

**CITY OF ROSLYN**  
**CITY COUNCIL MEETING MINUTES**  
**August 23, 2011 – 7:00 P.M.**  
Roslyn Council Chambers, 109 S. 1<sup>st</sup>, Roslyn, Washington

**CALL TO ORDER, ROLL CALL, FLAG SALUTE, AGENDA UPDATE: 7:00pm**  
Mayor Porter called the meeting to order at 7:00pm, led the flag salute and asked the Clerk – Treasurer to call roll.

**PRESENT:** Mayor Jeri B. Porter, Councilmember Cordy Cooke, Councilmember Andy Januskiewicz, Councilmember Laura Osiadacz, Councilmember Bethany Spurrier, and Councilmember Derek Gruber

**ABSENT:** Councilmember Scherer & Councilmember Begley

**MOTION:** Councilmember Cooke **MOTIONED** to excuse the absent Council Members; Councilmember Gruber **SECONDED**; the motion was **APPROVED 5-0**

**STAFF:** Amber Shallow, Clerk – Treasurer; Lisa Haley, City Planner, Mitch Long, CAC Staff Liaison; Erin Krake, Librarian, Margaret King, City Attorney

**AGENDA UPDATES:** Mayor Porter removed item #5 and added an executive session to the end of the agenda.

**CONSENT AGENDA:**

- 1.) Accounts Payable Warrants #11038 - #11078, in the amount of \$82,793.32
- 2.) Payroll Warrants of August 15, 2011 #7528 - #7540, in the amount of \$13,826.09

Mayor Porter read the agenda

**MOTION:** Councilmember Spurrier **MOTIONED** to approve the Consent Agenda; Councilmember Januskiewicz **SECONDED**; the motion was **APPROVED 5-0**

**CITIZEN'S COMMENTS: (non-agenda items)**

Lennie Mosiman, Roslyn – Ms. Mosiman came to inform the City Council that she is looking into a fundraiser to help purchase & install benches by the playground and would greatly accept help from anyone willing. She mentioned possibly getting some locally made heavy duty wood benches and tables. Also, there is a petition that is being put together for speed bumps in front of the park and possibly signage as well.

**ANNOUNCEMENTS, PRESENTATIONS, APPOINTMENTS:**

- 3.) **AB11-056** Appointment of Mr. Drew Whitelaw to the Roslyn Planning and Historic Preservation Commission

**MOTION:** Councilmember Cooke **MOTIONED** to Appointment of Mr. Drew Whitelaw to the Roslyn Planning and Historic Preservation

**Commission; Councilmember Gruber SECONDED; the motion was APPROVED 5-0**

Councilmember Cooke announced that he personally has made at least ten phone calls in the last couple of months to try and fill vacancies so he welcomes Mr. Whitelaw.

Jonine Brodine, Roslyn – Ms. Brodine stated that she didn't know Mr. Whitelaw and was wondering if he could share his qualifications.

Mr. Whitelaw responded that he is a general contractor and has worked in the area. I am an architecture student and have designed things that are new to look old; I also own houses in Roslyn, including one my mother resides in.

Mayor Porter indicated that we still have 2 openings on the commission after Mr. Whitelaw's appointment.

4.) **AB11-057** Donovan & Associates – Historic Surveys Presentation  
Mayor Porter introduced Sally Donovan and asked her to give her presentation.

Ms. Donovan stated that when the City of Roslyn was put on the National Historic District the application was very lean. Since Roslyn is a Certified Local Government you can get grants from the state to cover these types of studies; our surveys help show why Roslyn should be a historic district. It is kind of unusual to have the entire City as a Historic District and I think that's great. The studies we do update the inventory of homes and show what kind of changes have taken place since the initial placement on the register. We determine which properties contribute to the historic nature, such as "would the original owner recognize their house". Sally gave the statistics for the surveys completed so far and informed everyone that the documents would be available online with the State soon.

Neal Lockett, Roslyn – Mr. Lockett asked Ms. Donovan if there was any correlation between historic preservation and economic vitality? Mr. Lockett further stated that historic integrity is superficial, such as the outside look and not structural.

Ms. Donovan stated that there are ways to update economically without a full restoration, rehabilitation for example instead of restoration.

Sally recommended having sheets with info & options for energy efficiency upgrades. To have a successful program you have to be practical.

Councilmember Andy Januszkiewicz thanked Sally.

5.) **AB11-058** Roslyn Downtown Association – Update on Recent Activities & Projects  
Mayor Porter removed this item from the agenda.

6.) **AB11-059** Roslyn Urban Forest Citizen's Advisory Committee Regional Assessment Workshop Summary

Mayor Porter introduced Mitch Long, Roslyn Urban Forest Citizen's Advisory Committee (RUF CAC) Staff Liaison to give his presentation.

Mr. Long read the agenda bill and indicated that the summary report from the regional assessment workshop is basically complete as far as content but that they would work on the formatting more before it is shared with other groups for use.

Cynthia Wilkerson, Wilderness Society Roslyn – Ms. Wilkerson stated that they are really pleased with the partnerships developed and what has been accomplished so far. We are going to add pictures and color to the summary report to help the document flow better.

Councilmember Cooke stated he was very pleased with the document and happy to hear the balance between habitat and use, nice job.

Councilmember Januszkiewicz asked about the CAC working with the WA Chapter of the American society of Landscape Architects to develop design concepts and to adopt one of those; is there a timeline for that?

Mr. Long informed the Council that the CAC is looking at holding a design charrette at which we will have a very rough draft of a plan and we will look for input from the community and different user groups. We are hoping to have a rough draft of a design plan for Council to look at in November or December. It will all depend on the community and the timelines of the architects though.

Councilmember Januszkiewicz stated that he also was at the workshops that have been held and he thought the turnout was excellent; all walks of life were in there and you are doing a great job of getting a varied representation.

Neal Lockett, Roslyn – Mr. Lockett asked if it would be possible to get information on the Wilderness Society and how it dovetails with the RUF CAC; Ms. Wilkerson replied that they are a national society that focuses on protecting & enhancing wilderness areas. We have a recent focus on recreation, including wilderness and other designations, land stewardship and restoration; we also look at how to balance recreation with wilderness. Roslyn is one of our early pilots into this concept and how to integrate these things together.

Councilmember Januszkiewicz thanked the RUF CAC for all they've been doing.

#### **COMMISSION, BOARD, AND COMMITTEE REPORTS:**

Mayor Porter invited Erin Krake, City Librarian to give her staff report.

Ms. Krake told the Council about the summer reading program and what a great success it was this year being bigger than last.

#### **PUBLIC HEARING:**

7.) **AB11-060 Public Hearing on Medical Marijuana Dispensaries & Gardens  
Public Hearing Opened at 7:39pm and continued to September 27, 2011 at 7pm**

Mayor Porter opened the public hearing at 7:39pm and then read the agenda bill.

**MOTION: Councilmember Gruber MOTIONED to continue the Public Hearing until September 27, 2011 at 7pm; Councilmember Cooke SECONDED; the motion was APPROVED 5-0**

Jonine Brodine, Roslyn – Ms. Brodine stated that she is in favor of allowing medical marijuana use, Roslyn has a reputation of being a kind and caring community when there is a medical need.

Neal Lockett, Roslyn – Mr. Lockett stated that this is a complex issue and is going to require a lot of discussion. I'm very supportive of having an ordinance that allows it but we should weigh in with trepidation to consider all the issues that go with it.

**FINAL READING:**

8.) **AB11-052a** Ordinance - 2011 Budget Amendment #1

Mayor Porter announced this item as a second reading and requested permission from the Council to move money into the Tourism Fund.

**MOTION: Councilmember Cooke MOTIONED to approve Ordinance #1080 with an amendment to include a transfer into the Tourism Fund as requested by Mayor Porter; Councilmember Gruber SECONDED; the motion was APPROVED 5-0**

Mayor Porter also informed the Council that the City did receive a check from Suncadia paying their outstanding invoice for reimbursement; economically we are sitting much better than I had anticipated for this year.

**INTRODUCTION:**

9.) **AB11-061** Resolution Accepting the 2011 Washington Rural Heritage Grant

Mayor Porter read the agenda bill and asked Ms. Erin Krake to present this item to Council.

Ms. Krake explained that we already have the Roslyn Heritage Collection online with images and lectures that you can look at and listen too. We have a collection of other photographs that need to be put out there as well. The grant will help us add a minimum of another 100 photographs. Frank Schuchman is the owner of these photographs and they came from his grandfather and he has a keen interest in preserving and sharing these historic documents. We will be contracting with someone to do this work and that person will be paid thru this grant. It will start this fall and run thru next August, in the end we will have at least another 100 photographs to add to the collection.

Mayor Porter asked what if someone has a collection they would like to include; Ms. Krake replied that it won't be included in this round but the grant will get us a state of the art scanner and software that will allow us to work on this project in the future. The information is also backed up several different ways.

Councilmember Januszkiewicz asked if the hardware & software was included so we could do other photographs down the road. Ms. Krake replied that yes it was and as time

permits and if there is a historic significance then we would work on adding other items in the future.

**MOTION: Councilmember Spurrier MOTIONED to approve Resolution #11-030; Councilmember Gruber SECONDED; the motion was APPROVED 5-0**

The Council thanked Ms. Krake for her work & efforts.

Jonine Brodine, Roslyn – Ms. Brodine stated that she thought this would be a good resource to use as a Commission when we make decisions regarding historic preservation.

10.) **AB11-062 Ordinance Amending RMC 5.05 Relating to Business Licensing for non-permanent sites**

Mayor Porter read the agenda bill for this item.

**MOTION: Councilmember Cooke MOTIONED to approve Ordinance #1081 as a FIRST & FINAL; Councilmember Osiadacz SECONDED; the motion was APPROVED 5-0**

11.) **AB11-063 Ordinance Amending RMC Title 6 Relating to Livestock**

Mayor Porter read the agenda bill for this item.

**MOTION: Councilmember Spurrier MOTIONED to approve the Ordinance as a FIRST reading; Councilmember Gruber SECONDED; the motion was APPROVED 5-0**

Bob Bunch, Roslyn – Mr. Bunch asked the Council if this ordinance continued defining pot belly pigs as livestock, stated that the licensing requirements and health certificates are they the same as dogs & cats; Council replied yes.

Margaret King, City Attorney stated that there is a separate section for pot belly pigs, so while it is still in the livestock chapter they do have their own section.

Mr. Bunch stated that he thinks it would be easier to classify it in the same manner as dogs & cats.

Lennie Mosiman, Roslyn – Ms. Mosiman asked about pigmy goats as pets not necessarily livestock.

Mayor Porter replied that this is a beginning and we can move forward from here.

Ms. King recommended that the Council Committee continue working on this issue as the Committee recommended no longer prohibiting goats but there are no regulations currently so the Committee should work on regulations for goats.

Neal Lockett, Roslyn – Mr. Lockett stated that under the present ordinances grazing animals require 2,000 sq feet per grazing animal.

Councilmember Januskiewicz stated that RMC 6.17.070 addresses most of those issues and asked Mr. Lockett if he had a recommendation on pen size.

Mayor Porter announced that the City Planner has been and continues to research this subject.

Councilmember Januskiewicz stated that he is on the committee that looked at these ordinances; we did bring up size limits on pens or structures where these animals are to be kept.

Councilmember Osiadacz stated that she thinks we should do research because we don't want to be cruel.

Mitch Long, Roslyn – Mr. Long commented that he would recommend starting with the experienced owners of the pig in question, talk to them about the size of their pen and start there.

Councilmember Cooke – I have a registered honey bee apiary, I've been keeping bees for 25 years, and I support the ordinance as it is presented. We are requiring screening so you don't see the hives but then you put up a big sign. A sign brings attention to a hive we are trying to hide and second it invites someone to knock on your door and ask if you have honey to sell. Having the name, address, and registration # on the hives I don't think it is necessary as the city will have all that information.

Lennie Mosiman, Roslyn – to have chickens all I need is a permit posted somewhere on my property so I agree with Councilmember Cooke.

Councilmember Cooke – I only request that the registration and permits be enough and not require a sign and labels on my hives.

Councilmember Januskiewicz – the one question I have is hives on vacant properties, I believe the intent is so you don't have an absentee owner. I don't think we intend to exclude empty lots next to owners.

Ms. King replied I will look at that because I believe as it's written currently it is prohibited, it could be ok but I will make sure it's clear.

Councilmember Spurrier – maybe we should look at that because there are used vacant lots in town.

Councilmember Januskiewicz – this is why I brought it up because it needs to be discussed.

Councilmember Osiadacz – adjacent should be ok; maybe on empty lots you would be required to have the info on the hives.

Mayor Porter - however that info is at city hall.

Councilmember Osiadacz – I think it is a good use of a vacant lot.

Councilmember Cooke – if it is a vacant lot that the hives are on then maybe marking the hives would be necessary since an issue could arise on a day the office is closed.

Councilmember Osiadacz – if a kid with an allergy was riding past the property there could be issues especially if the child decided to wonder and a sign might prevent that.

Margaret King – there is a setback of 10' which does help prevent someone from accidentally getting into the hives.

Jonine Brodine, Roslyn – as someone who is allergic to bees and someone who has walked thru Cooke's property bee highway, I'd like to state that bees are pretty smart and they don't actually want to sting you.

Bob Bunch – I agree with Jonine that honey bees are typically less aggressive and don't necessarily go after people. Yellow jackets cause more issues than honey bees.

Councilmember Januszkiewicz – so what I'm hearing from Council so far is that you are interested in allowing hives on vacant lots & that the hives on vacant lots have contact information on the hives.

Councilmember Cooke – if the adjacent lot is associated with one house or another then you would be ok; if the vacant lot is not easily identified then yes.

Council continued to discuss issues related to vacant lots and what they want the attorney and staff to work on for revised language.

Ms. King stated she will try to come up with some language; Council leaned towards no signs but marking on the hives.

12.) **AB11-064 Resolution Accepting Phase 1 of the Old City Hall/Library Renovations as Complete and Authorizing Release of Retainage**

Mayor Porter read agenda bill for this item and invited Mitch Long to present to Council.

Mr. Long – this is a housekeeping item which buttons up the first phase and allows Amber to complete the necessary paperwork. As for phase 1b we are sharpening pencils and trying to utilize our remaining funds so we can get into that building.

Councilmember Osiadacz – on the first floor (bottom level), is the pole in front of the window going to be removed, Mr. Long replied yes eventually it will be gone but I'm not sure when.

**MOTION: Councilmember Gruber MOTIONED to approve Resolution #11-031; Councilmember Spurrier SECONDED; the motion was APPROVED 5-0**

Councilmember Cooke stated this is an important milestone for us to reach and thanked everyone for their work.

Rachel Carey, Roslyn – I'm concerned about getting the certificate of occupancy is there any problems or issues with that.

Mr. Long – the building inspector has been involved in the entire process and I don't see any issues.

13.) **AB11-065 Resolution Authorizing the Mayor to sign the Reconveyance to Suncadia for the #4 Mine Property**

Mayor Porter read the agenda bill for this item.

**MOTION: Councilmember Januszkiewicz MOTIONED to approve Resolution #11-032; Councilmember Cooke SECONDED; the motion was APPROVED 5-0**

Councilmember Cooke – do they have any thoughts about when they might be doing work on that property? Mayor Porter replied no.

Erin Krake, Roslyn – can you define reconveyance?

Mayor Porter explained that when Suncadia gave us the Urban Forest this property was set aside as a type of payment for the Urban Forest gift.

Councilmember Cooke – it came to the City with the forest.

Margaret King – there was a settlement agreement that Suncadia had to convey a parcel of property to the city with the understanding with respect to this developable parcel they had five years to say we want that part back. They were basically doing their due diligence to see if they wanted to develop it and have it back, if they didn't then the city would own it but they are now in a timely manner saying they do want it.

Councilmember Spurrier asked what that property is zoned; Ms. King replied light industrial with master plan overlay.

Ms. King – this just authorizes the mayor to sign the actual documents that we need to execute.

14.) **AB11-066 Resolution Amending the City of Roslyn Fee Schedule**

**\*Approved 5-0; Resolution #11-033**

Mayor Porter introduced this item.

**MOTION: Councilmember Januszkiewicz MOTIONED to approve Resolution #11-033 with Margaret Kings amendment; Councilmember Cooke SECONDED; the motion was APPROVED 5-0**

Margaret King asked the Council to consider an amendment to the Stop Work Order Fee; she asked them to strike the language "code enforcement actions".

Councilmember Spurrier asked if these fees are in keeping with other jurisdictions.

Amber Shallow replied that the fees were not reviewed but rather just moved out of the code and into the fee schedule.

**MAYOR AND COUNCIL CONCERNS AND INITIATIVES:**

Mayor Porter announced that Evelyn Tomacheck has been chosen for Lady Liberty and her nephew will be Uncle Sam; posters are coming out and the wooden nickels are in.

Mayor Porter announced that a burn ban will be implemented on August 25, 2011 at midnight.

Mayor Porter asked the Council to cancel the September 13<sup>th</sup> for staffing issues;

**MOTION: Councilmember Cooke MOTIONED to cancel the September 13, 2011 Council Meeting; Councilmember Spurrier SECONDED; the motion was APPROVED 5-0**

Mayor Porter announced that the Tourism Grant application period is open and the deadline for applications to be turned has been extended to September 30, 2011.

**STAFF REPORTS:**

15.)

**EXECUTIVE SESSION: RCW 42.30.110(1)(i) Potential Litigation**

Mayor Porter announced that the Council would adjourn into an executive session for approximately twenty minutes to discuss potential litigation with possible action to be taken afterwards.

**Executive Session started at 8:47pm – 9:06pm**

At 9:06pm the Clerk – Treasurer went to inform the public they could re-enter the room.

**ADJOURNMENT: 9:07pm**

**MOTION: Councilmember Cooke MOTIONED to adjourn the meeting; Councilmember Januszkiewicz SECONDED; the motion was APPROVED 5-0**

  
Jeri B. F. Porter, Mayor

Attest:   
Amber Shallow, Clerk - Treasurer