

1. The Regular Meeting of the Millwood City Council was called to order by Mayor Dan Mork at 7:00 p.m., April 4, 2011 at the Millwood City Hall. Council members present were: Glenn Bailey, Shaun Culler, Kevin Freeman and Richard Schoen. Councilmember Brian Ellingson was excused due to his work commitments. Also present: Attorney Brian Werst, Treasurer Debbie Matkin, Public Works Supervisor Cleve McCoul and City Clerk/City Planner Tom Richardson.

2. Kelly Hansen led the Flag Salute.

3. Invocation. None

4. CONSENT AGENDA: Approval of Minutes of the Regular Meeting held March 7, 2011; March Payroll \$41,935.24; March Claims \$63,849.71; Treasurer's Report for March. Council members received the March Claims Payroll Register and March Claims Check Register to be paid April 4, 2011. Mr. Bailey moved to approve the Consent Agenda, seconded by Mr. Schoen. The motion carried unanimously.

5. PUBLIC COMMENTS:

Ruby Witham, 9915 E Dalton Ave., asked if the city could do something about the dead trees on the railroad right away along Empire Ave. Mr. Freeman said he would speak to someone he knows at the Union Pacific Railroad to find out what we can do about it.

Shirene Young, Inland Empire Paper Company, said that the next Better For Business meeting would be Wednesday, April 13, and that Millwood Days is set for August 27.

Jim Youngman, 10423 E. Empire Ave., said he received a call from Chris Walker of Spokane County Utilities about the equipment installed at the Coyote Rock transfer pumping station to mitigate the sewer odor problems in his neighborhood. He said he thinks the problem has been 80% solved.

Barb Bennett, 9913 E. Dalton Ave, said the mayor was very responsive when he took care of the frozen meter problem for her neighbor last month. She thanked the mayor and the public works personnel for quick action. (end of 0298)

6. PRESENTATION: Gerry Bozarth, Spokane County Department of Emergency Management gave a presentation on the process for requesting disaster cost recovery funds from FEMA.

7. E-CIGARETTE ORDINANCE - Ordinance 411. Kelly Hansen of the Millwood Youth Advisory Council presented the ordinance prepared by the YAC to prohibit the sale of electronic cigarettes to minors. Mr. Werst explained the need for the ordinance and how the ordinance compares to those of other jurisdictions in the county. Mr. Bailey

asked about the city's authority to regulate e-cigarettes. Mr. Werst said that it is within the city's power to pass ordinances which protect the health, safety and welfare of minors. Mr. Freeman asked if the ordinance is substantially similar to the ordinances adopted by the cities of Spokane, Spokane Valley and the county; Mr. Werst said yes, it is. Mr. Bailey moved to adopt Ordinance 411. Motion seconded by Mr. Freeman. Motion carried unanimously.

Ms. Hansen also reported the Youth Advisory Council is working on a Health Day at West Valley High School.

8. ELECTRIC LIGHTWAVE/INTEGRA TELECOM FRANCHISE – Ordinance 412. Mr. Werst introduced the proposed renewal of the franchise agreement with Electric Lightwave which owns equipment on Lilac Lane, Argonne and Frederick west of Argonne. He said council must publish notice of the proposed franchise before adopting the ordinance. Mr. Culler moved to authorize the mayor to publish the notice of the franchise in accordance with the RCW. Motion seconded by Mr. Schoen. Motion carried unanimously. The matter was deferred to the next meeting on May 2.

9. 2011 BUDGET AMENDMENT – Ordinance 413. Debbie Matkin reviewed the changes in the proposed budget amendment, which includes funds for traffic calming measures, the water system plan and other smaller items. Approval of the budget amendment ordinance was deferred to the next meeting on May 2.

10. CONFIRMATION OF PLANNING COMMISSION APPOINTMENT – Laura Burrill. Mayor Mork said that he has appointed Laura Burrill to a six year term on the Planning Commission ending January 2, 2017. Motion to confirm the appointment was made by Mr. Schoen. Seconded by Mr. Bailey. Motion carried unanimously.

11. FIRE DEPARTMENT REPORT. Chief Andy Hail reported that the Washington State Rating Bureau has upgraded Millwood's insurance rating from Class 4 to Class 3. He will have more information on the effect of this at the May meeting. He said Valley Fire is involved with the accreditation process this month.

12. MAINTENANCE REPORT. Mr. McCoul reported that water samples were good for the month. Streets have been swept and three drywells cleaned. Snow equipment has been put away for the season. Chlorination of the water system ended on March 14. Dormant spray has been applied on trees in park. Sewer lines and lift stations in the northwest part of town have been cleaned. He discussed the need to change the school zone speed signs. Mr. Werst suggested that staff work on this and bring an ordinance to amend the code at the next meeting.

13. CLERK/PLANNER REPORT. Mr. Richardson reported that we have received our third insurance proposal, and will schedule interviews in May. Mr. Freeman asked Mr. Werst to have someone with expertise in insurance review the three proposals and give a

report comparing them. Mr. Richardson described an issue regarding fees charged by DOL on business licenses. Council clarified that the \$20 business license fee was meant to include the DOL license fee for both originations and for renewals. He requested that council members bring their code books in for updating.

14. LEGAL REPORT: Mr. Werst said he appreciated the work done by the Youth Advisory Council on the e-cigarette ordinance. He reported on code enforcement efforts and legislative activity, and said that he had confirmed that Millwood’s water rights have been perfected. He described progress in the Comcast franchise negotiation.

19. CORRESPONDENCE: None.

20. ANNOUNCEMENTS: Mayor Mork reported that the pool committee met once and has scheduled a second meeting this week.

21. COUNCIL COMMENTS: Mr. Schoen discussed the report on CDBG funds received by Millwood in the past, and asked if Millwood is eligible for “general benefit” projects. Mr. Richardson said Millwood does not meet the general benefit eligibility criterion.

22. PUBLIC COMMENTS: Jim Youngman asked that his letter to the mayor and council regarding the wading pool be read aloud. He says most of the people using the park are not Millwood residents. Mayor Mork said all the council members have received a copy of the letter. He said the feedback he has been receiving has been about 50/50 on whether to keep the pool. Mr. Freeman suggested that when the pool committee report is presented that it be at a special meeting to allow a better forum for discussing the issues.

23. EXECUTIVE SESSION: None.

24. ADJOURNMENT: Mr. Culler moved to adjourn, seconded by Mr. Freeman. Motion carried unanimously. Mayor Mork adjourned the meeting at 8:31 p.m.

Daniel N. Mork, Mayor

Attest:

Thomas G. Richardson, City Clerk