



**CITY OF ILWACO  
CITY COUNCIL MEETING  
Monday, August 13, 2012**

**A. Call to Order**

Mayor Cassinelli called the meeting to order at 6:02 p.m.

**B. Flag Salute**

The Pledge of Allegiance was recited.

**C. Roll Call**

Present: Mayor Cassinelli and Councilmembers Jensen, Mulinix, Marshall, Chambreau and Forner.

**D. Approval of Agenda.**

**ACTION: Motion to approve agenda (Chambreau/Jensen). 5 Ayes 0 Nays 0 Abstain.**

**E. Approval of Consent Agenda**

Including Checks 34449 to 34464 + electronic totaling \$29,343.30 and Checks 34465 to 34518 totaling \$78,110.37.

**ACTION: Motion to approve the consent agenda (Jensen/Forner). 5 Ayes 0 Nays 0 Abstain.**

**F. Reports**

**1. Staff Reports**

- a. Police Chief Flint Wright's written report for July 2012 was presented.
- b. Deputy City Clerk PJ Kezele's written report for July 2012 was presented.
- c. Nick Haldeman, chair of the Parks and Recreation Commission, reported on the Firecracker 5K and upcoming triathlon on September 22, 2012.

**2. Council Reports**

- a. Councilmember Marshall reported on his research at MRSC regarding the State of Washington Appearance of Fairness Doctrine, Conflict of Interest laws, related questions of MRSC attorney Bob Meinig and the State Auditor's Office, and Mr. Meinig's offer to assist the Ilwaco government officials on these matters without charge. He reported that he had given this information to the city attorney as a matter under her purview and expected some response regarding what to do next. He also reported working on and attending the sewer rate workshop.
- b. Councilmember Mulinix met with an Eagle Scout regarding brush clearing, removing pilings and adding a dock at Black Lake. She also had a meeting regarding Discovery Trail signage and attended the sewer rate workshop.

- c. Councilmember Chambreau spoke about meetings with the city's insurance carrier.
- d. Councilmember Forner reported he attended a DOH meeting and the sewer rate workshop.

### 3. Mayor's Report

Mayor Cassinelli reported he attended the DOH meeting and sewer rate workshop. He also spoke about the attorney's review of the Appearance of Fairness issue, and referred to two items listed under Correspondence.

## G. Comments of Citizens and Guests present

- 1. None

## I. Business

### 1. Declaration of Emergency for plumbing repair at community building

Mayor Cassinelli presented the item. Councilmember Marshall asked about why no competitive bidding to repair the wall and reinstall the cabinets. Councilmember Jensen agreed to work on a Scope of Work, if required.

**ACTION: Motion to adopt the proposed resolution declaring an emergency for the immediate repair of plumbing and any related water damage, and mitigation of any potential future health hazards, at the Ilwaco Community Building, waive competitive bidding requirements and confirm the mayor was authorized to award all necessary contracts on behalf of the city to address the emergency through August 13, 2012 (Mulinix\Forner). 5 Ayes 0 Nays 0 Abstain.**

### 2. Renew moratorium on medical marijuana dispensaries and collective gardens

**ACTION: Motion to approve the proposed interim ordinance renewing a moratorium on the establishment of medical marijuana dispensaries, collective gardens and the licensing and permitting thereof; defining "medical marijuana dispensary;" providing for a public hearing; establishing an effective date; and providing that the moratorium, unless extended, will sunset within six (6) months of the date of adoption (Chambreau-Marshall). 5 Ayes 0 Nays 0 Abstain.**

### 3. Direct payment ACH debits for utility customers

**ACTION: Motion to adopt the proposed resolution amending electronic banking authority to include direct payment ACH debits for utility customers (Chambreau-Marshall). 5 Ayes 0 Nays 0 Abstain.**

## K. Discussion

### 1. Keeping of chickens within city limits

Councilmember Mulinix presented the item. Planning Commission Ahlers spoke about why ordinance was kept to just chickens and not other fowl. Questions and concerns were raised about license fee, ability to enforce the regulations and attracting additional predators. Citizen Rebecca Hart expressed her views and read a prepared statement.

**ACTION: Motion to postpone discussion to next meeting (Marshall-Jensen). 5 Ayes 0 Nay 0 Abstain.**

2. **Renew moratorium on medical marijuana dispensaries and collective gardens**  
Mayor Cassinelli presented the item.  
**ACTION: Motion to move to business (Chambreau/Forner). 5 Ayes 0 Nays 0 Abstain.**
3. **Direct payment ACH debits for utility customers**  
Councilmember Chambreau presented the item.  
**ACTION: Motion to move to business (Chambreau/Mulinix). 4 Ayes 1 Nay (Jensen) 0 Abstain.**
4. **Acceptance of credit/debit cards for all utility services and allowing customer initiated internet transactions**  
Councilmember Chambreau presented the item.  
**ACTION: City Clerk/Treasurer was instructed to check if EFT payments could also be added. Move to business August 27, 2012.**
5. **Resolution authorizing receipt of State Revolving Fund loans**  
Mayor Cassinelli presented the item. Councilmember Marshall asked for clarification regarding savings on Wastewater Plant debt refinance.  
**ACTION: Move to business August 27, 2012**
6. **Insurance policy renewal**  
Councilmember Chambreau presented the item and distributed information on the Washington State Self-Insurance Pools.  
**ACTION: To be on future agenda.**
7. **City Attorney assignments/City Council budget line item**  
Councilmember Marshall presented the item and asked for a brief summary of current attorney assignments..  
**ACTION: Mayor Cassinelli will discuss with the City Attorney how to respond to the full range of City Council communications, with the continued limitations on tasking the attorney through the mayor understood by all.**

**J. Correspondence and Written Reports**

1. Emails regarding city attorney
2. Letter regarding Appearance of Fairness

**K. Adjournment**

**ACTION: Motion to adjourn the meeting (Jensen/Marshall).** Mayor Cassinelli adjourned the meeting at 8:39 p.m.

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Mike Cassinelli, Mayor

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PJ Kezele, Deputy City Clerk