

NORTH BEND CITY COUNCIL MINUTES

June 18, 2013

Senior Center, 411 Main Ave. S., North Bend, Washington

CALL TO ORDER, ROLL CALL:

Mayor Hearing called the regular meeting to order at 7:00 p.m.

Councilmembers Present: Cook, Gothelf, Kolodejchuk, Loudenback, Rosen and Williamson. Councilmember Pettersen was excused.

CONSENT AGENDA:

Minutes – Council Minutes of May 21 & June 4, 2013, Special Council Workstudy of May 28, 2013

Payroll – June 5, 2013 – 26922 through 26928, in the amount of **\$142,355.30**

Checks – June 18, 2013 – 58321 through 58395, in the amount of **\$1,217,881.24**

AB13-065 – Resolution 1622 Authorizing Cancellation of Outdated Checks

AB13-066 – Motion Authorizing Purchase of Portable Water Pump

Councilmember Rosen **MOVED**, seconded by Councilmember Loudenback to approve the consent agenda as presented. The motion **PASSED** 6-0.

CITIZEN’S COMMENTS:

Dave Olson, 440 Main Ave. S, reported the Kiwanis Firework sales would begin on June 28th at 12 p.m.

Travis Bridgman, 713 Ogle Ave. NE, commented that he was present to listen and learn about city government.

Paul Riehle, 13313 432nd Ave., requested Council rescind Resolution 1545 that authorized circulation of the petition for formation of the Stilson Utility Local Improvement District.

Mike Healea, 429 Merritt Ave. NE, spoke on behalf of his father Max Healea who requested the City add the flooding issue on Merritt Ave. NE to the City’s Six Year Transportation Improvement Plan.

COMMISSION AND COMMITTEE REPORTS:

Planning Commission

Community & Economic Development Director Estep reported on the June 13th Planning Commission meeting.

Parks Commission

Community & Economic Development Director Estep reported on the May 22nd Parks Commission meeting.

Economic Development Commission

No Report – Next meeting June 27th at 7:45 a.m.

Fire Station 87

Public Works Director Page reported final completion of the new fire station would be approximately July 14th and an Open House was scheduled for July 20th at 11 a.m.

Community & Economic Development Committee – Councilmember Pettersen, Chair
Councilmember Rosen provided an update on the June 18th meeting.

Finance & Administration Committee – Councilmember Gothelf, Chair

No Report – The June 4th meeting was cancelled.

Public Health & Safety Committee – Councilmember Loudenback, Chair

A report of the June 11th meeting was provided.

Transportation & Public Works Committee – Councilmember Kolodejchuk, Chair

A report of the June 12th meeting was provided.

Council Workstudy – Mayor Pro Tem Cook

An update of the May 28th Special Council Workstudy was provided.

INTRODUCTIONS:

**AB13-067 – Public Hearing, Resolution 1623 Adopting the Six Year
Transportation Improvement Program**

Audio: 16:24

Public Works Director Page provided the staff report.

Mayor Hearing opened the Public Hearing on the 2014 – 2019 Six Year Transportation Improvement Program at 7:21 p.m. There were no public comments and the Mayor closed the Public Hearing at 7:21 p.m.

Councilmember Kolodejchuk **MOVED**, seconded by Councilmember Loudenback to approve AB13-067, a resolution adopting the 2014-2019 6-Year Transportation Improvement Program. The motion **PASSED** 5-1 (Cook).

AB13-068 – Public Hearing, Ordinance 1492 Adopting Amendments to Interim Zoning Code and Amendments Related to Home Occupation Business Licenses

Audio: 36:05

Community & Economic Development Director Estep provided the staff report and reviewed the Planning Commission recommendation based on their June 13th meeting and public hearing which considered proposed code amendments to NBMC 18.10.030 Table of Permitted and Conditional Land Uses, NBMC 18.10.025 Special Districts, and NBMC 18.10.050 Performance Standards related to Home Occupation, as they related to tattoo parlors and body piercing studios.

Mayor Hearing opened the Public Hearing on Adopting Amendments to the Interim Zoning Code and Amendments Related to Home Occupation Business Licenses at 7:46 p.m.

Planning Commissioner Piper Muoio, 46026 SE 137th Street, requested the Council support the amendments the Planning Commission recommended. She commented the recommendation supported economic growth and the vote at the June 13th Planning Commission meeting regarding the amendments was unanimous.

Planning Commissioner Gary Fancher, 47532 SE 137th Street, requested the Council support the amendments to NBMC based upon the Planning Commission recommendation. He added that when he and fellow Commissioners considered the amendments they took into account demographics and economic growth.

Sherwood Korssjoen, 13710 461st Place SE, stated he supported the Planning Commission recommendation and asked Council to also support their recommendation.

Planning Commission Chair Rob McFarland, 42621 SE 134th Place, reiterated Ms. Muoio's comments regarding the overwhelming support of the Planning Commission members for their proposed amendments and commented he hoped Council had had an opportunity to listen to the June 13th Planning Commission deliberation on the issue. He provided additional information on what the Commissioners had found regarding tattoo parlors.

David Herman, 230 Ballarat Ave. N, Owner of Ambrosia Tattoo Gallery LLC, thanked the Planning Commission for their findings on the issue. He added that Washington State already governed sanitation laws, autoclave testing services, malpractice insurance and many more items related to tattoo parlor businesses.

Mayor Hearing closed the Public Hearing at 7:56 p.m.

Councilmember Rosen **MOVED**, seconded by Councilmember Gothelf to approve AB13-068, an ordinance adopting amendments to NBMC 18.10.030 and 18.10.025 concerning

tattoo parlors and piercing studios as a permitted use; and amending NBMC 18.10.050 concerning home occupations, as amended by Exhibit A, as a first and final reading.

Councilmember Rosen explained the amended Exhibit A would allow Tattoo Parlors and Body Piercing Studios to locate in the entire Interchange Commercial (IC) and parts of the Interchange Mixed Commercial (IMU) Districts located north of I-90 at Exit 31. He added the use would not be permitted within the Employment Park 2 Zone.

The motion **PASSED** 6-0.

AB13-069 – Ordinance Adopting NBMC 5.34 Relating to Licensing **Audio: 01:09:04**
& Health and Sanitation Standards for Tattoo Parlors/Artists
& Amending the Taxes, Rates & Fees Schedule

City Administrator Lindell provided the staff report.

David Herman, 230 Ballarat Ave. N, Owner of Ambrosia Tattoo Gallery LLC, expressed his displeasure with the proposed ordinance.

Councilmember Cook **MOVED**, seconded by Councilmember Rosen to approve AB13-069, an ordinance adopting NBMC 5.34 relating to tattoo parlors and tattoo artist business licenses and relating to tattoo parlor health and sanitation standards and amending the Taxes, Rates and Fees Schedule, as a first and final reading. The motion **FAILED** 3-3, with Councilmembers Gothelf, Loudenback, and Williamson voting no.

Councilmember Rosen, who voted on the prevailing side, **MOVED**, seconded by Councilmember Williamson, to reconsider the vote on the motion. Council agreed to reconsider the motion.

After reconsideration, the motion **FAILED** 0-6, with all Councilmembers present voting no.

MAYOR, COUNCIL, AND ADMINISTRATOR CONCERNS AND INITIATIVES:

Councilmember Loudenback reminded everyone the North Bend Farmer’s Market was held every Thursday from 4 to 8 p.m.

Councilmember Gothelf asked everyone to drive carefully now that school was out.

Councilmember Kolodejchuk commented on the improvements at Si View Park.

Mayor Hearing spoke regarding the following items:

- June 20th Public Safety Community Meeting
- North Bend Farmer’s Market and Parking Issues at Si View Park

- June 21st Community Shred Event
- June 24th Special Council Workstudy and Civic Center Public Focus Group Meeting
- Cancellation of the July 2nd City Council Meeting

EXECUTIVE SESSION

Mayor Hearing recessed the regular meeting for an executive session at 8:26 p.m. to discuss potential litigation, pursuant to RCW 42.30.110(1)(i). No action would be taken as a result of the executive session, which was expected to last approximately 60 minutes and videotaping of the meeting ceased. At 9:26 p.m. City Administrator Lindell announced to audience members present outside the Council Chambers that the Executive Session was expected to last an additional ten minutes.

The regular meeting reconvened at 9:36 p.m.

ADJOURNMENT:

Councilmember Loudenback **MOVED** to adjourn, seconded by Councilmember Williamson. The motion **PASSED** 6-0.

The meeting adjourned at 9:36 p.m.

ATTEST:

Kenneth G. Hearing, Mayor

Susie Oppedal, City Clerk