

COMMITTEE OF THE WHOLE RECAP

AUGUST 19, 2025

1. CALL TO ORDER – 4:00 pm

2. DISCUSSION TOPICS

- a. Discussion of Proposed Amendments to Replace Title 6, Chapter 1D – Cost Recovery for Hazardous Materials Emergencies with New Title 3, Chapter 10

Fire Chief Derek Maxfield presented a proposed amendment to Title 3, Chapter 10, allowing cost recovery for hazardous emergencies and other incidents, such as fires or traffic accidents, where consumables or equipment are used. He emphasized that the intent is to recover costs through insurance, not to burden citizens, and noted other city departments could use the same process in major emergencies.

Council Members discussed scope, accountability, approval processes, and enforcement. Chief Maxfield explained that department heads would determine cost recovery with oversight from risk management, insurance, and the City Attorney's office. Council Member Bloom requested annual reporting for transparency, and Council Member Green suggested revising wording to clarify that "any" rather than "all" costs could be recovered.

Mayor Burton confirmed the process aligns with existing practices for incidents like utility damages, where responsible parties are billed.

All seven Council Members supported moving forward, with staff to make minor edits before the public meeting.

- b. Discussion on Landscape Water Use Rates

Mayor Dirk Burton thanked Council for the discussion and suggested delaying any changes until a Water Conservation Specialist was hired and could provide guidance. Public Utilities Director Greg Davenport encouraged involving businesses in the decision.

Council Members debated fairness, conservation incentives, and impacts on schools, churches, and HOAs. Council Member Bloom expressed the opinion that residents carry most of the conservation burden, while Council Member Shelton cautioned against harming business relationships.

Council Members Lamb, Green, Shelton, Bedore, and Whitelock supported waiting for a Water Conservation Specialist to be hired before determining landscape water rates.

Administrative Services Director Danyce Steck believed staff could bring the item back in December. Chair Whitelock thanked the Council and directed staff to bring it back at that time.

- c. Discussion on Proposed Amendments to Titles 13 and 4 Regarding Zoning and Business and License Regulations for Massage Establishments

Senior Assistant City Attorney Patrick Boice presented updates needed to align city code with recent state legislation (HB 278) addressing trafficking and sex crimes. He explained that the state no longer uses terms such as "massage technician" and now

requires all businesses to be licensed. The Council discussed whether to adopt minimal changes to match state law or pursue stricter local regulations.

Council reviewed proposed enhancements and gave direction as follows:

- **Revising Land Use Table**: Council did not reach consensus to revise the land use table. Green, Bloom, Bedore, Whitelock were not in favor.
- **Window Coverings**: Council reached consensus to amend the code to prohibit window coverings. Council Member Green suggested allowing 50% coverage but agreed to the restriction. Council Members Shelton, Green, Whitelock, and Bedore expressed support.
- **Floor Plans**: Council did not reach consensus to require businesses to submit a floor plan. Council Members Green, Whitelock, and Shelton supported the requirement; other members did not.
- **Limitation on Massage Business Going in at Site of Prior Revocation**: Council reached consensus to amend the code to restrict massage businesses from reopening at the site of a prior revocation, with an appeal process through the Administrative Law Judge (ALJ). Council Members Green, Jacob, Bloom, Bedore, Whitelock, and Shelton expressed support.

However, Council Member Bloom suggested that the revocation be applied to more than just massage businesses. Council did not reach consensus on expanding the revocation restriction to additional businesses (e.g., pawn shops, alcohol, or sexually oriented businesses). Council Members Green, Jacob, Bloom, and Bedore expressed support, while Council Member Chandler requested legal review. Council Member Jacob withdrew his support unless the requirement applied broadly.

- **Limited Hours**: Council did not support limiting hours of operation.
- **Limitation on business signage**: Council consensus was not reached on this item. Although both massage therapists present were fine with the limitation.
- **Mirror State Code**: Council reached consensus to mirror state code.

d. Discussion of Regulations on Retail Sales of Pets by Commercial Breeders

Council Members Bedore and Bloom proposed regulations to prevent the retail sale of animals sourced from puppy mills. They advocated for humane, transparent sourcing standards with documentation and certificates of origin.

Council Members Whitelock, Green, and Shelton raised concerns about impacting legitimate businesses and potential loopholes for licensed breeders.

Council Members Bedore, Lamb, and Bloom supported further discussion of the proposal, but without a majority, the Council did not advance specific regulations at this time.

3. ADMINISTRATIVE ITEMS

None

4. ADJOURN – 5:46 pm