

April 6, 2009

The Regular Meeting of the Millwood City Council was called to order by Mayor Dan Mork at 7:00 p.m. April 6, 2009 at the Millwood City Hall. Council members present were: Mr. Richard Schoen, Mr. Brian Ellingson, Mr. Kevin Freeman, Mr. Glenn Bailey and Mr. Shaun Culler. Also present: Attorney Brian Werst, Maintenance Supervisor Cleve McCoul, Planner Tom Richardson and Clerk-Treasurer Eva Colomb.

Mr. Culler led the Flag Salute.
Pastor Manuel Denning of Fountain Ministries gave the Invocation.

CONSENT AGENDA: Minutes of the Regular Meeting held March 2, 2009; March Payroll \$25,187.75; March Claims \$87,461.67 and the Treasurer's Report for March 2009. Council members received copies of the Claims Warrant Register for March 3, 2009 and the Payroll Warrant Register for March 31, 2009. Ms. Colomb advised that during March, the State Auditor's office had conducted and concluded the audit of records for years 2006, 2007 and 2008. Mr. Schoen moved to approve the Consent Agenda, seconded by Mr. Ellingson. The motion carried unanimously.

PUBLIC COMMENTS: Peter Fox, owner of All Lines Insurance at 9203 E Trent discussed traffic problems at Lilac Lane and Stout since Walgreens has opened. He advised that traffic has increased and that the asphalt is undermined. There is no stop sign at the corner which is creating a hazardous condition. Discussion was held on various solutions to the problem. Mr. Fox stated that if the City chooses to vacate Lilac Lane, he would be agreeable to providing an easement. Discussion was held regarding vacation of Lilac Lane and access to businesses and homes on Lilac Lane. Mr. Fox requested that speed bumps be installed on Lilac Lane. Mr. Fox discussed plow patterns on the corner of Trent and Stout and stated that the City puts snow on his vacant lot to the north of his business.

Rick Meyer, 8910 E Frederick stated that plans to lower the speed limit on Argonne to 25 mph is a horrible idea. Mr. Meyer stated that when traffic on Argonne is stopped, people use Frederick to cut through the neighborhoods. Mr. Meyer stated that if traffic is slowed down, even more cars will go through the neighborhoods. Mr. Meyer stated that a lower speed limit will cause businesses on Argonne to lose at least 10% of their customers. Mr. Meyer discussed traffic congestion as it exists now, with the speed limit at 30 mph. Mr. Meyer stated that the speed limit should be raised to 35 mph so traffic can move through the City and not back up. Mr. Meyer stated that a lower speed limit will cause more traffic problems. Mayor Mork advised that one of the biggest concerns citizens of the City have is safety on Argonne and being able to cross the street. Discussion was held regarding placement of left turn lanes on Argonne. Discussion was held regarding how a lower speed limit would possibly make it easier for people to get in and out of businesses on Argonne. Mr. Meyer offered to print and distribute petitions to business owners and residents regarding the speed limit on Argonne. Information from the Argonne Corridor Study regarding speed limits was discussed.

April 6, 2009

CONTRACT AUTHORIZATION – ARGONNE ROAD REBUILD PROJECT: In response to advertisements published in the Spokesman Review on March 13 and 20, 2009, eight bids were received for the Argonne Road project. The bids were opened and read aloud at the City Hall April 6, 2009 at 11:00 a.m. They were:

Red Diamond, \$822,664.83; Inland Asphalt, \$894,277.00; N A Degerstom, \$936,462.34; Spokane Rock Products, \$976,217.45; Half Moon Construction, \$983,953.66; Westway Construction \$1,008,340.50; Knife River, \$1,071,997.75; MDM, \$1,152,995.39. A tabulation of all bids prepared by Welch Comer was presented to the Council members. Discussion was held regarding the bids coming in much lower than the estimates. Discussion was held regarding requesting additional funding from the WSDOT Grant since the bids came in low, in order to extend construction on Argonne from South Riverway to Frederick or Grace. Mr. Bailey moved to accept the bid of Red Diamond, seconded by Mr. Freeman. The motion carried unanimously. (Mr. Ellingson abstained due to a possible conflict of interest)

WATER LINE EXTENSION AGREEMENT WITH I. E. PAPER COMPANY: Mr. Richardson advised that I. E. Paper has requested the City to install a hydrant on the city's water system to provide additional fire flow to the plant, due to the requirement of Spokane Valley Fire Department to increase the amount of fire flow before two on-going projects are completed. The work would involve a 300 ft water main extension off the City's water main in Empire and a new hydrant approximately 300 feet into the parking lot. The City will contract the work and I. E. Paper will reimburse the cost. An agreement regarding this matter was presented for consideration. After discussion, Mr. Freeman moved to approve the agreement, seconded by Mr. Bailey. The motion carried unanimously.

TRAFFIC ENGINEER CONSULTANT: In response to advertisements published in the Spokesman Review on March 6, 2009, 5 letters of interest were received regarding traffic engineering in the City. (Welch-Comer, Whipple Consulting Engineers, David Evans and Associates, Lancaster Engineering, Intermountain Transportation Solutions) Discussion was held regarding the scope of work to be done. Mayor Mork advised that he has discussed the possibility of sharing extra duty sheriff's patrol for traffic issues with the City of Spokane Valley. Mr. Schoen moved to authorize Mayor Mork to enter into an agreement to share extra duty traffic officer services not to exceed \$60.00 per hour, seconded by Mr. Freeman. The motion carried unanimously. Mr. Freeman moved to approve contracting with Welch Comer for traffic engineering for Empire, Fowler and Butler, seconded by Mr. Bailey. The motion carried unanimously.

PLANNING DEPARTMENT: Mr. Richardson advised that Planning Commissioner Hal Mola is moving and so has resigned. Mr. Richardson discussed amendments to the Comprehensive Plan that are being prepared.

April 6, 2009

FIRE DEPARTMENT REPORT: Spokane Valley Fire Department Assistant Chief Larry Rider reported that 40 calls for service were received in the first quarter. He introduced the departments new Deputy Chief, Andy Hail. Discussion was held regarding placement of an Opticom device at the intersection of Frederick and Argonne during the Argonne Road project.

MAINTENANCE REPORT: Mr. McCoul reported activity in March as follows: water samples tested good; Matt Erdahl (seasonal park employee) has done some work in the park; the roof on the maintenance shop was repaired; estimates have been requested for replacement of the City Hall roof; estimates have been requested for the water line extension at I E Paper Company; an architect has been contacted regarding providing specifications for a gazebo in the park. Discussion was held regarding design of the new gazebo. Mr. McCoul reported that the snow plows are being refurbished and that sewer lines are being cleaned in the area south of Frederick and east of Argonne.

ORDINANCE 379 - AMENDMENT TO 2009 BUDGET: Mr. Bailey moved to adopt Ordinance 379, seconded by Mr. Culler. The motion carried unanimously.

ORDINANCE #380 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MILLWOOD, WASHINGTON AMENDING MILLWOOD MUNICIPAL CODE TITLE 12, CHAPTER 12.10 SPECIAL EVENTS; RESCINDING AND REPLACING ALL SECTIONS OF PREVIOUS ORDINANCES, RESOLUTIONS, LAWS AND REGULATIONS RELATING TO THE REGULATION OF SPECIAL EVENTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. Mr. Werst advised that the original ordinance regarding Special Events did not have an exception for requisite fees. Discussion was held regarding amendments addressing possible exception to the Special Events permit fee. Mr. Freeman moved to adopt Ordinance 380, seconded by Mr. Ellingson and carried unanimously.

ORDINANCE #381 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MILLWOOD WASHINGTON ADOPTING MILLWOOD MUNICIPAL CODE TITLE 2, CHAPTER 2.56, HEARING EXAMINER, REGARDING THE ESTABLISHMENT OF THE OFFICE OF HEARING EXAMINER IN THE CITY OF MILLWOOD; AND PROVIDING FOR OTHER MATTERS PROPERTY RELATING THERETO. Mr. Bailey moved to adopt Ordinance #381, seconded by Mr. Freeman. The motion carried unanimously.

RESOLUTION 09-01 : A RESOLUTION AMENDING AND ESTABLISHING THE UTILITY BILLING SYSTEM, PRACTICES, AND PROCEDURES OF THE CITY OF MILLWOOD; PROVIDING FOR SEVERABILITY; REPEALING CONFLICTING RESOLUTIONS, LAWS, AND REGULATIONS; AND ESTABLISHING AN EFFECTIVE DATE. Mr. Bailey moved to adopt Resolution 09-01, seconded by Mr. Culler. The motion carried unanimously.

April 6, 2009

LEGAL REPORT: Mr. Werst advised that the State Legislature has adopted legislation regarding public deposit protection. As of July 1, 2009, all public deposit accounts are required to be 100% collateralized. Mr. Werst discussed other matters that will be considered by the State Legislature concerning cities.

ANNOUNCEMENTS: Mayor Mork announced that the Open House for the City Hall renovation will be June 1, 2009.

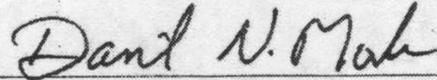
At 8:25 p.m. Mayor Mork recessed the Regular Meeting to convene Council in Executive Session pursuant to RCW 42.30.110(i) for 15 minutes to discuss pending litigation involving the City of Millwood.

At 8:40 p.m. the Regular Meeting was reconvened.

Mr. Freeman moved to dismiss pending litigation with Phoenix Development East Corporation. Mr. Culler seconded the motion. The motion carried unanimously.

Mayor Mork discussed Criminal Justice Service rates for 2009. Mayor Mork thanked the Council for work done the last three years. Discussion was held regarding procedures for introducing and passing ordinances and resolutions. Mr. Bailey thanked staff for efficiency.

ADJOURNMENT: Mr. Bailey moved to adjourn, seconded by Mr. Schoen. The motion carried unanimously. Mayor Mork adjourned the meeting at 8:50 p.m.


MAYOR DAN MORK

Attest:



Eva L. Colomb, Clerk-Treasurer