

**CITY COUNCIL MEETING / PUBLIC HEARING
TUESDAY, APRIL 5, 2011
CITY HALL
22710 E. COUNTRY VISTA DRIVE
7:00 P.M.**

INVOCATION

Given by Council Member Langford

PLEDGE OF ALLEGIANCE

Led by Mayor Van Orman, City Council, and City Staff.

CALL TO ORDER

Mayor Van Orman called the meeting to order at 7:03 p.m.

ROLL CALL

City Council Members:

Mayor Pro Tem Crump (absent)
Council Member Kaminskas
Council Member Owens
Council Member Romney (absent)
Council Member Schuler (absent)
Council Member Beckett
Council Member Langford

City Staff:

Eleanor Folsom, Accounting Technician
Doug Smith, Community Development Director
Jessica Platt, Admin. Services Manager

City Attorney:

Sean Boutz

Council Member Owens moved to excuse Mayor Pro Tem Crump and Council Members Schuler and Romney, seconded by Council Member Kaminskas. Motion carried unanimously.

AGENDA APPROVAL

Council Member Langford moved to approve the agenda, seconded by Council Member Beckett. Motion carried unanimously.

CITIZEN COMMENTS

Pat Dockrey at 22213 E. Henry Rd. and property owner at 325 S. Stimson Rd. Liberty Lake, WA. I want to bring up an issue from a previous meeting. I would like to address the subject of City Mayor and Council Member compensation. With all the time and effort put forth by the Mayor and Council Members the pay is minimal and should be increased substantially. With the increase in salary compensation, there would be more time invested in the job and the City would be more invested in you.

PRESENTATION: Mr. Gerry Bozarth, Disaster Mitigation & Recovery, Spokane Emergency Management, conducted a presentation on Disaster Cost-Recovery from FEMA.

Spokane Emergency Management covers all cities and towns and the unincorporated counties. The FEMA cost recovery program is divided as follows:

-Public Assistance is governmental assistance. The program assists in helping jurisdictions recover during or after a disaster.

-Individual Assistance for the citizen. Mr. Bozarth explained the requirements for FEMA assistance.

-Small Business Administration makes low interest loans to businesses that have suffered economic or physical damages.

Emergency protective measures cover overtime for police and fire departments, life saving measures and temporary reconstruction. FEMA pays for two different debris management measures, the clearing (which falls under protective measures) and it is important to emphasize that FEMA has two funding streams. One, where the streets are cleared for police and fire emergency services and citizens to get through streets and the other is for cleaning up the debris left behind after the clearing. FEMA will not reimburse if these two actions are done simultaneously.

Most utilities are covered by Avista which is a for profit utility. They would not be eligible for funding reimbursement from FEMA.

Emergency Management at the State level will conduct an overview of the damages and the Governor reviews and makes recommendations to the President for cost recoveries.

FEMA is here to assist in the declaration of a disaster if needed, and personnel is available to help to answer citizens' questions.

Councilman Beckett asked how long it takes to recoup the money. Mr. Bozarth responded, the state draws up worksheets and sees what damages will be repaid by FEMA. Jurisdictions start receiving funds within a few months up to one year.

Mayor Van Orman thanked Mr. Bozarth for his great presentation.

At 7:26 p.m. Mayor Van Orman called for a recess to switch presentations.

Mayor Van Orman brought meeting back to order at 7:32 p.m.

PRESENTATION: Wayne Frost, Greenstone

Mr. Frost gave an overview of the River District Local Infrastructure Financing Tool (LIFT) and Property Tax Increment Financing Tool (TIF). The State benefits from the investment in public infrastructure. Public investment stimulates business activity. Such activities generate revenue for state and local government. LIFT statute selection/performance criteria: a small portion of property tax stays locally. Mr. Frost described the allocation of the property tax. The state matches the funds received at one-to-one. Mr. Frost reported with \$1.8 million in the LIFT account, there are many projects possible with these funds.

Mayor Van Orman thanked Mr. Frost for his presentation, and asked for the PowerPoint presentation to be provided to all Council Members.

Mayor Van Orman requested another presentation be made to the absent Council Members. She also thanked Eleanor Folsom, Accounting Technician, for filling in for Ann Swenson, City Clerk.

MAYOR / CITY COUNCIL REPORTS

Council Member Kaminskas reported the Community Development Committee met and discussed the River District and TIF/LIFT funds. The biggest challenge will be the matching funds for 2011. We discussed the Solid Waste interlocal process and negotiations. The committee also discussed Legacy Ridge Phase IV.

Council Member Beckett reported the Finance Committee met two weeks ago with some businesses to talk about the utility tax. It was a first of a series of meetings and the Finance Committee is representing the Council at those meetings. Councilman Beckett reported he represents the City of Liberty Lake with Spokane Transit Authority. He said there is going to be a vote for service reduction to take effect in September. Liberty Lake will see an increase in service but, Spokane County will see a significant reduction in services. He expressed it is unfortunate to see a reduction of services proposed but, the process was followed appropriately. Similar service reductions are anticipated for 2012. Councilman Beckett shared he sat next to Congresswoman McMorris-Rogers on a return flight to Spokane. During their conversation, he asked her to come to Liberty Lake to an open forum. He said, "Considering what is happening in Congress and the impending closure of Federal Government, I think it would be great to hear from her, as with her leadership role so she can speak to us about the Federal Government sooner rather than later."

Mayor Van Orman announced:

- Liberty Link newsletter went out by email, saving money on print.
- We will continue to meet the 4th Friday of every month with businesses and thanked Council Member Kaminskas, Chief Asmus and Director Doug Smith for attending the meetings. Topics that were discussed included: signage, utility tax and local campaign.
- Liberty Lake Merchant Association is forming up and meeting every Tuesday morning at 7:30 a.m. at Tier Point.
- GSI will be meeting Tuesday, April 12th at 7:00 a.m. at the Liberty Lake Library.
- Mayor Van Orman requested a Council Member to represent her on April 23rd at the Workers Memorial Day. Council Member Beckett offered to substitute for her, and Council Member Owens will also attend.

- The House just released the 2011-2013 operating and capital budgets. The state is estimating a \$5.1 billion short fall. They are looking at addressing it 4 different ways:
 - They are making \$4.4 billion in reductions
 - Implementing funds transfer of \$214 million
 - Wholesale liquor operations privatization by \$300 million
 - Consolidation of certain revenues into the State General Fund. Part of the operating budget cuts are the shared revenue programs which will be reduced by 3.4% which equates to \$10 million, this will affect cities and counties.

Events happening within this month:

-April 23rd:

- Easter brunch with Kiwanis 8:00 - 11:00 a.m.
- Easter egg hunt for toddlers to 4th grade at 11:00 a.m.

- In the evening will be the Easter egg hunt with flashlights for those in 5-12th grade
- April 16th Garden Party at Meadowood Technology Park
- April 29th Shred day and Arbor Day at Rocky Hill Park
- April 30th Clean Green Day across from Barlows

ACTION ITEMS

Mayor Van Orman requested approval for the consent agenda with the exception of line item C to take individually.

- a. Approval City Council Minutes March 15, 2011
- b. Approval Vouchers April 5, 2011.

Consent Agenda Item B was in the amount of \$245,338.42. Total check sequences were 13854 through 13910. Council Member Langford first motion with Council Member Beckett seconded. All voted unanimously.

Action item C, Confirmation of Planning Commissioners – 4 voting members, 1 adjunct

- i. Garrett Hall, voting member
- ii. Tom Hufty, voting member
- iii. Laurance Laux, voting member (absent)
- iv. Robert Moore, voting member
- v. Karl Patchin, adjunct member

Council Member Kaminskas mentioned in the interest of full disclosure, Mr. Moore is her father. City Attorney, Sean Boutz, said there is no conflict of interest. Council Member Langford moved to confirm the Planning Commission members and Council Member Owens seconded. All voted unanimously.

FIRST READ ORDINANCE

Eleanor Folsom, Accounting Technician, read Ordinance No. 192 into the record, Ordinance No. 192 – An Ordinance of the City of Liberty Lake, Washington Granting the Right of Franchise to XO Communications Services, Inc. for the Operation of a Telecommunications System in the City of Liberty Lake.

Attorney Boutz announced once the publication requirements are met, this will be brought back for a second read.

Eleanor Folsom, Accounting Technician, read Ordinance No. 193 into the record, An Ordinance of the City of Liberty Lake, Washington, Prohibiting the Marketing, Sale, Distribution, Possession, and Use of Electronic Cigarettes and Their Component Parts to Minors.

SECOND READ ORDINANCE / PUBLIC HEARING

Eleanor Folsom, Accounting Technician, read Ordinance No. 191 into the record, An Ordinance of the City of Liberty Lake, Washington, Amending the City Development Code and the River District Specific Area Plan Overlay (RDSAP) SAP-08-0001 for 2010.

PUBLIC HEARING

At 8:18 p.m. Mayor Van Orman opened the public hearing. She then turned the floor over to Director Doug Smith for the 2010 SAP report.

City of Liberty Lake Development Code & RDSAP

Proposed 2010 Amendments List Pass Ordinance 191 and accept the Community Development Committee Recommendation for:

APPROVAL of Development Code & RDSAP Amendments:

ZTA-10-0002- clarification of what is an auto court lane

ZTA-10-0010-clarification of responsibilities and expectations for park and open space development

ZTA-10-0011- Gives the City the option to require underground utilities outside the subdivision process

ZTA-10-0012- Modify notification signage uniformity

ZTA-10-0013- Notification sign standardized explained

ZTA-10-0014- Gives more time for appeal of due process

ZTA-10-0015- Gives more Administrative time for the appeal process

ZTA-10-0016- Recommending to change the hearing and appeal process to move to a calendar year of April to April.

ZTA-10-0017- Circumvent the short plat process through the administrative process

APPROVAL W/ MODIFICATIONS on Development Code & RDSAP Amendments:

ZTA-10-0001- Alternative methods for compliance code

ZTA-10-0003 (submitted by the Greenstone Corporation)- Definition for office technology campus

ZTA-10-0009 (submitted by the Greenstone Corporation)-Standards for childcare use in Office and Technology campus area

DENIAL & RETURN TO THE PLANNING COMMISSION (for review during the 2011 Annual Amendment Review) on Development Code & RDSAP Amendments:

ZTA-10-0004- Clarification of what a building setback is and making the development code and River District SAP consistent.

ZTA-10-0005- Added the term "as applicable"

ZTA-10-0006- Garage orientation and building design esthetics

ZTA-10-0007- Went from R1 to R2 zoning

ZTA-10-0008- R2 zone garage orientation

CITIZEN COMMENT

Drew Benado from Greenstone: We are supportive of the amendments except 4 and 5. Why do these need to go back to the Planning Commission? What are the suggestions, since these are problems from the past? These types of clarifications go back if we do not have clarifications.

Steve Peterson, 719 N. Lancashire Lane, Liberty Lake, WA thanked the new Planning Commission members for accepting their appointments. Mr. Peterson asked how do we comment on those 5 amendments to move forward. He supports the flexibility and ability to create new communities. He suggested having the amendments be reviewed and brought back to the Council within two weeks.

Council Member Owens asked Mr. Benado to clarify Greenstones' objection to the amendments that are returning for review. Mr. Benado replied: "For example, we want to have a childcare center at Meadowood Technology campus. We don't want to see these amendments go back for review for a year when in Amendment 4 the only change is to add as applicable."

Mayor Van Orman closed Public Hearing at 8:45 p.m.


After a brief discussion regarding amendments 4, 5, 6, 7 and 8, Council Member Beckett motioned to table Ordinance No. 191 to allow the Community Development Committee to make revisions to the above mentioned amendments. Ordinance No. 191 will be reviewed by the City Council again May 3, 2011. Council Member Langford seconded. The vote was unanimous.

UNFINISHED / NEW BUSINESS


Council Member Beckett inquired when the meeting will take place to discuss a City Administrator position. Mayor Van Orman responded, the special presentation will be April 26, 2011 from 7:00-9:00 p.m.

ADJOURNMENT

The meeting adjourned 8:52 p.m.



Wendy Van Orman, Mayor
City of Liberty Lake



Notes and Transcription by Eleanor Folsom, Accounting Technician. This Council meeting was also audio taped. Anyone desiring to listen to the recording may contact the City Clerk.