

**City of Zillah**  
**Study Session Minutes**  
February 3, 2014

**CALL TO ORDER**

The meeting was called to order by Mayor Gary Clark at 6:02 p.m.

**ROLL CALL**

The following were:

Present: Mayor Gary Clark, Council members Skyler Bower (arrived at 6:05 p.m.), Brian Williams and Jeff Miles

Also Present: Fire Chief/Bldg. Inspector Dan Hargroves, Police Chief Dave Simmons, Public Works Director Tim Tilley, Clerk/Treasurer Sharon Bounds, Associate Planner Ardele Steele and City Attorney Jamie Carmody

Absent: Council members Doug Stewart and Janice Gonzales

**CONSENT AGENDA**

- A. Review minutes of Study Session dated January 21, 2014.
- B. Review minutes of Council Meeting dated January 21, 2014.
- C. Review payroll voucher numbers 31123 to 31147 and Direct Deposit dated January 31, 2014 in the amount of \$81,841.27.
- D. Review claim voucher numbers 43261 to 43297 dated February 3, 2014 in the amount of \$83,065.05.
- E. Review Month-end Close-out report dated December 31, 2013.

**NEW BUSINESS**

**Review Ordinance No. 1347/2014 Salaries:** Chief Simmons explained that the change to this ordinance was to change the prosecuting attorney from a flat rate to an hourly rate.

**Review Ordinance No. 1348/Moratorium Extension:** Ms. Steele provided information about the status of this issue. Mr. Carmody clarified that this ordinance is for an extension to the current moratorium. He provided information relating to the Attorney General Opinion that was issued and explained that the opinion is not binding. Mr. Carmody said that there may be an ability to charge a B&O type tax on marijuana sales. He was asked how the 1000 ft. distance is measured, whether it is drivable or as the crow flies. He gave an example of a past issue he was involved with that indicated it is walkable or drivable distance.

**Review Ordinance No. 1349/2014 Budget Amendment:** Mayor Clark explained that the finance committee recently met in order to review year end and 2014 supplemental budget requests. Ms. Bounds pointed out that council approved a finance policy in December and it has provided them some much-

needed guidance. She provided information about the year-end review and carry-over balances and showed the requests that the finance committee is recommending be approved.

**Review Resolution No. 2014-07/NDA Agreement:** Ms. Steele provided information about the NDA and explained that the city is required to have this agreement in place in order to secure federal funds.

#### VISITOR'S COMMENTS

**Zillah Chamber:** Chamber President Jay Spurlock invited everyone to the Chamber meeting tomorrow morning at 8:30 a.m. at the Warehouse Restaurant.

#### MAYOR'S REPORT

**Seahawk Superbowl Championship:** Mayor Clark congratulated the Seattle Seahawks for winning the Superbowl Championship.

#### COUNCIL/STAFF REPORTS

**School Officer:** Chief Simmons reported that he has recently met with Mr. McKay (School Superintendent) and is negotiating their offer of compensation for an SRO officer.

**Penal Code:** Chief Simmons reported that he is planning to work with the new prosecutor in revising/updating the penal code.

**Travel Policy:** Chief Simmons reported that he plans to work on revising the city travel policy. He will work with Ms. Bounds on it.

**Vector Truck:** Mr. Tilley explained that he has been looking at Vector Trucks since the city one broke down. He has found one he would like to purchase and the amount is included in the budget amendment presented earlier.

#### EXECUTIVE SESSION

Mayor Clark called for Executive Session at 6:52 p.m. for 10 minutes, in order to discuss a Contractual issue. It ended at 7:01 p.m. and regular session began.

#### ADJOURNMENT

Mayor Clark adjourned the meeting at 7:02 p.m.



Clerk/Treasurer Sharon Bounds



Mayor Gary Clark

**City of Zillah**  
**City Council Minutes**  
February 3, 2014

**CALL TO ORDER**

The meeting was called to order by Mayor Gary Clark at 7:03 p.m.

**PLEDGE OF ALLEGIANCE**

Mayor Clark led the Pledge of Allegiance.

**ROLL CALL**

The following were:

Present: Mayor Gary Clark, Council members Doug Stewart, Skyler Bower, Brian Williams and Jeff Miles

Also Present: Police Chief Dave Simmons, Public Works Director Tim Tilley, Clerk/Treasurer Sharon Bounds, Associate Planner Ardele Steele and City Attorney Jamie Carmody

Absent: Council member Janice Gonzales and Fire Chief/Bldg. Inspector Dan Hargroves

**CONSENT AGENDA**

*Mr. Miles moved, seconded by Mr. Williams to approve the Consent Agenda, items A through E as follows:*

- A. Approve minutes of Study Session dated January 21, 2014.
- B. Approve minutes of Council Meeting dated January 21, 2014.
- C. Approve payroll voucher numbers 31123 to 31147 and Direct Deposit dated January 31, 2014 in the amount of \$81,841.27.
- D. Approve claim voucher numbers 43261 to 43297 dated February 3, 2014 in the amount of \$83,065.05.
- E. Approve Month-end Close-out report dated December 31, 2013.

*Motion carried unanimously.*

**PUBLIC HEARING**

**Moratorium-Recreational Marijuana:** Mayor Clark opened the Public Hearing at 7:04 p.m. City Associate Planner Ardele Steele, provided information related to the public hearing.

Steve Gay – 110 Miles Drive: Mr. Gay explained that he has been a Police Officer for 25 years. He has worked on investigations and with drugs and has seen a lot. He is currently working in the schools. The schools have a zero tolerance for weapons, drugs and violence and he feels that this law is hypocritical and goes against what is being taught to the children. He doesn't want the city to give into this because it's had a very negative effect on individuals and he thinks the city should not allow it.

Robert Tucker – 211 Sunset Way: Mr. Tucker works in Yakima as an officer and with a K9 unit. He stated that alcohol is regulated and marijuana is not. He is concerned that this new law will foster 19 year old burn-outs, which he has seen plenty of in his life. He stated that this will not alleviate cartels because they are already in our state and that won't change. He said that teen access to the drug will be increased as they will just have their older friends purchase it for them. He stated he is against allowing it in Zillah because of it's effects on individuals, especially children.

Jamie Carmody – City Attorney clarified that this ordinance is extending a current moratorium that is in place relating to regulations for recreational marijuana. The moratorium provides an opportunity for the city to further review and consider public input during the drafting phase. He encouraged the planning commission to consider the law, the AG opinion as well as public input during the time that regulations are being considered.

Mayor Clark closed the Public Hearing at 7:22 p.m.

### NEW BUSINESS

**Vote on Ordinance No. 1347/2014 Salaries:** *Mr. Williams moved, seconded by Mr. Stewart that City Council approve Ordinance No. 1347/2014 Salaries. Motion carried unanimously.*

**Vote on Ordinance No. 1348/Moratorium Extension:** *Mr. Bower moved, seconded by Mr. Miles that City Council approve Ordinance No. 1348 extending a moratorium prohibiting production, processing and retail sales of recreational marijuana. Motion carried unanimously.*

**Vote on Ordinance No. 1349/2014 Budget Amendment:** *Mr. Williams moved, seconded by Mr. Stewart that City Council approve Ordinance No. 1349/2014 Budget Amendment. Motion carried unanimously.*

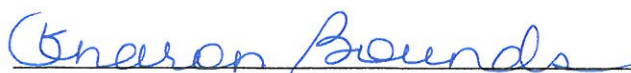
**Vote on Resolution No. 2014-07/NDA Agreement:** *Mr. Bower moved, seconded by Mr. Williams that City Council approve Resolution No. 2014-07 approving a Non-discrimination agreement with WSDOT. Motion carried unanimously.*

### COMMITTEE/COMMISSION REPORTS

**Finance Committee:** Mr. Miles explained that the Finance Committee met last week to review 2013 year end finances and to consider the 2014 Supplemental Budget requests. The finances seemed to track well and revenues are budgeted conservatively. They discussed items listed in the Financial Policy and looked at carry-over balances, etc.

### ADJOURNMENT

*Mr. Williams moved, seconded by Mr. Stewart that City Council adjourn the meeting at 7:25 p.m. Motion carried unanimously.*



Clerk/Treasurer Sharon Bounds



Mayor Gary Clark