

MINUTES OF THE CITY COUNCIL
OF THE CITY OF PULLMAN
AUGUST 30, 2011

Roll Call

A regular meeting of the City Council of the City of Pullman was held on August 30, 2011, at 7:30 p.m. in Council Chambers, City Hall, Pullman, Washington with the following present:

Glenn A. Johnson	Mayor
William F. Mulholland	Finance Director
Francis Benjamin	Councilmember
Keith Bloom	Councilmember
Jeff Hawbaker	Councilmember
Bill Paul	Councilmember
Barney Waldrop	Councilmember
Nathan Weller	Councilmember
Pat Wright	Councilmember

Call to Order

Mayor Johnson called the regular meeting to order at 7:30 p.m.

Announcements

Mayor Johnson made five announcements. One was to announce that the National Guard, which has been here since 1930, would be transferring to Moses Lake effective September 1. He read a proclamation and proclaimed August 30 as "Pullman National Guard Recognition Day". He gave a plaque to Sgt. First Class Charles Ferguson, who thanked the City for all the support through the years.

ORDER OF BUSINESS

Approval of Recommendations of Consent Agenda Items

CONSENT AGENDA

Mayor Johnson reviewed the items on the Consent Agenda with the Council and audience. He stated that items listed on the Consent Agenda are considered to be routine in nature and will be enacted by a single motion of the Council without separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by Council request. Councilmember Bloom moved, Councilmember Wright seconded to read the items on the Consent Agenda by title only.

Motion Carried.

City Attorney McAloon read the items on the Consent Agenda by title only. Mayor Johnson asked if there were any requests for removal of items from the Consent Agenda from the Council. There were none. Councilmember Wright moved, Councilmember Benjamin seconded to adopt the Consent Agenda as presented.

Motion Carried.

Motions

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| Minutes - August 23, 2011 | 1. | The Council dispensed with the reading of the minutes of the regular meeting of August 23, 2011, and approved them as submitted. |
| Change Order on Wawawai Basin Lift Station | 2. | The Council ratified Change Order No. 1 to the Wawawai Basin Lift Station contract. |

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| B Street Side-walk Complete | 3. | The Council accepted as complete Contract No. 11-06, B Street Sidewalk-Alpha to Michigan. |
| Sidewalks 2011 Complete | 4. | The Council accepted as complete Contract No. 11-07, Sidewalks 2011. |

Resolution

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| Resolution No. R-59-11 - Lake Street Sewer Monitoring | 5. | Resolution No. R-59-11

A RESOLUTION ACCEPTING THE BID OF ACE ELLIOTT LANDSCAPING FOR THE LAKE STREET SEWER MONITORING PROJECT AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT. |
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Resolution No. R-59-11 was adopted unanimously.

REGULAR AGENDA

Resolution

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| Moratorium Prohibiting Medical Cannabis Collective Gardens | 6. | Mayor Johnson announced that a resolution has been prepared declaring a moratorium prohibiting medical cannabis collective gardens in the City and setting a public hearing date. City Attorney McAloon went through her report and noted that the moratorium would prevent any establishment of collective gardens for the cultivation of medical cannabis within the City limits for an initial period of six months. The moratorium will provide time for City staff to research and evaluate the need for local zoning or licensing regulations of such laws and the impact of federal law on the recently enacted State law that purposes to permit such collective gardens and the use of marijuana for medical purposes. Additional research done by City Attorney McAloon has confirmed that the moratorium may be adopted by resolution of the Council as compared to an ordinance. The resolution will be effective immediately. The action presented to the Council is the adoption of a resolution making findings regarding the current uncertainty and conflict between State and Federal laws and public safety concerns, instituting a moratorium on the establishment of collective cannabis gardens within any zoning district of the City, and direct staff to develop a work plan for the study of the issue and provide future recommendations for action. A public hearing must be scheduled within 60 days of adoption of the moratorium. City Attorney McAloon noted that in her letter, the recommendation she had was October 6, but there is a conflict with that date. The public hearing will be on October 18. |
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City Attorney McAloon then opened it up for discussion to the Council. Councilmember Waldrop said, that as he stated last week, he is opposed to a moratorium. We are a nation of laws and we should not preempt federal statutes and regulate something when it is illegal. He said that we should let Federal law prevail.

City Attorney McAloon stated that a study could result in that recommendation. What the moratorium does is prevent collective gardens during that moratorium period. Councilmember Waldrop also encouraged the media to be in contact with the U.S. Attorney in reference to enforcement of the marijuana laws in Whitman County.

Councilmember Paul agreed with Councilmember Waldrop that it is illegal in any shape or form however, the moratorium will buy more time to study the situation.

Councilmember Benjamin was concerned about the question of liability to City staff and employees. The moratorium is necessary so we can study the problem so we don't open ourselves up to litigation.

Resolution No. R-60-11 by title only reads as follows:

A RESOLUTION DECLARING A MORATORIUM PROHIBITING MEDICAL CANNABIS COLLECTIVE GARDENS IN ALL ZONING DISTRICTS WITHIN THE CITY OF PULLMAN, WASHINGTON AND SETTING A PUBLIC HEARING THEREON.

Councilmember Wright moved, Councilmember Bloom seconded to adopt Resolution No. R-60-11. Councilmember Waldrop voted nay. The motion carried.

Discussion

Pullman School District Presentation

- 7. Mayor Johnson announced that a presentation is scheduled by Pullman School District. City Supervisor Sherman introduced Pullman School Superintendent Paul Sturm. City Supervisor Sherman stated that Superintendent Sturm is the president elect for the 2011-2012 Washington State Association of School Administrators. He will become president effective July 2012.

City Supervisor Sherman also noted that Mayor Johnson had been selected for the Washington State After School Hall of Fame Award and had sat on a panel at the recent Association of Washington Cities' (AWC) conference on "After School" programs. Superintendent Sturm stated that he is always happy to talk about the school district. He wanted to use Fritz Hughes, who will co-chair the business campaign for the levy election. He also introduced Dr. Susana Reyes, assistant superintendent of the school district, Director Allison Munch-Rotola, a board member, and Dan Felts, who is the executive director of support services. The budget for the 2011-2012 expenditure budget is \$20,790,000 and this is about the same as the last three years. He noted that the school head count increased by more than 100 students. The on-time graduation of 92 percent and an extended rate of 93 percent is one of the higher ones in the State of Washington. He said they currently have 282 employees, 139 certificated instructional, 132 classified, and 11 administration. The maintenance and operational levy expires at the end of 2012. They are going to ask voters to approve a two-year levy, where normally they would request a four-year levy for 2013 and 2014. The technology levy expires at the end of 2012 and that levy is utilized for technological maintenance and upgrades for the school. He is requesting a six-year levy for tax years 2013 through 2018 at the same amount it has been, \$200,000. For the M&O levy he is looking at \$4,900,000 or a \$3.05 per thousand assessed value; in 2014 a \$5,300,000 or \$3.23 of assessed value. The 2012 levy was for \$4,350,000 at a \$2.76 assessed value. The technology levy starts out in 2013 at \$0.1245 for a thousand dollars of assessed value and ends in 2018 at \$0.1127 per

thousand of assessed property value. The school district looks to educate the whole child, not just the scholastic portion, but clubs, field trips, science fair, music, art, sports, and other activities. He said they are always trying to find ways to improve what they do. They partner with several organizations within the City to include SEL, WSU, City of Pullman, Neill Public Library, Pullman Police, Chamber of Commerce, service clubs, YMCA, and Pullman Industries. In 2011, facilities improvements included five new boilers at Pullman High School, they painted at Pullman High School, as well as Sunnyside Elementary. They had some new carpet put in at Pullman High School as well as the gym floor. They had utility improvements and repairs at Sunnyside and Jefferson elementary schools. They put a new press box at the High School as well as lighting retrofits.

In the future, they are looking forward to the 2020 Visioning process. He indicated that technology will change the direction and delivery of education and is a great tool for teachers to use in the educational process. He said that Pullman is the best place to raise kids and he thanked the community that helps them to do their job. He believes it helps to improve the quality of life in Pullman.

As a local boy, Councilmember Weller stated that Pullman School District Superintendent Sturm and his predecessor provide great leadership. He indicated that education is the best investment that can be made.

Councilmember Benjamin asked about enrollment trends. Superintendent Sturm indicated that they had growth in the elementary, but now also in the high school. Councilmember Benjamin wanted to know if it was a result of County inflows or growth in the City. Superintendent Sturm said the school choices are definitely part of the net gain, but a lot is just from straight City growth. Councilmember Benjamin also asked about the calculation of graduation rates. He read somewhere that they are changing because a lot of districts are kind of fudging the numbers. Superintendent Sturm said that their numbers are straight.

Mayor Johnson asked how many students are on free or reduced lunch programs in Pullman. Superintendent Sturm stated about 27 percent.

Councilmember Bloom stated that the Pullman School District is second to none in the U.S. and he will support the levy.

Councilmember Paul indicated he had put four kids through the Pullman School District and through their efforts they turned out pretty good.

Councilmember Waldrop also was proud of the school and the staff and he is in support of the levy.

NEW BUSINESS

Mayor Johnson asked if there was any new business from either the Council or audience. There was none.

ADJOURNMENT

Councilmember Benjamin moved, Councilmember Wright seconded to adjourn the regular meeting of the City Council.

Motion Carried.

Mayor Johnson adjourned the regular meeting of the City Council at 8:22 a.m.