES to issue the 90-day letters. Councilmember Baumberger said he can see why we are having this discussion because of the 90-day letter, but without a budget or even a preliminary available he doesn't see how a decision can be made on this issue. He said we have no idea what the 2015 budget is going to be. He will be abstaining which is essentially a no vote and wait until we have all the

facts and figures. Beadles explained to the audience that the carryover at year end is necessary to be able to pay bills at the beginning of the year.

Mayor Warren asked for a roll call vote. Vote was 3-1-3; Beadles, Manchester, Provost in favor; Blackmon opposed; Baumberger, Kolstad, Nash abstaining. Provost said he isn't sure about the abstentions, why not just vote no. Baumberger said it is not an issue to be voting on right now.

Mayor Warren said she is unsure of the result with so many abstentions. City Attorney Grow did not know either. Clerk Storey said she believes that there has to a majority of the members present to pass the motion. Since there was uncertainty about the result, the city attorney and mayor will research on Tuesday.

The council has adopted Robert's Rules of Order and after reviewing those rules and calling MRSC for an opinion, it was determined that the motion carried. Robert's Rules says that a vote requiring a majority means more than half of the votes cast by persons legally entitled to vote, excluding blanks or abstentions.

**COUNCIL COMMENTS:**

Councilmember Beadles said he appreciates the participation of the audience on the issue of marijuana. He said he doesn't like that the city may have to approve the sale of marijuana, but legally we don't seem to have much choice. He said he feels the only way to eliminate the sale of marijuana is for citizens to petition to overturn it.

**MEDIA QUESTIONS:**

**EXECUTIVE SESSION:** Council went into executive session at 8:17 p.m. for a personnel matter. Anticipated length of session is 10 minutes with no decision to be made as a result. Council returned to opens session at 8:26 p.m.

City Attorney Grow said he researched Roberts Rules on the vote. It says that if there is a quorum present it takes a majority of those casting a vote, with blanks not counted as a vote. He said that abstentions are a blank. Mayor Warren still wants to check the law.

**ADJOURNMENT:**

Meeting adjourned at 8:30 p.m.

---

Vickie Storey, City Clerk

---

Kathleen A. Warren, Mayor

Total Fund Expenditures, 9/22/14	Ck #57420-82, Aug Excise	\$312,159.59
Total Fund Expenditures		
Payroll, 9/15/14	Ck #57397-57419	\$133,544.49

Public works 10-1.txt

PUBLIC WORKS COMMITTEE

10/1/14

G.Nash, L. Baumberger, J.Martin

1. 13th St Project PUD is working on their services  
The County will be advertising for construction  
bid Nov.4. We have a work with others agreement  
and we will need the Mayor's signature on our  
agreement to partner with them on the 13th St. Project.  
AGENDA ITEM
  
2. Keller Associates The Stormwater work on Maple, Poplar  
,and Ashhas been prepared to 90%. They can make the plans  
"bid ready". There is grant money left that can be used  
to do this. Public Works asks if this can happen  
AGENDA ITEM
  
3. Automated Sanitation There have been numerous Citizen "issues"  
about the new services. Public works is making a form for  
Citizens with disabilities or other issues that would preclude  
them from placing their carts in the street. Public Woorks is  
also putting together a cart guideline. This will be presented  
to Council at a later date

ORDINANCE NO. 1529

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CLARKSTON MUNICIPAL  
CODE CHAPTER 17, WHICH ESTABLISHES ZONING REGULATIONS FOR THE  
CITY OF CLARKSTON

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CLARKSTON,  
WASHINGTON, DO ORDAIN AS FOLLOWS:

SECTION 1.0

Clarkston Municipal Code Chapter 17 is hereby amended as follows:

17.01.040 Definitions.

The following definitions are hereby added:

“Marijuana Processing” means processing, packaging and labeling of marijuana /  
marijuana infused products for sale at wholesale to marijuana retailers..

“Marijuana Production” means the production of marijuana of marijuana for sale at  
wholesale to marijuana processors.

“Marijuana Retail Sales” means a location where licensed marijuana retailers sell  
only usable marijuana, marijuana infused products, and marijuana paraphernalia to persons  
twenty-one years of age and older

17.10.030 Land use requirements.

	R-1	R-2	R-3	S-C	NC	D-C	M-C	P-C	H-I	Parking
Ice manufacturer-Cold storage plant	N	N	N	N	N	N	N	Y	Y	O
Industrial use, heavy	N	N	N	N	N	N	N	N	Y	O
Industrial use, light	N	N	N	Y	N	N	N	Y	Y	O
Junkyard	N	N	N	N	N	N	N	N	N	
Kennel	N	N	N	N	N	N	N	N	Y	M
Laundry / Commercial / Industrial	N	N	N	Y	N	N	N	Y	N	K
Laundry / Self Serve	N	N	N	Y	Y	Y	N	Y	N	J
Machine shop	N	N	N	Y	N	N	N	Y	Y	N
Manufacturing	N	N	N	N	N	N	N	Y	Y	O
Manufactured house	Y	Y	Y	N	N	N	Y	N	N	A
Manufactured housing park	N	N	Y*	N	N	N	N	N	N	A
Marijuana Processing	N	N	N	N	N	N	N	N	Y	O
Marijuana Production	N	N	N	N	N	N	N	N	Y	O
Marijuana Retail Sales	N	N	N	Y	N	Y	N	Y	N	K
Marina	N	N	N	N	N	N	N	Y	Y	L
Meat packing plant	N	N	N	N	N	N	N	Y	Y	O
Medically related professional office	N	N	Y*	Y	Y	Y	Y	Y	N	K
Medical, dental, optical laboratory	N	N	N	Y	N	Y	Y	Y	N	K
Mobile home park	N	N	Y*	N	N	N	N	N	N	A
Monument works	N	N	N	Y	N	Y	N	Y	Y	N
Mortuary	N	N	N	Y	N	N	Y	N	N	L
Motel	N	N	N	Y	N	N	N	Y	N	C
Nursery for flowers and plants	N	N	N	Y	Y	N	N	Y	Y	M
Nursing home	Y	Y	Y	N	N	N	Y	N	N	D
Parking lot	N	N	CU	Y	Y	Y	Y	Y	Y	Q
Petroleum storage	N	N	N	N	N	N	N	N	Y	Q
Photo studio	N	N	N	Y	Y	Y	N	Y	N	K
Planned development	Y	Y	Y	Y	Y	Y	Y	N	N	A
Print shop	N	N	N	Y	N	Y	N	Y	N	M
Public utility yard	N	N	N	N	N	N	N	Y	Y	Q
Recreational Facility / Public	CU	CU	CU	CU	N	N	N	CU	N	Q
Recreational vehicle park	N	N	CU	Y	N	N	N	N	N	B
Recycling center	N	N	N	N	N	N	N	N	Y	Q

**EXCLUSIONARY ZONING**

17.10.030

	<b>R-1</b>	<b>R-2</b>	<b>R-3</b>	<b>S-C</b>	<b>NC</b>	<b>D-C</b>	<b>M-C</b>	<b>P-C</b>	<b>H-I</b>	<b>Parking</b>
Aircraft Hanger	N	N	N	N	N	N	N	Y	Y	Q
Adult Family Home	Y	Y	Y	N	N	N	Y	N	N	D
Apartment houses	N	Y**	Y	N	N	N	Y	Y	N	B
Arcade	N	N	N	Y	Y	Y	N	N	N	Q
Asphalt plant	N	N	N	N	N	N	N	N	Y	O
Automobile body repair shop	N	N	N	Y	N	N	N	Y	N	M
Automobile rental	N	N	N	Y	N	N	N	Y	N	M
Automobile sales or service	N	N	N	Y	N	N	N	Y	N	M
Automobile storage	N	N	N	Y	N	N	N	Y	Y	O
Bakery	N	N	N	Y	Y	Y	N	Y	N	N
Bank/financial institution	N	N	N	Y	Y	Y	N	N	N	L
Bar, tavern or cocktail lounge	N	N	N	Y	N	Y	N	Y	N	P
Beauty, barbershop	N	N	N	Y	Y	Y	Y	N	N	K
Bed and breakfast inn	CU	CU	Y	Y	N	Y	Y	N	N	C
Billboard	N	N	N	N	N	N	N	N	N	
Boat building or repair	N	N	N	Y	N	N	N	Y	Y	N
Boat/mobile home sales/service	N	N	N	Y	N	N	N	Y	N	M
Boat Moorage Commercial	N	N	N	Y	N	N	N	Y	Y	L
Bottling plant	N	N	N	N	N	N	N	N	Y	O
Bowling alley	N	N	N	Y	N	Y	N	Y	N	I
Brewery/Distillery/Winery	N	N	N	Y	N	Y	N	Y	Y	Q
Building supply outlet	N	N	N	Y	N	Y	N	Y	Y	L
Business or professional office	N	N	CU	Y	Y	Y	Y	Y*	N	K
Cabinet/furniture shop	N	N	N	Y	N	N	N	Y	Y	N
Car wash	N	N	N	Y	N	N	N	N	N	Q
Cement/clay products mfg	N	N	N	N	N	N	N	N	Y	O
Cemetery	Y	Y	Y	Y	Y	Y	Y	N	N	Q
Chemical storage	N	N	N	N	N	N	N	N	Y	O
Child day care center	CU	CU	CU	CU	CU	CU	CU	N	N	H
Church	Y	Y	Y	Y	Y	Y	Y	N	N	E
Concrete batch plant	N	N	N	N	N	N	N	N	Y	N

	R-1	R-2	R-3	S-C	NC	D-C	M-C	P-C	H-I	Parking
Contractors' storage yard	N	N	N	N	N	N	N	Y	Y	L
Convenience store (flr area <2500 sf)	N	N	N	Y	Y	Y	N	Y	N	J
Convenience store (flr area >2500 sf)	N	N	N	Y	N	Y	N	Y	N	J
Dairy products processing	N	N	N	N	N	N	N	Y	Y	N
Dance, music, voice studio	N	N	N	Y	Y	Y	N	Y	N	L
Dormitory	N	Y*	Y	N	N	N	N	N	N	D
Drug store	N	N	N	Y	Y	Y	Y	Y	N	K
Dry cleaning establishment	N	N	N	Y	Y	Y	N	N	N	M
Duplex dwelling	Y	Y	Y	N	N	N	N	N	N	A
Equipment rental/sales yard	N	N	N	Y	N	N	N	Y	Y	L
Espresso / Food Stand	N	N	N	Y	Y	N	Y	Y	N	O
Farming (with livestock)	N	N	N	N	N	N	N	N	N	
Farming (without livestock)	N	N	N	N	N	N	N	N	N	
Farm or heavy equipment sales/service	N	N	N	Y	N	N	N	Y	Y	L
Funeral home	N	Y	Y	Y	N	N	N	N	N	L
Food processing plant	N	N	N	N	N	N	N	Y	Y	O
Food store (floor area<2,500 sq. ft.)	N	N	N	Y	Y	Y	N	Y	N	M
Food store (floor area>2,500 sq. ft.)	N	N	N	Y	CU	N	N	Y	N	M
Fraternity/sorority house	N	Y*	Y	N	N	N	N	N	N	D
Freight terminal	N	N	N	N	N	N	N	Y	Y	O
Frozen food locker	N	N	N	Y	N	N	N	N	N	M
Fuel yard	N	N	N	N	N	N	N	N	Y	Q
Furniture refinishing	N	N	N	Y	N	N	N	Y	Y	M
Garage, private	Y	Y	Y	Y	N	N	Y	N	N	Q
Garage, repair	N	N	N	Y	N	N	N	Y	Y	N
Gas Station	N	N	N	Y	Y	N	N	Y	Y	L
Gift shop	N	N	N	Y	Y	Y	N	Y	N	L
Grain storage	N	N	N	N	N	N	N	Y	Y	Q
Hazardous waste facility	N	N	N	N	N	N	N	N	Y	O
Health Club Private	N	N	N	Y	Y	Y	N	Y	N	L
Home occupation	Y	Y	Y	N	N	N	N	N	N	Q
Hospital	N	N	N	N	N	N	Y	N	N	D
Hotel	N	N	N	Y	N	Y	Y	Y	N	C

	R-1	R-2	R-3	S-C	NC	D-C	M-C	P-C	H-I	Parking
Recycling collection point	Y	Y	Y	Y	Y	Y	Y	Y	Y	Q
Recycling plant	N	N	N	N	N	N	N	N	Y	O
Rendering plant	N	N	N	N	N	N	N	N	N	
Research laboratory	N	N	N	Y	N	N	Y	Y	Y	L
Restaurant	N	N	N	Y	Y	Y	N	Y	N	P
Restaurant, Drive-in	N	N	N	Y	Y	N	N	N	N	P***
Retail store (flr area <2500 sf)	N	N	N	Y	Y	Y	N	Y	N	M
Retail store (flr area >2500 sf)	N	N	N	Y	N	Y	N	Y	N	M
Sanitary landfill	N	N	N	N	N	N	N	N	N	Q
Sales / Occasional	N	N	N	Y	Y	Y	N	Y	N	K
Schools (College)	N	N	N	Y	N	N	Y	N	N	H
Schools (K-12)	Y	Y	Y	Y	N	N	N	N	N	H
Second-floor apartment	Y	Y	Y	Y	Y	Y	Y	Y	N	B
Service Station	N	N	N	Y	N	N	N	Y	N	L
Sign shop	N	N	N	Y	N	Y	N	Y	N	N
Single-family dwelling	Y	Y	Y	N	N	N	Y	N	N	A
Storage rental unit	N	N	N	Y	N	N	N	Y	N	Q
Terminal yard, trucking	N	N	N	N	N	N	N	Y	Y	Q
Tire shop	N	N	N	Y	N	N	N	Y	Y	M
Theater / Interior	N	N	N	Y	N	Y	N	N	N	E
Transportation facilities	N	N	N	N	N	N	N	Y	Y	Q
Truck and tractor repair	N	N	N	N	N	N	N	Y	Y	M
Upholstery shop	N	N	N	Y	N	Y	N	Y	Y	N
Veterinary clinic	N	N	N	Y	N	N	N	Y	Y	M
Warehouse	N	N	N	Y	N	N	N	Y	Y	O
Wholesale distributing facility	N	N	N	Y	N	N	N	Y	Y	O
Wireless Telecommunication facility	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*	CU
Wood processing plant	N	N	N	N	N	N	N	Y	Y	O
Wrecking yard	N	N	N	N	N	N	N	N	N	

\*Review special requirements

\*\* Maximum of four (4) attached units (four-plex).

\*\*\* In addition to the parking requirement, eight stacking spaces for the drive up window, with a minimum of four such spaces designated for the ordering station. Such spaces shall be designed so as not to impede pedestrian or vehicular Circulation on the site or on any abutting streets.

SECTION 2.0

This ordinance shall be in full force and effect upon the signing hereof by the Mayor, authentication by the City Clerk and publication as required by law.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Kathleen A. Warren, Mayor

Authenticated:

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

## ORDINANCE NO. 1531

### AN ORDINANCE OF THE CITY OF CLARKSTON, WASHINGTON, CREATING A NEW CHAPTER OF THE CLARKSTON MUNICIPAL CODE, CHAPTER 10.70, WHICH ESTABLISHES REGULATIONS FOR THE USE OF WHEELED ALL-TERRAIN VEHICLES ON CITY STREETS.

Sections:

- 10.70.010 Definitions.
- 10.70.020 Use of wheeled all-terrain vehicle on city streets.
- 10.70.030 Restrictions on use of wheeled all-terrain vehicle on city streets.
- 10.70.040 Equipment requirements of a wheeled all-terrain vehicle.
- 10.70.050 Registration requirements of a wheeled all-terrain vehicle.
- 10.70.060 Duty to obey traffic-control devices and rules of the road.
- 10.70.070 Prohibited uses.
- 10.70.080 Prohibited areas.
- 10.70.090 Violation—Penalty.
- 10.70.990 Severability.

#### **10.70.010 Definitions.**

---

When used in this chapter, the city defines the words and phrases listed below as follows:

“City” means the city of Clarkston, its elected officials, its employees, and its agents.

“City street” means every way, lane, road, street, boulevard, and every way or place in the city open as a matter of right to public vehicular traffic inside the city limits.

“Motorcycle helmet” has the same meaning as provided in RCW 46.37.530.

“Rules of the road” means all the rules that apply to vehicle or pedestrian traffic as set forth in state statute, rule or regulation.

“Sidewalk” means that property between the curb lines or the lateral lines of a city street and the adjacent property, set aside and intended for the use of pedestrians or such portion of private property parallel and in proximity to a city street and dedicated to use by pedestrians.

“Wheeled all-terrain vehicle” means (a) any motorized non-highway vehicle with handlebars that is fifty inches or less in width, has a seat height of at least twenty inches, weighs less than one thousand five hundred pounds, and has four tires having a diameter of thirty inches or less, or (b) a utility-type vehicle designed for and capable of travel over designated roads that travels on four or more low-pressure tires of twenty psi or less, has a maximum width less than seventy-four inches, has a maximum weight less than two thousand pounds, has a wheelbase of one hundred ten inches or less, and satisfies at least one of the following: (i) Has a minimum width of fifty inches; (ii) has a minimum weight of at least nine hundred pounds; or (iii) has a wheelbase of over sixty-one inches. A wheeled all-terrain vehicle is an off-road vehicle for the purposes of Chapter 4.24 RCW.

#### **10.70.020 Use of wheeled all-terrain vehicle on city streets.**

---

Subject to the restrictions and requirements set forth in this chapter, a person who has attained the age of twenty-one years and who has a valid driver’s license issued by the state of the person’s residence may operate a wheeled all-terrain vehicle upon a city street having a speed limit of thirty-five miles per hour or less.

#### **10.70.030 Restrictions on use of wheeled all-terrain vehicle on city streets.**

---

- A. A person who operates a wheeled all-terrain vehicle must wear a securely fastened motorcycle helmet while the vehicle is in motion.
  
- B. A person may not operate a wheeled all-terrain vehicle upon a city street with a speed limit in excess of thirty-five miles per hour; however, a person may cross a city street with a speed limit in excess of thirty-five miles per hour at a controlled intersection if the crossing begins and ends on a city street with a speed limit of thirty-five miles per hour or less and occurs at an intersection of approximately ninety degrees;
  
- C. A person may operate a wheeled all-terrain vehicle upon any city street while being used under the authority or direction of an appropriate agency that engages in emergency management, as defined in RCW 46.09.310, or search and rescue, as defined in RCW 38.52.010, or a law enforcement agency, as defined in RCW 16.52.011, within the scope of the agency’s official duties; and
  
- D. Wheeled all-terrain vehicles are subject to Chapter 46.55 RCW.

#### **10.70.040 Equipment requirements of a wheeled all-terrain vehicle.**

---

A wheeled all-terrain vehicle operated on a city street must comply with the following equipment requirements:

- A. Headlights meeting the requirements of RCW 46.37.030 and 46.37.040 and used at all times when the vehicle is in motion;
- B. One tail lamp meeting the requirements of RCW 46.37.525 and used at all times when the vehicle is in motion upon a city street; however, a utility-type vehicle, as described under RCW 46.09.310, must have two tail lamps meeting the requirements of RCW 46.37.070(1) and to be used at all times when the vehicle is in motion upon a city street;
- C. A stop lamp meeting the requirements of RCW 46.37.200;
- D. Reflectors meeting the requirements of RCW 46.37.060;
- E. During hours of darkness, as defined in RCW 46.04.200, turn signals meeting the requirements of RCW 46.37.200;
- F. Outside of hours of darkness, the operator must comply with RCW 46.37.200 or 46.61.310;
- G. A mirror attached to either the right or left handlebar, which must be located to give the operator a complete view of the city street for a distance of at least two hundred feet to the rear of the vehicle; however, a utility-type vehicle, as described under RCW 46.09.310(19), must have two mirrors meeting the requirements of RCW 46.37.400;
- H. A windshield meeting the requirements of RCW 46.37.430, unless the operator wears glasses, goggles, or a face shield while operating the vehicle, of a type conforming to rules adopted by the Washington state patrol;
- I. A horn or warning device meeting the requirements of RCW 46.37.380;
- J. Brakes in working order;
- K. A spark arrester and muffling device meeting the requirements of RCW 46.09.470; and
- L. For utility-type vehicles, as described under RCW 46.09.310(19), seatbelts meeting the requirements of RCW 46.37.510.
- M. Must have an individual seat for each occupant designed to seat a person.

**10.70.050 Registration requirements of a wheeled all-terrain vehicle.**

A wheeled all-terrain vehicle operated on a city street must comply with all the registration requirements of Chapter 46.09 RCW.

**10.70.060 Duty to obey traffic-control devices and rules of the road.**

---

Unless a police officer directs otherwise, a person operating a wheeled all-terrain vehicle must obey all rules of the road that apply to vehicle or pedestrian traffic and must obey the instructions of official traffic-control signals, signs and other control devices applicable to vehicles. A person operating a wheeled all-terrain vehicle upon a city street is subject to all of the duties that Chapter 46.61 RCW et seq. imposes on an operator of a vehicle, except as to those provisions thereof which by their nature can have no application.

**10.70.070 Prohibited uses.**

---

- A. No person may operate or ride a wheeled all-terrain vehicle in a negligent or unsafe manner, but must operate it with reasonable regard for his or her own safety and for the safety of others.
- B. No person may occupy a wheeled all-terrain vehicle unless that person is seated in a seat designed to carry a person. No person may tow any devices or persons behind a wheeled all-terrain vehicle.
- C. No person may operate a wheeled all-terrain vehicle side-by-side in a single lane of traffic

**10.70.080 Prohibited areas.**

---

- A. It is unlawful to operate a wheeled all-terrain vehicle on a sidewalk or other area where it is unlawful to operate a motor vehicle.
- B. It is unlawful to operate a wheeled all-terrain vehicle in a park, except on a park drive or in a designated parking lot.
- C. It is unlawful to operate a wheeled all-terrain vehicle on any bicycle trail or walking path or in any bicycle lane.

**10.70.090 Violation—Penalty.**

---

A person who violates a provision of this chapter is guilty of a traffic infraction and will be punished by the imposition of a monetary penalty not to exceed two hundred fifty dollars, exclusive of statutory assessments; provided, that conduct that constitutes a criminal offense may be charged as such and is subject to the maximum penalties allowed for such offenses.

**10.70.990 Severability.**

---

If any section, subsection, sentence, clause, paragraph, phrase, or word of this chapter should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, paragraph, phrase or word of this chapter.

Effective Date:

This ordinance shall take effect five (5) days after its passage, approval and publication.

PASSED by the City Council of the City of Clarkston this \_\_\_\_\_ day of October, 2014.

APPROVED:

\_\_\_\_\_  
Kathleen A. Warren, Mayor

ATTEST:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
James Grow, City Attorney

RESOLUTION 2014-14

**A RESOLUTION AUTHORIZING INTEREST-BEARING LOAN FROM  
THE GENERAL FUND TO THE CLARKSTON TRANSPORTATION  
BENEFIT DISTRICT AND PROVIDING FOR THE REPAYMENT  
THEREOF**

WHEREAS the City Council formed the Clarkston Transportation Benefit District (TBD) by Ordinance 1525 adopted on May 27, 2014; and

WHEREAS the TBD incurred expenses for publishing notices of public hearings, for city staff services and for legal services; and

WHEREAS the TBD expects to incur additional expenses during the year 2014 for similar purposes, for insurance and for a dedicated software module for the City's VISION financial system, and

WHEREAS the TBD has not received revenues and has no funds with which to pay the above described expenses, and

WHEREAS those of the above described expenses that have already been incurred were paid by the City, and

WHEREAS the City's General Fund has sufficient funds to loan the TBD so it can pay additional expenses it will incur during the calendar years 2014; and

WHEREAS the TBD will receive revenues from annual vehicle fees collected by the State of Washington Department of Licensing that will be sufficient to repay to the City the amounts already expended by the City for TBD expenses, plus the anticipated expenses the TBD will incur during the rest of the year 2014;

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

1. The sum of \$5,000 shall be loaned to the Clarkston Transportation Benefit District from the City's General Fund.
2. The loan shall bear interest at a rate equal to the rate of return on investments with the Washington State Local Government Investment Pool, which rate is .10%.
3. Said loan must be repaid to the City by the Clarkston Transportation Benefit District, both principal and accrued interest, on or before December 31, 2015.

This Resolution shall be effective immediately upon passage and signatures hereto.

PASSED by the Clarkston City Council at its regular meeting held on October 13, 2014.

\_\_\_\_\_  
Kathleen A. Warren, Mayor

ATTEST:

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

Loan Agreement between Clarkston Transportation District and the City of Clarkston

This loan agreement is between the City of Clarkston (City) and the Clarkston Transportation Benefit District (TBD).

The Clarkston TBD was formed by Clarkston Ordinance No. 1525, adopted on May 27, 2014.

The TBD is funded by a fee imposed on vehicle license renewals. Funds from the license tab fee will not begin flowing into the TBD account for approximately six to eight months. In the interim, the TBD will incur expenses related to its formation and operation.

The Clarkston City Council adopted Resolution No. 2014-14 on October 13, 2014, which authorizes the City to enter into a short term loan agreement with the TBD to provide operating funds until the license tab fees generate enough revenue for the TBD to operate.

A loan in the amount of \$5,000 is authorized with the following terms and conditions:

1. The sum of \$5,000 shall be loaned to the Clarkston Transportation District from the City's General Fund.
2. The loan shall bear interest at a rate equal to the rate of return on investments with the Washington State Local Governments Investment Pool, which is currently 0.10%.
3. Said loan shall be repaid to the City by the Clarkston TBD, both principal and accrued interest, on or before December 31, 2015.

Signed this \_\_\_\_\_ day of October, 2015.

City of Clarkston

Clarkston TBD

\_\_\_\_\_  
Kathleen A. Warren, Mayor

\_\_\_\_\_  
Kelly Blackmon, Board Chair

Attest:

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

\_\_\_\_\_  
Vickie Storey, Board Secretary



**MEMORANDUM OF UNDERSTANDING  
WASHINGTON TRAFFIC SAFETY COMMISSION**

THIS AGREEMENT, pursuant to Chapter 39.34 RCW, is made and entered into by and between the Clarkston Police Dept (Agency) and the **Washington Traffic Safety Commission (WTSC)**.

IT IS THE PURPOSE OF THIS AGREEMENT to provide overtime funding to law enforcement agencies to conduct multijurisdictional, high visibility enforcement (HVE), traffic safety emphasis patrols (as outlined in Addendum A), in support of Target Zero priorities. **The Target Zero Manager and Law Enforcement Liaison assigned to your county shall coordinate the Scope of Work as outlined below:**

**TERM: October 1, 2014 - September 30, 2015**

**Impaired Driving Funding: \$ 1500**  
**CFDA# 20.600**

**Seat Belt Funding: \$ 1,000**  
**CFDA # 20.616 and 20.600**

**Distracted Driving Funding: \$ 2400**  
**CFDA #20.600**

**These funds shall not be commingled and are only to be utilized for the specific emphasis area.**

**SWV 0007406--00**  
**(Agency) Statewide Vendor Number**

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

1. **GOAL:** To reduce traffic related deaths and serious injuries through aggressive impaired driving, occupant protection, and distracted driving multijurisdictional HVE patrols.
2. **SCOPE OF WORK:**

**Impaired Driving:**

Agency will engage in multijurisdictional HVE patrols, as part of the national effort, for all or part of the following:

- Holiday DUI Patrols;** November 26, 2014 – January 1, 2015
- Drive Sober or Get Pulled Over Labor Day DUI Crackdown;** August 21 – September 7, 2015.

## **Addendum A**

### **Multijurisdictional High-Visibility Enforcement Protocols**

#### **Purpose**

This protocol is intended to guide Target Zero Managers, Law Enforcement Liaisons, and law enforcement agencies in coordinating multijurisdictional high visibility enforcement (HVE) mobilizations to address impaired driving, distracted driving, and seat belt use. These mobilizations are funded by federal highway safety grants.

#### **Goal**

The goal of multijurisdictional high-visibility campaigns is to reduce fatal and serious injury collisions through the coordination of:

- Publicity addressing increased enforcement, and
- Increased contacts and arrests of violators.

#### **Method**

Funding from the Washington Traffic Safety Commission (WTSC) will support multijurisdictional HVE patrol activities to increase the number of officers working on impaired driving, distracted driving, and occupant protection enforcement. Public education and media will be coordinated by the Target Zero Manager and Law Enforcement Liaison. The law enforcement activity will support the media effort by demonstrating to the public that the media messages are true; i.e., that "extra enforcement patrols (with a particular focus) are going on now" so that the public takes the media messages seriously.

The media work will support the police effort by encouraging voluntary compliance with the law. The objective of multijurisdictional HVE patrol activities is to change driver behavior by raising the awareness of increased enforcement.

#### **Definitions:**

- HVE is enforcement of the law in conjunction with publicity that draws the attention of the public to the enforcement activity.
- Multijurisdictional enforcement is defined as a minimum of three law enforcement agencies (LEA's) or patrol units participating at a designated date and time, enforcing a specific activity, in a location determined by the local Target Zero Task Force.

## Responsibilities

### **WTSC:**

- Provide Funding.
- Provide state/local traffic fatality and serious injury data.
- Coordinate paid media at the state level for statewide and local mobilizations (when possible).
- Lead news media efforts for:
  - Holiday DUI
  - Click It or Ticket
  - U Drive. U Text. U Pay
  - Drive Sober or Get Pulled Over
- Summarize statewide enforcement activity.
- Report results to the National Highway Traffic Safety Administration.

### **Target Zero Manager and Law Enforcement Liaison:**

- Lead the development of Multijurisdictional High Visibility Enforcement Mobilization Plans.
- Report any plans for local DUI, seat belt, or distracted mobilizations to the WTSC on quarterly basis:

Plans Due:	For local patrols planned from:
October 31, 2014	January – March, 2015
January 30, 2015	April – June, 2015
April 30, 2015	July – September, 2015

\*One yearly plan for local mobilizations may be submitted on October 31 in lieu of three quarterly plans.

- Coordinate mobilization briefings.
- Lead news media and community outreach efforts for local mobilizations.
- Review and approve all MOUs, invoices, and other documentation before submission to WTSC. This includes follow-up on incomplete invoicing paperwork and Emphasis Patrol Activity Logs with unexplained low contacts.
- Report local mobilization enforcement totals (by agency and task force) to WTSC within two weeks of mobilization end date.

### **Law Enforcement Agencies:**

- Send a representative to local task force meetings to plan mobilization locations and exact dates.
- Ensure availability of agency media contact, noted on page 3 of this agreement, prior to and during all mobilization dates.

- Provide commissioned police officer(s) (active or paid reserve) with appropriate equipment (vehicle, radar, etc.) to participate in multijurisdictional HVE patrols.
- Ensure that officers assigned to the multijurisdictional HVE campaigns are qualified to enforce the impaired driving laws as outlined on page 2, section 3 of this agreement.
- Require all officers participating in multijurisdictional HVE patrols to attend mobilization briefings.
- Ensure officers working the overtime conduct **a minimum of three (3) self-initiated contacts per hour.**

This is an enforcement activity that is intended to apprehend violators. It is expected that a Notice of Infraction/Citation (NOI/C) will be issued at contact unless circumstances dictate otherwise. It is understood that violator contacts may result in related, time-consuming activity. Such activity will be considered for reimbursement.

***Activity other than that initiated through HVE patrol contact (investigating collisions, emergency responses, etc.) will be the responsibility of the contracting agency and may not be considered for reimbursement.***

- Require officers to complete and submit multijurisdictional HVE patrol productivity on WTSC Emphasis Patrol Activity Log.

---

Agency Signature

Date

**Submit Application  
by Email**

**Print Application**

# **STOP Formula Grant**

## **Washington State STOP Formula Grant Program Application for FFY 2014 Funds**

**Grant Period: January 1, 2015 - December 31, 2015**

Incomplete applications may cause a delay in receiving a grant.

**Application Due:**

on or before

**October 13, 2014**

***Please refer to the Instructions document on how to apply for these funds. In the Instructions, you will also find the Distribution Chart for your budget allocations and match, if applicable.***



Washington State STOP Formula Grant Program administered by the Office of Crime Victims Advocacy, Washington State Department of Commerce.



**BUDGET DETAIL WORKSHEETS**  
**Budget Summary and Match**

Budget Categories	Totals
SALARIES	
BENEFITS	
CONTRACTED SERVICES/SUBGRANTEES	\$15,150.00
GOODS AND SERVICES	
ADMINISTRATIVE COSTS	
<b>TOTAL GRANT AMOUNT</b>	<b>\$15,150.00</b>
MATCH - See Instructions for Required Match (Optional for non-profit, non-governmental agencies and tribes)	\$7,565.00

**NON-FEDERAL BUDGET MATCH**

**MATCH** - There is a 25% match requirement imposed on grant funds under this program. Victim service providers (must have IRS 501(c)(3) status) and Tribal governmental organizations are not required to provide match. However, these organizations are encouraged to maximize the impact of federal dollars by contributing a match, if possible. Funds or in-kind resources used as match must be eligible and directly related to the project goals and objectives. Grantees or subgrantees must maintain records which clearly show the source, the amount, and the timing of all matching contributions.

**The agency or agencies providing a match must complete this section.**  
Please list below a brief description of the match and an estimated calculation.

Match Description	Computation	Cost
Phone, Supplies, and equipment	\$100.00 x12	\$1,200.00
Supervision and Training	4hrs x \$41.67 x12	\$2,000.00
Office Space	363.74 mo x 12	\$4,365.00
<b>TOTAL MATCH</b>		<b>\$7,565.00</b>

## GENERAL INFORMATION

### Federal Overview

The Office on Violence Against Women (OVW) is a component of the United States Department of Justice (DOJ). Created in 1995, OVW implements the Violence Against Women Act (VAWA) and subsequent legislation and provides national leadership on issues of sexual assault, domestic violence, dating violence, and stalking. Since its inception, OVW has supported a multifaceted approach to responding to these crimes through implementation of grant programs authorized by VAWA. By forging state, local and tribal partnerships among police, prosecutors, judges, victim advocates, health care providers, faith leaders and others, OVW grants help provide victims with the protection and services they need to pursue safe and healthy lives, while improving communities' capacity to hold offenders accountable for their crimes.

### STOP Violence Against Women Formula Grant Program

By statute, the **S**ervices\***T**raining\***O**fficers\***P**rosecutors (**STOP**) Formula Grant Program supports communities in their efforts to develop and strengthen effective law enforcement and prosecution strategies to combat violent crimes against women and to develop and strengthen victim services in cases involving violent crimes against women. The STOP Grant recognizes that victims are best served when all systems are working together toward the common goal of supporting victims and holding offenders accountable.

### WA State STOP Grant Application

Funding for this Washington State STOP Formula Grant is subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed by the Office on Violence Against Women, U.S. Department of Justice. Included in these instructions are guidelines for complying with requirements of the Violence Against Women Act (VAWA), as amended; changes from the Violence Against Women Reauthorization Act of 2013 (VAWA 2013); and Washington State requirements to receive these funds. Applicants that receive an award are bound by statute, federal and state regulations, the provisions of this application, the OVW Financial Guide and any updates, and any conditions of the grantee's award. Additional guidance can be found in the [OVW Financial Grants Management Guide](#). This Washington State STOP Grant application provides funds to law enforcement, prosecution and victim services in each geographical county to support local coordinated responses to adult or youth victims of sexual assault, domestic violence, dating violence, or stalking crimes.

### Key Goal of the STOP Grant

Washington State has an overarching STOP Grant goal of increasing the safety of youth and adults by supporting communities in developing comprehensive and collaborative strategies to address domestic violence, sexual assault, dating violence and stalking; and to prioritize the needs and safety of victims while holding offenders accountable for their crimes.

### Activities of the STOP Grant

Activities supported by the STOP Grant Program are determined by statute, Federal Regulations, and the federal Office on Violence Against Women policies. Eligible STOP Grant activities must support communities in their efforts to develop and strengthen effective victim services, law enforcement and prosecution strategies. Grants and subgrants supported through the STOP Grant Program must meet one or more of the statutory purpose areas, which can be found at 42 U.S.C. § 3796gg(b). Some purpose areas include: training of law enforcement officers or prosecutors; developing and implementing law enforcement and prosecution policies or protocols; system improvements such as interpreters or translation of forms; direct services for victims of domestic violence, sexual assault, dating violence, or stalking, including people with disabilities, elderly, tribal, or immigrant victims; and training sexual assault forensic medical personnel. Grant funded system-based victim/witness positions must be located independently of the community-based victim services agency. Law enforcement or prosecutors may not use STOP Grant funds to contract with a community-based victim services advocate.

**STOP Grant FFY 2014 Funding Allocation by County**

<u>County</u>	<u>TOTAL</u>	<u>Victim Services</u>	<u>Law Enforcement</u>	<u>Prosecution</u>	<u>Required Match per County</u>
Adams	\$ 46,249	\$ 15,416	\$ 15,416	\$ 15,416	\$ 10,277
Asotin	\$ 45,470	\$ 15,157	\$ 15,157	\$ 15,157	\$ 10,104
Benton	\$ 55,536	\$ 18,512	\$ 18,512	\$ 18,512	\$ 12,341
Chelan	\$ 52,261	\$ 17,420	\$ 17,420	\$ 17,420	\$ 11,614
Clallam	\$ 49,251	\$ 16,417	\$ 16,417	\$ 16,417	\$ 10,945
Clark	\$ 54,255	\$ 18,085	\$ 18,085	\$ 18,085	\$ 12,057
Columbia	\$ 45,121	\$ 15,040	\$ 15,040	\$ 15,040	\$ 10,027
Cowlitz	\$ 48,979	\$ 16,326	\$ 16,326	\$ 16,326	\$ 10,884
Douglas	\$ 47,417	\$ 15,806	\$ 15,806	\$ 15,806	\$ 10,537
Ferry	\$ 45,567	\$ 15,189	\$ 15,189	\$ 15,189	\$ 10,126
Franklin	\$ 48,559	\$ 16,186	\$ 16,186	\$ 16,186	\$ 10,791
Garfield	\$ 45,054	\$ 15,018	\$ 15,018	\$ 15,018	\$ 10,012
Grant	\$ 53,308	\$ 17,769	\$ 17,769	\$ 17,769	\$ 11,846
Grays Harbor	\$ 49,703	\$ 16,568	\$ 16,568	\$ 16,568	\$ 11,045
Island	\$ 45,560	\$ 15,187	\$ 15,187	\$ 15,187	\$ 10,125
Jefferson	\$ 46,847	\$ 15,616	\$ 15,616	\$ 15,616	\$ 10,410
King	\$ 186,653	\$ 62,218	\$ 62,218	\$ 62,218	\$ 41,478
Kitsap	\$ 48,390	\$ 16,130	\$ 16,130	\$ 16,130	\$ 10,753
Kittitas	\$ 48,251	\$ 16,084	\$ 16,084	\$ 16,084	\$ 10,722
Klickitat	\$ 46,310	\$ 15,437	\$ 15,437	\$ 15,437	\$ 10,291
Lewis	\$ 51,188	\$ 17,063	\$ 17,063	\$ 17,063	\$ 11,375
Lincoln	\$ 45,835	\$ 15,278	\$ 15,278	\$ 15,278	\$ 10,186
Mason	\$ 47,005	\$ 15,668	\$ 15,668	\$ 15,668	\$ 10,446
Okanogan	\$ 52,386	\$ 17,462	\$ 17,462	\$ 17,462	\$ 11,641
Pacific	\$ 45,661	\$ 15,220	\$ 15,220	\$ 15,220	\$ 10,147
Pend Oreille	\$ 45,621	\$ 15,207	\$ 15,207	\$ 15,207	\$ 10,138
Pierce	\$ 90,939	\$ 30,313	\$ 30,313	\$ 30,313	\$ 20,209
San Juan	\$ 45,093	\$ 15,031	\$ 15,031	\$ 15,031	\$ 10,021
Skagit	\$ 51,935	\$ 17,312	\$ 17,312	\$ 17,312	\$ 11,541
Skamania	\$ 45,634	\$ 15,211	\$ 15,211	\$ 15,211	\$ 10,141
Snohomish	\$ 96,510	\$ 32,170	\$ 32,170	\$ 32,170	\$ 21,447
Spokane	\$ 73,602	\$ 24,534	\$ 24,534	\$ 24,534	\$ 16,356
Stevens	\$ 48,666	\$ 16,222	\$ 16,222	\$ 16,222	\$ 10,815
Thurston	\$ 51,343	\$ 17,114	\$ 17,114	\$ 17,114	\$ 11,410
Wahkiakum	\$ 45,036	\$ 15,012	\$ 15,012	\$ 15,012	\$ 10,008
Walla Walla	\$ 47,554	\$ 15,851	\$ 15,851	\$ 15,851	\$ 10,568
Whatcom	\$ 59,648	\$ 19,883	\$ 19,883	\$ 19,883	\$ 13,255
Whitman	\$ 48,357	\$ 16,119	\$ 16,119	\$ 16,119	\$ 10,746
Yakima	\$ 80,880	\$ 26,960	\$ 26,960	\$ 26,960	\$ 17,973
	<u>\$ 2,181,633</u>	<u>\$ 727,211</u>	<u>\$ 727,211</u>	<u>\$727,211</u>	<u>\$ 484,807</u>

The grant period for these funds will begin January 1, 2015 and end December 31, 2015.



BEN W. KELLER  
**GARFIELD COUNTY SHERIFF**  
P.O. BOX 338  
POMEROY, WA 99347-0338  
**(509) 843-3494 \* FAX (509) 843-1347**

DREW W. HYER  
UNDERSHERIFF

KATHLEEN SLAYBAUGH  
E911 COORDINATOR/  
COMMUNICATIONS DIRECTOR

## **Interlocal Agreement For Jail Services**

This Interlocal Agreement for Jail Services (hereinafter "agreement") is made and entered into by and between the COUNTY OF GARFIELD SHERIFF'S OFFICE and the CITY OF CLARKSTON POLICE DEPARTMENT.

WHEREAS, chapters 39.34 and 70.48 RCW authorize counties to enter into contracts for jail services and specify the responsibilities of each party; and

WHEREAS, Garfield County has a jail facility, and Clarkston Police Department desires to enter into this agreement to utilize Garfield County's jail facility under the terms and conditions of this agreement;

NOW, THEREFORE, in consideration of the mutual covenants, conditions and promises contained herein, Garfield County and Clarkston Police Department mutually agree as follows:

1. **DEFINITIONS:**

A. GARFIELD COUNTY JAIL is defined as a place owned and operated by Garfield County primarily designed, staffed and used for the housing of adults charged with a criminal offense; for the punishment and correction of offenders after conviction of a criminal offense or for confinement and/or holding during a criminal investigation, or a civil detention to enforce a court order. As of the date of the execution of this agreement, this jail is located at 789 W Main Street, Pomeroy, Washington.

B. CLARKSTON POLICE DEPARTMENT PRISONER is defined as a person arrested by the Clarkston Police Department and held and confined in the Garfield County Jail (either pre or post trial).

2. **JAIL AND HEALTH SERVICES**

A. For prisoners accepted under this agreement, Garfield County shall accept Clarkston Police Department prisoners and furnish jail facilities, booking, custodial services and personnel for the confinement of the Clarkston Police Department prisoners equal to those Garfield County provides for the confinement of its own prisoners. Medical costs for emergency and/or non-emergency health care for Clarkston Police Department prisoners shall be the responsibility of the City of Clarkston. In the event an inmate is transported to the hospital or medical clinic, the hospital or medical clinic shall be directed to bill Clarkston Police Department directly. Clarkston Police Department will be billed directly for all inmate prescriptions. When available, inmate insurance information will be given to the hospital and/or medical clinic. Garfield County shall notify Clarkston Police Department prior to outside medical care being provided for a Clarkston Police Department prisoner when practicable; provided, however, that when emergency medical care is required in a life threatening circumstance, the notification may occur as soon as practicable, which may be after emergency medical treatment has been provided.

3. **RATE AND PAYMENT**

Clarkston Police Department shall pay Garfield County at a rate per prisoner on a 24 hour basis.

The daily maintenance fee will be billed at a rate of \$45.00 per day.

A. Payment shall be made promptly by Clarkston Police Department to Garfield County within thirty (30) days after a monthly statement is submitted by GCSO.

B. The parties agree to meet at least once each year to examine and verify charges for the previous year.

C. Prisoners held for less than eight (8) hours will be held at no charge.

4. **RECORD KEEPING**

Garfield County agrees to maintain a record keeping system relative to the booking and confinement of each of Clarkston Police Department's prisoners in such style and manner as equivalent to Garfield County records pertaining to its own prisoners. Such records shall include, but may not be limited to, the following information: defendant's name, charge, booking date, release date, and manner of release (i.e., personal

recognizance, bond, cash bail). Garfield County shall submit to the Clarkston Police Department copies of said records upon request.

5. **RIGHT OF REFUSAL**

Garfield County reserves the right to refuse admittance of, or may order within twenty-four (24) hours, the removal of and Clarkston Police Department prisoner when such admittance would unduly burden the facility or create a disadvantage for prisoners under the jurisdiction of Garfield County, including those situations where space is needed for incoming Garfield County prisoners. Said right of refusal shall be include situations involving Clarkston Police Department prisoners: that are not in compliance with provisions of this agreement; that have medical and/or mental health conditions or injuries which require assistance or treatment beyond the facilities abilities; have specific escape risk(s); have specific assaultive (including sexual assault) tendencies which require resources beyond that available at the facility.

6. **HOLD HARMLESS/INDEMNIFICATION**

Clarkston Police Department ( and the City of Clarkston) agree to hold harmless, indemnify and defend Garfield County from any and all liability, loss or damage, excluding that arising from gross negligence of Garfield County officials/employees, arising out of, or in connection with, the detention of any Clarkston Police Department prisoner(s) pursuant to this agreement.

7. **NON-DISCRIMINATION**

Neither Garfield County nor Clarkston Police Department shall discriminate as to prisoners placed and cared for because of race, color, creed, gender, religion, or national origin.

IN WITNESS WHEREOF, the parties have hereunto set their hands this

\_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Dean Burton, Commissioner Garfield County

\_\_\_\_\_  
Bob Johnson, Commissioner Garfield County

\_\_\_\_\_  
Wynn McCabe, Commissioner Garfield County

\_\_\_\_\_  
Ben Keller, Sheriff Garfield County

Approved as to form:

\_\_\_\_\_  
Prosecuting Attorney

\_\_\_\_\_  
Mayor, City of Clarkston

\_\_\_\_\_  
Chief, Clarkston Police Department

Approved as to form:

\_\_\_\_\_  
City Attorney



Asotin County  
Road Department

# Work Order Request

Agency: City of Clarkston

Interlocal Agreement Number 11

Address: {  
City of Clarkston  
829 5<sup>th</sup> Street  
Clarkston, WA 99403

Request Date: \_\_\_\_\_

Work Requested Date: \_\_\_\_\_

Agency Phone No.: 509-758-1662

I, \_\_\_\_\_, A DULY AUTHORIZED REPRESENTATIVE OF THE AGENCY NAMED ABOVE, IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE AGENCY AND ASOTIN COUNTY INTERLOCAL AGREEMENT, HEREBY REQUEST THE ASOTIN COUNTY ROAD DEPARTMENT'S ASSISTANCE ON THE FOLLOWING DESCRIBED PROJECT. I FULLY UNDERSTAND THAT THE COUNTY HAS RELIED ON THE AGENCY'S ESTIMATE OF PROJECT REQUIREMENTS; AND, UNDERSTAND THAT, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT, THE ACTUAL COSTS DUE FROM THE AGENCY WILL BE THE ACTUAL COSTS TO PERFORM THE WORK INCLUDING LABOR, BENEFITS, MATERIALS, EQUIPMENT RENTS AND INDIRECT COSTS.

Item No.	Description of Work - To Be Completed by Requesting Agency (Complete written description of the work to be performed including expected labor and equipment needs)		
	<p>PROVIDE PLANS, SPECS &amp; ASSIST WITH PROJECT ADMINISTRATION FOR THE 13<sup>th</sup> ST. GRIND &amp; OVERLAY PROJECT. SEE ATTACHMENT "A"</p>		
Item No.	Estimated Labor (in man-hours)	Estimated materials (or earthwork quantities)	Estimated Equipment Needs (by type and hour)
1	Preliminary Eng.	See Eng. Estimate	
2	Const. Eng.		

TOTAL ESTIMATED PROJECT COST (including overhead): \$ 35,000

Project Costs Estimated By: Craig Miller Date: 8/4/14

<b>Agency:</b>  By: _____  Title: _____  Date: _____	<b>Approval Recommended:</b> Road Department Supervisor:  _____  Date: _____	<b>Approved:</b> County Road Engineer (or designee)  _____  Date: _____
	<b>WORK ORDER NUMBER:</b> _____ note: WORK ORDER NUMBER must be filled out before any work is performed.	

Asotin County Road Department  
Work by Others Agreement No. 11  
Attachment "A"

This attachment "A" is supplemental information relating to the work to be accomplished by Asotin County as agreed in Interlocal Agreement No. 11 for the 13<sup>th</sup> Street Pavement Overlay Project STPUL-5975(002).

Asotin County Public Works is providing preliminary and construction engineering for the City of Clarkston for the overlay project as described as follows...

Preliminary Engineering:

- 1) Preparation of all paperwork for approval of environmental documents.
- 2) Preparation of project prospectus and Local Agency Agreement.
- 3) Collection of all survey / field data.
- 4) Preparing of plans, specifications and Engineer's estimate.
- 5) Advertisement of project and overseeing of bid opening.
- 6) Review of all bid proposals and submitting proposals to Local Programs for review.
- 7) Prepare Award letter, Contract, and Notice to Proceed.

Construction Engineering:

- 1) Prepare Preconstruction Meeting agenda and conducting the meeting.
- 2) Construction inspection and daily oversight of project.
- 3) Review Certified Payrolls and misc. project paperwork.
- 4) Prepare monthly pay quantities.
- 5) Conduct weekly project meetings
- 6) Coordinate testing of materials with Project testing contractor.
- 7) Final project walk-through and acceptance review.
- 8) Preparation of Notice of Completion.

**Addendum No. 1  
to  
City of Clarkston  
Drainage Improvements  
Scope & Budget**

**Consultant Project # 214021-000**

This addendum modifies the Scope of Work between the City of Clarkston (City) and Keller Associates (Consultant) under the original contract agreement dated February 19, 2014. Any conflicting provisions will be resolved in favor of this Addendum.

**Background**

This project entails stormwater planning and design services along portions of Maple, Poplar, Burns, and Ash Streets. Services provided to date have included planning and design up to 90% plans and specifications. This amendment will add additional design services to the scope of services for Consultant and will include: preparation of final bidding plans and specifications and construction funding application assistance. Future tasks to include Bidding Services and "Construction Administration" of selected improvements.

**Attachment A**

The following changes or additions to Task Order 1: Pre-Construction Engineering Services are included:

**Replace Task 7 with the following:**

**"Task 7: Additional Services**

Consultant will provide additional services on a time and materials basis for additional services requested by the owner that are not identified in the scope above. For budgeting purposes, a \$7,720 budget has been established."

**Add Task 8 as follows:**

**"Task 8: Final Bid Plans & Specifications**

**8.1 Consultant Responsibilities**

- 8.1.1 Prepare final plans and specifications to be used for bidding. Plans will address all 90% plan review comments received from the Department of Ecology, the City of Clarkston, and the Asotin County Regional Stormwater Coordinator.

**8.2 Deliverables**

- 8.2.1 Completed Final Plans ready for bidding, 11x17 hard copies (up to 5) & PDF scan on CD.
- 8.2.2 Completed Final Specifications ready for bidding, 8.5x11 hard copies (up to 5) & PDF scan on CD.”

Modify Engineering Budget for Task 7 and **Add** Task 8 as follows:

“Compensation

The Consultant will be reimbursed for a total fee of \$120,000.00 (one hundred twenty thousand dollars) for completion of Tasks 1 through 8. A breakdown of these costs is presented in the table below:”

Task	Type	Original Contract	Changes from Addendum No. 1	Total, Original + Addendum No. 1
Tasks 1 - 6	Lump Sum	\$108,080	no change	\$108,080
Task 7: Additional Services	Time & Material	\$11,920	-\$4,200	\$7,720
Task 8: Final Bid Plans & Specifications	Lump Sum	--	\$4,200	\$4,200
<b>Total</b>		<b>\$120,000</b>	<b>--</b>	<b>\$120,000</b>

All other items of the original contract agreement for engineering services dated February 19, 2014 shall remain unchanged.

In witness thereof, the parties hereto have executed or caused to be executed by their duly authorized officials this Addendum No. 1 to the Agreement in duplicate on the respective dates indicated below.

**OWNER: CITY OF CLARKSTON, WA**

**CONSULTANT: KELLER ASSOCIATES, INC.**

By: \_\_\_\_\_  
Kathleen Warren

By: \_\_\_\_\_  
Rod Linja, P.E.

Title: Mayor

Title: President

Address: 829 5<sup>th</sup> St.  
Clarkston, WA 99403

131 S.W. 5th Avenue, Suite A  
Meridian, Idaho 83642