

## **POULSBO CITY COUNCIL MEETING OF SEPTEMBER 11, 2013**

### **M I N U T E S**

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

Staff: Boltz, Kasiniak, Loveless, Stephens, Treacher, Weaver

### **MAJOR BUSINESS ITEMS**

- \* \* \* Minutes of June 19, 2013 City Council Meeting
- \* \* \* Minutes of June 26, 2013 Special City Council Meeting
- \* \* \* Minutes of July 10, 2013 City Council Meeting
- \* \* \* Minutes of July 17, 2013 City Council Meeting
- \* \* \* Public Hearing – Interim Zoning Regulations
- \* \* \* Sewer Connection Variance – Finn Hill Office Conversion
- \* \* \* Presentation – Kevos Pond/Ridgewood Drainage Basin Final Report
- \* \* \* Presentation – Liberty Bay Trail 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 asked for a moment of silence in memory of the September 11<sup>th</sup> tragedy.

Mayor Erickson then led the Pledge of Allegiance.

#### **2. COMMENTS FROM CITIZENS**

- a. Bill Austin requested use of the old Police Station for the Haunted House this Halloween and asked for Council concurrence. Austin stated he is looking for volunteers to put the event together.

Mayor Erickson stated she supports the idea; however more information will be needed before concurrence is given, such as a Special Event application and certificate of insurance.

- b. Cassie Marcotte, North Kitsap High School (NKHS) ASB President, Jameel Kim & Tyler Byrne, ASB Executive Board, requested approval of the NKHS Homecoming Parade, Wednesday, September 25<sup>th</sup> at 7:00 PM, the parade will begin in the church parking lot and end at the Waterfront Park.

Councilmember Henry reported the Community Services Committee reviewed the special event application and recommends approval. The application will come forward to Council for approval at next week's meeting.

- c. Rita Hagwell spoke to the anniversary of September 11<sup>th</sup> and recited “The Minstrel Boy” song.
- d. Janetmarie Valiga thanked Michael Bateman and Public Works for putting in new striping at King Herald VI Vei.
- e. Rich Doyle stated he was unable to find a suitable location for a collective garden in the City under then interim zoning regulations, and asked the Council to consider the guidelines established by the City of Seattle. Doyle recommended Viking Avenue be considered as an allowable zone.

### 3. MAYOR’S REPORT AND COUNCIL COMMENTS

- a. Councilmember Musgrove reminded the public to be careful of the students now that school is back in session; and American Cruise Lines will be coming back to Poulsbo each Friday until October.
- b. Councilmember Berry-Maraist stated tonight is the Dine-out for the NK schools, and volunteers are needed for the National Day of Service at Fish Park.

### 4. CONSENT AGENDA

Councilmember Stern requested the minutes of July 17, 2013 be pulled for review and correction.

**Motion:** Move to approve Consent Agenda items a through c.

**Action:** Approve, **Moved by** Stern, **Seconded by** Musgrove.

Motion passed unanimously.

The items listed are:

- a. Minutes of June 19, 2013 City Council Meeting
- b. Minutes of June 26, 2013 Special City Council Meeting
- c. Minutes of July 10, 2013 City Council Meeting
- d. ~~Minutes of July 17, 2013 City Council Meeting~~

### 5. BUSINESS AGENDA

#### a. Public Hearing – Interim Zoning Regulations

Associate Planner Weaver explained a city may adopt interim zoning regulations as long as a public hearing is held within 60 days after adoption. Pursuant to the statutes cited, the Poulsbo City Council will hold a public hearing beginning on September 11, 2013 and continuing on September 18, 2013, in order to take public input on the interim regulations.

Mayor Erickson opened the public hearing at 7:19 pm, and asked for public testimony.

- i. Troy Barber, City of Poulsbo resident and Representative of Sensible Washington thanked the City for continuing the ongoing conversation and requested the Council consider relaxing the zoning requirements. The current zoning limits, to near impossibility, of setting up a cannabis establishment, either medical or non-medical use under I-502. Barber stated the reason he became an activist is to ensure a safe community for his children, however prohibition is bringing crime into the city. There is a need to recognize the medical and legitimate uses, and relaxing the zoning regulations.
- ii. Rick Doyle stated he would like share his personal experience with medicinal use of cannabis and he is not proposing a legal I-502 store. The ability to rent space that would be willing to lease/rent to a collective garden and finding insurance are other issues establishments would have to deal with. Doyle explained he recently lost a friend to prostate cancer and if it was not for medicinal cannabis he would have not been able to live the last months of his life. Doyle requested the Council allow a wider area that would not impact current State of Washington rules or regulations.

Mayor Erickson stated the staff recommendation is to continue the public hearing until September 18, 2013, to allow public comments.

Councilmember Stern stated as the interim zoning regulations currently stand the only allowable area is one small area near the baseball fields. Given the type of use of that area a good portion of the year that involves the youth, Stern requested staff distribute the map depicting the prohibited/allowable area. Stern suggested the Council explore and discuss the possibility of South Viking Avenue and business parks (Olhava area) as potential allowable areas.

Associate Planner Weaver explained currently the only area zoned as a business park is in Olhava, which is under a Master Plan approval that specifies the uses.

**Motion:** Move to continue the public hearing until September 18, 2013 at 7:00 pm or as soon thereafter as the business of the Council will permit.

**Action:** Approve, **Moved by** McGinty, **Seconded by** Henry.

Motion passed unanimously.

**b. Sewer Connection Variance – Finn Hill Office Conversion**

Public Works Director Loveless reported the city received a site plan application requesting to convert a single family home located at 1450 Finn Hill Road to commercial office space. Existing residential development on the property includes a septic system

which the applicant is requesting to continue using. The Poulsbo Municipal Code requires connection to the city utility system with redevelopment; however the City Council may grant a variance to this requirement. Kitsap Public Health District review is also necessary.

The Public Works Committee reviewed the sewer connection variance request and staff recommendation for conditions at their May 22, 2013 meeting. The committee requested an additional condition limiting the variance to the structures currently on the property and the use proposed use.

Councilmember McGinty pointed out under the Staff Recommendations - Conditions of Approval, it states "to require fair-share participation by the property owner in development of a sewer main to serve the area if the choice is to participate" and questioned if that is correct. Loveless stated that item is incorrect and should be removed. The City would require participation if the sewer main comes down Finn Hill near the property.

The item will be revised and brought back at the next Council meeting.

**c. Presentation – Kevos Pond / Ridgewood Drainage Basin Final Report**

City Engineer Kasiniak presented the final report for Kevos Pond Basin Plan outlining:

- Project goals and objectives – mitigate drainage problems, evaluate LID options, and recommend improvements
- Project and study area
- Scope of the study – historical assessment, alternatives and cost estimates, existing conditions and problem areas
- Summary of findings- existing drainage system is undersized in places and has drainage deficiencies; phased improvements are recommended
- Cost summary for Phase 1 and Phase 2 improvements
- Next steps of incorporating projects into the Capital Improvement Plan (CIP); Phase 1 improvements -2015-2016; and Phase 2 improvements – to be determined based on outcome of Phase 1.

**d. Presentation – Liberty Bay Trail Update**

City Engineer Kasiniak provided background on the Liberty Bay Waterfront Trail plan. Phil Struck, Parametrix outlined the work done to date, the council comments received, improved user experience, the feasibility of the four options (Front street, upland, overwater, and combined Front Street/upland), funding and phasing considerations, and Public Works Committee recommendation.

Council discussion included:

- The user experience on Front Street/upland with the traffic noise vs. upland option



- Feasibility of the overwater option and further consideration of this option
- Have initial discussions with the Suquamish Tribe to determine their support of the overwater option

The Council concurred to move forward with the planning effort with the upland and overwater options, with reaching out to the Tribe.

## **6. COUNCIL COMMITTEE REPORTS**

- Public Works Committee: Councilmember Berry-Maraist reported preliminary budget presentation including re-organization of the Engineering Department to report directly to Mayor, and addition of a Contract Administrator and Engineering Technician positions in Engineering. Berry-Maraist also reported on the Mayor's proposal to have Planning Department report to the Economic Development Committee; the Public Works Committee feels these types of changes should not happen without Council input and recommended a Council Workshop be scheduled for full council discussion.
- Lodging Tax Advisory Committee: Councilmember Nystul stated a meeting will be held on September 25<sup>th</sup> to review applications.
- Councilmember Lord commented on the bridge maintenance budget, and asked that Public Works Committee discuss grant options or other funding to make the water more visible and enhance the public appreciation of water from the Lindvig Bridge.
- Councilmember Stern asked for council concurrence to have the Finance/Administration Committee to create agenda items and review the committee system in the PMC, for the Council workshop; Councilmember Berry-Maraist explained the Public Works Committee would like a bigger conversation with the council of the whole first.
- Community Services Committee: Councilmember Henry reported online registration for Parks & Recreation classes is now active; and National Day of Service at Fish Park is on September 14<sup>th</sup>, and Poulsbo Park Day will be held on September 24<sup>th</sup>.

## **7. DEPARTMENT HEAD COMMENTS**

- City Engineer Kasiniak provided an update on the 6<sup>th</sup> Avenue project, noting that curbing should begin by the end of September and road paving by mid-October. Also, the City received approval from Department of Transportation for the lighting project on Highway 305.
- City Clerk Boltz thanked the IT Department for the installation of the Barracuda E-mail Archiving software, and announced that City Hall will be closed on Friday, September 13<sup>th</sup> from 12:00pm to 1:00pm for the Annual Employee Picnic.

**8. CONTINUED COMMENTS FROM CITIZENS**

- a. Michael Paxhia thanked the Council for continuing the discussion on marijuana dispensaries and urged the Council to not consider it with adult entertainment establishments.
- b. Tammy Mattson shared it has been 80 years since the repeal of prohibition and now hospitality has kept many cities going during the economic collapse; and asked the Council to consider that when having the marijuana discussion.

**9. COUNCILMEMBER COMMENTS/BOARD/COMMISSION REPORTS**

- a. Councilmember Berry-Maraist commended the city departments for responding immediately to citizen and council concerns, and commended the Parks & Recreation redesigned website with online registration. The Kitsap Regional Coordinating Council (KRCC) TransPol Board will be meeting tomorrow and asked for Council feedback on three proposed non-motorized projects coming forward; Kasiniak stated the project applications have already been submitted and the project funding may be provided at the board meeting tomorrow.
- b. Councilmember Henry reported on his attendance at the Poulsbo Tree Board meeting.

**10. ADJOURNMENT**

**Motion:** Move to adjourn at 9:40 PM.

**Action:** Approve, **Moved by** Henry, **Seconded by** McGinty.

Motion passed unanimously.

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Rebecca Erickson, Mayor

ATTEST:

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Jill A. Boltz, City Clerk, CMC