

CLARKSTON CITY COUNCIL MINUTES
November 10, 2014

COUNCIL:

<input checked="" type="checkbox"/> Beadles	<input checked="" type="checkbox"/> Nash
<input checked="" type="checkbox"/> Provost	<input checked="" type="checkbox"/> Baumberger
<input checked="" type="checkbox"/> Kolstad	<input checked="" type="checkbox"/> Blackmon
<input checked="" type="checkbox"/> Manchester	

STAFF:

Chief Hastings Chief Cooper Clerk Storey City Attorney Grow PWD Martin

Because the meeting was standing room only, Chief Cooper made a safety announcement. He pointed out the location of exits and said that anyone else who comes will have to wait in the lobby because the room is at capacity.

AGENDA CHANGES: Councilmember Beadles suggested a time limit for public comment. MOTION BY BLACKMON/BEADLES to allow 15 minutes for comment in favor and comment opposed to the proposed marijuana ban. Motion carried, 4-3, Kolstad, Nash and Baumberger opposed.

City Attorney Grow reported that the City has received a letter from Asotin County proposing to increase court filing fees from \$40 per citation to \$100 per citation. Grow suggested the city allocate up to \$3,000 to hire a consultant to determine if it is feasible to operate our own court. It was added to the agenda under New Business.

APPROVAL OF MINUTES: MOTION BY BEADLES/NASH to approve the minutes of the October 27, 2014, Regular Meeting. Motion carried.

COMMUNICATIONS:

A. From the Public:

Jedidiah Haney, 405 S 34th Ave, Yakima, said he is the executive director of Cause M. He said council is going off a non-binding opinion of the attorney general. He said I-502 was set up on a cooperative basis and this council is not cooperating. He said new legislature will be coming regarding the topic. He said a ban will be overturned by legislative action and will be overturned by the court.

Colleen Squires, 1216 20th Ave, Clarkston, said she believes the city needs the tax money that will be generated by marijuana. She thinks she could approach any 13 year-old and be told where to obtain illegal marijuana.

John Barker, 2434 Marina View Drive, Clarkston, said he voted in favor of I-502. He urged council to follow the laws that were voted in by the people.

Matt Plemmons, 2049 Jacobson Court, thanked everyone for turning out. He printed and offered z copy of a petition from Change.org that opposes a ban on marijuana. He said there were 552 signatures as of 6:00 this evening.

Kevin Black, 208 Roosevelt Ave, commented on the tax revenue that will be spent on defending a ban. He said not only will the city turn their back on potential tax revenue, but they will be spending revenue to defend their actions.

Melissa Andrews said she is a cancer survivor. She said she now works at WalMart and sees kids stealing alcohol now that it is in retail stores. She wants to see marijuana regulated instead of on the street. She said the tax money is needed for schools and health care. She said there are a lot of benefits to marijuana.

Marty Lukenbill, 401 4th Ave, Lewiston, said a law that is widely disobeyed is probably not a good law. He said it is the will of the people and the council should follow it.

Bob Rosenberg, 2317 Billy Meadow Lane, said as an American who votes, this was voted in and for the council to impose their personal will and overrule that vote is not right.

Joseph Banks, 1139 13th St, voted for I-502. He said he has three children and does not want them to be able to access marijuana on the street from the black market. He said this fight is not good for the

city.

David Dolomency, 1430 Chestnut, thanked the council for voting to move forward with an ordinance to ban marijuana. He said he spoke to the county commissioners and asked them to also ban marijuana. He said that Asotin County voted against I-502. He said the mayor warned Kelly Jackson not to invest until he was sure the business would be allowed.

Dick Sherwin, 3905 Barr Rd., Lewiston, said he has three grandkids living in the county. He said the State of Washington is going against federal law, so saying a council ban is going against the law doesn't make sense.

Melissa Welter, Lewiston, said that Washington poison control today stated that underage overdoses of marijuana have more than doubled since the last report was filed a month ago.

Alice White, 13th Street, said that if the council doesn't stand for what they believe is best for the city, they will fall for anything. She said she remembers when Mr. Jackson said he could use his building for other purposes if marijuana was not allowed and now he says he is losing lots of money.

Rod Hilty, 1409 Elm, said he is proud of the way the council is opposing marijuana businesses. He said the city doesn't need marijuana.

Sandy Fromdahl, said "ban the ban".

Janet Duman, 4th Street, said she used to own the liquor store. She said that Idaho gets a lot of tax dollars from Washington residents because things like cigarettes and liquor are less expensive there.

Kyle Tostenrude, 738 13th Street said the biggest problem in Clarkston is that there isn't much for kids to do in the area. He said giving kids activities and opportunities will help keep them occupied so they aren't interested in drugs.

Carina Kaman, 411 9th Street, asked if those who oppose marijuana have ever been in pain. She said she uses marijuana sometimes to help with her pain.

Vaughn Wasem, 1035 Liberty, said he voted against I-502. But the citizens approved it and it is now the council's responsibility to uphold the law.

Jim Rose, 1759 Norman Court, said kids are going to get pot, drugs, alcohol, unless they have parental guidance. He said the people of Washington voted to legalize marijuana and it is the council's job to implement it. He thinks it will help fill empty storefronts in Clarkston.

Matt Minugh, 1575 Poplar, said his mother used marijuana for medical reasons and he has smoked it before he was a teenager. He said he tried to quit once and it was hard for him. He said kids need good role models.

B. From Mayor:

C. From Staff:

COMMITTEE REPORTS:

Finance: Councilmember Provost reported the bills were reviewed and approved for payment. Total expenditures for October 31, 2014 of \$386.70 and for November 10, 2014 of \$418,308.09. MOTION BY PROVOST/NASH to approve the bills. Motion carried.

Public Safety: No meeting.

Public Works: Committee met November 5. Councilmember Nash said committee discussed final acceptance of the WWTP upgrade and using an intern at the WWTP. Both are on the agenda.

Admin Committee: Councilmember Manchester said committee met earlier today. They discussed the court issue with the City Attorney.

Community Development: Councilmember Beadles reported on the November 4 meeting. Michelle Peters presented the budget requests for Lodging Tax funds. Visit Lewis Clark Valley is requesting \$85,000 and Rotary is requesting \$3,500 for the Rivers & Ridges Bike Event.

Jock Pring discussed his concerns with panhandlers.

PUBLIC HEARING:

Public Hearing on Revenue Sources for the 2015 Budget

Mayor opened the public hearing at 7:43 p.m. Clerk Storey presented estimated General Fund revenues for 2014 and 2015. Total revenues are expected to show a decrease of almost \$200,000. The decrease is almost entirely due to a SAFER grant for firefighters that ends in 2014. Councilmember Nash asked if the two firefighters hired under the grant are in the preliminary budget. Storey said they are. Councilmember Beadles asked about the trend for sales tax revenue. Storey said this year is running a 1.7% increase over last year. Much of that is probably due to construction. Storey said a 1% increase to property tax is included and there will be a resolution to set the property tax levy on the next agenda.

There was no public comment. Mayor Warren closed the hearing at 7:46 p.m.

UNFINISHED BUSINESS:

NEW BUSINESS:

A. Final Acceptance of WWTP Upgrade Project

PWD Martin reported that the construction is now complete. There are a few warranty issues that we are dealing with. MOTION BY NASH/PROVOST to accept the WWTP upgrade as complete. Councilmember Beadles asked if the warranty issues will be addressed. Martin said they will be resolved. Motion carried.

B. Authorize Volunteer Intern for WWTP

PWD Martin said he spoke with a young man who is taking classes at WWCC, studying environmental sciences. He is available for about 60 hours. The only cost is about \$0.07 per hour for worker's comp. MOTION BY NASH/KOLSTAD to authorize the position. Motion carried.

C. Ordinance No. 1532, Prohibiting Recreational Marijuana Businesses – 1st Reading

Ordinance No. 1532 was read by title.

D. Court Discussion

City Attorney Grow said he is asking for funding to study the issue of court and anticipates a report back to council in two weeks. MOTION BY PROVOST/NASH to authorize up to \$3,000 to determine the feasibility of operating our own court. Motion carried, 6-1, Kolstad opposed.

COUNCIL COMMENTS:

Mayor Warren asked council when they want to begin budget workshops. Council set a workshop for Monday, November 17 at 6:00.

Councilmember Blackmon asked if there are any improvements that can be made at the Costco/Walmart intersection prior to the Christmas season. PWD Martin said he is available to discuss the options. Councilmember Provost asked Chief Hastings if he has concerns or comments. Hastings said he would be willing to work with Martin on what might be the best options. Mayor Warren suggested that Walmart should be consulted. Provost commented that this is a public safety concern. Blackmon will meet with PWD Martin to discuss further.

Councilmember Kolstad thanked everyone who came out to comment on both sides of the marijuana issue. He said for 70 years the government has been shoving information down our throats about the effects of marijuana. He said Colorado decriminalized marijuana in 1975. He referred to a study by the CATO Institute on the impacts of the changes in Colorado law. He said that the claims of the proponents were not as predicted, but the claims of those against also did not pan out. He said that to keep young people from buying marijuana, it should be legalized and regulated, as the law has proposed.

MEDIA QUESTIONS:

EXECUTIVE SESSION: Council went into executive session at 8:02 to discuss litigation. Expected duration is 10 minutes. No decisions will be made as a result. Councilmember Baumberger excused

himself from the executive session. Council returned to open session at 8:15.

ADJOURNMENT:

Meeting adjourned at 8:16 p.m.

Vickie Storey, City Clerk

Kathleen A. Warren, Mayor

Total Fund Expenditures, 10/31/14	Ck #20141001-05	\$386.70
Total Fund Expenditures, 11/10/14	Ck #57733-73, 57829-83	\$137,529.01
Payroll, 10/31/14	Ck #57684-57732	\$280,779.08