

POULSBO CITY COUNCIL MEETING OF FEBRUARY 5, 2014

MINUTES

PRESENT: Mayor Erickson, Berry-Maraist, Henry, Lord, McGinty, Musgrove, Nystul, Stern.

Staff: Berezowsky, Boughton, Kasiniak, McCluskey, Purves, Stenstrom, Stephens

MAJOR BUSINESS ITEMS

- * * * Planning Commission Appointment – Shane Skelley
- * * * Minutes of December 4, 2013 City Council Meeting
- * * * Minutes of December 11, 2013 City Council Meeting
- * * * Minutes of December 18, 2013 City Council Meeting
- * * * Payable Disbursements for December 2013
- * * * Decant Facility Survey Contract – Parametrix
- * * * Public Hearing: Extending Interim Zoning Regulation for Marijuana Related Activities
- * * * Ordinance No. 2014-01, Extending Interim Zoning Regulation for Marijuana Related Activities
- * * * Ordinance No. 2014-02, Adopting the 2012 State Building Code
- * * * Special Event Application – Bash at the Bay
- * * * SR305 Intersection Safety Lighting Contract Amendment
- * * * Kevos Pond Stormwater Facilities Deed and Utility Easement
- * * * Decant Facility Contract – Parametrix

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Erickson called the meeting to order in the Council Chambers at 7:00 PM and led the Pledge of Allegiance.

2. COMMENTS FROM CITIZENS

- a. Rita Hagwell spoke about having trails on her property and how it makes her an indentured servant to the City of Poulsbo.
- b. Angela Bennick requested that a crosswalk be put in across Iverson Street and 3rd Avenue. Bennick expressed concern with people running the stop sign there and the danger the lack of crosswalk poses to children crossing street.

3. MAYOR'S REPORT AND COUNCIL COMMENTS

- a. Councilmember Musgrove commented on the Seahawk parade and the upcoming Winter Rendezvous event.
- b. Councilmember Nystul also commented on Seahawk parade and a Municipal Research Services Center article about the economy and the budget.

- c. Councilmember Stern spoke to the Winter Rendezvous and recommended watching the Boat Guy video promoting the Winter Rendezvous.
- d. Councilmember Henry mentioned his attendance at Association of Washington Cities meeting.
- e. Councilmember Lord questioned if the razor wire on Safeway property was going to be removed; City Engineer Kasiniak and Planning Director Berezowsky indicated it will be removed.
- f. Councilmember Barry-Maraist commented on the condition of 3rd Avenue.
- g. Mayor Erickson reported on plans to meet with Chip Hanauer, the Boat Guy, tomorrow and also noted the public meetings addressing the community drug problem were going well and invited the public to attend any meeting.
- h. Mayor Erickson requested Council approval of the appointment of Shane Skelley to the Planning Commission.

Motion: Move to concur with the Mayor Erickson's appointment of Shane Skelley to the Planning Commission with a term expiration of December 31, 2017.

Action: Approve, **Moved by** Stern, **Seconded by** McGinty.
Motion passed unanimously.

- i. City Engineer Kasiniak introduced the emergency request for approval of Blue Bay Holdings for an overhead power drop. Councilmember Lord discussed options for making sure the line is later put underground. Kasiniak will make relocating the lines underground at a later date, part of the approval.

Motion: Move to accept findings of City Engineer and approve Blue Bay Holdings Overhead Power Drop.

Action: Approve, **Moved by** Lord, **Seconded by** Musgrove.
Motion passed unanimously.

4. CONSENT AGENDA

Motion: Move to approve Consent Agenda items a through e.

The items listed are:

- a. Minutes of December 4, 2013 City Council Meeting
- b. Minutes of December 11, 2013 City Council Meeting
- c. Minutes of December 18, 2013 City Council Meeting
- d. Payable Disbursements for December 2013
- e. Decant Facility Survey Contract – Parametrix

Action: Approve, **Moved by** Berry-Maraist, **Seconded by** Stern.
Motion passed unanimously.

5. BUSINESS AGENDA

a. Public Hearing: Extending Interim Zoning Regulations for Marijuana Related Activities

Associate Planner Boughton explained the history of the Interim Zoning Regulations for Marijuana Related Activities and explained the reasoning behind extending these regulations.

Mayor Erickson opened the Public Hearing at 7:37 PM.

- i. Troy Barber asked the City to consider relaxing the zoning restrictions; noting a number of business applications have been submitted for businesses outside the zoned area. Barber asked Council to consider the benefits to the economy for cannabis related businesses and agreed with extending interim zoning regulation due to uncertainty at the state level. Barber also noted medical marijuana is threatened by several proposed bills under consideration.
- ii. Ann Smallson commented on wanting a stop sign near the library on Iverson Street and addressed concern that there are no available places in the zoned area for a marijuana business. Smallson went on to reference a article that indicated projected tax revenues in Colorado are expected to exceed \$100,000,000 and asked the City to reconsider limited zone. Smallson pledged, as a responsible marijuana retailer, she would assist in fight on illegal drugs.
- iii. Annika Hartwell commented on her cannabis infused cosmetics business and desire for reduced regulation on zoning so there are more options for marijuana based businesses and warned the Council businesses will go elsewhere. Hartwell stated her product helps seniors and the tax income from sales would help the City budget.

At 7:46 PM Mayor Erickson closed the public hearing.

Motion: Move to approve Ordinance No. 2014-01, an ordinance of the City of Poulsbo, Washington, extending Interim Zoning Regulation relating to marijuana related uses enacted under Ordinance No. 2013-10 for a period of up to six months; adopting a work plan, providing for severability and establishing an effective date.

Action: Approve, **Moved by** McGinty, **Seconded by** Henry.
Motion passed unanimously.

b. Ordinance No. 2014-02, Adopting the 2012 State Building Code

Item removed.

c. Special Event Application – Bash At The Bay

Parks and Recreation Director McCluskey reported Gateway Fellowship is requesting a special event permit for a "last day of school" party at Muriel Iverson Williams Waterfront Park on June 12th (date may be changed if there are unanticipated snow days).

Motion: Move to approve Gateway's "Bash at the Bay" on Thursday, June 12, 2014, as outlined in their Special Event Application dated 12/5/2013.

Action: Approve, **Moved by** Berry-Maraist, **Seconded by** Henry.
Motion passed unanimously.

d. State Route 305 Intersection Safety Lighting Contract Amendment

City Engineer Kasiniak introduced Phil Struck from Parametrix. Struck explained the history of the SR305 Intersection Safety Lighting project and the need for the contract amendment. Council discussed the project and project funding.

Motion: Move to approve the Contract Amendment with Parametrix for the SR305 Intersection Safety Lighting project as presented by the City Engineer.

Action: Approve, **Moved by** McGinty, **Seconded by** Lord.
Motion passed unanimously.

e. Kevos Pond Stormwater Facilities Deed and Utility Easement

City Engineer Kasiniak explained the purpose of accepting transfer of a Home Owner Association (HOA) owned stormwater retention ponds. Councilmember McGinty reported on the Public Works committee discussions that lead to them the recommendation of approval, including meeting with HOA. Councilmember Lord confirmed with Kasiniak that the HOA approached City with this proposal and that there are not any severe maintenance issues that will overstretch public works resources.

Motion: Move for the City of Poulsbo to accept an Easement and Transfer of Utility Fixtures for Tract B and Warranty Deeds for Tracts C and D, all within the Plat of Kevo's Pond, for the purpose of operating and maintaining public stormwater facilities; and to authorize the City Engineer to sign acceptance of the easement and utility transfer for Tract B and the Mayor to sign acceptance of the deeds for Tracts C and D, all subject to receipt of an acceptable title report.

Action: Approve, **Moved by** Berry-Maraist, **Seconded by** McGinty.
Motion passed unanimously.

Council discussed long range impact of similar transfers.

f. Decant Facility Contract – Parametrix

Item removed.

6. COUNCIL COMMITTEE REPORTS

- a. Finance and Administration Committee: Councilmember Musgrove reported on committee discussion of improving streets and noted there was a quorum present. Councilmember Stern discussed residential streets and ideas for identifying their need for maintenance and ways to fund their maintenance. Councilmember Musgrove also advised that Council Rules and Procedures will be discussed at Finance Administration Committee meeting on February 19, 2014.
- b. Economic Development Committee: Councilmember Stern advised last month the committee recommended to Mayor Erickson that she not have a public meeting to discuss the Old City Hall building. Mayor Erickson advised the farmer’s market will not be able to move to Nelson Park because of wetlands. Councilmember Stern discussed tools available to the City for public and private partnerships and the receivership of Viking Avenue properties and their impediments to Viking Avenue revitalization.
- c. Public Works Committee: Councilmember McGinty spoke to the decant facility, lighting on State Route 305, Noll Road, flooding on Liberty Road, reclassification of some roads as arterials, and pursuing grant proposals. Councilmember Barry-Maraist also reported on the Johnson Road project, mental health tax and upcoming meeting to address suicide among teens.

7. DEPARTMENT HEAD COMMENTS

None

8. CONTINUED COMMENTS FROM CITIZENS

- a. Rita Hagwell stated she is glad that Shane Skelley is on the Planning Commission.

9. COUNCILMEMBER COMMENTS/BOARD/COMMISSION REPORTS

- a. Mayor Erickson reported tomorrow is Saami National Day and the Saami flag will be raised at City Hall; Law and Justice Council will be on February 21, 2014 at 10:00 AM at the Poulsbo City Hall.
- b. Councilmember Barry-Maraist reported on the impact of the decline in discretionary defense spending on Kitsap County.

10. ADJOURNMENT

Motion: Move to adjourn at 9:21 PM

Action: Adjourn, **Moved by** Berry-Maraist, **Seconded by** Lord.

Motion passed unanimously.

Rebecca Erickson, Mayor

ATTEST:

Kylie Purves, City Clerk