



City Council Minutes

Regular Meeting
Monday, July 28, 2014
6:30 p.m.

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Guier called the regularly-scheduled meeting to order at 6:30 p.m. and led the Pledge of Allegiance.

ROLL CALL

Present: Council Members Garberding, Kave, Knudtson, Steiger, Council President Putnam, Mayor Pro Tem Jones, and Mayor Guier

STAFF PRESENT

Public Safety Director Calkins, Acting Public Works Director Ken Barnett, Assistant Director Senior Center Darcie Thach, Court Administrator Kelly Rydberg, City Administrator Richard Gould, City Clerk Amy Stevenson-Ness

ADDITIONS TO/APPROVAL OF AGENDA

Council Member Walker added a discussion regarding the speed limit on Frontage Road. Mayor Guier added it to New Business as Item A.

COUNCIL MEMBER WALKER MOVED to approve the amended agenda. Seconded by Council Member Putnam. Voice vote was taken and carried 7-0.

AUDIENCE COMMENT

Speaking before Council:
None

REPORTS

A. Mayor

Mayor Guier:

- Showed a trophy presented to Council Member Garberding and the City of Pacific from Always Brothers for their support.
- Always Brothers was very pleased with the turnout and support of their run.
- The community really pulled together for the runners. Congratulations and recognition were given for the hard work by Council Member Garberding in making the event a success.
- Darcie Thach and Jim Morgan will be presenting for the CDBG Grant on Friday, August 1.
- Mayor Guier was notified last week that PSRC awarded the city \$100,000 for the West Valley Project to make the project shovel-ready.

B. Finance/City Administrator

City Administrator Gould reported

- The first negotiation meeting was held July 15. The items presented by the union will be reviewed on August 11th in Executive Session. The next meeting will be held on August 15.
- City purchased a second bond for \$205,000 for .02% interest

C. Court

-No report

D. Public Safety Department

- No Report

E. Public Works/Community Development Department

Interim Director Barnett reported:

- The Valentine notice to proceed is August 11th. PSE is following along behind.
- There was a water break on Butte. The water meter at the connection for Webstone failed.

F. Community/Senior/Youth/Services

Assistant Director Darcie Thach reported:

- The cooling center is open. The numbers are low: July 15, 6 people attended and July 16 1 person attended.
- Meals on wheels is available. She has applications if anyone is interested or knows of someone that might be well served by the program.
- Stone Soup served 42 people that week.
- Joanne's summer lunch program is going strong. 37 kids attended lunch today.

G. City Council Members

Council Member Garberding reported that she had a pretty successful evening for the Always Brothers Run. Total donations received in goods and services is \$5000 with a grand total of \$8734.20. The money will go to a group of kids who've lost their parent in Iraq or Afghanistan. She recognized Jim Schunke and his family for their help as they shopped and prepared the entire dinner. She also thanked Mayor Guier and Council Members Walker and Oliveira for their help. She stated she is proud to live in community like Pacific and can't thank the community enough.

H. Boards and Committees

i. Finance Committee

Council Member Kave advised the committee met on July 15 to discuss financial reports. They discussed air quality/maintenance issues and expressed a desire to see several options presented to make best decision.

ii. Governance Committee

-No Report.

iii. Human Services Committee

Council Member Jones advised the committee will meet on August 5 at 5:30 p.m.

iv. Public Safety Committee

Council Member Garberding stated the committee needs to set a date to meet.

v. Public Works Committee

Council Member Steiger stated the next meeting is August 6.

vi. Technology Committee

Council Member Walker reported the committee met on July 17 and discussed upgrading The FTR system and upgrading the microphone system, as well as obtaining tablets. The Committee is reevaluating the policy regarding internet use of tablets.

vii. Civil Service Commission

-No Report

viii. Park Board

Kate Hull-Pease, Park Board President provided thanks for keeping the passive park Open. There have been no incidents in 2 weeks. The next meeting is August 5 to discuss the Morgan property for limited cost. Looking for other places around town to purchase.

ix. Planning Commission

-No report

x. Pierce County Regional Council (PCRC)

-No Report

xi. Sound Cities Association (SCA)

No August meeting

xii. South County Area Transportation Board (SCATBd)

Mayor Guier attended and was given updates regarding different transportation budgets.

xiii. Valley Regional Fire Association (VRFA)

Council Member Walker stated they would meet on August 12.

OLD BUSINESS

- A. AB 14-131:** Discussion of recreational and medical marijuana ordinances and direction to the Planning Commission to hold a public hearing and make a recommendation to the City Council on one or more of the draft ordinances..

City Attorney Carol Morris advised that the Council should take each ordinance individually to decide if each should go to Planning Commission and if there should be any changes to each ordinance.

COUNCIL MEMBER KAVE MOVED to send forward to the Planning Commission the ordinance banning any medical marijuana business with language that includes banning home grow operations. Seconded by Council Member Steiger.

Speaking before Council:

Mark Gause, 603 3 rd Avenue	Against permitting growing, processing, and retail sale of recreational marijuana.
Pastor Russell Tyree, Valley Baptist Church, Ellingson and Frontage Road	Spoke against marijuana; keep it from getting out and doing damage.

Voice vote was taken and carried 7-0.

COUNCIL MEMBER KAVE MOVED to forward the ordinance allowing recreational marijuana producers and processors as a conditionally permitted use in the Light Industrial Zone and to modify that ordinance so that it also allows retailers as a conditionally permitted use in commercial zones. Seconded by Council Member Walker.

Speaking before Council:

Howard Gustafson	Stated he is on the Planning Commission and is confused about the second ordinance.
Kate Hull-Pease	Please do more publicity for the Planning Commission public hearing.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Oliveira, Putnam

Nays: Steiger, Walker

The motion carried 5-2.

COUNCIL MEMBER KAVE MOVED to forward to the Planning Commission the Ordinance adopting business license requirements for marijuana uses in the city and review current business license practices and potential language changes about how business licenses are issued. Seconded by Council Member Walker.

Voice vote was taken and carried 6-1 (Steiger).

COUNCIL MEMBER WALKER MOVED to suspend the rules to add an ordinance and sending it to the Planning Commission banning all retail, processing and production of marijuana uses. Seconded by Council Member Jones.

Voice vote was taken and carried 6-1 (Kave).

COUNCIL MEMBER WALKER MOVED to forward an ordinance to the planning commission to ban all retail, processing and production of marijuana for a period of time recommended by the Planning Commission. Seconded by Council Member Steiger.

Speaking before Council:

Jeanne Fancher	Supports moving this ordinance to the Planning Commission for more options to be considered.
Gary Nitschke	Supports Council Member Walker's motion

Roll Call vote was taken resulting as follows:

Ayes: Putnam, Steiger, Walker, Garberding, Jones

Nays: Kave, Oliveira

The motion carried 5-2.

B. Ordinance No. 2014-1866: Adoption of an ordinance extending the interim zoning ordinance adopted on February 3, 2014, Ordinance No. 2014-1855, regarding marijuana regulations in the City of Pacific, to be in effect until the city adopts permanent zoning regulations on the same subject, to be effective immediately, setting six months as the effective period of this extension of the interim zoning ordinance, and establishing the date of a public hearing on the continued maintenance of the interim zoning ordinance.

City Attorney Carol Morris reviewed the timeline and asked Council to extend the interim zoning ordinance.

COUNCIL MEMBER KAVE MOVED to adopt Ordinance 2014-1866 extending the interim zoning ordinance adopted on February 3, 2014, prohibiting the siting, establishment and operation of any structures, property or uses relating to recreational or medical marijuana production, processing, cultivation, storage, sale, delivery, exchange or bartering to be in effect until the city adopts permanent zoning regulations, to be effective immediately and setting six months as the effective period of this extension, and establishing the date of a public hearing. Seconded by Council Member Putnam.

COUNCIL MEMBER PUTNAM MOVED a friendly amendment to amend the initial motion to revise the hearing date to the meeting on September 8.

Voice vote was taken and carried 7-0.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Knudtson, Putnam, Steiger, Walker

Mayor Guier called for a recess at 7:56 p.m. and reconvened the meeting at 8:03 p.m.

C. Resolution No. 2014-192: Authorizing the execution of an agreement with Maccaulay & Associates, in the amount of \$65,000 paid from the Valentine Avenue Project fund, for an updated benefitted LID study for the Valentine Avenue Improvement Project

Director Ken Barnett informed Council that the LID study is needed because of the change in property valuations.

COUNCIL MEMBER JONES MOVED to approve agreement with Maccaulay & Associates for an updated benefitted LID study. Seconded by Council Member Steiger.

Roll Call vote was taken resulting as follows:

Ayes: Garberding, Jones, Kave, Oliveira, Putnam, Steiger, Walker

The motion carried 7-0.

D. Approval of the Second Quarter Financial Report

Mr. Gould provided information regarding questions concerning Fire impact fees. The city is under budget.

COUNCIL MEMBER KAVE MOVED to approve the Second Quarter Financial Report. Seconded by Council Member Putnam.

Voice vote was taken and carried 7-0.

E. AB 14-137 IAFF Local 1354 Picnic Beer Garden

Council Member Walker stated this has been done previously. The union wants to do the same thing last year.

Council Member Kave recused himself from the vote.

COUNCIL MEMBER WALKER MOVED to approve the event. Seconded by Council Member Garberding.

Voice vote was taken and carried 6-0 with Council Member Kave recusing himself.

NEW BUSINESS

A. Speed limit on Frontage Road

Council Member Walker inquired what the status of moving the speed limit back up to 35 on Frontage Road.

After discussion, Mayor Guier recommended that the item be taken back to the Public Works Committee for discussion.

COUNCIL MEMBER WALKER MOVED to suspend the rules to add a new item. Seconded by Council Member Putnam.

Voice vote was taken and carried 6-1 (Kave)

B. More public notice for the Planning Commission public hearing

Council Member Walker stated he felt more communication and notice should occur for the public hearing. He suggested using the phone call-back system as

Mayor Guier advised it is her intent to do everything possible to make sure members of the community know what is at stake. She will be directing staff to send a mailer out regarding the public hearing to get more public input.

(Council Member Steiger left at 8:30 p.m.)

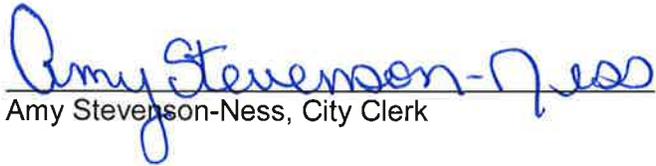
CONSENT AGENDA

- A. Payroll and Voucher Approval
- B. Approval of the minutes from the workshop of June 16, 2014.

COUNCIL MEMBER JONES MOVED to approve the Consent Agenda. Seconded by Council Member Walker. Voice vote was taken and carried 6-0. (Steiger absent)

ADJOURN

Mayor Guier adjourned the meeting at 8:31 p.m.


Amy Stevenson-Ness, City Clerk