



**CITY OF WASHOUGAL
CITY COUNCIL REGULAR MEETING**

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August 22, 2016

7:00 pm

INVOCATION: **Gorman Gray** delivered the invocation.

CALL TO ORDER: **Mayor Sean Guard** called the meeting to order at 7:07 p.m.

PLEDGE OF ALLEGIANCE: **The Mayor** led the pledge.

ROLL CALL: **Present:** Brent Boger, Paul Greenlee, Dave Shoemaker, Joyce Lindsay and Dan Coursey
Absent: Michelle Wagner and Jennifer McDaniel

Unanimous consent to excuse Councilmembers Wagner and McDaniel. Greenlee No objections.

STAFF: David Scott, City Administrator
Don English, City Attorney
Trevor Evers, Public Works Director
Jennifer Forsberg, Finance Director/City Clerk
Jeanette Cefalo, Human Resources Director
Mitch Kneipp, Community Development Director
Shannon Olsen, Senior Analyst
Rose Jewell, Assistant to the Mayor and City Administrator

PRESS: Dawn Feldhaus, Post Record

AUDIENCE: **List below represents those who spoke and/or signed in.**

Harvey Olson	Ann Donnelly	A.J. Bogue
Eileen Elliott	Mike Goodpaster	Chuck Bernat
Dan Duringer	Sydney Mederos	Chris Rafn
Michelle Mederos	Carison Connors	Gail Anderson
Eileen Morgan	Barbara McHenry	Mak Elkins
Mike Stromme	Gena Blum	Mike Logan
Rich Blum	Jim Manuel	Bobby Saberi
Brandon Brock	Keith Bullock	Alice Gray
Lisa Bennet	Scott Anderson	Elizabeth Stiles
Larry Wagoner	Robert Barber	Matthew Buitron
David Saberi		

**AMENDMENTS TO
THE AGENDA:**

Mayor Guard added Resolution 1022 recognizing City Attorney Don English's retirement.

**Unanimous consent to read the resolution by title only.
Councilmember Boger No objections.**

Don English read the resolution by title only.

Mayor Guard read the resolution in its entirety.

**Unanimous consent to pass and post the resolution in the usual
manner. Greenlee No objections.**

Mayor Guard presented Mr. English with a shadow box including the formal resolution.

**PUBLIC
COMMENT(S):**

Harvey Olson commented on traffic circles/roundabouts on SR-14.

CONSENT AGENDA: **The Council was presented with the following:**

- A. Workshop Minutes of August 8, 2016
- B. Council Minutes of August 8, 2016
- C. Accounts Payable 70243-70414 & V323-V335, Totaling \$607,301.82
- D. Payroll Claims 9881-9889 & V18566-V18623, Totaling \$204,791.75
- E. Agenda Bill #62-16 – Authorize the Mayor to Sign: Supplemental Professional Services Agreement with BergerABAM for Land Use Planning Study

**Unanimous consent to approve the consent agenda as read.
Greenlee No objections**

NEW BUSINESS:
Agenda Bill #63-16

Public Hearing/Resolution on Utility Surplus Items – Shannon Olsen presented the staff report and the recommended action.

Mayor Guard opened the public hearing and called three times for testimony. Hearing none he closed the public hearing.

Unanimous consent to read the Resolution by title only. Greenlee

Don English read the resolution by title only.

**Motion: To pass and post the Resolution in the usual manner.
Greenlee/Boger Motion passed.**

Agenda Bill #64-16

Public Hearing/Ordinance: CA #16070004 & ENV #16070005 (Marijuana – Sunset Provisions) – Mitch Kneipp presented the staff report, proposed code amendments, project timeline and process to date, public comments received, and recommended action.

David Scott reviewed the public comments he had received via email just prior to the meeting.

Mayor Guard opened the hearing to public testimony.

Ann Donnolly spoke in opposition to allowing marijuana noting its association with mental illness. She asked Council to consider the policy.

Connie Jo Freeman read a quote from President Lincoln. She encouraged the Council to say no and prohibit this use. She announced the prayer meeting at the WHS on August 23rd at 7:00 pm.

Dan Durringer asked Council to prohibit the sale and production of marijuana.

Robert Barber encouraged Council to continue on the track with the marijuana prohibition.

Gale Anderson spoke in opposition to allowing marijuana.

Rich Blum spoke in opposition to marijuana and asked Council to once again ban it.

Mike Stromme provided statistics on youth marijuana use and encouraged council to not support its production and sale.

Eileen Elliot spoke in favor of allowing use for those who have terminal illnesses.

Chris Rafn spoke in opposition to the production and sale of marijuana.

Richard Renton presented information on the medical benefits of marijuana and public opinion.

Carison Connors spoke in favor of continuing the prohibition of marijuana.

Mark Elkins spoke in favor of permitting production and sale of marijuana. He spoke of the benefits of regulation and offered to pay for a community vote.

Bobby Saberi spoke in favor of the use of marijuana.

Sidney Mederos spoke in favor of prohibiting marijuana noting its negative effects.

A.J. Bogue spoke in favor of medical marijuana citing the benefits.

Brandon Brock, holder of the state retail cannabis license for Washougal, spoke in favor of permitting marijuana production and sale of cannabis.

Shannon Frame spoke about his recreation marijuana business in another city.

David Saberi spoke about his partnership with Mary Janes House of Glass, encouraged further information, and offered to help pay for a vote.

Gina Blum spoke on Colorado's issues with the legalization, the impact on homelessness, and medical marijuana's availability.

Mike Goodpastor spoke on negative effects of marijuana.

Harvey Olson spoke about the increase in call volume for the police department if marijuana sales were allowed.

Elizabeth Stiles spoke on the benefits of medical marijuana, drug abuse, and economic benefits.

Mike Logan shared his experience with marijuana addiction and his redemption story.

Jim Manwell spoke on the problems caused by marijuana use and the increase in crimes associated with marijuana due to the volume of cash and the amount of the product on site.

Chuck Bernat spoke in opposition to lifting the ban and the impact on the steel industry caused by employees using marijuana.

Alice Gray shared her story as a registered nurse and as a mother of a drug user.

Michelle Mederos spoke on how Washougal would change if marijuana was permitted; she's witnessed its impact in the schools.

Scott Anderson spoke in opposition to the sales of recreation marijuana based on what he has witnessed with his classmates.

Keith Bullock spoke on personal choice and questioned effectiveness of prohibition.

Matthew Buitron spoke on the benefits of marijuana for those with medical issues.

Bobby Saberi read a bible verse from the book of Luke.

Barbara McHenry opposed the sale of marijuana and asked Council to keep the public clean.

Eileen Morgan spoke in opposition of the production and sale of marijuana.

Lisa Bennet would like to see the prohibition continue.

Larry Wagner commented the ineffectiveness of prohibition and the need to regulate marijuana.

Mayor Guard hearing no further testimony closed the public hearing.

**Unanimous consent to read the ordinance by title only. Greenlee
No objections.**

Don English read the ordinance by title only.

**Motion: To pass, post and publish in the usual manner.
Greenlee/Shoemaker**

Council discussion followed.

Councilmember Boger submitted an amended ordinance; renamed as Exhibit C, which included: extending the ban to January 31, 2018 and an advisory vote of the people.

**Motion: To amend the ordinance with the changes now identified
as Exhibit C. Boger/Lindsay**

Roll Call Vote: Councilmembers Boger, Greenlee, and Lindsay vote Yes. Councilmembers Shoemaker and Coursey voted No.

Motion Passed.

Councilmember Shoemaker proposed to bring this to the full Council in a special meeting before September 1st.

Motion: To pass, post and publish the ordinance as amended.

Passage requires four votes.

Roll Call Vote: Councilmembers Boger, Greenlee, and Lindsay vote Yes. Councilmembers Shoemaker and Coursey voted No.

Motion failed.

Mayor Guard announced a Special Meeting on Monday, August 29th at 7 pm.

The meeting recessed for approximately six minutes. Meeting resumed at 9:55 pm.

[Agenda Bill #65-16](#)

Public Hearing/Ordinance: CA #16070006 & ENV #16070007 (Single Family Residential (SFR) Impact Fee Deferral) – Mitch Kneipp presented the staff report and the recommended action.

Mayor Guard opened the hearing to public testimony. Hearing none he closed the public hearing.

Unanimous consent to authorize the city attorney to read the ordinance by title only amending the Washougal Municipal Code to make provisions for the deferral of impact fees for Single-Family residences. Greenlee No objections.

Don English read the ordinance by title only.

Motion: To pass, post, and publish the ordinance in the usual manner. Greenlee/Boger Motion passed.

Unanimous consent to authorize the city attorney to read the resolution by title only to update the city’s “Impact Fee Deferral Program” to be in compliance with State Law. Greenlee No objections.

Don English read the resolution by title only.

Motion: To pass and post the resolution in the usual manner. Greenlee/Boger Motion passed.

Agenda Bill #66-16

Ordinance for the Emergency Moratorium Woodburn Hill – Mitch Kneipp presented the staff report and the recommended action. All five council votes are required to pass the ordinance. The ordinance states that a public hearing will be set for September 26th.

Unanimous consent to read the ordinance by title only. Greenlee No objections.

Don English read the ordinance by title only.

Motion: To pass, post, and publish the ordinance in the usual manner. Greenlee/Boger Motion passed 5-0.

Agenda Bill #67-16

Ordinance on WMC 3.99 Transportation Revenue Non-Supplanting – David Scott reviewed the recent code changes and the recommended action to restore the non-supplanting provision within the code.

Unanimous consent to read the ordinance by title only. Greenlee No objections.

Don English read the ordinance by title only.

Motion: To pass, post, and publish the ordinance in the usual manner. Greenlee/Boger

Motion amendment: To retain section WMC 3.99 as is without the supplanting language. Greenlee Motion amendment died for lack of a second.

Motion passed.

2016/2017

Budget Information – CD/HR/Finance/Admin

Motion: To deferred this item to August 29th. Boger/Shoemaker

Following discussion the Mayor removed the item from the agenda.

PUBLIC COMMENT: None

MAYOR REPORT: Mayor Guard announced the Museum Harvest Days on 9/10 at 11 am and the Grand Opening of Washougal Waterfront Trail on 9/23 at 2.

**COUNCIL
COMMENTS:**

Councilmember Boger commented on the marijuana sales and production and utilizing another section of the code and subject to referendum. He inquired about a fireworks ban.

Councilmember Greenlee commented on fireworks and noted the next RTC meeting on 9/6.

Councilmember Lindsay reflected on the success of the Art Festival.

Councilmember Coursey referenced the letter he received regarding fireworks.

**EXECUTIVE
SESSION:**

Mayor Guard cleared the chambers at 10:26 pm for Labor Negotiations for approximately fifteen minutes with no action to follow.

Open session resumed at 10:27

ADJOURNMENT:

Motion: To adjourn at 10:27 pm. Shoemaker

Mayor – Sean Guard

City Clerk