

**City of Medical Lake**  
**Regular Council Meeting**  
S. 124 Lefevre Street, 6:30 PM  
July 15, 2008

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

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

**Staff present:**           Pam McBroom                     Katrin Smith                     Bryan Musser  
                                   Cindy McMullen                 Joe Mehrens

**Others present:**        16 Visitors and Cheney Free Press Reporter Cara Lorella.

**ADDITIONS TO AGENDA:**

None.

**MINUTES:**

June 17, 2008 Regular Meeting

Motion by Councilmember Redell; second by Maike to approve the minutes of the June 17, 2008 regular council meeting. Council polled; all ayes.

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

Lahnie Henderson of 611 E. Ladd approached the podium, asked Mayor and Council to ban the July 4<sup>th</sup> fireworks. Mrs. Henderson included a letter, a bag of debris, and photographs for the record. Some of her concerns included:

- Health issues caused by chemicals disbursed in the air from the fireworks.
- Influx of people who do not reside within the city limits.
- City clean up costs.
- Fire safety.

Barbara Reis of 515 S. Silver Lake Avenue explained to Mayor and Council that she has never been against fireworks. This is the first year she has had any real issues. Her concerns include - fireworks landing on her house, trees, and behind her fence in a field outside of City limits; the possibility of fire; and citizens not picking up afterwards. She asked if stricter controls could be put in place or if in place, enforce them more closely to alleviate future problems.

Mayor Higgins noted that if council did adopt an ordinance banning fireworks it would not go into effect until July 4, 2010.

Peg James of 619 E. Tara Lee approached the podium and discussed a letter that she had given to staff, to include in the Council packets, addressing her concerns with contracting the Medical Lake Police Department. There was Mayor, Council and Staff discussion.

Ralph M. Stearns of 723 E Legg addressed Mayor and Council about the police department issues. He suggested they consider the possibility of hiring a retired individual (military or police officer), for the Police Chief position. There was some council discussion.

## **MAYORS REPORT**

### **PROCLAMATIONS, PRESENTATIONS & RECOGNITION:**

None.

### **APPOINTMENTS:**

Mayor Higgins announced the appointment of Shirley Maike to the Spokane Housing and Community Development Advisory Committee for the remainder of 2008 through 2010.

### **MEETINGS AND OTHER INFORMATION:**

None.

### **STAFF REPORT:**

#### Fire Works Results

Mayor Higgins announced that the City sent out 1393 survey/information sheets on fireworks to citizens within our city limits. The following question was asked "Would you like to see fireworks banned within the City of Medical Lake, effective 2010?" The City received a total of 427 (31%) returned surveys, with 157 (11%) respondents stating they would like to see fireworks banned and 270 (19%) respondents stating they do not want fireworks banned. This information was included in council packets. It was noted that the Public Safety Committee will take the survey results and the comments from concerned citizens under advisement as they review this topic again.

#### Interim Police Chief Update

City Attorney Cindy McMullen explained to Council and citizens in the audience that the City of Airway Heights Police Department is offering to assign Sergeant Greg Rogan to the Medical Lake Police Department to act as the Interim Police Chief; he is available at least through August, probably until the end of October and at the outside, until the end of this year. His shift will be regular business hours, Monday through Friday. The Interlocal Agreement before council is being proposed with no cost to the City of Medical Lake; however this agreement has not gone before the Airway Heights City Council for approval yet. There may be a change to the proposed agreement (concerning compensation) once Airway Heights Council reviews it. After discussion it was noted that council gave the Mayor the authority to negotiate this agreement with Airway Heights if necessary.

#### Interlocal Agreement for Interim Police Chief

Motion by Councilmember Jorgenson; seconded by Maike to authorize the Mayor to enter into an Interlocal Agreement with Airway Heights for Interim Police Chief. Council polled; all voted aye. Council will be notified if changes pertaining to compensation arise and the signed agreement will come back to council for ratification.

### **PARKS AND RECREATION COMMITTEE REPORT:**

#### Park Rule Revisions

Parks and Recreation Committee discussed possible Park Rules revision in regards to fee waivers for use of City facilities. Revisions are presented to Council in legislative markup. Those revisions are as followings:

#### Rules Regulating the Use of All Medical Lake City Parks and Facilities

##### 15. Fees and Deposits:

- A. Deposits will be required of all users.
- B. A group sponsored by the City or through an Interlocal Cooperation Agreement or its equivalent shall be exempt from user fees.

Motion by Councilmember Maike; seconded by King to approve the revised Rules Regulating the Use of all Medical Lake City Parks and Facilities, **15. Fees and Deposits.**

There was Mayor, Council, Citizen and Staff discussion.

Lee Williams, Pastor of the Medical Lake Baptist Church, 864 N. Graham Lane discussed how this will affect his previous request for a fee waiver to show movies at Waterfront Park, and the process that needs to be followed. Whether there is any way of getting the fees reduced, etc. More discussion. James Berry of 303 S. Hallett thanked Pastor Williams for being there for his family, and offered to pay the facility use fee in order for the Medical Lake Baptist Church to sponsor their event for the Medical Lake community. The question was called; Council polled; 4 ayes, 3 nays (Redell, Burton, Jorgenson). Motion carried, Park Rules revision approved.

#### **FINANCE:**

##### Ordinance 990; Amending Ordinance 985: Salaries and Compensation for 2008: First Reading

The Salary Ordinance must be amended to accommodate the recently settled Police Union Contract. Motion by Councilmember Maike; seconded by King to approve the First Reading of Ordinance 990; Amending Ordinance 985; Salaries and Compensation for 2008. Council polled; all voted aye. First Reading by City Attorney McMullen. Second Reading was set for August 19, 2008.

Second Quarter Financial Report was included in Council packets for review.

#### **PLANNING REPORT:**

##### Set Meeting for Annexation Consideration; August 19, 2008

The City received a Notice of Intention to Commence Annexation Proceedings from Fred Wilcox on June 25, 2008. RCW 35.A.14.120 states that “the legislative body shall set a date, not later than sixty days after the filing of the request, for a meeting with the initiating parties to determine whether the code city will accept, reject, or geographically modify the proposed annexation, whether it shall require simultaneous adoption of a proposed zoning regulation, if such a proposal has been prepared and filed for the area to be annexed, and whether it shall require the assumption of all or of any portion of existing city indebtedness by the area to annexed.” Motion by Councilmember Jorgenson; seconded by Redell to set the meeting for Annexation Consideration; August 19, 2008. Council polled; all ayes. Councilmember Maike requested guidelines/options be given to council prior to next meeting. Attorney McMullen will prepare this information for councilmember’s.

#### **PUBLIC WORKS:**

##### Resolution 443; Sole Source Vendor for Purchase of Solar Aerator

The City would like to purchase a new aerator to replace the one that was removed from Medical Lake last fall. After exploring different options, staff has determined that a solar powered aerator would be best from an efficiency and environmental standpoint. Solar Bee, Inc. is a sole provider of the solar aerator the City wishes to purchase. Motion by Councilmember Jorgenson, second by King to approve Resolution 443, Sole Source Vendor, Solar Bee, Inc. for Purchase of Solar Aerator. Council polled; all voted aye.

#### **PUBLIC SAFETY COMMITTEE REPORT:**

##### Fourth of July Update

It was reported by the Medical Lake Police Department that the streets were the cleanest they had seen in many years. No incidents were reported this year.

### Interlocal Cooperation Agreement for Ground Ambulance Service

The Spokane Valley Fire Department, Spokane County Fire Protection Districts 3,4,5,8,9,10 and 13, and the City of Airway Heights, Cheney, Medical Lake and Spokane are proposing to form an interlocal coop for the purposes of granting an ambulance service contract to a single provider. The concept behind the multi-jurisdictional coop is to receive more competitive pricing due to the coop being a single, large bidder, and receiving consistent and equal treatment for all coop members regardless of size or geographical location. Through the proposed Interlocal Cooperation Agreement an Ambulance Service Board will be created and be responsible for developing and overseeing general administration of the Ambulance Service Contract among other things. Acting Fire Chief Bryan Musser reported that the City would receive better levels of service. There was council and staff discussion. Motion by Councilmember Kulibert; seconded by Paikuli to approve the Interlocal Cooperation Agreement and authorize Mayor Higgins to sign. Council polled; all voted aye.

### Declare Fire Department Equipment Surplus and Set Method of Disposal

The Public Safety Committee met and reviewed Interim Fire Chief Musser's proposed list of surplus equipment. The committee approved the surplus items with the method of disposal. One item – the 1970 American LaFrance fire truck will be advertised for sale with a minimum bid of \$3,000, the method of disposal for the rest of the items will be donation of equipment to other fire fighting agencies or disposal. There was discussion regarding some the items on the list. After discussion, motion was made by Councilmember Kulibert; seconded by Paikuli to approve the surplus list and method of disposal. Council polled; all voted aye.

### **MEMBER REPORTS:**

Councilmember Burton asked if Mayor Higgins and Staff would consider a special session to discuss fees with all Councilmember's. Mayor Higgins stated that he and City Administrator Ross had discussed setting up a workshop; fees would be an item on that agenda.

Councilmember Kulibert asked about the scheduled arrival times of the Spokane Transit Authority (STA) buses and the punctuality. He noted that the website for STA still has the 2006 scheduling on it. Councilmember Redell will check with STA and try to get that issue corrected. There was discussion.

### **CONSENT AGENDA:**

#### Approval of Claims and Payroll

Claim Warrants 15390 through 15427 in the amount of \$29,884.01 and Payroll Warrants 8458 through 8491 in the amount of \$122,738.74 dated July 1, 2008; Claim Warrants 15428 through 15503 in the amount of \$75,955.27 and Payroll Warrants 8492 through 8495 in the amount of \$20,955.00 dated July 15, 2008 along with the ICMA – RC Managed Account Services Agreement and the Firing Range Agreement; USAF Survival School, were approved by motion from Councilmember Maiké, second by Jorgenson. Council polled; all voted aye.

### **OLD BUSINESS:**

None.

### **DISCUSSION OF ADDITIONS TO THE AGENDA:**

None.

**EXECUTIVE SESSION:**

The City Council went into Executive Session at 7:45 p.m. for approximately 15 minutes. The council will consider the following: the minimum price at which real estate will be offered for sale or lease when public knowledge regarding such consideration would cause a likelihood of decreased price. No Action will be taken after executive session.

**ADJOURNMENT:**

The regular meeting reconvened and Mayor Higgins adjourned the meeting at 7:59 p.m.

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Mayor Higgins

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City Clerk / Finance Director