



CITY OF ROSLYN CITY COUNCIL MEETING MINUTES

July 8, 2014 – 7:00 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 Weis, Councilmember Long, Councilmember Osiadacz, Councilmember Gruber, Councilmember Amick, Councilmember Hansen, City Attorney Kim Pratt, and Clerk-Treasurer Taklo

Absent: Councilmember Januskiewicz

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

CONSENT AGENDA:

- 1.) **Checks #12604 – #12616 & Electronic Funds Transfers (EFT) as follows:**
 - a. Accounts Payable in the amount of **\$15,695.26**
 - b. Payroll of July 5, 2014, in the amount of **\$13028.96**
- 2.) Minutes of Regular City Council meeting of:
 - a. Regular Meeting June 24, 2014

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

CITIZEN'S COMMENTS:

Maria Fischer, 203 N 1st St, representing the Roslyn Riders, was concerned about Trail Use in the Roslyn Urban Forest for horses. The Roslyn Riders are upset because they had to pay for a Special Event Application to use the trails that they helped build.

Francis Caraoalo want to know where the Roslyn Trail Alliance's recently published map came from. Paula Griffen is disturbed by the lack of equine information on the kiosk sign at the Runje Field Restrooms.

Darcy Bator wants to know if the City is affiliated with the Roslyn Trail Alliance. Mayor Scherer and Councilmember Long explained that the Roslyn Trail Alliance and their recently published map are not affiliated with the City of Roslyn.

Bill Doerfeld, 314 S 2nd St, was present to follow up on his Nuisance Complaint of debris in a neighboring yard presented to Council around three months ago. Mayor Scherer said he will follow up with the City Planner.

PUBLIC HEARING:

- 3.) AB14-042b – A Public Hearing on Marijuana

Mayor Scherer read the AB14-042b Summary Statement and opened the Public Hearing at 7:14PM. Steve Miles, 250 McLeroy Rd Cle Elum, was present to support the Proposed Marijuana Retail Location, as well as, Felicia Johnson as a honest and reputable owner/operator for the business. Mr. Miles gave a brief history of his experiences with Ms. Johnson, as well as the Liquor Control Board's regulations. Mr. Miles believes that the black market is alive in Roslyn, and that the black

market will increase in areas without legal retail locations. He also believes that legal retailers are better for children and communities than the black market. Mr. Miles does not believe that the retail location will cause problems with parking, traffic, or crowds in the City of Roslyn. He believes it would be beneficial to other Roslyn businesses if the Marijuana Retail Location can bring customers to town, and that the focus should be on how to get those people to stay in town and spend more money. Mr. Miles explained that Ms. Johnson intends to employ 5-8 full time employees and to rely on local builders to make the necessary alterations to the structure. Please use this moratorium to educate yourself on the laws and cost/benefits, or lift the moratorium so as not to delay this business from opening any longer.

Felicia Johnson, proposed retailer, presented the Council with a packet. Ms. Johnson explained that the current unemployment rate in Washington State is 6.6%, and in Roslyn it is 7.8%. She would like to create 5 or more livable wage jobs in Roslyn. Ms. Johnson really enjoys living in Kittitas County and is looking forward to starting a business here. Ms. Johnson encouraged the Council and Community to learn more as they will see that the Liquor Control Board has done a good job placing the necessary regulations on this type of business.

Jenny Krekling, 510 S A St, was present to explain that although she does not have any problems with Ms. Johnson personally, she would like to City Council to look at this topic's objectives including a cost/benefit analysis. Ms. Krekling doesn't like the location because she has grandchildren in that neighborhood, but she would like to know what the benefits versus the cost to the City and its citizens will be.

Jedidiah Hainey, Executive Director for Cause M, a 501c6 in Yakima, explained what his organization does, and provided the City Council with a packet of information. Mr. Hainey explained that the Attorney General made a statement that his first interpretation leaves City's open for potential litigation. Mr. Hainey read from the Marijuana Regulations Guide an excerpt about the Attorney General's reading, and the risk it puts on Cities. He also presented the Council this a 6 month status report from the Drug Policy Alliance out of New York.

Mike Krekling, 510 S A St, wants to know what other Cities are doing and why. Seattle limited the businesses to non-overlay areas. FDIC is not allowing banks to handle the money, which places an increased need for security on the business due to large amounts of cash being held on-site. Currently, A St is a residential street with no curb and no sidewalk. Mr. Krekling reminded the City that selling Marijuana is still a Federal Offense and allowing it may cause the City to lose Federal Funding. There is also a City law that prohibits Marijuana in the City Limits. Mr. Krekling suggested rezoning the City to create a new Commercial or Light Industrial Zone, or ask the State Liquor Control Board to make an exception to the 1000' buffer. Mr. Krekling repeated the request to have the City do a Cost/Benefit Analysis.

Tara Hagen, 504 S A St, wants to know how a property owner can expect to sell a house near a Marijuana Retail location.

Paul Tavio, a Producer/Processor license applicant from Yakima, warned the City against unfair business practices, and urged everyone to look into the rules and regulations for Marijuana Retailers in Washington State.

Jeff Krekling, 505 S A St, was present to applaud the Council for putting the Moratorium in place. Mr. Krekling wanted to make it clear that he does not disagree with the arguments made by Ms.

Johnson's supporters, but rather that the proposed location is not appropriate. Mr. Krekling asked that the City ask the State Liquor Control Board to grant Roslyn a variance on the 1000 foot buffer, revisit the overlay zone, and complete a risk/reward benefit. Mr. Krekling is concerned about the plans to hire 5-8 employees and what that need would imply for traffic increases.

Bill Doerfeld, 314 S 2nd St, is concerned about the underlying prejudice surrounding the Marijuana issue, and would like to see the City support independent peoples' rights and liberty to pursue their own happiness. Mr. Doerfeld believes that both sides of this issue should be able to come together on this issue, and that educating the community is the key to reducing prejudicial thinking about Marijuana.

Peter Thorndy, 512 S A St, presented the City Council with a document. Mr. Thorndy is concerned about the traffic flow in the area, and foresees accidents.

Brad Henshaw, 871 Airport Rd in Cle Elum, believes that the City is overthinking things, and that the City should focus on bettering the town and educating the children.

Lenni Mosiman, 424 S 3rd St, is concerned that the proposed location is in a residential area, and may change the character of the neighborhood. Ms. Mosiman asked the Council how they would feel if it was next to their homes.

Justin Peterson, 121 N Pennsylvania Ave, pointed out that there are already two legally operating businesses, and that the proposed retail store is currently legal and will not increase traffic flow any more than the existing businesses.

Bill Doerfeld agreed that traffic is a concern, and implored the City Council to stick to facts, and not allow emotions to persuade their decision making process. If Carek's or Roslyn Towing were to be wildly successful, would there be a movement to close them due to traffic control. Mr. Doerfeld does not believe that there would not be a significant impact on the neighborhood due to increased traffic to and from the proposed location.

Eric Miles, 611 Cleveland, notified the City Council that he has been told that the property across the street from the proposed retail location is looking into opening a retail location. The City Council noted that there has been no application received.

Jeff Krekling, asked that everyone remember that their goal is to come to a civil resolution. The issue here is an anomaly of zoning; it is not about the people, it's about the location.

Christina Bettis, 408 W Utah Ave, suggested that the City request that the State Liquor Control Board to make an exception for Roslyn. Ms. Bettis believes it would be more beneficial in the downtown, and that speed bumps may be a good way to mitigate traffic issues in Ducktown if the retail location is approved.

Councilmember Weis gave a brief summary of his discussion with the State Liquor Control Board, and asked citizens and elected officials to contact the State Liquor Control Board and ask for an exception to the 1000 foot buffer.

Eric Miles stated that Ms. Johnson would like to move the location somewhere else, but due to zoning and State regulations, this is the best available location for their proposed retail business.

Felicia Johnson, explained that she has explored other options, but the other available properties are not financially feasible. Ms. Johnson also explained that many of Roslyn's current businesses are located in the Commercial overlay and that if the City Council rezoned this area, it would mean no Marijuana business in Roslyn.

Jedidiah Hainey reminded the Council to be very careful about any possible Conflict of Interest that may exist, and cautioned that the City would need to apply any zoning changes to all properties and businesses, not just this one.

Greg Mosiman, 424 S 3rd St, is concerned about what the Bible says about Marijuana, and that the City and its citizens have the liberty to do what is right, and asked the Councilmembers to think about what God has to say.

Mayor Scherer closed the Public Hearing at 8:38PM

The City Council asked the Planning and Community Services Council Committee to review the topic and bring a recommendation back to Council.

MAYOR AND COUNCIL CONCERNS AND INITIATIVES:

Councilmember Weis notified the Council that the City has received a \$2000 grant from the Association of Washington Cities Risk Management Pool, and that the plan is to trim branches at the park, replace the Stormwater collection drains with catch 40 basins, and install pedestrian and falling snow signs. Councilmember Weis will meet with Mayor Scherer and staff to decide how to proceed.

Councilmember Long asked the City Council to please take a look at the Water System Draft Plan, and explained that Joe Peck invited Council to tour the Water Facility before the next Council Meeting. Councilmember Long believes that the next big goal for Public Works will be to complete the Transmission Main Improvement Project after the Water Main Project is completed.

Mayor Scherer received the bids for the City's Old City Hall Roofing Project and gave a brief summary of the bids. Councilmember Long moved to accept the Peak Construction bid, Councilmember Hansen seconded the motion, and the motion was approved.

Councilmember Hansen is concerned about the postponement of Trail Plan Implementation until 2015. Councilmember Long explained that there needs to be a Critical Areas and Urban Forest Overlay discussion as well as a discussion on proposed user groups on the trails. Councilmember Hansen is concerned that the Trails will be put off until 2016, and pointed out that the new trail is an improvement and was done beautifully. Councilmember Long restated a concern about compliance with our Critical Areas Zone.

Councilmember Gruber wants to know who is the Roslyn Trail Alliance?

ADJOURNMENT:

Councilmember Weis moved to adjourn the meeting, Councilmember Hansen seconded the motion, and the meeting was adjourned at 8:50PM.