

1. CALL TO ORDER: The Regular Meeting of the Millwood City Council was called to order by Mayor Kevin Freeman at 7:00 pm, January 13, 2015 at the Millwood City Hall. Council members present: Shaun Culler, Brian Ellingson, Dan Sander, and Richard Schoen. Glenn Bailey was excused. Also present: Attorney Brian Werst, Public Works Director Paul Allen and City Clerk/Planner Tom Richardson. The mayor announced a quorum was present.
2. PLEDGE OF ALLEGIANCE: Greg Mott led the Flag Salute.
3. CONSENT AGENDA: Minutes of Regular Meeting of Dec. 9, 2014; Dec. Payroll of \$42,928.76 and Claims of \$79,443.69; Treasurer's Report for Dec. 2014. Council received the December Claims and Payroll Registers, and a list of Claims to be paid Jan.13, 2015. Mr. Culler moved to approve the Consent Agenda. Seconded by Mr. Sander. Motion carried unanimously.
4. PUBLIC COMMENTS: Chief Larry Rider of Spokane Valley Fire announced his retirement and reminisced about the changes in Millwood's fire service. He thanked the mayor and council, and Mr. Werst. Chief Andy Hail invited the mayor and council to a retirement gathering for Chief Rider on Jan 29 at Mirabeau Place.

Hillary Hoffman, 2917 N. Hutchinson, said the house next door to her has been a big problem with drugs and garbage. The neighbors have contacted the sheriff many times, and they are now asking the city to help. Mr. Werst said that the city has been working for over a year with the owner of the house to get it cleaned up, but the owner has not cooperated. She has not responded to a notice to correct the nuisances by the January 9 deadline. He said he was planning to ask city council this evening for authorization to proceed with court-ordered abatement. Mr. Schoen moved to direct the city attorney to obtain an order of abatement on the property at 2925 N Hutchinson Rd. Seconded by Mr. Ellingson. Motion carried unanimously.

5. FIRE DEPARTMENT REPORT: Chief Andy Hail said that there was a 14% increase in calls in 2014 over the previous year. There were no significant property loss or loss of life incidents. He said there will be an M&O levy on the ballot on February 10. Information is available on the fire district's website. The fire district will be hiring six new firefighters this year. The budget also includes capital improvement enhancements of equipment and buildings. The Master Plan is complete and is available on their website.

6. PUBLIC HEARING: 2014 DEVELOPMENT REGULATION AMENDMENTS #DR 14-01 AND 14-03: Mayor Freeman opened the closed record hearing on the two amendments recommended for approval by the Planning Commission. Mr. Richardson gave the staff report, saying that the state legislature has passed laws in the past ten years which need to be incorporated into the city code with respect to manufactured homes and manufactured/mobile home parks. Also, a broken link in one section regarding bed-and-breakfast facilities needs to be corrected. There was no public comment made. Mayor Freeman closed the hearing.

7. ORDINANCE 469 - DEVELOPMENT REGULATION AMENDMENTS #DR 14-01 AND 14-03: Mr. Sander moved to approve Ordinance 469 adopting the amendments to the zoning code, #DR 14-01 and DR 14-03. Seconded by Mr. Culler. Motion carried unanimously.

8. PUBLIC HEARING: 2014 DEVELOPMENT REGULATION AMENDMENT #DR 14-02: Mayor Freeman opened the closed record hearing on the proposed amendment to the city code recommended by the Planning Commission regarding closed record hearings. Mr. Richardson said that the city's regulations regarding closed record hearings are not in line with the Growth Management Act or the Local Project Review Act. He said the existing procedures required

closed record hearings when no appeal has been made. This causes unnecessary cost and delay to the process for reviewing project applications. Mr. Werst said the phrase "review and comment" in section 14.04.020 regarding comprehensive plan amendments may need to be looked at further. There was no public comment made. Mayor Freeman closed the hearing.

9. ORDINANCE 470 APPROVING DEVELOPMENT REGULATION AMENDMENT #DR 14-02: Mr. Schoen moved to approve Ordinance 470 adopting the text amendments regarding closed record hearings. Seconded by Mr. Ellingson. Motion carried unanimously.

10. STAFF REPORT: Paul Allen reported the new chlorine pump worked very well with no issues. We continued to chlorinate until December 31 and monitored the chlorine levels throughout the system. We will begin our regular routine sampling schedule this month. We have ordered 4 sampling stations and will install them throughout the system when they arrive. The pump records for the year have been updated and I am working on an update to our Emergency Response Plan. He reviewed utility plans for the Millwood Estates final plat on Fowler and Dalton. In the Street Department, the City and UPRR met to discuss parking on Euclid and the RR crossing at Marguerite. Welch-Comer will be reviewing the crossing and clear view triangle as required by the UPRR. Several pot holes on Buckeye and Grace were repaired. Roads were deiced and plowed after receiving 4-6 inches of snow. The shop was cleaned and tools were organized into a new tool chest. We will be touching up interior walls at city hall this month. The buildings have all been rekeyed by Gary's Key and Lock; it has been over 10 years since it was last rekeyed. Kyle Schiewe attended a waterworks class in December and is studying to take his Water Distribution Manager I certification test. We purchased safety training videos to complement our safety meetings. Paul said he had the opportunity to be a speaker for career day at Centennial Middle school in December and explain about City Government and Public Works.

The mayor reported on his meeting with the UPRR people in December. UP is concerned about the safety of the Marguerite crossing, and requested that the city make changes to prevent northbound cars from being stranded on the tracks due to the stop sign approaching Euclid. Paul Allen said he has talked with Welch Comer Engineers about doing a traffic study at the intersection. The mayor said UP has offered the city an engineering agreement to review our plans, with a cost estimate of up to \$10,000. Mr. Culler moved to approve the engineering agreement for an amount not to exceed \$10,000. Seconded by Mr. Schoen. Motion carried unanimously. The mayor thanked Chief Hail for his letter of support, and said that the sheriff's office has offered its support for keeping the Marguerite crossing open. Mr. Sander asked if the city would be able to do maintenance of the clear view areas. The mayor said the beautification lease is part of the overall plan, and the UP has made it contingent on getting the Marguerite crossing improved.

Mr. Richardson said reported on the clean audit report that WCIA received from the State Insurance Office. He will be attending their mandatory full board meeting on Friday. He also reported for Debbie Matkin that the number of utility customers paying either on-line or with a credit card has increased in four months since we began to about a third of our customers. Mayor Freeman also noted that it has reduced the number of water shutoffs for nonpayment.

11. LEGAL REPORT: Mr. Werst asked for an executive session to deal with potential litigation and to review the performance of a public employee or officer. He said he will be conducting Open Public Meetings Act training for the Historic Preservation Commission next week. He said the Spokane Conservation District will discontinue billing the City for assessments on properties in Millwood as called for in our interlocal agreement, and will instead start adding the \$5/parcel charge to property owners' property tax statements in 2015. The County has identified this as a possible gifting of public funds. He also discussed a nuisance complaint that

the city received regarding smoke from cannabis users in a residential area. He is working on a comprehensive approach to odor complaints that would also include other odors such as animals and cooking odors.

12. COUNCIL COMMENTS: None.

13. ANNOUNCEMENTS: None.

14. PUBLIC COMMENTS: Mr. Werst congratulated Chief Rider and thanked him for his contributions during the City's annexation to the fire district.

15. EXECUTIVE SESSION: Mayor Freeman announced an executive session for a matter related to litigation or potential litigation under RCW 42.30.110(1)(i), to receive and evaluate complaints or charges brought against a public officer or employee under RCW 42.30.110(1)(f), and to review the performance of a public employee under RCW 42.30.110(1)(g). He said the session would last approximately 20 minutes and then reconvene in regular session. After a brief recess, the executive session began at 8:15 p.m. The council reconvened in regular session at 8:32 p.m.

The mayor announced a special council meeting on January 23 at 6:00 p.m. at Longhorn Barbeque for the annual appreciation event.

16. ADJOURNMENT: Mr. Culler moved to adjourn. Seconded by Mr. Schoen. Motion carried unanimously. The meeting was adjourned at 8:33 p.m.

Approved:

Attest:

Kevin Freeman, Mayor

Thomas G. Richardson, City Clerk