

CITY OF LIBBY

952 E. SPRUCE | POST OFFICE BOX 1428

PHONE 406-293-2731 | FAX 406-293-4090 | WEBSITE: www.cityoflibby.com

REGULAR COUNCIL MEETING #1604

MAY 2, 2022 @ 7:00PM

COUNCIL CHAMBERS – CITY HALL

CALL TO ORDER:

- Pledge of Allegiance
- Prayer by Marcus Girod
- Roll Call
- Welcome
- Approve City Council Minutes #1602 dated 4 April 2022 and #1603 dated 18 April 2022.

ANNOUNCEMENTS:

1. New Electronic Billing and Payment Services.

COMMITTEE REPORTS:

- City Administrators Report
- Fire
- Police
- Ordinances
- Lights/Streets/Sidewalks
- Building
- Water/Sewer
- Zoning Commission
- Cemetery/Parks
- Budget
- City-County Board of Health
- Park District Manager of Projects

PUBLIC COMMENT ON NON-AGENDA ITEMS: This is an opportunity for the public to offer comments related to issues that are not currently on the agenda that the council has jurisdiction over. Public comment is limited to 3 minutes.

OLD BUSINESS: Each previous agenda item will be introduced by the mayor with a description of the item and explanation for the recommended action to be taken. Following council discussion on each item there will be an opportunity for public comment. Public comment is limited to 3 minutes concerning the agenda item being discussed only.

NEW BUSINESS: The mayor will introduce each new agenda item with a description of the item and an explanation for the recommended action to be taken. Following council discussion on each item, there will be an opportunity for public comment. Public comment is limited to 3 minutes concerning the agenda item being discussed only.

1. Johathan Gass/Mike Fraser, Libby Creek Community.
2. Approve KPFL's request to waive Ponderosa Room fee for Annual Fundraiser.
3. Approve American Legion Auxiliary's request for Dedication of Cemetery Angel.
4. Approve Igniters Car Club street closure and noise variance request.
5. Adopt Adult Use Marijuana Ordinance - First Reading.
6. Approve all claims received to date.
7. Approve all business license applications received to date.
 - a. Comfort Care & Compassion, 20 Treasure Mt Ln., Individual, Cleaning, Cooking, and Personal Care.
 - b. Milestone Home Improvements, 186 Mountain Meadow Road, Individual, Concrete and Asphalt cleaning, resurfacing, and repair.

UNFINISHED BUSINESS: Each item will be introduced by the mayor (or assigned liaison) with a description of the item. Following council discussion on each item, there will be an opportunity for public comment. No action will be taken. Public comment is limited to 3 minutes concerning each item.

1. IP negotiations.

GENERAL COMMENTS FROM COUNCIL: Public comment will not be taken during this portion of the meeting.

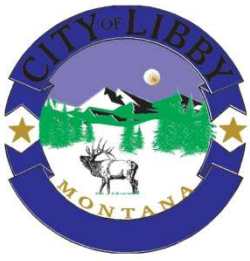
ADJOURNMENT:

The manner of Addressing Council:

- Each person, not a Council member, shall address the Council at the time designated in the agenda or as directed by the Council, by stepping to the podium or microphone, giving that person's name and address in an audible tone of voice for the record, unless further time is granted by the Council, shall limit the address to the Council to three minutes.
- All remarks shall be addressed to the Council as a body and not to any member of the Council or Staff with no personal remarks allowed.
- No person, other than the Council and the person having the floor, shall be permitted to enter any discussion either directly or through a member of the Council, without the permission of the Presiding Officer.
- Any person making personal, impertinent, or slanderous remarks or who shall become boisterous or disruptive during the council meeting shall be forthwith barred from further presentation to the council by the presiding officer unless permission to continue is granted by a majority vote of the council.

ATTENTION:

To access this meeting electronically with **ZOOM**,
Dial: 253-215-8782
Meeting ID: **4042719951**
Password: **151041**
Posted: 4/28/22



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MEMO

DATE: April 27, 2022
TO: Council Members
FROM: Kristin Smith, Chair, Zoning Commission
RE: Adult-Use and Medical Marijuana Ordinance Changes

BACKGROUND

In November 2020, the citizens of Libby voted in 63% in favor of Initiative 190 which made the sale and cultivation of marijuana legal for adult use. Said sales have taken effect January 1, 2022. Businesses currently holding Medical Marijuana licenses are the only ones eligible to apply for an Adult Use (Recreational) license from the state. The City of Libby did not authorize the sale of Medical Marijuana inside the City Limits.

At its February 7th meeting, the City Council authorized the mayor to request the County Commissioners place on a mail-in ballot, the issue of whether the voters are willing to add 3% tax to the sale of marijuana for local investment

SUMMARY

Following the Ordinance Committee meetings on December 7, 2021 and January 10, 2022 the proposed changes to the city's Municipal Code was referred to the Zoning Commission pursuant to the process for changing zoning regulations. The Zoning Commission reviewed the changes at 2 public meetings February 28th and March 28th and recommended approval of the changes in the attached draft ordinance.

RECOMMENDED MOTIONS:

1. *Adopt ordinance changing zoning and business license chapters in Libby's Municipal Code to implement the authorization of Adult Use Medical Marijuana dispensaries inside the city limits.*

ATTACHMENTS:

Draft Ordinance Changes