

**EATONVILLE TOWN COUNCIL  
AMENDED MINUTES OF REGULAR COUNCIL MEETING**

**TIME:** 7:00 PM

**DATE:** March 12, 2018

**PLACE:** Eatonville Community Center

**CALL TO ORDER**

Mayor Schaub called the meeting of the Eatonville Town Council to order at 7:00 p.m.

**ROLL CALL**

Deputy Clerk Christina Dargan called the roll. The following were:

Present: Councilmembers James Schrimpsheer, Bob Walter, Bob Thomas and Jennie Hannah.

Councilmember Schrimpsheer made a motion to excuse Councilmember Dunn and was seconded by Councilmember Hannah. All were in favor.

Also Present: Town Administrator Abby Gribi, Deputy Clerk Christina Dargan, Fire Chief Lloyd Galey and Police Chief Brian Witt.

**OPENING CEREMONIES**

Mayor Schaub led the assembly in reciting the Pledge of Allegiance to the American Flag.

The Deputy Clerk read the Mission Statement for the Town of Eatonville:

“The Town’s mission is to create, provide and administer municipal services while protecting the present and future health, safety, and general welfare of the community.”

**APPROVAL OF AGENDA/SET TIME RESTRICTIONS**

Councilmember Schrimpsheer moved approval with a three minute time restriction and was seconded by Councilmember Walter. All were in favor.

**COMMENTS FROM CITIZENS**

Citizen Dennis Clevenger spoke regarding the marijuana proposal. He said that state marijuana laws are preempted by the Controlled Substances Act and talked about the Act and its purpose. He asked the Council about the oath they take when voted in, then spoke about Article 6 of the US Constitution and Article 1, Sections 1-2 of the State of Washington Constitution.

Citizen Jared Infanger thanked the Council for their service and said he is interested in serving the community and would love an opportunity to talk with them about any preservation guidelines or initiatives that might be set forward and would like to offer his services.

## CONSENT AGENDA

- A. Minutes from the February 26, 2018 Council Meeting
- B. Payroll           26169 to 26177           \$ 65,514.52
- C. Claims           37105 to 37142           \$181,541.53

Councilmember Hannah moved approval and was seconded by Councilmember Schrimpsher. All were in favor.

### DEPARTMENT HEAD/COUNCIL COMMITTEE/BOARD/COMMISSION REPORT

- a. **Police Report-** Police Chief Witt said he did not get his report in last week due to being in training then gave a summary of calls for February. He said that, last Thursday, Officer McGuire represented the Police Department at the School Safety Summit, which addressed the issues of school threats and school violence. This week they will have a meeting of the Eatonville Community Coalition to address some of the health issues and risks involving children in school and the community as a whole.
- b. **Fire Report –** Chief Galey said that, during the month of February, they were unable to staff Station 84 twice. He said they are able to staff more with the increase in volunteers.
- c. **Public Works Report-** Town Administrator Abby Gribi said that she has a meeting scheduled tomorrow for the 161 project timeline and that she and the Mayor will be going to Tacoma Wednesday evening to give a presentation for the Food Bank building for the CDBG. She also reminded everyone that Coffee with the Chiefs will be this Wednesday at 9 am at the bakery and informed everyone that, in the past two weeks, two employees have given notice so we'll be having some job postings.
- d. **Parks & Recreation Committee-** Councilmember Walter said that the Parks & Recreation Committee met on the 28<sup>th</sup>. They discussed possible cemetery improvements, like the raised fountain and memorial. Also, the American Legion was there and talked about putting up a new memorial and trying to identify all of the veterans who are buried in the cemetery. They also talked about the Town of Eatonville Art Project and the need for directional and hazard signs at the Bud Blancher Trail.
- e. **Public Safety Committee-** Councilmember Schrimpsher reported that they talked about the juvenile curfew code being out of date and not in compliance with state law, and that it needs to be removed from the code. They also discussed signage for the park, threat assessments for the school, conditions of the crosswalk, feasibility of fencing and a gate at the airport, the camping ordinance, high school threats and several incidents of large quantities of marijuana at the middle school.
- f. **Mayor Report-** Mayor Schaub received an email from the current Eatonville Daffodil Princess and they are struggling to get a float committee together, if anyone is interested or knows someone who would like to help.

### ORDINANCE 2018-2 Public Hearing (Second Reading)

An ordinance of the Town of Eatonville, Washington, imposing a moratorium on the establishment, location, operation, licensing, or maintenance of facilities, businesses, or any other activities involving the production, processing, or retail sale of recreational marijuana

or marijuana-infused products.

Deputy Clerk Christina Dargan read the Ordinance by title into the record.

Mayor Schaub opened the Public Hearing at 7:25 pm.

Citizen Dennis Clevenger finished talking about Article 6 of the US Constitution and Article 1 Section 2 of Washington State's Constitution and that the selling of marijuana violates the supremacy clause of the US under the Controlled Substances Act, the ruling of the Supreme Court under Gonzalez vs Raich and Washington State's Constitution under Article 1 Section 2. He further said that what is being considered is in rebellion to the Pledge of Allegiance to the flag and asked on what moral, ethical or legal basis will you vote to violate the very oath of office that you took.

Citizen Louise Van Eaton asked why the Council is considering putting this to a vote of the people and if this is promoting rebellion against the US Constitution, so maybe we should just say we're not going to do it here and, if they want it, it's very convenient to buy it nearby.

Mayor Schaub closed the Public Hearing at 7.29 pm.

Councilmember Hannah motioned to table this until the next meeting and was seconded by Councilmember Walter. Councilmembers Walter and Hannah voted yes and Councilmembers Schrimpsheer and Thomas voted no. Mayor Schaub broke the tie voting yes. The motion carried.

Councilmember Schrimpsheer motioned to un-table the marijuana moratorium and was seconded by Councilmember Thomas. All were in favor.

Councilmember Schrimpsheer made a motion to approve the second reading of Ordinance 2018-2 and was seconded by Councilmember Thomas. All were in favor.

## **BALLOT BOX LOCATION - DISCUSSION**

Mayor Schaub suggested two possible locations for the ballot box, one at the Community Center and one at Town Hall between the ramp and Fire Hall door near the parking area.

Councilmember Hannah would like to see it remain on Town Hall property.

Councilmember Walter supports the location on the east side of Town Hall.

Abby Gribi let Council know she sent the two locations to Pierce County to seek input and has not yet heard back. She will pass on the recommendation she gets one and said that, if both locations are acceptable, it will be Town Hall.

## **RESOLUTION 2018-G**

A Resolution of the Eatonville Town Council approving an exclusive franchise agreement with Pierce County Refuse for the collection, hauling and disposal of municipal solid waste, recyclable materials, and construction and demolition waste in the town of Eatonville, Washington.

Deputy Clerk Christina Dargan read the Resolution by title into the record.

Councilmember Hannah made a motion to approve Resolution 2018-G and was seconded by Councilmember Schrimpsheer. All were in favor.

### **RESOLUTION 2018-H**

A Resolution setting the rates for refuse collection and recycling collection in the Town of Eatonville and repealing resolution 2017-F.

Deputy Clerk Christina Dargan read the Resolution by title into the record.

Councilmember Hannah made a motion to approve Resolution 2018-H and was seconded by Councilmember Walter. All were in favor.

### **ORDINANCE 2018-3 Public Hearing (First Reading)**

An Ordinance of the Town of Eatonville, Washington, amending and adopting the 2015 Comprehensive Plan as required by RCW 36.70A.130; the mandated eight (8) year plan update.

Deputy Clerk Christina Dargan read the Ordinance by title into the record.

Mayor Schaub opened the Public Hearing at 7:52 pm.

No citizen comments.

Mayor Schaub closed the Public Hearing at 7:56 pm.

Councilmember Walter made a motion to table the first reading of Ordinance 2018-3 and was seconded by Councilmember Thomas. Councilmembers Walter and Thomas voted yes. Councilmembers Hannah and Schrimpsheer voted no. Mayor Schaub broke the tie voting no. The motion failed.

Councilmember Walter made a motion to approve the first reading of Ordinance 2018-3 and was seconded by Councilmember Hannah. The motion passed with Councilmembers Walter and Thomas voting no and Mayor Schaub breaking the tie by voting yes. The motion carried.

### **COUNCIL MEMBER COMMENTS**

Councilmember Hannah asked Administrator Gribi if there are any railroad updates and if anyone knows how Dogwood Park got its name.

Councilmember Walter stated that he attended the School Safety Summit and would like to commend the district administration for the broad panel of experts they brought in. He thinks it's a shame that students growing up today have to be that fearful about ~~coming home from school~~ whether or not they're going to come home from school.

Councilmember Schrimpsheer let everyone know that the Finance Committee meeting has been cancelled for this month. He also stated that the legislative session ended last Thursday and the Voter's Rights Act passed. He encouraged each council member to familiarize themselves with it

because in June it becomes a law. He has been working with people to re-write the deadly force statute within the State of Washington, which passed. He said that there is one local senator and one representative, Mr. Barkis and Ms. Becker, who voted against law enforcement and public safety and thinks that the public should be aware of it.

### **ADJOURNMENT**

Councilmember Schrimpsheer moved to adjourn and was seconded by Councilmember Thomas. All were in favor. Mayor Schaub adjourned the meeting at 8:25 PM.

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Mike Schaub, Mayor

ATTEST:

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Kathy Linnemeyer, Town Clerk