

**CITY OF CLARKSTON  
CITY COUNCIL AGENDA  
829 5<sup>th</sup> Street  
MONDAY, JANUARY 27, 2014**

1. **CALL TO ORDER: 7:00 P.M.**
2. **PLEDGE OF ALLEGIANCE:**
3. **ROLL:**
4. **AGENDA CHANGES:**
5. **APPROVAL OF MINUTES:  
January 13, 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 – January 21
  - C. Public Works – no meeting
  - D. Administrative/Intergovernmental – January 27
  - E. Community Development – no meeting
  
8. **UNFINISHED BUSINESS:**
  - A. Ordinance No. 1520, Amend 1234, Alley Vacation Blk 38 – 2<sup>nd</sup> Reading for Action
  
9. **NEW BUSINESS:**
  - A. Transportation Benefit District – Proposed Timeline (PW)
  - B. Ordinance No. 1521, Limiting Time for Fireworks Discharge – 1<sup>st</sup> Reading (PS)
  - C. Approval to negotiate contract with Keller Engineering for Stormwater Design (Admin)
  - D. Appoint Belinda Lierman to Community Development Committee (CD)
  
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**  
**January 13, 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 type="checkbox"/> Manchester, excused |  |

**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:** Councilmember Provost added Ordinance No. 1520 to New Business for a first reading.

Mayor Warren suggested adding a Roll Call to the agenda so council can take action to excuse the absence of councilmembers. She stated that council has been remiss in following Robert's Rules. Warren announced that Councilmember Manchester is absent due to illness. MOTION BY BEADLES/BAUMBERGER to excuse Manchester. Motion carried. The record will reflect that the rest of council was present.

**APPROVAL OF MINUTES:** MOTION BY BEADLES/NASH to approve the minutes of the December 23, 2013, Regular Meeting. Motion carried.

**COMMUNICATIONS:**

- A. **From the Public:** Brian Shinn, 4<sup>th</sup> Street, Clarkston, said the county has been considering an ordinance requiring restricted access to liquor in an effort to prevent theft by minors. He said they have found that since the state has total control over alcohol regulations, the county cannot impose additional regulations. However, the state has assured him that they are considering other measures.
- B. **From the Mayor:** Mayor Warren said she distributed some information regarding meeting conduct.
- C. **From Staff:** Councilmember Blackmon said he attended an open house regarding the proposed remodel of the high school. It was mentioned that the school might be building a baseball field in Beachview Park and possibly removing the skate park. PWD Martin said there is a ball filed now in the park, but there has not been discussion with the school about expanding it.

**COMMITTEE REPORTS:**

**Finance:** Councilmember Provost reported the bills were reviewed and approved for payment. Total expenditures for January 13, 2014, of \$303,129.48. MOTION BY PROVOST/BEADLES to approve the bills. Motion carried.

**Public Safety:** Committee met on January 8. Chief Cooper reported that the new fire engine has been ordered with expected delivery in August. Ambulance revenues were above expectations for 2013. The City is still looking for a citizen representative to the EMS council. Chief Cooper and Chief Hastings attended the first dispatch meeting. Chief Hastings is ordering two new cameras for the patrol cars. A new patrol vehicle will be ordered when information becomes available on the state contract. The committee recommends that Dick Jones be reappointed to the PS Committee.

**Public Works:** No meeting.

**Admin Committee:** Councilmember Provost said committee met on January 13. They reviewed Ordinance No. 1520 which corrects language on an alley vacation from 1996. It has been added to the agenda for first reading.

**Community Development:** No meeting.

**UNFINISHED BUSINESS:**

**NEW BUSINESS**

**A. Committee Assignments**

Committee Assignments are as follows:

<u>FINANCE</u>	<u>PUBLIC WORKS</u>	<u>PUBLIC SAFETY</u>
Provost	Nash	Beadles
Manchester	Kolstad	Baumberger
Blackmon	Baumberger	Provost

COMMUNITY DEVELOPMENT

Beadles  
Kolstad  
Nash

ADMIN/INTERGOVERNMENTAL

Manchester  
Provost  
Nash

LEOFF Board	Nash
Health District	Nash, Warren
Lodging Tax, City	Beadles
EMS Council	Kolstad
Valley Vision	Kolstad
PTBA	Baumberger
MPO	Warren
Volunteer FF Board	Blackmon
HCVB	Beadles
Stormwater	Nash

**B. Appoint Mayor Pro Tem**

MOTION BY PROVOST/BAUMBERGER to appoint Councilmember Beadles. Motion carried.

**C. Alternate Public Defense Contract, Jane Richards**

MOTION BY PROVOST/BEADLES to approve the contract with Jane Richards. Motion carried.

**D. Contract for Tourism Services, Hells Canyon Visitor Bureau**

MOTION BY BEADLES/PROVOST to approve the agreement with Hells Canyon Visitor Bureau. Motion carried.

**E. Contract for Tourism Services, Lewis Clark Valley Chamber of Commerce**

MOTION BY BEADLES/BAUMBERGER to approve the agreement with the Chamber. Motion carried.

**F. Contract for Tourism Services, Clarkston Rotary Club**

MOTION BY BEADLES/KOLSTAD to approve the agreement with the Rotary Club. Beadles commented that this will help fund a new event in the valley. Motion carried.

**G. Appoint Dick Jones to Public Safety Committee**

MOTION BY BEADLES/PROVOST to appoint Dick Jones as a citizen representative to the Public Safety Committee. Motion carried.

**H. Ordinance No. 1520, Amend Ordinance No. 1234, Vacation of Alley in Block 38**  
Ordinance No. 1520 was read by title.

**COUNCIL COMMENTS:**

Council welcomed Brian Kolstad to the table.

Councilmember Nash said he had a citizen ask if the city was going to vacate Adams Street as part of the high school project. Chief Hastings said the school has discussed it, but it is a conceptual idea at this time.

Councilmember Kolstad welcomed the students to the meeting.

**MEDIA QUESTIONS:**

**EXECUTIVE SESSION:** Council adjourned to Executive Session at 7:32 p.m. to discuss potential litigation. Expected length of session is 5 minutes. No action is anticipated as a result of the session. Council returned to open session at 7:38 p.m.

**ADJOURNMENT:**

Meeting adjourned at 7:38p.m.

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

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

Total Fund Expenditures, 1/13/14	CK 55494-95, 55581-55657	\$303,129.48

## Public Safety Committee

January 21, 2014

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

Chief Cooper discussed the interview process to select a citizen candidate for the EMS council. The candidate would then be presented by the committee to council for consideration of an appointment to the EMS council.

The Fire Department will be sending a fireman to Safety Officer Class. This class will allow our department to review and comply with standard safety training levels and meet state requirements.

We discussed the need of a city safety committee to address safety issues within all departments.

We recommend that the city move forward with a wellness committee for the city to qualify for health care premium discounts.

Chief Hastings discussed the filling a vacancy in the police department. A DARE graduation announcement has been provided to the council. A repair at the shooting range will correct a problem with the ventilation system.

Dispatch committee negotiations were discussed. The Chiefs feel the meetings are being productive. Maintenance costs of the infrastructure system that serves all of Asotin County is being considered.

ORDINANCE  
NO. 1520

AN ORDINANCE AMENDING ORDINANCE NO. 1234, ADOPTED JULY 8, 1996, WHICH VACATED A PORTION OF THE ALLEY IN BLOCK 38 OF CLARKSTON, ASOTIN COUNTY, WASHINGTON

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

WHEREAS, Ordinance No. 1234 vacated a portion of the alley in Block 38 and included a requirement for a specific business use of that property; and

WHEREAS, the specified business is no longer in operation and other allowed uses are proposed for the property; and

WHEREAS, <sup>It is</sup> ~~is it~~ in the best interests of the City of Clarkston to amend the original terms of the alley vacation to eliminate the reference to a specific business use;

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

SECTION 1.0

Hatter-Powell, Inc., did on May 23, 1996, submit a request for vacation of a portion of an alley in Block 38 of Clarkston, Washington. The property abutting the alley is owned by John Bone and Amy Bone, husband and wife.

SECTION 2.0

A Public Hearing was held on the request before the Community Development Committee of the City Council on the 8<sup>th</sup> day of July, 1996, in the council Chambers of Clarkston City Hall, 830 5<sup>th</sup> Street, Clarkston, Washington.

SECTION 3.0

The alley, located on and across Lots 17-33 of Block 38 of Clarkston, Asotin County, Washington, is hereby vacated in favor of John Bone and Amy Bone, husband and wife, ~~so long as the vacated property is used for the purpose of operating a Burger King restaurant and such other businesses as may from time to time be located thereon~~, SUBJECT, HOWEVER, to an easement in favor of the City of Clarkston, holders of easements of records, and to the general public for the purposes of locating, maintaining and/or repairing utilities in the vacated alley.

SECTION 4.0

This ordinance shall take effect five days after its passage, approval and publication as required by law.

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

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

Attest:

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

Approved as to Form:

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

TRANSPORTATION BENEFIT DISTRICT

POTENTIAL TIMELINE FOR IMPLEMENTATION:

- February 10, 2014      Adopt Resolution setting a Public Hearing regarding proposal to establish a TBD (includes functions or activities of the TBD) for March 10.
- February 24, 2014      PWD gives council presentation on current street conditions and need for TBD
- March 10, 2014          Hold Public Hearing to take comment on proposed TBD
- March 24, 2014          First Reading of Ordinance to create TBD. Ordinance must specify the boundaries, functions and transportation improvements to be funded. (Functions or improvements may not be expanded beyond those specified without further hearings and findings)
- April 14, 2014          Adopt Ordinance creating TBD

Additional Resolutions and Ordinances to be developed and adopted:

- Interlocal Agreement between City and TBD
- TBD Ordinance to establish organizational rules
- Resolution to adopt by-laws for TBD
- TBD Ordinance to establish fee
- TBD Resolution to adopt transportation plan
- Interlocal Agreement between TBD and Dept of Licensing to collect fee
- TBD Ordinance adopting budget

Will probably need to float a loan from Current Expense to pay advertising, insurance, software, etc. expenses.

The fees do not begin until 6 months after the fee is authorized by the TBD. The fee is collected by DOL, remitted to the state treasurer who then remits to the city monthly. So, in reality we have an 8 month lag time from adoption. We really wouldn't expect to see much revenue until 2015. DOL keeps 1% for an administration fee.

AWC estimates are .875 vehicles per resident. For Clarkston that would be  $7205 \times .875 = 6,304$  vehicles times \$20 = \$126,080 annual revenue.

## 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 3<sup>rd</sup> and July 4<sup>th</sup> between the hours of nine a.m. and 11:50 p.m. and between the hours of nine a.m. on December 31<sup>st</sup> and one a.m. on January 1<sup>st</sup>. 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

This ordinance shall take effect March 1, 2015.

Passed by the City Council of the City of Clarkston, at a regular meeting thereof  
this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

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

Approved as to Form:

Attest:

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

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

City of Clarkston  
Public Works Director  
829 5<sup>th</sup> St.  
(509) 758-1662  
(509) 769-6019fax

# Memo

*To: Council*

*From: James E. Martin, PWD*

*CC: Mayor Warren*

*Date: Jan. 15, 2014*

*Re: Stormwater Design Grant Firm Selection*

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I'm pleased to say that our recent review of Engineering firms for our Stormwater Design Grant provided good information. A selection committee of myself, Asotin County PWD Jim Bridges and our Stormwater Coordinator Matt Carlson all agreed on the top pick.

Keller Associates (our WWTP firm) came out on top and I'd like Council approval to move forward with a contract and scope of work for our design project. We have selected the greatest needs along Maple Street from 7<sup>th</sup> to 13<sup>th</sup>, Poplar from 12<sup>th</sup> to 13<sup>th</sup> and Ash and Burns Streets. These areas regularly have standing water and Ecology has also identified the need in those areas as they were presented with the grant application.

Thanks for your consideration...

Jim



COMMITTEE APPLICATION FOR  
CITIZENS AT-LARGE

Name Belinda Lierman

Home Phone 208-305-5074 Message Phone \_\_\_\_\_

Address 1905 Golfview Drive

City Clarkston State WA Zip 99403

Are you over 18 year of age?  Yes  No

Committee Applying for: Community Development

Why do you want to serve on this committee? I want to contribute to the overall well-being of our community. I want to help enhance and grow our local businesses and to improve communication between citizens and local government.

List special skills, interests or knowledge that you would bring to the committee: \_\_\_\_\_

I currently serve on the Lewiston Clarkston Chamber of Commerce board of directors as an ex-officio for the Port of Clarkston and was a member of the Alive After Five committee. I hope that these experiences and knowledge that I gained from them will help with the Community Development Committee.

Most committee meetings take place during normal work hours. Are you available to attend this committee's regular meetings?  Yes  No