



CITY OF ROSLYN
CITY COUNCIL MEETING MINUTES
June 10, 2014 – 7:01 P.M.
Roslyn Council Chambers, 201 S. 1st, Roslyn, Washington

CALL TO ORDER, FLAG SALUTE, ROLL CALL, AGENDA UPDATE:

Mayor Scherer opened the meeting, led the flag salute and asked Clerk-Treasurer Taklo to perform roll call.

Present: Mayor Scherer, Councilmember Gruber, Councilmember Weis, Councilmember Long, Councilmember Januszkiewicz, Councilmember Amick, Councilmember Hansen, City Attorney Soto, City Planner Graham, and City Clerk-Treasurer Taklo
Absent: Councilmember Osiadacz

Councilmember Weis moved to excuse the absence, Councilmember Gruber seconded the motion, and the motion was approved unanimously.

CONSENT AGENDA:

- 1.) **Checks # 12561 – # 12578 & Electronic Funds Transfers (EFT) as follows:**
 - a. Accounts Payable in the amount of **\$50,846.49**
 - b. Payroll of June 10, 2014, in the amount of **\$12,715.55**
- 2.) Minutes of Regular City Council meeting of:
 - a. Regular Meeting May 27, 2014

Councilmember Long moved to approve the consent agenda, Councilmember Gruber seconded the motion, and the motion was approved unanimously.

CITIZEN'S COMMENTS:

Susie Martin, 205 E Idaho Ave, was present to represent the Friends of the Roslyn Library. The Friends would like to invite people to Roslyn's Civic Pride Day, June 14, 2014 at the Old City Hall Building. Work will commence at 9:00am and last until approximately 4:00pm, when the pickup Basketball tournament will begin to be followed by a potluck and music jam. Everyone is welcome, cleaning tools are appreciated, and to RSVP, contact the Roslyn Public Library at 509-649-3420.

ANNOUNCEMENTS, PRESENTATIONS, APPOINTMENTS:

- 3.) AB14-040 Gray & Osborne Draft Water System Plan Presentation
Mayor Scherer read the AB14-040 Summary Statement and introduced Tom Zerkel, Corrine Travis and Greg Nichol from Gray & Osborne.

Corrine Travis, Gray & Osborne, gave a PowerPoint Presentation and summary of the Draft Water System.

PUBLIC HEARING:

Mayor Scherer opened the Public Hearing on AB14-040, Draft Water System Plan.
Mayor Scherer closed the Public Hearing on AB14-040, Draft Water System Plan.

4.) Roslyn Urban Forest Citizen Advisory Committee

Mayor Scherer gave a brief summary of the Recreational Trail Plan and its implementation. Mayor Scherer read a statement from 3 members of the Roslyn Urban Forest Citizen Advisory Committee regarding their discontent with the implementation process. Mayor Scherer explained that it is his belief that this discussion has already occurred and is unsure why this is coming to Council again.

Scott Gray, 205 S 1st St, Roslyn Urban Forest Citizen Advisory Committee Member, gave a summary of how the Evergreen Mountain Bike Association came to operate a trail building workshop in Roslyn, and are volunteering to build a trail from the Recreational Trail Plan as part of that workshop, and a history of how the trail in question was created.

Councilmember Long was concerned about the Critical Areas Ordinance, and volunteer waivers. Councilmember Weis was concerned about signs banning horses from certain trails, and would like to see all trails open to all potential users.

There was a discussion about how the LSP requires the Citizen's Advisory Committee to operate.

Councilmember Hansen suggested an impact study for different user groups.

Councilmember Januszkiewicz requested that the Citizen's Advisory Committee submit a schedule for closing out trails.

Councilmember Long requested that both the Citizen's Advisory Committee, and City Planner Shawna Graham explain the process for working within the Urban Forest as well as Critical Areas.

INTRODUCTION:

5.) AB14-041 Personnel Policies Ordinance

Mayor Scherer read the AB14-041 Summary Statement and opened the floor for discussion.

Councilmember Weis moved to approve AB14-041, Councilmember Hansen seconded the motion.

Councilmember Amick asked about the lunch break scheduling, City Attorney Soto explained that the only areas addressed in this revision are the overtime and holiday compensations.

Councilmember Januszkiewicz was concerned about nebulous terminology for written requests.

Councilmember Gruber expressed a desire to address the rest of the personnel code as well.

City Public Works Crew Member Joe Peck expressed a concern with Holiday Overtime Compensation being reduced. Mr. Peck explained that the Holiday Overtime Compensation was put in place to incentivized Public Works Crew Members to answer the phone on holidays and remain employed with the City.

The motion passed unanimously.

6.) AB14-042 Marijuana Moratorium

Mayor Scherer read the AB14-042 Summary Statement and invited the public to comment.

Councilmember Hansen moved to approve AB14-042, Councilmember Januszkiewicz seconded the motion.

Councilmember Januskiewicz reminded the Council that there will be a July 8, 2014 Public Hearing.

Mayor Scherer read an email from Janine Brodine, Roslyn Planning and Historic Preservation Commission Chair supporting the proposed marijuana retail location.

Toni Fields, 516 S A St, was present to express her desire for the City to adopt the Moratorium to allow the City time to consider the impacts of Marijuana for the City of Roslyn. Ms. Fields would like the City to look into the zoning for this type of business. Ms. Fields expressed a concern about the children in the area, and the impacts it may have on their childhoods.

Mike Krekling, 510 S A St, was present to support the City Council adopting a Moratorium. Mr. Krekling suggested the Council look into how other Cities are handling these retail businesses. Mr. Krekling was concerned about traffic increases in the area, and whether or not this is the correct area for a marijuana retail location to be placed. Mr. Krekling also suggested that the City look into what costs may be increased by I-502 businesses.

Felicia Johnson, proposed retailer, submitted letters from community members supporting her proposal. Ms. Johnson assured the Council that the State is implementing regulations to help reduce the impacts of I-502 based businesses. She is looking to hire 5-8 full time employees, and explained that Colorado requires retailer to grow and process their own product, which is very different from Washington.

Eric Miles was present to support Ms. Johnson, and explained that he believes there will be marijuana in Roslyn, whether it is Ms. Johnson or someone else. Mr. Miles explained that the point of having these legal retail locations is to reduce the black market for Marijuana. Mr. Miles explained that there will not be significant cash or product on the premises to increase risk for crime, and there will be no armed guards on site since they will not be necessary. Mr. Miles also stated that there will be a tax increase. Mr. Miles explained that the safety of the children is a concern for both Ms. Johnson as well as himself, and suggested the Council entertain lower the speed limit to 10MPH. Ms. Fields explained that the speed limit cannot be lowered because it is an arterial.

Lennie Mosiman, 424 S 3rd St, inquired about whether or not a liquor store or bar would be permitted. City Planner, Shawna Graham explained that they would be allowed. Ms. Mosiman also expressed a desire to not have this sort of business in a residential neighborhood.

Police Chief, Scott Ferguson, was present to explain that he has concerns about the security measures that may be necessary, and that he supports the City's desire to adopt a Moratorium. Mr. Miles explained that the home will be overhauled and is open to suggestions.

Mr. Krekling expressed a concern about Roslyn's Historic Standing and possible impacts for the City for Federal Funding. City Attorney, Soto, let the Council know that Federal Law superseding State Law is being testing in Wenatchee.

Councilmember Hansen inquired about the impacts of this delay on the applicant. Ms. Johnson explained that she is currently on hold pending the City's decision.

City Planner, Shawna Graham, explained that State Law and Roslyn Municipal Code limits the availability of property available for this type of business to South end of town in the Residential

with Commercial overlay zone. Ms. Graham stated that her staff recommendation was to deny the Moratorium unless they intend to make a change to current code. She explained that the City currently has almost no liability because it has not changed its code in response to I-502, and placing a Moratorium on Marijuana may change that.

Jonathan Adams, S A St resident, was presented to express his concerns about the position it puts the citizens in the neighbor in, and the impacts it may have on them including parking, safety, traffic, and child safety. Mr. Adams suggested the City ask the State to

Mr. Miles explained that he would like to be in another area as well. Ms. Johnson explained that she is exploring other options because she understands their concerns, but has been unable to find another location.

Councilmember Long asked City Planner, Shawna Graham, to explain her conversations with the State about the 1000 foot buffer. Ms. Graham explained that she has been in contact and that the State cannot change the buffer as it was in the Initiative that the voters passed.

Myke Woodwell, Roslyn Planning and Historic Preservation Commissioner, was present to remind the Council that the Planning Commission has reviewed this issue in depth and numerous times, and support the proposed location as appropriate for Roslyn.

Councilmember Gruber explained that as a business owner and a parent, he does not think this kind of retail will have as much of an impact on child safety as has been expressed.

Councilmember Weis explained that the proposed location is in the Commercial Overlay Zone, where it is permitted, and that there are families that would be impacted.

Toni Fields reminded the Council that the issue being discussed is a Moratorium, not whether or not to allow Marijuana Retail, and urged the Council to allow themselves the time to discuss this further.

Mayor Scherer called for a vote:

Aye: Councilmember Januszkiewicz, Councilmember Amick, Councilmember Hansen

Nay: Councilmember Gruber, Councilmember Weis, Councilmember Long

Mayor vote breaks a tie, Mayor voted Yay, and the Moratorium was approved.

MAYOR AND COUNCIL CONCERNS AND INITIATIVES:

Councilmember Weis inquired about the letter the Council received regarding a business owner utilizing the park. Mayor Scherer explained that the business has a business license, not a special event permit. City Planner, Shawna Graham, explained that the business is treated much as a delivery service would, and that they do not have exclusive rights to use the park, but are permitted to operate their business in the park.

EXECUTIVE SESSION:

The Mayor adjourned the meeting at 9:02PM for an Executive Session to begin at 9:07PM and to last 30 minutes to discuss personnel performance.

The Executive Session was convened at 9:11PM.

The Mayor adjourned the executive session at 9:36PM.

The Mayor reconvened the City Council meeting at 9:38PM.

ADJOURNMENT:

Councilmember Weis moved to adjourn the meeting, Councilmember Januskiewicz seconded the motion, and the meeting was adjourned at 9:39PM.

