

**CITY OF CLARKSTON
CITY COUNCIL AGENDA
829 5th Street
MONDAY, JULY 9, 2018**

1. **CALL TO ORDER:** 7:00 P.M.
2. **PLEDGE OF ALLEGIANCE:**
3. **AGENDA CHANGES:**
4. **APPROVAL OF MINUTES:**
June 25, 2018 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/Admin – Audit Report on Current Bills – July 9**
 - B. **Public Safety – July 3**
 - C. **Public Works – July 3**
 - D. **Outside Organizations – Health District, EMS Council, Valley Vision, PTBA, SEWEDA, MPO, Regional Stormwater, Lodging Tax Advisory**
7. **UNFINISHED BUSINESS: None**
8. **NEW BUSINESS:**
 - A. **Ordinance 1604 – Amending 14.06 Sewer Collection and Disposal Charges (Finance/Admin)**
9. **COUNCIL COMMENTS:**
10. **QUESTIONS FROM THE PRESS:**
11. **EXECUTIVE SESSION: None**
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.

CLARKSTON CITY COUNCIL MINUTES
June 25, 2018

ROLL CALL: Russ Evans, Joel Profitt, Skate Pierce, Belinda Larsen, Brian Kolstad, and John Murray. Pat Holman excused for this meeting and John Murray on June 11, 2018 by a motion by PIERCE/LARSEN.

STAFF: Chief Hastings, Chief Cooper, PWD Poole, Deputy Clerk Bayless, Trae Turner.

AGENDA CHANGES: Councilmember Pierce requested that item C – Consideration of Lewis Clark Healthcare Grant Application, and item D – Decision on Walmart Request for Fair Street Entrance.

APPROVAL OF MINUTES: Minutes of the June 11, 2018 Regular Meeting were approved as distributed.

COMMUNICATIONS:

A. From the Public: Alice White – 742 13th Street
Kelly Blackmon – 819 Sycamore Street

B. From Mayor: None

C. From Staff or Employees: PWD Poole advised Council of issues with the headworks pumps at the Wastewater Treatment Plant. A diagnosis has shown that sewage water has infiltrated the wiring of the headworks and will need to be repaired. A new pump will be installed on Tuesday and a third pump will be sent for evaluation and repairs. This is a result of a power outage that was caused by a commercial vehicle, and is currently part of an insurance claim that the City has filed. PWD Poole advised Alice White that the only sidewalks that were currently scheduled to be replaced on City property were ones that were deemed to be non-ADA compliant. This included an area in front of the Asotin County Jail and at the Post Office.

COMMITTEE REPORTS:

Finance/Admin: Councilmember Murray reported that the Committee reviewed and approved the bills for payment. Total expenditures for the June 25, 2018 period of \$430,900.45. MOTION BY PIERCE/KOLSTAD to approve the bills as read. Motion Carried

Public Safety: Councilmember Larsen reported that Chief Hastings presented an Unmanned Aerial Device (UAS) (drone) Operations Directive for review by this committee. It includes a purpose and scope, definitions, policy, privacy, use, retention, etc. We will review and give feedback to the Chief. He will likely be able to present to the full Council during one of our July meetings. There will be the annual fireworks display at Adams Field on the 4th of July. We now have a new police vehicle on the streets. Rockin' on the River will take place on July 28th. Clarkston Police will have extra patrol set up to help if needed. The jail committee met and are in the process of trying to come up with a plan to complete a needs assessment. They would like to do this internally as it is very expensive to hire someone externally. Belinda is meeting with a committee to discuss getting a plan in place to address the panhandling problem. The committee members and Chief were invited to attend.

Public Works: Councilmember Pierce reported that the City was asked by the Valley Boys & Girls Clubs to assist with mowing and fertilizing at their facility. However, because they are outside of the City Limits, and due to liability issues, the City is unable to assist with the request. The sidewalk project is progressing. The City will need to remove three trees that are in our right-away. This will be at the expense of the City. We currently have a 93.6% compliance with the project. The City has old, wooden water lines that are a problem. They were improperly decommissioned, and asphalt and soil has fallen into the cavity leaving sinkholes in the roadway. PWD Poole will meet with the PUD soon to discuss the problem and come up with a solution. The FLAP grant application was declined. There will be a hearing tonight on the Walmart entrance. PWD Poole also discussed the headwork pump failure issues. We also discussed the Six Year Transportation plans that will be presented to council with the amount and funding sources of the projects.

Outside Organizations: Councilmember Pierce advised that the Asotin County Health Department would like to get public health workers into the community using the District as a hub, but that may not be feasible. The

funding may not be available. The District mission statement has been updated. There is a grant application to facilitate a needle exchange. The State Board of Health visited Clarkston and was impressed by the beauty of the valley, and how hard the Public Health Department works with limited resources. Councilmember Evans advised that the EMS Council is ordering 4000 more "When to call 911" rack cards, they will have magnets on them this time.

PUBLIC HEARING: Walmart Fair Street Entrance

Mayor Lawrence opened the Public Hearing at 7:20 p.m.

PWD Poole introduced Walmart Representatives Jim Erwin-Svobota from Galloway, transportation engineer for the Walmart Project, Debbie Herron from the Walmart Corporate office, the Manager and Assistant Manager from the Clarkston Store.

Ms. Herron presented Council with the information on the project. She reminded the Council that Walmart has partnered with the City and made a commitment to better the community. Ms Herron requested that the Council approve the request for the entrance. Store Manager Zack Williams addressed the Council regarding customers that have continually requested better access to the Clarkston Walmart. He requested that the Council grant the request for the entrance. Assistant Manager Greg Blank addressed the Council and requested that Council grant approval for safety issues, and to make it less complicated to access the store. Jim Erwin-Svoboda advised that the plans have been reviewed with PWD Poole and consulted with Keller Associates. The entrance is designed to relieve congestion and help with traffic flow.

PWD Poole provided the staff report on the project and recommended that Council approve the request.

Mayor Lawrence opened the floor to comments from the public.

PUBLIC COMMENT:

Holly Tietz: 414 7th Street. Tietz advised that she was opposed due to the previous Council promising that there would not be an entrance on Fair Street. Tietz advised since the building of the mattress store, the traffic has increased on Fair Street.

Ben Kohler: 439 7th Street. Kohler reiterated that since the addition of the mattress store the traffic has increased. He requested that the Council vote no for safety issues of traffic and children playing on Fair Street.

Kelly Blackmon: 819 Sycamore Street. Blackmon advised he was opposed to the entrance. He works in the Port area, and since the modification at the entrance of Walmart, there is no longer a problem.

Dale Funke: 405 3rd Street. Funke gave the City kudos and advised that there has been a big change since the recent modifications to the entrance. Funke asked if there was any direction on the Bridge and 2nd Intersection.

Steve Krause: 402 6th Street. Krause advised that Port Drive was more capable of handling the traffic and advised that an additional entrance could be added on the back side of Walmart. He also advised that a sound barrier could be extended on Fair Street that would assist with noise issues.

Robert Gilbertson: 1237 9th Street. Gilbertson advised that he was not on the Planning and Zoning Commission when Walmart was built, but is now. He advised that that he had heard that there was a lot of input on why there wasn't an entrance on Fair Street. He advised that if traffic was allowed without a left turn bay, there could be an increase in accidents. Gilbertson also advised that there would be increased traffic in delivery dock area on the west side of Walmart.

Gayla Filler: 929 Beachview. Filler advised that the Planning and Zoning Commission has discussed this issue at length. She advised that this area between Bridge and Fair is a transitional area, and adding an entrance from Fair Street seems like a logical way to handle this. She advised it would be appropriate to add this entrance. She did have concerns about left-turning traffic.

Kristin Kemak: Visit Lewis Clark Valley - 825 6th Street. Kemak thanked PWD Poole and Walmart for the dedication and attention to this project. She advised that that she has struggled with this, and is not sure if it will benefit traffic. She said it was a great idea for Walmart to listen to their customers, and PWD Poole for

exploring the possibility. She also asked if this would drive panhandlers to another area. This may need to be addressed if the project is approved.

Councilmember Pierce advised Dale Funke that there are projects on the Six Year Transportation Plans to address the intersections of Bridge, 2nd and Diagonal and the Walmart and Costco interchange.

Councilmember Murray advised that it is accurate that Planning and Zoning Commission did not want an entrance on Fair Street to protect the citizens in that area. Comments were made that no entrance would be made, but there were no binding documents. Pierce advised that the Planning Commission ten years ago could not bind the future Council decisions. The Council cannot obligate future councils from making decisions that are going to be made in the future. Councilmember Larsen advised that both the City and Walmart will be monitoring this going forward. It is a well-thought out plan, and will not be taken lightly. Larsen advised that they may need to address the panhandling issue that Kemak referenced. Councilmember Proffitt advised that there already is an entrance on Fair Street behind Mattress Firm. He advised that adding an actual entrance that was designed for the traffic flow would help fix the current situation.

PWD Poole advised that there has been a very extensive study on the Bridge, 2nd and Diagonal intersection. The City is exploring grant funds to get the project going forward. Any other businesses that would want to add an additional entrances would have to have a compelling reason going forward. PWD Poole also explained the Level B and C traffic flow models. Poole advised that if the left turns increase accidents, there would be some other modifications that could alleviate the problem that the City will consider going forward. He advised that with the flow of traffic, it should help alleviate the issues with panhandlers at the Walmart entrances.

Walmart representatives spoke regarding the truck deliveries, grocery pick-up and the traffic flow issues that would be alleviated by the Fair Street. The parking on the south side, and the fire lane should also help as traffic calming devices to alleviate extra traffic. Walmart will continue to monitor traffic flows in the parking lot and in the truck loading areas.

The public hearing was closed at 8:46 p.m.

PUBLIC HEARING: 2018 & 2019 Six Year Transportation Improvement Program

Mayor Lawrence opened the Public Hearing at 8:47 p.m.

PWD Poole presented Council with the information on the 2018 Six Year Transportation Improvement Program.

PWD Poole presented Council with the information on the 2019 Six Year Transportation Improvement Program.

Mayor Lawrence opened the floor to comments from the public.

PUBLIC COMMENT: None

The public hearing was closed at 8:58 p.m.

UNFINISHED BUSINESS:

A. Update on Spare Change for Change (Public Safety) Councilmember Larsen advised that there was a meeting to discuss plans and decisions on who to contact to implement the Spare Change program regarding panhandlers. Larsen addressed the Walmart representatives regarding the Billings, Montana implementation of the program to curb panhandling in their city. Larsen is looking for partnering businesses to help educate the public and provide an outlet to give to the homeless through proven charities. Larsen asked Council for input and direction on going forward to approach the businesses. Evans and Murray advised that it would be good to pursue the assistance from businesses. Pierce advised that the City Attorney may want to check to see if it is okay for the Council to approach the businesses. Larsen advised that they have looked at approaching a bank or credit union to facilitate the money collection. Evans advised this would be a good program. Turner advised that he would like

some time to review to see if it would be problematic for the Council to endorse or contact the businesses. Chief Hastings endorsed the project as a way to alleviate the problems that the City has with panhandlers. PWD Poole has been consulted to provide ways to assess areas that may be modified to curb panhandlers.

NEW BUSINESS:

A. Resolution 2018-05 – 2018 Six Year Transportation Improvement Program (Public Works)
 Motion by MURRAY/EVANS to adopt the resolution. Motion Carried.

B. Resolution 2018-06 – 2019 Six Year Transportation Improvement Program (Public Works)
 Motion by EVANS/KOLSTAD to approve the resolution. Motion Carried.

C. Consideration of Lewis Clark Healthcare Grant Application (Public Works) PWD Poole presented Council with the information on the Healthcare Grant. Motion by KOLSTAD/PIERCE to approve the application. Motion Carried.

D. Decision regarding Walmart Request for Fair Street entrance. Motion by PIERCE/LARSEN to approve the request. Motion Carried by vote of 4-2, Kolstad and Murray voted in opposition.

COUNCIL COMMENTS: Councilmember Evans advised that he felt it would make it safer for the residents on Fair Street to have the entrance. Pierce agreed. Mayor Lawrence advised that Cities are not static, always changing and need to adjust. She will have discussions with Chief Hastings to see what speeding and accident information is available for that area. Pierce advised that the Public Works department is continually dealing with issues because previous Council made decisions that are problematic today.

PRESS QUESTIONS: Tribune reporter Kerri Sandaine asked who voted no on the Walmart request.

EXECUTIVE SESSION: None

ADJOURNMENT:

Meeting adjourned at 9:20 p.m.

Steve Austin, City Clerk

Monika Lawrence, Mayor

Total Fund Expenditures, 06/25/18	Ck # 66499-66555	\$296,089.01
Payroll 06/20/18	Ck # 66484-66598	\$134,811.44

Public Safety Meeting
07/03/2018

In attendance: Chief Hastings, Pat Holman, Russ Evans (Chief Cooper was at an extended inspection)

The following notes are my own observation and not necessarily those of the gentlemen that accompanied me. There were also two other gentlemen with us on the tour but I don't have their names. We took this tour as an opportunity to become more informed as to why we have a group of people meeting every month to discuss a new jail.

Our group took a tour of the Asotin County Jail. What an eye opening experience! It is nothing less than shocking, embarrassing, saddening, humbling, and a very "scared straight" tour without meaning to be. There is crumbling, stick it and fix it with a wad of gum and some shoestring, make do's with what we have, and so much overcrowding! In my opinion, this is not a jail that can be fixed. Also in my own personal opinion, we need to do everything we can to continue to move forward in finding a solution to this dilapidated structure. Building a jail that is big enough to house not only our inmates but those from surrounding areas so that we can receive an "income" is truly the smart way to go.

A huge thanks to all for not just the tour but for doing what you do with what you have. Simply amazing!

ORDINANCE NO. 1604

AN ORDINANCE AMENDING CHAPTER 14.06, SECTIONS 090 AND 100 OF THE CLARKSTON MUNICIPAL CODE, WHICH ESTABLISHES SEWER COLLECTION AND DISPOSAL CHARGES

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

SECTION 1.0

Clarkston Municipal Code Chapter 14.06 is hereby amended as follows:

14.06.090 Calculation of charges.

Sanitary sewer charges shall be based on average actual water consumption for the *annual study period* months of January and February. Charges shall be recalculated annually no later than May 1st.

14.06.100 Insufficient water consumption experience.

In the case of new *residential* construction or when a *residential* service has not consumed water throughout the entire study period, the account may be billed at a rate equivalent to the monthly average for its classification or consumption history for the previous study period. *In the case of new commercial construction or when a commercial service has not consumed water throughout the entire study period, the account will be billed at the lowest commercial rate (Base charge plus charge for 100 Cubic Feet of water consumed) until there are two consecutive months to calculate the average usage. The commercial service will then be charged at the calculated rate until the recalculation of the annual study period.*

SECTION 2.0

Corrections by City Clerk or Code Reviser. Upon approval of 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 ordinance 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 take effect five days after its passage, approval and publication.

PASSED by the City Council of the City of Clarkston, Washington this _____ day of _____, 2018.

Monika Lawrence, Mayor

Attest:

Steve Austin, City Clerk

Approved as to Form:

Todd Richardson, City Attorney

Date of Publication: _____