

1. CALL TO ORDER The Regular Meeting of the Millwood City Council was called to order by Mayor Dan Mork at 7:00 p.m. at the Millwood City Hall. Council members present were: Shaun Culler, Kevin Freeman and Richard Schoen. Brian Ellingson was excused. Glenn Bailey was absent. Also present: Attorney Brian Werst, Treasurer Debbie Matkin, Public Works Assistant Supervisor Paul Allen and City Clerk/City Planner Tom Richardson.

2. FLAG SALUTE Mayor Mork led the flag salute.

3. INVOCATION The mayor asked for a moment of silence in commemoration of the eleventh anniversary of the September 11 attacks. Chief Andy Hale spoke eloquently on the lives lost and those changed forever on that day.

Mayor Mork asked to remove item #9 from the agenda.

4. CONSENT AGENDA: Approval of Minutes of the Regular Meeting August 14, 2012; August Payroll \$43,742.01; August Claims \$41,326.71; Treasurer's Report for August. Council members received the August Claims Warrant Register, August Payroll Warrant Register, and a list of Claims to be paid September 12, 2012. In the minutes, Mr. Schoen pointed out that the word "recreating" in item #11 should be changed to "recruiting." Mr. Schoen moved to approve the Consent Agenda as corrected. The motion was seconded by Mr. Culler. The motion carried unanimously.

5. PUBLIC COMMENTS: Shirene Young said the business community was very excited about how well Millwood Daze turned out. She thanked the city for allowing the use of Dalton Avenue.

6. BUSINESS LICENSE ORDINANCE AMENDMENTS – ORDINANCE NO. 439: Mr. Werst explained the purpose of the amendments to MMC Chapter 5.04 which were developed in response to the moratorium on business licenses and permits for medical marijuana dispensaries and collective gardens. The amendments give the city the authority to deny business licenses when the applicant cannot document that it complies with all federal, state and local laws. The amendments also provide better definition of what constitutes a business, and provides for enforcement and penalties.

Mr. Freeman asked about the fee for appeals in 5.02.040(D). It was agreed to set the appeal fee at \$100.

Mr. Freeman moved to approve Ordinance No. 439 with the fee for appeals set at \$100.00. Motion seconded by Mr. Schoen. The motion carried unanimously.

7. AMENDMENT OF TRAFFIC ORDINANCE – ORDINANCE NO. 437: Mr. Richardson said the amendments of the city code relating to truck traffic in Chapter 10.08 will clarify that the prohibition on large trucks in residential areas does not apply to trucks driven by residents to and from their homes. Mr. Schoen asked about recreational

vehicles for visitors staying a week or more. Mr. Werst said that is a zoning issue, not traffic. Mr. Freeman said he recalled the original intent was to prevent through-traffic of trucks cutting through residential areas like Liberty Ave. to get around the light on Argonne, and to keep trucks going to the mill from using Empire. Mr. Schoen noted that the reference to clerk-treasurer should be corrected. Mr. Werst suggested adding the code enforcement language that was included in the Ordinance 439.

Mr. Freeman moved to approve Ordinance 437 as presented, with amendments including changing the payment to be made from "clerk-treasurer" to "city," and adding the following sentence to section 10.08.020:

"Notwithstanding any other provision in this chapter, violation of this chapter may be subject to enforcement and punishment in accordance with chapter 8.14 of the Millwood Municipal Code, with each day in violation of this chapter constituting a separate code violation for the purpose of civil penalty."

The motion was seconded by Mr. Culler. The motion carried unanimously.

8. AMENDMENT OF ENVIRONMENTAL ORDINANCE – ORDINANCE NO. 438

Mr. Richardson said the state legislature adopted SB 6406 which increases the exemption levels for SEPA environmental reviews. Very few construction projects in the past several years would be affected. This will not affect environmental reviews for planning actions such as conditional use permits, zoning amendments or comprehensive plan amendments. The Municipal Research Services Center's recommendation is that cities should take a positive action either to keep their exemption levels where they have been, or to adopt the state's new exemption levels.

Mr. Culler moved to approve Ordinance 438. The motion was seconded by Mr. Freeman. The motion carried unanimously.

9. ~~HRA VEBA POLICY – RESOLUTION 2012-12~~

10. FIRE DEPARTMENT REPORT: Chief Andy Hail reported that call volumes have continued to run above average. The district deployed 12 personnel along with a communications trailer to the wildfires at Apache Pass and While Salmon.

11. YOUTH ADVISORY BOARD REPORT: None.

12. MAINTENANCE REPORT: Paul Allen reported that water samples were good; we also tested for nitrates at each of the wells. We will be sampling for lead and copper this week at 10 residences. Pumping for August was down by nearly 6 million gallons from last year, due to fixing leaks and customers' conserving. The office sent out letters that had leak alarms show up on their meter readings. The crew helped customers with locating the sources of the leaks. Debbie sent out notices with new leak alerts in August.

The crew cleaned the pump at lift station #3 that was plugged. Welch-Comer submitted an application for TIB funding for the Buckeye project. Awards should be announced later this fall. The County has striped the roads and painted the stop bars and cross walks. We have contacted them to do core drilling on the islands at Argonne and Buckeye for placement of candlestick markers. Paul Allen received a scholarship covering registration and lodging for the road and street conference in Yakima on October 1-3. The wading pool is closed for the season. The paint contractor has returned to perform some warranty work in a couple of places. The mayor said the Department of Ecology is offering a tire disposal program this fall.

13. CLERK/PLANNING REPORT: Mr. Richardson said he will meet on Thursday with the Sewer Collections manager at Spokane County Utilities to discuss the new treatment interlocal agreement. The hearing on the shoreline management program will be held on Sept. 24 by the planning commission. He asked the council to schedule a special work session in October to review the SMP before it is presented for approval in November. He set up a table at Millwood Daze to get comments on the park and the shoreline management program. He requested an executive session at the end of the meeting to discuss a real estate acquisition. He distributed information from SRTC on the Bigelow Gulch road project.

14. TREASURER REPORT: Debbie Matkin said she issued the notice to file budget estimates to city departments for the 2013 budget.

15. LEGAL REPORT: Brian Werst said his work has involved this evening's agenda items that have already been discussed.

16. CORRESPONDENCE: The mayor said he received a few letters on the water rates.

17. ANNOUNCEMENTS: The mayor said the tree lighting would be on December 7.

18. COUNCIL COMMENTS: None.

19. PUBLIC COMMENTS: Shirene Young, Better For Business group, asked for an update on the status of the change in the STA bus layover location. She said the businesses on Euclid are very concerned about how this will impact them. The mayor said he would provide her with the contact information for the contact person at STA.

Bobbie Beese said the demolition site of the Christian Education Building is a hazard; the school bus stop is at the corner of Dale and Euclid and she is afraid that a child could be in danger. She said the wading pool was great this summer. She thanked the council for working with the community to keep the wading pool open.

20. EXECUTIVE SESSION: The mayor said the council would recess for two minutes, then reconvene in executive session at 8:10 p.m. until 8:25 p.m. to consider the acquisition of real estate pursuant to RCW 42.30.110(b).

The mayor reconvened the council in regular session at 8:29 p.m.

21. ADJOURNMENT: Mr. Freeman moved to adjourn. The motion was seconded by Mr. Culler. Motion carried unanimously. The Mayor adjourned the meeting at 8:30 p.m.



Dan Mork, Mayor

Attest:



Thomas G. Richardson, City Clerk