

**City of Medical Lake**  
**Regular Council Meeting**  
S. 124 Lefevre Street, 6:30 PM  
November 3, 2009

Mayor Higgins called the meeting to order at 6:30 p.m.

**Council present:** Brenda Redell            John Paikuli            Jeff King  
Howard Jorgenson    Shirley Maike        Art Kulibert  
A. J. Burton

**Council Absent:**        None.

**Staff present:**        Doug Ross            Cindy McMullen       Pam McBroom  
Jeff Estes            Ellen Fender        Dan Dorshorst

**Others present:**       Spokesman Review Reporter Lisa Leinberger, Ryan Lancaster, Cheney Free Press Reporter, 6 Scout Troop members with their leaders, WCIA representative Mike Bolasino.

**ADDITIONS/DELETIONS TO AGENDA:**

Administrator Ross asked for an addition to the agenda under 4.A.4.c – Surplus Police Vehicles. Motion by Councilmember Maike, seconded by Redell to approve the addition to the agenda. Council polled; all ayes.

**MINUTES:**

October 20, 2009 Regular Council Meeting and October 28, 2009 Special Council Meeting

Motion by Councilmember Paikuli, second by Redell to approve the minutes of the October 20, 2009 Regular Council Meeting and the October 28, 2009 Special Council Meeting. Council polled; all ayes.

**INTERESTED CITIZENS: AUDIENCE REQUESTS AND COMMENTS:**

None.

**MAYORS REPORT**

**PROCLAMATIONS, PRESENTATIONS & RECOGNITION:**

None.

**APPOINTMENTS:**

None.

**MEETINGS AND OTHER INFORMATION:**

None.

**STAFF REPORT:**Severance Agreement for Jacob Keith

Motion was made by Councilmember Maike, seconded by Jorgenson to approve the Severance Agreement for Jacob Keith. Council polled; all ayes.

Severance Agreement for Abram Bingham

Councilmember Jorgenson made a motion to approve the Severance Agreement for Abram Bingham. Motion was seconded by Councilmember Maike. Council polled; all ayes.

Declaring City of Medical Lake Police Vehicles surplus and setting the method of disposal

City Administrator Ross explained the reason for this request. With the new Law Enforcement Contract in place with Spokane County is has been determined that 5 police vehicles that the city originally intended to keep will now need to be sold to the county. There is a problem with insurance coverage if the city retains the vehicles but has the county employee operating them. The vehicles will continue to be used in Medical Lake by assigned officers and the county is offering an \$85,000 credit for the cars and equipment. There was discussion with it being noted that even if we keep the vehicles if we decide in 5 years we want to restart our own police department those vehicles would no longer be of use and all new ones would need to be purchased. After discussion Councilmember Maike made a motion, seconded by Kulibert to surplus the following vehicles with the method of disposal to be set as selling the vehicles to Spokane County. Council polled; all ayes.

2003 Chevy Impala 36681D

2005 Chevy Impala 40220D

2005 Chevy Impala 09921D

2006 Dodge Charger 40227D

2008 Dodge Charger 40258D

**FINANCE:**Public Hearing – November 3, 2009 at 6:30 P.M.; Current Expense and EMS Revenue Sources, Other Proposed Sources of Revenue for the 2010 Current Expense Budget and Possible Increase in EMS Levy Taxes and Regular Property Taxes

Mayor Higgins opened the public hearing at 6:41 P.M. He asked the audience if anyone wanted to address council on this item. He made three calls for testimony. No public testimony. Hearing was closed at 6:42 P.M. Finance Director McBroom gave a staff report on estimated 2010 Current Expense Revenues. Levy Comparisons from 2001 through 2010 and other provided information was discussed. It was noted that with the proposed 1% increase in Property and EMS taxes – the city will receive an additional \$4,690 for regular property taxes and an additional \$1,024 in EMS taxes as well as revenue from new construction values. McBroom recommended that council approve the request for a 1% increase. If council determines they are opposed the ordinance will be changed to reflect that change.

Ordinance No. 1000: Setting Property Tax and EMS Tax Rate for 2010; First Reading

Councilmember Maike made a motion, seconded by Jorgenson to approve Ordinance No. 1000; Setting Property Tax and EMS Tax rate for 2010. Council polled; motion carried with 6 yeas; 1 nay – John Paikuli. City Attorney McMullen read by title only.

**PLANNING REPORT:**

None.

**PARKS AND RECREATION COMMITTEE REPORT:**

Administrator Ross reported to council that the new shelter at Pioneer Park is complete. Recreation Coordinator King has been working with Cheney, Airway Heights and Fairchild to revamp the CARES program for youth sports.

## **PUBLIC WORKS:**

### Consultant Agreement with E & H Engineering; Prentis Street Project

Councilmember Jorgenson made a motion seconded by Paikuli to approve the Consultant Agreement with E & H Engineering for the Prentis Street Project and authorize Mayor Higgins to sign it. Administrator Ross reported that this is required for E & H Engineering to provide design and construction oversight on the reconstruction of three blocks of Prentis Street between Lake Street and Campbell street. The grant the City received from the TIB will provide the largest amount of funding on this project. There was discussion on whether the city would do the complete reconstruction on this street if the school levy passes and the school is no longer located at its present location. If that takes place an amendment to the contract can be done. After discussion the question was called – Council polled; all ayes.

### Public Hearing: Setting Water Conservation and Efficiency Goals as part of the Washington State Water Use Efficiency Program

Mayor Higgins opened the Public Hearing at 6:54 p.m. Administrator Ross explained that this is a required hearing to set goals for water conservation and efficiency as part of the WA State Water Use Efficiency Program. Maintenance Supervisor Dan Dorshorst is here to present some facts for the public. Mayor Higgins asked for public testimony. Robert Kibling, 620 Golden Court – Kibling asked questions pertaining to required checks on backflow devices. He feels that not all individuals within the city are receiving notification of this yearly required test. There were comments from Dorshorst explaining that there are approximately 650 backflow systems in town. Out of those over 500 have been identified and are receiving the test notices. Maintenance is working to identify the remaining properties and any information received from the public will be checked out. Maintenance Supervisor Dan Dorshorst then gave his report to council. Items reported on are as follows:

- Required goals have to be set every six years – need to ensure safe potable water supply for future use
- Audience input is requested
- After information is received – the city will be asked to adopt an ordinance with the goals/rules listed
- Required to set goals for the homeowners as well as the City of Medical Lake

Dorshorst also listed what the city is already doing to conserve water and improve efficiency. They are:

- Making conservation information available to the public
- Setting times that homeowners can water their yards during the summer months
- All homes and city facilities (buildings and park irrigation) have meters
- All bulk water is metered
- Working on a program to use reclaimed water for park irrigation and school irrigation in the future. The city has been approved to allow the new Veteran's Cemetery use of reclaimed water for their irrigation purposes
- Have already included a water conservation program in our six year water plan
- Leak detection is being addressed. Have to have less than 10% water loss annually
- Reviewing water rates – possible increase in charges for water use over 200,000 gallons per month
- Rebate program for changing over to water efficiency appliances may be a possibility

There was discussion with council and it was suggested that the council email suggestion they may have pertaining to this issue.

Mayor Higgins closed the Public Hearing at 7:15 p.m.

**PUBLIC SAFETY COMMITTEE REPORT:**

Councilmember Paikuli reported on the committee meeting tonight. The Law Enforcement Contract with Spokane County went into effect November 1<sup>st</sup> and everyone is working through the transition. It was noted that the officers working in M.L. right now are Brian Lawler and Jeff Conway. Three of our former officers were sworn in by Spokane County on Friday – October 30<sup>th</sup>. He also stated that 33% of all calls to the Fire Dept. are institutional EMS calls and in this last month only one call was missed. New leaders are doing a great job.

**MEMBER REPORTS:**

Councilmember Jorgenson stated that if he had been at the Special Council Meeting, he would have voted to approve the contract with Spokane County for Law Enforcement Services. He also noted that he saw a police car at the High School patrolling during the busy times of the day and this is the first time he has seen that in at least a year. He’s very pleased. Councilmember King reported that the study done at the institutions has resulted in and 8 year plan to close Lakeland Village. All but 250 beds statewide will be gone. He urged council and the public to call their legislators.

**CONSENT AGENDA:**

Approval of Claims and Payroll

Claim Warrants 17265 through 17319 in the amount of \$43,980.09; Payroll Warrants 9026 through 9057 in the amount of \$134,329.30 were approved by motion from Councilmember Redell, second by Maike. Council polled; all ayes.

**OLD BUSINESS:**

None.

**DISCUSSION OF ADDITIONS TO THE AGENDA:**

None.

**EXECUTIVE SESSION:**

At 7:30 P.M. Mayor Higgins called an executive session for approximately 30 minutes. City Attorney read the following: *An executive session is being called to discuss the following: With legal counsel representing the City a matter of matters relating to an enforcement action or litigation or potential litigation involving the City, its officers or employees when public knowledge regarding the discussion is likely to result in adverse legal or financial consequences to the City and the City’s position with regard to collective bargaining issues.* After the executive session, the City Council will reconvene the regular session. The City Council will take no action on the issues discussed in executive session.

At 8:00 p.m. Council extended the executive session for an additional 15 minutes. Executive session ended at 8:13 p.m.

**ADJOURNMENT:**

Mayor Higgins adjourned the meeting at 8:14 p.m.

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Mayor Higgins

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City Clerk / Finance Director