



City of Olympia

City Hall
601 4th Avenue E
Olympia, WA 98501

Information: 360.753.8447

Meeting Minutes City Council

Tuesday, October 28, 2014

7:00 PM

Council Chambers

1. ROLL CALL

Present: 6 - Mayor Stephen H. Buxbaum, Mayor Pro Tem Nathaniel Jones, Councilmember Jim Cooper, Councilmember Steve Langer, Councilmember Jeannine Roe and Councilmember Cheryl Selby

Excused: 1 - Councilmember Julie Hankins

1.A ANNOUNCEMENTS

Mayor Buxbaum spoke about the Marysville High School shooting tragedy.

1.B APPROVAL OF AGENDA

The agenda was approved.

2. SPECIAL RECOGNITION - None

3. PUBLIC COMMUNICATION

The Council heard comments from Terrence Zander, Yahcob Kropotkin, Charles West, Dana Walker, Ron Nesbitt and Esmerelda Osmarati.

COUNCIL RESPONSE TO PUBLIC COMMUNICATION (Optional)

City Manager Steve Hall said he hadn't heard about the busking issue and will be happy to speak with the persons involved.

Police Chief Ronnie Roberts said the Scott Yoos issue was adjudicated long ago.

4. CONSENT CALENDAR

Mayor Pro Tem Jones pulled Item **4F - Shoreline Master Program Update - Response to Comments Received by Department of Ecology** - for discussion following the Consent Calendar.

- 4.A** [14-1048](#) Approval of October 20, 2014 Minutes of Special City Council Meeting with Squaxin Island Tribal Council

The minutes were adopted.

- 4.B [14-1046](#) Approval of October 21, 2014 City Council Meeting Minutes

The minutes were adopted.

- 4.C [14-1047](#) Approval of October 22, 2014 Special City Council Meeting Minutes

The minutes were adopted.

- 4.D [14-0999](#) Approval of Interlocal Agreement between LOTT Clean Water Alliance and the City of Olympia for Maintenance and Repair Mutual Aid Services

The contract was adopted.

- 4.E [14-1016](#) Approval of the Public Works Trust Fund Loan Repayment Date Amendments on Three Loan Agreements

The contract was adopted.

4. SECOND READINGS

- 4.G [14-1042](#) Proposed Permanent Retail Cannabis Regulations Ordinance

The ordinance was adopted on first and final reading.

4. FIRST READINGS

- 4.H [14-0983](#) Approval of Ordinance Amending Olympia Municipal Code to Discontinue the Acceptance of a Bond in Lieu of Payment for Fines, Fees and Charges Due for Unpaid Parking Citations

The ordinance was approved on first reading and moved to second reading.

Approval of the Consent Agenda

Councilmember Cooper moved, seconded by Councilmember Langer, to adopt the Consent Calendar, minus item 4F. The motion carried by the following vote:

Aye: 6 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Langer, Councilmember Roe and Councilmember Selby

Excused: 1 - Councilmember Hankins

ITEM PULLED FROM CONSENT CALENDAR

- 4.F [14-1051](#) Shoreline Master Program Update - Response to Comments Received by Department of Ecology

Mayor Pro Tem Jones said he disagreed with comments regarding marine flooding, storm surge and sea level rise.

After discussion, Mayor Pro Tem Jones moved, seconded by Councilmember Roe, to insert the following language in the column entitled "Local Government Response and Rationale" for Comment 9, related to flooding: The City of Olympia is not clear on whether our draft Shoreline Management Plan document adequately addresses the flood damage prevention requirements of the Shoreline Management Act. We seek advice from the Department of Ecology to know if the requirements of the Shoreline Management Act, relative to this issue, have been met through the content of our draft Shoreline Master Plan. The motion carried by the following vote:

Aye: 3 - Mayor Pro Tem Jones, Councilmember Cooper and Councilmember Roe

Nay: 2 - Mayor Buxbaum and Councilmember Langer

Excused: 1 - Councilmember Hankins

Abstained: 1 - Councilmember Selby

Councilmember Roe moved, seconded by Mayor Pro Tem Jones, to direct staff to respond to the Department of Ecology as reflected in Attachment 1 of the staff report. The motion carried by the following vote:

Aye: 4 - Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Roe and Councilmember Selby

Nay: 2 - Mayor Buxbaum and Councilmember Langer

Excused: 1 - Councilmember Hankins

5. PUBLIC HEARING

5.A [14-0842](#) 1st Reading of the Ordinance Adopting the Amended Engineering Design and Development Standards (EDDS)

Assistant City Engineer Steve Sperr provided a briefing on the Engineering Design and Development Standards (EDDS). He provided highlights of proposed changes, stakeholder feedback, a brief look ahead to 2015, and next steps.

The Public Hearing was opened at 8:35 p.m.

Ms. Karen Messmer, President of the Olympia Safe Streets Campaign, PO Box 1423, said the City still needs to work more on this process. She said Oly Speaks is not a good venue for this. She suggested staff set an early deadline, distribute comments and make deliberation on those comments. She also suggested discussion on the EDDS return to the Land Use and Environment Committee to consider changes to the LED streetlights.

Mr. Jim Lazar, 1063 Capitol Way #202, spoke on the brightness of LED streetlights and how this affects wildlife. He asked Council to send this issue back to the Land Use and Environment Committee to receive comments from experts on the effects of bright lights on wildlife.

The Public Hearing was closed at 8:43 p.m.

Council discussed the calvin temperature on the LED streetlights. Councilmember Langer recommended inserting a range of 3400 to 4300. Council agreed to bring the amended ordinance forward on November 18.

Councilmember Cooper asked for a referral to the Land Use and Environment Committee next year to discuss installing conduit for fiber optic cable anytime a ditch is opened. The Committee's recommendation could then come back to Council for the next update on the EDDS. Council agreed.

The public hearing was held and will come back to the Council for first reading on November 18 with the proposed amendment.

- 5.B** [14-1027](#) Approval of Ordinance Extending for an Additional Six Months the Moratorium on Medical Marijuana Collective Gardens and Other Cannabis Related Uses not Addressed by I-502 (First and Final Reading)

Code Enforcement Officer Chris Grabowski provided a briefing on this issue.

The public hearing was opened at 9:14 p.m. No one testified, so the public hearing was closed at 9:14 p.m.

Mayor Pro Tem Jones suggested the Mayor write a letter to the City's legislative delegation urging them to pass this. Council agreed.

Councilmember Langer moved, seconded by Councilmember Selby, to suspend Council's usual Guideline and adopt on first and final reading the ordinance extending the moratorium on medical marijuana collective gardens for an additional 6 months, to a total of 729 days. The motion carried by the following vote:

Aye: 6 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Langer, Councilmember Roe and Councilmember Selby

Excused: 1 - Councilmember Hankins

6. OTHER BUSINESS

- 6.A** [14-1043](#) Presentation of the 2015 Preliminary Operating Budget

City Manager Steve Hall said the goal is to adopt a sustainable budget and he then reviewed issues that need to be addressed in order to obtain sustainability. He said

the 2015 budget is balanced and there are no service or program cuts and no layoffs. He then reviewed the key features of the budget and said this budget does not include funding for the Downtown Plan or an Economic Development Coordinator.

Administrative Services Director Jane Kirkemo said the total budget is \$122,494,485. She reviewed expenses, revenues, taxes, the cost for services, proposed rate increases, impact fee increases, and General Facilities Charge increases. She also reviewed major efficiencies realized this past year.

Mr. Hall noted the Council recently passed an ordinance that would impose B&O Tax on Providence St. Peter Hospital and he reviewed the options for this additional revenue.

Councilmember Roe asked the Council to consider providing \$25,000 for two minimum wage jobs for at-risk youth which could be coordinated with Community Youth Services.

The report was received.

7. CONTINUED PUBLIC COMMUNICATION

8. REPORTS AND REFERRALS

8.A COUNCIL INTERGOVERNMENTAL/COMMITTEE REPORTS AND REFERRALS

Councilmembers reported on meetings and events they attended.

Mayor Buxbaum referred the Council to a letter to Thurston County and a resolution he distributed regarding neonicotinoids. Council agreed to put this on the November 3 agenda under Consent. Councilmember Cooper asked to amend the resolution to add language to encourage citizens to plant trees, shrubs, and flowers that attract pollinators.

Council also agreed to continue discussions on the Community Renewal Area at next week's Special Study Session.

8.B CITY MANAGER'S REPORT AND REFERRALS

Mr. Hall reported solar panels are being installed on the roof of City Hall this week.

9. ADJOURNMENT

The meeting adjourned at 10:42 p.m.