

Agenda

CITY OF GOLD BAR COUNCIL MEETING

Tuesday, September 1, 2026

7:00 PM
CITY HALL

CALL TO ORDER, FLAG SALUTE, ROLL CALL

AGENDA APPROVAL

MAYOR'S REPORT, STAFF REPORTS, COUNCIL COMMENTS

CITIZEN COMMENTS (SIGN-IN REQUIRED, LIMITED TO 3 MINUTES)

CONTINUED BUSINESS

1. ORDINANCE #795, SALARY COMMISSION – SECOND READING AND ACTION

2. ORDINANCE #797, ELECTRONIC MOBILITY DEVICES – SECOND READING AND ACTION

3. ORDINANCE #798, PROHIBITING KRATOM – SECOND READING AND ACTION

NEW BUSINESS

1. USDA PAYOFF – DISCUSSION AND ACTION

2. ACQUISITION EXPLORATION, LEY ROAD, PASSIVE RIVERFRONT RECREATION – DISCUSSION

FINAL COUNCIL COMMENTS

MINUTES APPROVAL

August 18, 2026

VOUCHER APPROVAL

CHECKS

39377 – 39396 and EFTs

CLAIMS

\$7,237.39

PAYROLL & TAXES

\$54,067.66

TOTAL

\$61,305.05

ADJOURNMENT

**CITY OF GOLD BAR, WASHINGTON
ORDINANCE #795**

**AN ORDINANCE FOR THE CITY OF GOLD BAR, WASHINGTON CREATING A SALARY
COMMISSION FOR ELECTED OFFICIAL SALARIES**

(no set number of volunteers added)

WHEREAS, RCW 35A.12.070 allows for the compensation of mayors and councilmembers by ordinance; and

WHEREAS, the Revised Code of Washington (RCW) 35.21.015 allows cities to establish by ordinance an independent salary commission with authority to set the salary of elected officials in lieu of city elected officials setting salaries; and

WHEREAS, the Council for the City of Gold Bar determines that the establishment of a salary commission allows for fair and unbiased review; and

WHEREAS, the Council for the City of Gold Bar desires to establish a salary commission to set the salaries for elected officials; and

WHEREAS, the establishment of a salary commission will create a new code chapter and revise existing code chapters; and

WHEREAS, without a salary commission, RCW 35A.12.070 states that any increase in compensation shall not be applicable to the term then being served by the incumbent if such incumbent is a member of the city legislative body fixing his or her own compensation; and

WHEREAS, the Washington State Constitution, Article XI, Sec. 8, provides that any change to the council salary can only take effect at the start of the next term of office for that council position;

NOW THEREFORE, THE COUNCIL FOR THE CITY OF GOLD BAR ORDAINS that Gold Bar Municipal Codes be amended as follows.

Section I Title 2, Administration and Personnel
Section XII Severability
Section XIII Effective Date

Section I, Title 2, Administration and Personnel

2.04.030 – Salary Commission

A Salary Commission shall set and/or amend salaries for the city's elected officials. The Salary Commission shall consist of three voting members who shall be referred by the city clerk, appointed by the mayor, and confirmed by the council.

A. Membership Terms and Qualifications

The term of a salary commission member shall be for one salary review period as requested by the city clerk, mayor, and/or council. The term shall commence upon confirmation and shall terminate upon filing of the statement of salaries with the city clerk, as provided in 2.04.030(B)(1).

1. A member shall serve without compensation.

2. A member of the salary commission shall not be an elected official or employee of the city or an immediate family member of an elected official or employee of the city. For purposes of this section, 'immediate family member' shall mean parents, spouse, siblings, children, or dependent relatives of an elected official or employee of the city.

3. A volunteer may not serve on two consecutive Salary Commissions.

B. Duties

1. The salary commission shall convene and determine the salaries paid by the city to elected officials within sixty (60) days of confirmation by the mayor and/or city council. The 60-day review and determination time may be extended upon request of the salary commission and approval by the city council. The request for extension shall include reasonable reasons why a determination cannot be reached within the 60-day requirement.

2. All meetings of the salary commission shall be conducted pursuant to the current edition of Robert's Rules of Order at the time of convening the commission. The meetings shall be subject to the Open Public Meetings Act as detailed in RCW 42.30. The meetings shall be held in the same location as regular council meetings of the city. The salary commission shall provide an opportunity for public comment following the prescribed public comment process as conducted in regular city council meetings.

3. The mayor and/or city clerk shall establish the date and time of meetings and shall attend as facilitator and recorder.

3. After determining the salaries of elected officials, the salary commission shall file any change in salaries with the city clerk within 60 days of being convened. A salary increase shall be effective on the next payday for city employees. A salary decrease shall be effective for incumbent elected officials at the commencement of their next subsequent term of office.

4. An increase or decrease in salary shall become effective without further action by the city council and shall be incorporated into the city budget without further action from the city council.

C. Vacancies

In the event of a vacancy on the salary commission, the city clerk shall refer, the mayor shall appoint, and the council shall confirm, a person to serve the unexpired portion of the term.

D. Removal

The mayor and/or city council may remove a member of the salary commission from office for cause of incapacity, incompetence, neglect of duty, or malfeasance in office.

E. Lack of Volunteers

In the event that there are no respondents to the creation of a salary commission, salaries for elected officials shall be set by ordinance, but any increase in the compensation attaching to an office shall not be applicable to the term then being served by the incumbent if such incumbent is a member of the city legislative body fixing his or her own compensation. Any increase in the compensation of the office of mayor may be increased during his or her term of office provided that the mayor does not cast a vote, as set forth in RCW 35A.12.070.

2.16.040 – Compensation of Mayor and City Councilmembers

A. Members of the city council elected to terms commencing after the date of passage of the ordinance codified in this section or appointed to fulfill an expired term commencing after the date of passage of said ordinance shall be entitled to receive compensation at the rates of one hundred dollars (\$100.00) per calendar month as set by the salary commission or the annual budget process. The rate of salaries must comply with RCW 35A.12.070.

B. The mayor shall be entitled to a salary of one thousand dollars (\$1,000.00) per calendar month as set by the salary commission or the annual budget process. The rate of salaries must comply with RCW 35A.12.070.

C. Councilmembers and/or the mayor may waive all or part of their monthly compensation upon written notice to the city.

Section VIII, Severability

This ordinance is severable and if any portion of it shall be declared invalid or unconstitutional, the remaining portion shall remain valid and enforceable.

Section IX, Effective Date

This ordinance shall take effect from, and after, its passage, approval, and publication as provided by law.

Passed by the Council for the City of Gold Bar on this _____ day of _____, 2026.

Attest: _____, Steve Yarbrough, Mayor

Attest: _____, Lisa Stowe, Clerk/Treasurer

**CITY OF GOLD BAR, WASHINGTON
ORDINANCE #797**

AN ORDINANCE OF THE CITY OF GOLD BAR, WASHINGTON, ADDING A NEW CHAPTER 10.20 TO THE GOLD BAR MUNICIPAL CODE RELATING TO THE REGULATION OF ELECTRIC-ASSISTED BICYCLES, MICROMOBILITY DEVICES, AND POWERED PERSONAL TRANSPORTERS; ADOPTING DEFINITIONS CONSISTENT WITH RCW 46.04.169 AND RCW 46.04.336; ESTABLISHING RULES FOR OPERATION ON CITY STREETS, SIDEWALKS, TRAILS, AND PARKS; PROVIDING FOR HELMET REQUIREMENTS, PARKING, IMPOUNDMENT; AND PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

(no wording added regarding parents being ultimately responsible)

WHEREAS, the use of electric-assisted bicycles ("e-bikes"), motorized foot scooters ("e-scooters"), and other micromobility devices and powered personal transporters has increased significantly within the City of Gold Bar, creating a need for comprehensive local regulation to ensure the safe and orderly operation of these devices; and

WHEREAS, the State of Washington has established a three-class system for electric-assisted bicycles under the Revised Code of Washington (RCW) 46.04.169 and has defined motorized foot scooters under RCW 46.04.336, providing a statewide framework for the classification and regulation of these devices; and

WHEREAS, RCW 46.61.710 and RCW 46.61.715 authorize local jurisdictions to regulate the operation of electric-assisted bicycles and motorized foot scooters on facilities, properties, and rights-of-way under their jurisdiction and control; and

WHEREAS, State law requires permanent class labeling on new e-bikes and prohibits tampering that alters speed capability unless the label is appropriately replaced (RCW 46.37.690); and

WHEREAS, the operation of Class 3 electric-assisted bicycles on sidewalks is restricted unless authorized by local ordinance, and operators must be at least 16 years old (RCW 46.61.710; RCW 46.20.500; and

WHEREAS, because there are many new devices with electric motors that do not fall into any existing definition of e-bikes, motorized foot scooters, or electric motorcycle, and new devices capable of reaching high speeds continue to become available, it is necessary to create regulations to cover these devices based on their speed capacity; and

WHEREAS, the City Council finds that local regulation is necessary to promote public safety, protect pedestrians, ensure accessibility in compliance with the Americans with Disabilities Act, and preserve the character of city trails and parks.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLD BAR, WASHINGTON, DOES ORDAIN as follows:

Section I	Title 10.20, Electric-Assisted Bicycles, Micromobility Devices, and Powered Personal Transporters
Section II	Title 10.20.010, Purpose
Section III	Title 10.20.020, Definitions
Section IV	Title 10.20.030, Equipment and Labeling
Section V	Title 10.20.040, Operation on Public Roadways
Section VI	Title 10.20.050 Sidewalk Operation
Section VII	Title 10.20.060, Helmet Requirements
Section VIII	Title 10.20.070, Parking
Section IX	Title 10.20.080, Impoundment
Section X	Title 10.20.090, Shared Micromobility Programs
Section XI	Title 10.20.100, Penalties
Section XII	Severability
Section XIII	Effective Date

Section 1, Title 10.20, Electric-Assisted Bicycles, Micromobility Devices, and Powered Personal Transporters

A new Chapter 10.20, titled "Electric-Assisted Bicycles, Micromobility Devices, and Powered Personal Transporters" is hereby adopted and added to Title 10 of the Gold Bar Municipal Code.

Section II, Title 10.20.010, Purpose

The purpose of this chapter is to establish a comprehensive local regulatory framework for electric-assisted bicycles, motorized foot scooters and micromobility devices, and powered personal transporters within the City of Gold Bar, supplementing state law where gaps exist and exercising the local authority granted to the City under RCW 46.61.710 and RCW 46.61.715. The City of Gold Bar is a noncharter code city organized under RCW Title 35A and possesses general authority under RCW 35A.11.020 to adopt ordinances for the protection of public health, safety, and welfare.

Section III, Title 10.20.020, Definitions

As used in this chapter, unless the context clearly requires otherwise:

A. “Electric-assisted bicycle” or “ebike” means a bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion, and an electric motor. The electric-assisted bicycle’s electric motor must have a power output of no more than 750 watts. The electric-assisted bicycle must meet the requirements of one of the following three classifications:

1. “Class 1 electric-assisted bicycle” provides assistance only when the rider is pedaling and ceases assistance at 20 miles per hour;

2. "Class 2 electric-assisted bicycle" may be propelled exclusively by the motor and is not capable of providing assistance at speeds of 20 miles per hour or greater;

3. "Class 3 electric-assisted bicycle" provides assistance only when the rider is pedaling, ceases assistance at 28 miles per hour, and is equipped with a speedometer.

B. "Electric-assisted bicycle," does not include:

1. Any vehicle capable of exceeding 20 miles per hour on solely its electric motor; or

2. Any vehicle designed, manufactured, or intended by the manufacturer or seller to be easily configured so that it does not meet the requirements of an electric-assisted bicycle, whether by means of a mechanical switch or button, a software setting, an online application, or other similar method intended to alter factory configuration.

C. "Micromobility device" means personal or shared nonmotorized scooters, "motorized foot scooters" as defined in RCW 46.04.336, and "electric personal assistive mobility devices" (EPAMD) as defined in RCW 46.04.1695, and any powered personal transporter that has a maximum speed of no greater than twenty miles per hour on level ground.

D. "Powered personal transporters" means a small device, not otherwise defined in this chapter, that is designed to carry one or more person and propelled by an electric or other motor, including devices capable of speeds greater than 20 miles per hour solely on its electric or other motor. The term includes, but is not limited to high-speed electric scooters, electric skateboards, self-balancing devices, and other similar powered mobility devices. It does not include electric-assisted bicycles as defined in RCW 46.04.169, and this section; motorized foot scooters as defined in RCW 46.04.336; electric personal assistive mobility devices (EPAMDs) as defined in RCW 46.04.1695; wheelchairs, power wheelchairs, or other medically necessary mobility aids used by persons with disabilities; or motor vehicles, mopeds, or motorcycles as defined in RCW 46.04.

E. "Operator" means any person who rides or controls an electric-assisted bicycle, micromobility device, or powered personal transporter.

F. "Rules of the road" means all rules applicable to vehicles, bicycles, micromobility devices, powered personal transporters, or pedestrian traffic as set forth in state or local law, rule or regulation.

G. "Shared-use path" means a public paved path designated for bicycle and pedestrian travel.

H. "Sidewalk" means that property between the curb lines or the lateral lines of a roadway and the adjacent property set aside and intended for the use of pedestrians, or such portion of private property parallel and in proximity to a public highway and dedicated to use by pedestrians.

I. "Paved city trail" means a hard-surfaced trail owned or maintained by the City of Gold Bar.

J. "Natural surface trail" means an unpaved trail owned or maintained by the City of Gold Bar.

Section IV, Title 10.20.030, Equipment and labeling

A. Any electric-assisted bicycle sold, repaired, or operated in the City must comply with the Class label and anti-tampering requirements set out in RCW 46.37.690.

B. Class 3 electric-assisted bicycles shall be equipped with a speedometer (RCW 46.04.169).

C. Every electric-assisted bicycle must comply with the lighting requirements of RCW 46.61.780 when in use during the hours of darkness as defined in RCW 46.37.020.

D. Every electric-assisted bicycle shall be equipped with a brake that will enable the operator to make the braked wheels skid on dry, level, clean pavement.

E. No motorized foot scooter, bicycle, other wheeled recreational device shall be operated in a manner that creates continuous sound associated with a gasoline-powered engine so as to unreasonably disturb or interfere with the peace and comfort of owners or occupants of real property. Nothing in this section shall limit enforcement of the City's noise ordinance.

F. It is unlawful to sell or operate a motorized foot scooter, bicycle, or other wheeled device that is powered by an internal combustion engine that is not equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise.

G. Equipment and labeling violations are punishable as traffic infraction.

Section V, Title 10.20.040, Operation on public roadways.

A. Electric-assisted bicycles of all classes may be operated on public roadways and bicycle lanes within the City in accordance with RCW 46.61.710 and all applicable state traffic laws.

B. Motorized foot scooters may be operated on public roadways and bicycle lanes with a posted speed limit of twenty-five (25) miles per hour or less, at a maximum speed of fifteen (15) miles per hour, in accordance with RCW 46.61.715.

C. All operators of e-bikes and e-scooters shall comply with all applicable state traffic laws, including but not limited to requirements for lights, reflectors, and signaling.

D. No driver's license or vehicle registration shall be required to operate an e-bike or e-scooter, consistent with RCW 46.20.500.

E. Where the City posts speed limits on streets or bicycle lanes, electric-assisted bicycles and powered personal transporters shall not be operated in excess of the posted speed limits.

Section VI, 10.20.050 Sidewalk operation.

A. Class 1 and Class 2 e-bikes and e-scooters may be operated on sidewalks at a maximum speed of six (6) miles per hour.

B. Class 3 e-bikes and powered personal transporters are prohibited from operation on all sidewalks within the City, unless there is no alternative to travel over the sidewalk as part of a city street.

C. Operators on sidewalks shall yield the right-of-way to pedestrians at all times and shall give an audible signal before overtaking and passing a pedestrian.

D. It shall not be a violation of this section to walk a bicycle, electric-assisted bicycle, micromobility device, or powered personal transporter in a location where operating that device is prohibited or to start and stop from the curb ramp of any sidewalk.

Section VII, Title 10.20.060 Helmet requirements.

A. Helmets are mandatory for operators of Class 3 electric-assisted bicycles, powered personal transporters capable of exceeding 20 miles per hour on solely its motor, and for all operators under the age of eighteen (18) years on any class of electric-assisted bicycle, micromobility device, motorized foot-scooter, or personal powered transporters.

B. Failure to wear a helmet as required by this section shall constitute a civil infraction.

C. No parent, guardian, or other person having the care or custody of a minor shall knowingly permit the minor to operate or ride on a device mentioned in 10.20.060(A) in violation of this section.

Section VIII, Title 10.20.070, Park, trail, and shared path access.

A. Class I and Class 2 e-bikes, micromobility devices, or powered personal transporters that have a maximum speed of no greater than 20 miles per hour on level ground, are permitted on paved city trails, and upon such areas authorized for use by motor vehicles at a maximum speed of ten (10) miles per hour.

B. E-bikes of all classes, micromobility devices, and powered personal transporters are prohibited on natural surface trails within the City.

C. Class 3 electric-assisted bicycles and powered personal transporters may not be operated on a shared-use path consistent with RCW 46.61.710. Class 1 and Class 2 electric assisted bicycles and micromobility devices may operate on shared-use paths consistent with this chapter.

Section IX, Title 10.20.080, Parking.

A. It is unlawful to park or leave an e-bike or e-scooter in a manner that:

1. Blocks or impedes access to ADA-accessible ramps, curb cuts, or building entrances;

2. Obstructs a crosswalk, intersection, or fire hydrant;
3. Reduces the clear width of a sidewalk to less than three (3) feet; or
4. Creates a hazard to pedestrian or vehicular traffic.

B. E-bikes and e-scooters shall be parked in designated bicycle racks or other areas identified for micromobility device parking where such facilities are available.

Section X, Title 10.20.080, Impoundment.

A. Any electric-assisted bicycle, micromobility device, or powered personal transporter parked or operated in violation of this chapter may be impounded by the Gold Bar Police Department or authorized City personnel.

B. The owner may reclaim an impounded device upon payment of any outstanding penalties and an impoundment fee of fifty dollars (\$50.00) for administrative processing.

C. For operators under the age of 16 who violate any provision of this chapter, a law enforcement officer may release a regulated device to the parent or legal guardian instead of issuing a citation or impounding the device pursuant to this chapter

D. Only the parent or legal guardian of a violator or an adult owner can reclaim a device impounded pursuant to this section.

E. Devices not claimed within sixty (60) days of impoundment may be disposed of in accordance with applicable state law governing unclaimed property.

Section XI, 10.20.100, Shared micromobility programs.

A. No person or entity shall operate a shared micromobility program within the City without first obtaining a permit from the City.

B. Applications for a shared micromobility program permit shall be submitted to the City Permit Clerk or designee and shall include:

1. Proof of insurance meeting the requirements of RCW 46.61.715, including commercial general liability insurance of not less than one million dollars (\$1 per occurrence and five million dollars (\$5,000,000) aggregate, and automobile liability insurance of not less than one million dollars (\$1,000,000) combined single limit;
2. A plan for device distribution, collection, and rebalancing;
3. Contact information for a local representative available to respond to City inquiries within twenty-four (24) hours; and

4. Proof of unique device identification pursuant to RCW 46.61.715.

C. The City Council may establish permit fees, fleet size limits, and operating conditions by resolution.

D. The City may revoke or suspend a permit for failure to comply with the terms of the permit or this chapter, following reasonable notice and an opportunity to cure.

Section XII, Title 10.20.110, Penalties.

A. Any person violating any provision of this chapter shall be subject to a civil infraction and a monetary penalty not to exceed two hundred fifty dollars (\$250.00) per violation.

B. The following penalty schedule shall apply:

1. First violation: Written warning or a fine of up to fifty dollars (\$50.00);

2. Second violation within twelve (12) months: A fine of up to one hundred dollars (\$100.00)

3. Third and subsequent violations within twelve (12) months: A fine of up to two hundred fifty dollars (\$250.00).

C. Each day a continuing violation remains uncorrected shall constitute a separate offense.

Section XIII, Severability

This ordinance is severable and if any portion of it shall be declared invalid or unconstitutional, the remaining portion shall remain valid and enforceable.

Section XIV, Effective Date

This ordinance shall take effect from, and after, its passage, approval, and publication as provided by law.

Passed by the City Council of the City of Gold Bar this _____ day of _____, 2026.

Attest: _____, Lisa Stowe, Clerk/Treasurer

Attest: _____, Steven Yarbrough, Mayor

First Reading: _____

Posted: _____

Second Reading: _____

Passed: _____

**CITY OF GOLD BAR, WASHINGTON
ORDINANCE #798**

**AN ORDINANCE OF THE CITY OF GOLD BAR, WASHINGTON, ADOPTING A NEW
MUNICIPAL CODE CHAPTER 8.25, RELATING TO THE PROHIBITION OF THE SALE,
ADVERTISEMENT OF, AND DISTRIBUTION OF KRATOM PRODUCTS; PROVIDING FOR
SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE**

WHEREAS, the City of Gold Bar (“City”) is a non-charter optional municipal code city incorporated under the laws of the State of Washington and as such has the power to enact ordinances for the protection of the public health, safety, and general welfare; and

WHEREAS, pursuant to Article XI, Section 11 of the Washington Constitution, the City is authorized to “make and enforce within its limits all such local police, sanitary, and other regulations as are not in conflict with general laws,” which includes regulations necessary to protect public health, safety, and welfare; and

WHEREAS, kratom is a psychoactive substance made from the leaves of the *Mitragyna speciosa* tree; and

WHEREAS, the U.S. Drug Enforcement Agency has listed kratom as a “Drug of Chemical Concern,” finding that kratom consumption can produce both stimulant and opioid-like effects and can lead to dependence, addiction, and negative psychotic and physical effects; and

WHEREAS, the U.S. Drug Enforcement Agency has issued notice of the intent to add kratom-sourced alkaloids above a specific threshold to Schedule 1 of the Controlled Substances Act; and

WHEREAS, cases of kratom-related toxicity and adverse effects have been reported, particularly when combined with other substances; and

WHEREAS, the U.S. Food and Drug Administration (“FDA”) has determined that 7-hydroxymitragynine (“7-OH”), a naturally occurring alkaloid in the kratom plant, is a dangerous substance; and

WHEREAS, the FDA has not approved any prescription or over-the-counter drug products containing kratom or its two main alkaloids, mitragynine and 7-OH; and

WHEREAS, while the FDA has been evaluating classifying kratom and the alkaloids it contains under the Controlled Substances Act (21 U.S.C. ch. 13 § 801 et seq.) since July 2025, kratom is not federally regulated in the United States and is not subject to government-mandated safety checks, resulting in a lack of oversight and accepted safety standards for use, regulation of ingredients, purity levels, and dosage; and

WHEREAS, under RCW 69.50.600, Washington cities may enact only those laws and ordinances relating to controlled substances that are consistent with the Washington State Controlled Substances Act, and local laws and ordinances that are inconsistent with the requirements of state law shall not be enacted, are preempted, and should be repealed; and

WHEREAS, the State of Washington has not enacted any laws or regulations governing the sale, advertisement of, distribution or use of kratom or its derivatives; and

WHEREAS, the protection of the public health and safety is a paramount priority for the City; and

WHEREAS, kratom and kratom derivative products sold at various retail locations in Gold Bar pose a risk to the City’s residents, particularly to youth and vulnerable populations; and

WHEREAS, prohibiting the sale, advertisement, and distribution of products containing kratom or kratom derivatives will likely help reduce the risk of accidental overdose, substance misuse, and long-term health impacts, and protects the public health, safety, and welfare of residents of Gold Bar; and

WHEREAS, in the interest of public health, safety, and welfare, the City Council desires to adopt a new Gold Bar Municipal Code Chapter 8.25 to regulate the sale, advertisement, and distribution of kratom products to protect the public health, safety, and welfare of residents of Gold Bar;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GOLD BAR, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section I	Adoption of Chapter 8.25, Prohibition of the Sale, Advertisement of, and Distribution of Kratom
Section II	Title 8.25.010, Purpose and Intent
Section III	Title 8.25.020, Definitions
Section IV	Title 8.25.030, Sale, Advertisement, and Distribution of Kratom Products Prohibited
Section V	Title 8.25.040, Violation - Penalty
Section VI	Severability
Section VII	Effective Date (have not added a six month sunset clause)

Section I, Adopting New GBMC Chapter 8.25, Prohibition of the Sale, Advertisement of, and Distribution of Kratom

A new Gold Bar Municipal Code Chapter 8.25 to be titled “Prohibition of the Sale, Advertisement of, and Distribution of Kratom,” is hereby adopted and added to Title 8 to read as follows.

Section II, 8.25.010, Purpose and intent

The purpose and intent of this chapter is to protect the public health and safety of city residents by prohibiting the sale, advertisement of, and distribution of kratom products.

Section III, 8.25.020, Definitions

For the purposes of this chapter, the following words and phrases shall have the meanings set forth in this section:

A. “Advertise” means any communication to one or more persons identifying that kratom products are being offered or sold by any person, cooperative, organization, or legal entity, including but not limited to: physical displays of kratom products; signs located at a business; signs located in places other than at a business, including billboards; advertisements on vehicles; advertisements in paper media such as newspapers, magazines, flyers, cards, or business cards; or advertisements in electronic media such as internet websites, social media, electronic classified advertisements, cell phone applications, and television or radio advertisements.

B. “Distribute” means to furnish, give away, exchange, transfer, deliver, or supply, whether or not for monetary gain.

C. "Kratom" or "kratom product" means any kratom analogue, food product, food ingredient, dietary ingredient, dietary supplement, or beverage that contains any part of the plant *Mitragyna speciosa* and its leaves, or any derivative that contains any part of the leaf of the plant, or any extract, synthetic alkaloid, or synthetically derived compounds of such plant or its leaf containing mitragynine or 7-hydroxymitragynine ("7-OH"), including, but not limited to, any powder, capsule, pill, beverage, or other ingestible form.

D. "Kratom retailer" means any person that sells or distributes kratom products or that advertises, represents, or holds itself out as selling or maintaining kratom products.

E. "Sell" or "sale" means to furnish, exchange, transfer, deliver, or supply for monetary gain.

Section IV, 8.25.030, Sale, advertisement, and distribution of kratom products prohibited

No person, cooperative, organization, or legal entity may knowingly sell, distribute, advertise for sale or distribution, or permit to be sold, any kratom product in the City of Gold Bar.

Section V, 8.25.040, Violation—Penalty

A. Any person, cooperative, organization, or legal entity who violates Section 8.25.030 shall be issued a class 1 civil infraction under Chapter 7.80 RCW with a fine of two hundred fifty dollars. Each separate sale, advertisement, or distribution of kratom is considered an independent violation subject to the penalties listed herein. In the case of a single violation occurring over a period of multiple days, each twenty-four-hour period the violation is committed, continued, or permitted shall be a separate and distinct violation subject to the penalties herein.

B. Any kratom retailer found to have violated Section 8.25.030 may have its City of Gold Bar business license revoked or denied pursuant to Section 5.04.085.

Section VI, Severability

This ordinance is severable and if any portion of it shall be declared invalid or unconstitutional, the remaining portion shall remain valid and enforceable.

Section VII, Effective Date

This ordinance shall take effect from, and after, its passage, approval, and publication as provided by law.

Passed by the City Council of the City of Gold Bar this _____ day of _____, 2026.

Attest: _____, Lisa Stowe, Clerk/Treasurer

Attest: _____, Steven Yarbrough, Mayor

First Reading: _____

Posted: _____

Second Reading: _____

Passed: _____

403 Current available budget
\$ 525,388.50

USDA Payoff
\$ 325,050.38

Remaining Budget
\$ 200,338.12

404	405	407
\$ 74,359.64	\$ 85,000.00	\$ 4,921.08

Total to return to 403
\$ 164,280.72

Interest Saved
\$ 9,578.77
\$ 7,346.44
\$ 5,035.98
\$ 2,644.65
\$ 169.63
\$ 24,775.47

Final Impact to fund 403 after closing funds
\$ 160,769.66

	2026 interest	
	\$ 11,735.62	2026
2027		
2028		
2029		
2030		
2031		

City of Gold Bar

EST. 1910



107 – 5th Street, Gold Bar, WA 98251

City of Gold Bar Council Meeting Minutes Tuesday, August 18, 2026

CALL TO ORDER, FLAG SALUTE, ROLL CALL

Mayor Yarbrough called the meeting to order at 7:00 pm. The meeting was held in hybrid format. Present in person were Councilmembers Craig, Lie, Martin, Russell, and Sears. Staff members present in person included Public Works Director Norris, Chief Whalen, and Clerk Stowe. Office Manager Beaston attended via Zoom.

AGENDA APPROVAL

Councilmember Martin moved to approve the agenda as presented and with a second by Councilmember Russell, the motion carried.

MAYOR'S REPORT

Mayor Yarbrough attended an active shooter webinar. He said National Night Out had good turnout and thanked Chief Whalen for all his work. Mayor Yarbrough also worked on drafting three ordinances on the agenda. Councilmember Lie asked for a status update on Bridge Services. Chief Whalen has sent the agency information they need. Councilmember Lie then asked about training for train emergencies and community transit. Amtrak has no training scenarios planned but the Department of Emergency Management has a workshop that Mayor Yarbrough will attend. He also let the council know that the city applied for a matching grant through Snohomish County for potentially paving Powell Lane. If the application is accepted, more information will come to the council for approval.

STAFF REPORT

Chief Whalen reviewed calls including code enforcement work with Office Manager Beaston. He thanked people for attending and helping with National Night Out. Councilmember Lie asked if stolen bikes were reported and Chief Whalen said they were, through the online portal.

Director Norris has staff working on storm drains. He said Community Transit contacted him regarding engaging with the city. There is a new transit manager, and they will be scheduling a meeting with the mayor.

Clerk Stowe listed tentative public hearing dates of September 15th, October 20th, and November 17th for the 2027 budget. She also said she is looking at paying off the USDA loan and will bring more information to the Council.

Office Manager Beaston previously submitted a brief report. Councilmember Lie said he was disappointed in the way neighbors treated dogs, which led to brief discussion around animal control.

COUNCIL COMMENTS

Councilmember Sears apologized for being late due to traffic.

Councilmember Lie spoke briefly about the upcoming Snohomish County Tomorrow agenda and that people need to pay attention to what they are voting for.

Councilmember Martin talked about fire danger and that department resources are stretched thin.

Councilmember Russell also talked about fire risks. He said people complain about crime, yet when elections come around no one runs against the prosecuting attorney. He then talked about a mountain lion or bobcat in the area and that people should make sure their animals are in at night.

CITIZEN COMMENTS - none

CONTINUED BUSINESS

Park Survey Results. Director Norris reviewed results from surveys taken at National Night Out and the Gold Dust Day celebration. Out of 150 responses, 52% favored the pump track. There was discussion around the survey, council preferences, opportunities for children in the city, and the next steps. After discussion the consensus of the council was for Director Norris to ask Prizm for preliminary information on installing the pump track. He will then bring that information back to the council for approval. It was noted that electric mobility devices will not be allowed on the pump track.

NEW BUSINESS

Street and Road Maintenance Agreement. After brief discussion, Councilmember Sears moved to renew the interlocal agreement with Snohomish County for street and road maintenance and with a second by Councilmember Russell, the motion carried.

Ordinance #795, Salary Commission. This ordinance is the revised elected officials' salary ordinance. There was discussion around the phrase duplicating the word 'mayor' and the need for a limit to terms served. There was also discussion around setting a specific number of people for the commission, with Councilmember Lie in favor of setting a number and Councilmember Sears preferring not to have a specific number due to the number of volunteers the city typically can get. After discussion, Councilmember Lie moved to accept Ordinance #795 for an introduction and first reading with amendments and with a second by Councilmember Sears, the motion carried.

Ordinance #797, Electronic Mobility Devices. Discussion around this ordinance included the use of sidewalks, the cut-off age for requiring helmets, other jurisdictions including wording that parents are ultimately responsible, and a typographical error. After discussion, Councilmember Sears moved to accept Ordinance #797 for an introduction and first reading, with the age for required helmets being changed to under eighteen and the typographical error corrected, and with a second by Councilmember Russell, the motion carried.

Ordinance #798, Prohibiting Kratom. Discussion around this ordinance included that the ordinance captured what the council wanted done, not many jurisdictions have banned kratom, the potential benefits of kratom vs. the risks, the need of regulation because of those risks, the need for research, and adding a sunset clause of six months. After discussion, Councilmember Sears moved to accept Ordinance #798 for an introduction and first reading as presented and with a second by Councilmember Russell, the motion carried.

Fire Inspections Interlocal. This is a renewal of an existing interlocal for fire inspections of businesses. After brief discussion, Councilmember Russell moved to authorize Mayor Yarbrough to enter into the interlocal and with a second by Councilmember Sears, the motion carried.

FINAL COUNCIL COMMENTS/OTHER BUSINESS

Councilmember Lie talked about the outreach meeting with Community Transit and the need to look at extending services and offering micro-transit.

Councilmember Martin congratulated Councilmember Craig on her recent CERT qualifications and reiterated the need to limit fires. Mayor Yarbrough said Councilmember Craig is also applying to be a representative for small cities with State Emergency Management.

Councilmember Russell said speeds need to be limited on sidewalks and reminded people again to bring in small animals at night.

Councilmember Craig reviewed the recent AWC Legislative Priorities meeting, thanked the Chief, the fire department, and city staff for their work on National Night Out, and talked about an upcoming class on emergency management.

COUNCIL MINUTES APPROVAL

Councilmember Sears moved to approve the July 21st, 2026 minutes as presented and with a second by Councilmember Russell, the motion carried.

VOUCHER APPROVAL

Councilmember Martin moved to approve checks numbering 39328 through 39376 with EFTs, with \$82,177.53 for claims and \$56,005.08 for payroll and taxes, for a grand total of \$138,182.61 and with a second by Councilmember Sears, the motion carried. It should be noted that these checks included two billing cycles.

ADJOURNMENT

Councilmember Russell moved to adjourn the meeting and with a second by Councilmember Sears, the motion carried and the meeting was adjourned at 7:58 pm.

Steve Yarbrough, Mayor

Lisa Stowe, Clerk/Treasurer

CHECK REGISTER

City Of Gold Bar

Time: 07:30:22 Date: 08/26/2026

08/19/2026 To: 09/01/2026

Page: 1

Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
1598	08/24/2026	Payroll	7	EFT	Denise J Beaston	3,648.10	
1599	08/24/2026	Payroll	7	EFT	Krystal Craig	5.96	
1600	08/24/2026	Payroll	7	EFT	Lance Hunt	4,285.82	
1601	08/24/2026	Payroll	7	EFT	Anthony Johnson	3,230.85	
1602	08/24/2026	Payroll	7	EFT	Chuck Lie	90.96	
1603	08/24/2026	Payroll	7	EFT	Florence D Martin	90.96	
1604	08/24/2026	Payroll	7	EFT	Richard D Norris	5,857.94	
1605	08/24/2026	Payroll	7	EFT	Lee Russell	90.96	
1606	08/24/2026	Payroll	7	EFT	Jordan Sears	90.96	
1609	08/24/2026	Payroll	7	EFT	Steven Yarbrough	909.63	
1597	08/24/2026	Payroll	7	39377	Richard L Baker	4,674.33	
1607	08/24/2026	Payroll	7	39378	Arthur Stowe	1,708.94	
1608	08/24/2026	Payroll	7	39379	Lisa M Stowe	5,329.19	
1610	08/25/2026	Payroll	7	39380	Vimly Benefit Solutions AWC Employee Ben.trust	8,905.85	Pay Cycle(s) 08/24/2026 To 08/24/2026 - WDS PLAN D; Pay Cycle(s) 08/24/2026 To 08/24/2026 - Basic Life; Pay Cycle(s) 08/24/2026 To 08/24/2026 - HealthFirst; Pay Cycle(s) 08/24/2026 To 08/24/2026 - VSP
1611	08/25/2026	Payroll	7	E39381	Coastal Community Bank	10,704.80	941 Deposit for Pay Cycle(s) 08/24/2026 - 08/24/2026
1612	08/25/2026	Payroll	7	39382	Dept Of Retirement Systems	4,367.41	Pay Cycle(s) 08/24/2026 To 08/24/2026 - PERS 2
1613	08/25/2026	Payroll	7	39383	MissionSquare	75.00	Pay Cycle(s) 08/24/2026 To 08/24/2026 - ICMA
1620	09/01/2026	Claims	7	39384	AWC	397.89	Loss Control Grant Reimbursement
1621	09/01/2026	Claims	7	39385	Amazon Capital Services	73.51	
1622	09/01/2026	Claims	7	39386	John Deere Financial	623.75	
1623	09/01/2026	Claims	7	39387	Kelley Create Co.	201.32	
1624	09/01/2026	Claims	7	39388	Pacifica Law Group	1,164.50	
1625	09/01/2026	Claims	7	39389	Puget Sound Energy	70.12	
1626	09/01/2026	Claims	7	39390	R&D Services	159.23	
1627	09/01/2026	Claims	7	39391	Sno County District Court	1,169.47	
1628	09/01/2026	Claims	7	39392	Sno County PUD	2,133.19	
1629	09/01/2026	Claims	7	39393	Arthur Stowe	249.38	Reimbursement Of Tool Purchase
1630	09/01/2026	Claims	7	39394	Verizon Wireless	281.66	
1631	09/01/2026	Claims	7	39395	WA State Treasurer	606.09	
1632	09/01/2026	Claims	7	39396	Ziply Fiber	107.28	
001 General Government						24,629.07	
101 City Street						3,484.32	
302 General And Street Grants Fund						397.89	
401 Water Operating						22,349.87	
415 Stormwater Fund						9,837.81	
633 Agency Fund						606.09	
						61,305.05	Claims: 7,237.39 Payroll: 54,067.66