

City of Kenmore, Washington
City Council Special & Regular Meeting
Minutes
April 28, 2014

CALL TO ORDER – The special meeting of the Kenmore City Council was called to order by Mayor David Baker at 6:00 p.m.

REVIEW OF PEDESTRIAN & BICYCLE SAFETY AD HOC COMMITTEE APPLICATIONS – Council review and discussion.

ADJOURNMENT – Mayor Baker adjourned the special meeting at 7:00 p.m.

CALL TO ORDER – Mayor Baker called the regular meeting to order at 7:00 p.m.

Councilmembers present: Mayor David Baker and Councilmembers Brent Smith, Laurie Sperry, Milton Curtis, Nigel Herbig and Allan Van Ness

Councilmembers on leave of absence: Deputy Mayor Glenn Rogers

Staff present: Rob Karlinsey, City Manager; Nancy Ousley, Assistant City Manager; Joanne Gregory, Finance & Administration Director; Kris Overleese, Engineering & Environmental Services Director; Debbie Bent, Community Development Director; Lauri Anderson, Senior Planner; Rod Kaseguma, City Attorney; and Patty Safrin, City Clerk

FLAG SALUTE

Mayor Baker led the flag salute.

AGENDA APPROVAL

It was Council consensus to approve the agenda as submitted.

PROCLAMATION

Records and Information Management Month, April 2014 – Mayor Baker read the proclamation into the record.

CITIZEN COMMENTS

Stephanie Simpson Krambrink, 6108 NE 188th Place, Kenmore, was present to read a citizen statement into the record in support of the “Target Zero” resolution and to thank the Council for their efforts on pedestrian and bicycle safety.

Karissa Webster, 15325 75th Avenue NE, Kenmore, was present to state her concerns about the proposed placement of the Rectangular Rapid Flashing Beacons and that the City is not considering putting in any new crosswalks at this time. She submitted a Cascade Bicycle Club petition to support “Target Zero” in Kenmore.

Mayor Baker thanked the citizens for their comments.

CONSENT AGENDA

Councilmember Van Ness moved to Adopt the Minutes for the March 24, 2014 and April 7, 2014 City Council Meetings; Approve Check Nos. 29749 - 29813 in the Amount of \$300,468.57, Payroll Check Nos. 211215 and 211216 Totaling \$1,133.98, and Electronically Transferred Payroll Funds Totaling \$64,525.97 for the Period Ending April 11, 2014; and Cancel the City Council Regular (Holiday Schedule) Meeting for Tuesday, May 27, 2014. Mayor Baker seconded the motion. The motion passed unanimously.

PUBLIC HEARING

Public Hearing to Receive Public Testimony on Ordinance No. 14-380, Extending the Moratorium on Marijuana Businesses Under Washington State Initiative No. 502 - Debbie Bent, Community Development Director, and Lauri Anderson, Senior Planner, were present to provide a brief background of the moratorium and the current status of applications for marijuana retail outlets in Kenmore. Senior Planner Anderson reported that the State did not take action to integrate the medical and recreational marijuana regulations. She stated that the moratorium is requested to give the City time to conduct research and analysis in order to develop the appropriate framework for permitting and licensing marijuana businesses within the City. They were also available to answer any questions.

Mayor Baker opened the public hearing to receive public testimony on this issue at 7:16 p.m.

The following citizens spoke:

Alan Zelt, 16011 67th Lane NE, Kenmore, was present to state his concern that the City will go against the wishes of the citizens. He stated that a survey showed that 62% of Kenmore citizens would like to allow marijuana to be sold in the City.

Joshua Shade, 15102 62nd Place, Lake Stevens, was present to request that the City not adopt the ordinance to extend the moratorium on marijuana businesses. He submitted a handout regarding potential marijuana businesses in Kenmore.

Ken Van Gerpen, 18522 62nd Avenue NE, Kenmore, was present to testify as a citizen who benefits from medical marijuana and does not want to have to go to a regular marijuana business to obtain his marijuana.

As there was no further testimony, Mayor Baker closed the public hearing at 7:23 p.m.

- **Adopt Ordinance No. 14-0380 to Extend the Moratorium on Marijuana Businesses Through November 7, 2014** - Debbie Bent, Community Development Director, and Lauri Anderson, Senior Planner, were available to answer any further questions.

Councilmember Curtis moved to Adopt Ordinance No. 14-0380 to Extend the Moratorium on Marijuana Businesses Through November 7, 2014. Councilmember Van Ness seconded the motion. The motion passed 5-1, with Councilmember Herbig voting no.

Public Hearing to Receive Public Testimony on Ordinance No. 14-381, Extending the Interim Zoning Regulation Prohibiting Marijuana Businesses in the R-1, R-4 and R-6 Single-Family Residential Zoning Districts - Debbie Bent, Community Development Director, and Lauri Anderson, Senior Planner, were present to provide a brief background of the moratorium. Senior

Planner Anderson stated that State regulations require a 1,000-foot separation from certain locations; however, they do not address single-family residential neighborhoods. The moratorium extension is requested to give staff time to research and prepare such regulations. They were available to answer any questions.

Mayor Baker opened the public hearing to receive public testimony on this issue at 7:29 p.m.

The following citizen spoke:

Joshua Shade, 15102 62nd Place, Lake Stevens, was present to ask the Council if they were prepared to be sued by a potential marijuana business.

As there was no further testimony, Mayor Baker closed the public hearing at 7:30 p.m.

- **Adopt Ordinance No. 14-0381 to Extend the Interim Zoning Regulation Prohibiting Marijuana Businesses in the R-1, R-4 and R-6 Single-Family Residential Zoning Districts** - Debbie Bent, Community Development Director, and Lauri Anderson, Senior Planner, were available to answer any further questions.

Councilmember Sperry moved to Adopt Ordinance No. 14-381, Extending the Interim Zoning Regulation Prohibiting Marijuana Businesses in the R-1, R-4 and R-6 Single-Family Residential Zoning Districts. Mayor Baker seconded the motion. The motion passed 6-0.

BUSINESS AGENDA

Discussion and Direction on the Regulation of Marijuana Businesses and Medical Marijuana Collective Gardens in the City of Kenmore – Debbie Bent, Community Development Director, and Lauri Anderson, Senior Planner, were present to provide a brief report. Senior Planner Anderson listed the possible alternatives that the City has for both recreational marijuana and medical marijuana collective gardens and the pros and cons of each. She stated that the Liquor Control Board is hoping to issue the first licenses in July of this year. They were also available to answer any questions.

Councilmember Curtis moved to have staff prepare an ordinance banning all medical marijuana collective gardens in the City of Kenmore. Councilmember Sperry seconded the motion. The motion failed 1-5, with Councilmember Curtis voting yes.

Adopt Resolution No. 14-235, Setting a “Target Zero” Goal for Pedestrian and Bicycle Deaths Within the City – Rob Karlinsey, City Manager, was present to give a brief report. He stated that the intent of the “Target Zero” goal is to achieve zero pedestrian and bicycle fatalities and serious injuries within our community. He stated that it sends a message to the community that we are all responsible for ourselves and for each other, and that the City takes seriously its role of positively influencing the safety of its roads for all users. He was also available to answer any questions.

Councilmember Herbig moved to Adopt Resolution No. 14-235, Setting a “Target Zero” Goal for Pedestrian and Bicycle Deaths Within the City. Councilmember Curtis seconded the motion. The motion passed 6-0.

Kenmore Business Incubator Report and Discussion for 2015-2016 Budget Development – Nancy Ousley, Assistant City Manager, and Barry Weisband, Business Incubator Consultant, were present to provide a PowerPoint presentation. Assistant City Manager Ousley provided some

statistics about business incubators in response to Council questions from their discussion at the February 10, 2014 Council meeting. She noted some of the highlights of the first quarter of 2014, including presentations to “angel” investors and a joint grant proposal with Bastyr University to the Jones Foundation. She listed some options for the development of the 2015-2016 budget for Council to consider. Mr. Weisband stated that they are continuing to work on identifying additional grant funding sources. They were also available to answer any questions.

Adopt Resolution No. 14-236 Authorizing a Grant Funding Application to the Washington State Recreation & Conservation Office (RCO), Wildlife & Recreation Program (WWRP), for a Potential Property Acquisition for the Squires Landing Park Expansion Project – Rob Karlinsey, City Manager, was present to give a brief report. He was also available to answer any questions. He stated that the City is in negotiations for a potential park property right now, and this grant would help to pay for that property, in addition to City park impact fees. He noted that we would use park impact fees to pay for the property even if we don’t get the grant funding.

Councilmember Van Ness moved to Adopt Resolution No. 14-236 Authorizing a Grant Funding Application to the Washington State Recreation & Conservation Office (RCO), Wildlife & Recreation Program (WWRP), for a Potential Property Acquisition for the Squires Landing Park Expansion Project. Councilmember Sperry seconded the motion. The motion passed 6-0.

STAFF REPORT

City Manager Karlinsey announced several upcoming City activities. He stated that the City just received word that Main Street Property Group, LLC is looking at groundbreaking for the Spencer68 development on May 20th.

CITY COUNCILMEMBER REPORTS & COMMENTS

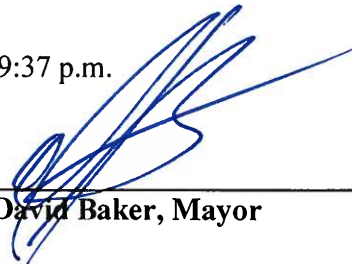
Mayor Baker stated that he will be gone next week lobbying, pursuing recreational funding, and laying the groundwork for dredging.

CITY COUNCILMEMBER INITIATIVES

Discussion of City Council Vacancy Policy and Procedures – Council discussion.

ADJOURNMENT

Mayor Baker adjourned the regular meeting at 9:37 p.m.



David Baker, Mayor

ATTEST:

Patty Safrin, City Clerk