POULSBO CITY COUNCIL MEETING OF FEBRUARY 15, 2012

MINUTES

PRESENT: Mayor Erickson, Berry-Maraist, Henry, McGinty, Musgrove, Nystul, Stern. Staff: Berezowsky, Boltz, Booher, Kasiniak, Kingery, Loveless, McCluskey, Stephens, Swiney
Absent/Excused: Lord.

MAJOR BUSINESS ITEMS

- * * * Minutes of November 16, 2011 City Council Meeting
- * * * Minutes of December 7, 2011 City Council Meeting
- * * * Minutes of December 14, 2011 City Council Meeting
- * * * Minutes of December 21, 2011 City Council Meeting
- * * * Liberty Bay Project Update (Kimberly Jones Kitsap Public Health District)
- * * * 7:05 PM Public Hearing: Medical Cannabis Moratorium Extension
- * * * 2012 Regional Aerial Mapping Funding Agreement
- * * * Ordinance No. 2012-05, General Obligation Debt Issue
- * * * Ordinance No. 2012-06, 4th Quarter 2011 Budget Amendments
- * * * Workshop: Shoreline Master Plan Update

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.**Jim Fedler, Liberty Bay Homeowners Association, thanked the Council for their concern and care in the review of the Shoreline Master Plan and requested the Council consider the same reconstruction timeframe in the shoreline area as in the rest of the City.
- **b.**Dan Baskins expressed his opinion in regard to the Council sitting at the dais during workshops versus at a table to improve conversation. Baskins also commented on the review of the Shoreline Master Plan.

3. ► MAYORS REPORT AND COUNCIL COMMENTS

- **a.**Councilmember Berry-Maraist announced the Lions Club will be holding a Spaghetti Dinner next Tuesday, February 21st at the North Kitsap High School.
- **b.**Councilmember Stern commented on the success of the Poulsbo Historical Society presentation last Friday on the history of Port Gamble.
- **c.**Mayor Erickson added an executive session to be held at the end the agenda for the purpose of discussing personnel.

4. CONSENT AGENDA

Motion: Move to approve Consent Agenda items a through d as modified. Action: Approve, Moved by McGinty, Seconded by Stern. Motion passed unanimously. Absent: Lord

The items listed are:

a.Minutes of November 16, 2011 City Council Meeting
b.Minutes of December 7, 2011 City Council Meeting
c.Minutes of December 14, 2011 City Council Meeting
d.Minutes of December 21, 2011 City Council Meeting

5.BUSINESS AGENDA

a. 🕨 Liberty Bay Project Update

Kimberly Jones, Kitsap Public Health District/Lead on the Liberty Bay Restoration Project, explained the purpose of the project and the project area. The program includes providing information to the public, monitoring the stream and marine station, investigation on "hot spots" and inspections of residential properties. The next steps include conducting a final shoreline survey, continued monitoring of properties and reporting back to the City.

b. **7:05PM Public Hearing: Medical Cannabis Moratorium Extension**

Mayor Erickson opened the public hearing at 7:30PM.

Associate Planner Alyse Nelson reported the current ordinance imposed a six-month moratorium on the establishment of medical cannabis collective gardens and is set to expire on March 7, 2012. A new ordinance has been drafted and would extend the moratorium for an additional six months. Written public comments that were

received have been provided to the Council.

Mayor Erickson asked for public comment:

- i.Ezra Eickmeyer, Lobbyist for the Washington Alternative Medicine Alliance, spoke to collective gardens and commended the City on taking control on the issue of collective gardens and the review of the zoning and regulations; and offered his involvement and services during the zoning review. Eickmeyer stated medical cannabis is a safer alternative for terminally ill people, opposed to pain medications.
- ii.Troy Barber, Sensible Washington, commented on the response from the City Attorney, stating it is encouraging the City Attorneys e-mail response cited RCW 69.51A.140(A). The longer the City waits for solutions, the longer patients have to turn to an illegal, black market for medical cannabis.
- iii.Mike Holm explained people who use medical cannabis are benefiting and will continue to use it for medical purposes. It makes more sense for the sale to be regulated rather then sold on the black market.

Planning Director Berezowsky stated he does not believe cannabis collective gardens are zoning issues, but rather the activity that is being done on a piece of property.

Mayor Erickson closed the public hearing at 7:48 PM.

Motion: Move to adopt City of Poulsbo Ordinance No. 2012-04, an ordinance of the City of Poulsbo, Washington, extending the moratorium on the establishment of medical cannabis collective gardens for an additional six month period; adopting findings in support of the extension; providing for severability and establishing an effective date. **Action:** Approve, **Moved by** McGinty, **Seconded by** Henry. Motion passed unanimously. Absent: Lord

c. ▶ 2012 Regional Aerial Mapping Funding Agreement

Public Works Director Loveless reported agencies throughout the Pacific Northwest region are participating in a joint venture to collect aerial imagery.

Councilmember Berry-Maraist reported on Public Works Committee recommendation of approval.

Motion: Move to approve and authorize the Mayor to sign the 2012 Regional Aerial Mapping Funding Agreement.
Action: Approve, Moved by Berry-Maraist, Seconded by Musgrove.
Motion passed unanimously.
Absent: Lord

d. ▶ Ordinance No. 2012-05, General Obligation Debt Issue

Finance Director Booher reported the City is intending to issue a 20-year General Obligation Debt in the amount of \$2,535,000 for the intent of paying the Citys Bond Anticipation note of \$2,000,000 and refinancing the 2003 issue for a reduction in the debt interest.

Jim Nelson, Bond Council, stated the City has maintained the AA bond rating and the reduction in the interest rate and the historical rate levels.

Motion: Move to approve Ordinance No. 2012-05, and ordinance of the City of Poulsbo, Washington, relating to the contracting indebtedness; provided for the issuance and sale of \$2,455,000 par value of Limited Tax General Obligation Bonds, 2010 and to currently refund the Citys outstanding Limited Tax General Obligation Bonds, 2003; fixing the terms and covenants of the bonds; and providing for related matters.

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

e. Pordinance No. 2012-05, 4th Quarter 2011 Budget Amendments

Mayor Erickson asked for public comments; no comments were received.

Motion: Move to adopt Ordinance No. 2012-06, an ordinance for the City of Poulsbo, Washington, amending the 2011 budget adopted by Ordinance No. 2010-28 to revise the revenues to and appropriations from certain funds and approving an ordinance summary for publication.

Action: Approve, Moved by McGinty, Seconded by Berry-Maraist.

Motion passed unanimously. Absent: Lord

f. Norkshop: Shoreline Master Plan Update

Planning Director Berezowsky opened the workshop noting the items reviewed at previous workshops. Berezowsky commented on the use and shoreline zoning on several downtown buildings (old Police Station, Marine Science Center, Port of Poulsbo, commercial buildings in Anderson Parkway, Anderson Parkway and Sons of Norway).

Council discussion included:

- Property owner liability for public access of portions of the property.
- Head of Liberty Bay being mostly mud, and called out as such.
- Restriction on the high intensity use area.

Council continued the workshop until the Joint meeting with the Port of Poulsbo, next Wednesday, February 22nd.

6.COUNCIL COMMITTEE REPORTS

- **a.**Public Safety Committee: Councilmember Henry reported the Police Department has completed their move into City Hall, Police Department update and Municipal Court update.
- **b.**Councilmember Berry-Maraist reported on the upcoming Kitsap Regional Coordinating Council meeting, where the Coleman Dock retrofits.
- **c.**Finance/Administration Committee: Councilmember Stern reported on the proposed lease agreement with Coffee Oasis, dedication of funds to recognize community members and city staff/council.

7.DEPARTMENT HEAD COMMENTS

None.

8.CONTINUED COMMENTS FROM CITIZENS

a.Dan Baskins spoke to the Shoreline map that was used during the workshop, addressing the downtown properties; and his concern with losing the ability to modify requirements.

Motion: Move to extend the meeting to finish the business agenda. Action: Approve, Moved by McGinty, Seconded by Berry-Maraist. Motion passed unanimously.

Absent: Lord

9.EXECUTIVE SESSION

At 9:45 PM Mayor Erickson recessed the meeting in to a 20–minute executive session, for the purpose of discussing personnel, pursuant to RCW 42.30.110.

Mayor Erickson reconvened the meeting at 10:13PM.

Motion: Move to approve the Information Technology Senior Technician position. An amended Salaries & Wages Resolution will be brought forward at the next Council meeting for approval on the consent agenda. Funding will be incorporated with the next Budget Amendment for salaries and wages. **Action:** Approve, **Moved by** McGinty, **Seconded by** Nystul. Motion passed unanimously.

Absent: Lord

10.ADJOURNMENT

Motion: Move to adjourn at 10:14PM. Action: Approve, Moved by McGinty, Seconded by Berry-Maraist. Motion passed unanimously.

Rebecca Erickson, Mayor ATTEST:

Jill A. Boltz, City Clerk, CMC