

TOPPENISH CITY COUNCIL
Study Session Minutes
February 4, 2013

CALL TO ORDER

City Manager Murphy called the meeting to order at 5:00 p.m.

ROLL CALL

Present: Councilmembers Loren Belton, Zachary Dorr, Derald Ortloff, and Mark Oaks.
Absent: Mayor Clara Jiménez and Councilmembers Randy Taylor and Blaine Thorington.
Staff Present: City Manager William C. Murphy (CM Murphy), Police Chief Adam Diaz (PC Diaz), Community Development Director William Rathbone (CDD Rathbone), and Executive Assistant/Deputy City Clerk Heidi Riojas.

**RECEIVE UPDATES REGARDING THE LEGALIZATION OF
MARIJUANA AND ADULT ENTERTAINMENT**

City Manager Murphy (CM Murphy) reported that he suggested the topics for the Study Session to bring Council up to date on the status of the two issues and to give information regarding the legalization of marijuana and adult entertainment. CM Murphy stated that under the Federal Drug Free Workplace Act cities are required to have a zero tolerance policy with respect to the use of marijuana to be eligible for Federal funding. The City has the ability to test employees for the use of marijuana if there is reasonable suspicion. CM Murphy stated that the public safety employees can be screened prior to hiring and if there is reasonable suspicion. The public works employees that maintain a Commercial Drivers License are subject to random testing.

Police Chief Diaz (PC Diaz) reported on his concerns regarding the legalization of marijuana with the conflict with the Federal laws and State laws. PC Diaz stated that it is anticipated that the officers will be addressing the individual that is impaired while driving under the influence of marijuana. The Liquor Control Board will be conducting a public forum in the evening on February 28, 2013 in Yakima to discuss the issue.

Community Development Director Rathbone (CDD Rathbone) reported that regulating the land use and adopting specific standards to regulate activities of businesses. The land use standards are a tool to establish buffers around child oriented facilities such as schools, day care centers, churches, and parks. CDD Rathbone stated that the Liquor Control Board prohibits adult entertainment businesses to sell alcohol on the premises.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 5:43 p.m.

CLARA R. JIMÉNEZ, MAYOR

HEIDI RIOJAS, EXECUTIVE ASSISTANT/DEPUTY CITY CLERK