



**CITY COUNCIL BUSINESS MEETING
TUESDAY, JANUARY 24, 2017**

MEETING MINUTES

1. CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE

Mayor Tollefson called the meeting to order at 7:01 PM in the Council Chambers of City Hall.

Mayor Tollefson, Deputy Mayor Peltier and Councilmembers Blossom, Medina, Roth, Scott and Townsend were present. Everyone stood for the Pledge of Allegiance.

**2. AGENDA APPROVAL OR MODIFICATION/CONFLICT OF INTEREST
DISCLOSURE**

Deputy Mayor Peltier moved and Councilmember Roth seconded to accept the agenda as presented. The motion carried unanimously, 7-0. There were no conflicts of interest disclosed.

3. PUBLIC COMMENT

7:03 PM Mike Kelly spoke in favor of Resolution No. 2017-04 and a revenue neutral carbon fee.

7:06 PM Bobbie Morgan, member of Citizens Climate Lobby, spoke in favor of Resolution No. 2017-04 and a carbon fee and return system.

7:09 PM Jane Lindley spoke about an article regarding Microsoft's planned departure from Puget Sound Energy's power supply.

4. CITY MANAGER'S REPORT – 7:11 PM

City Manager Schulze said the preliminary Electric Municipalization Feasibility Study was provided today. He updated Council on the status of the ecological assessment of the Suzuki property and provided an update on the status of filling the new staff positions authorized by Council.

5. PRESENTATION(S)

A. Marine Access Committee 2016 Report and 2017 Work Plan, AB 17-016 – 7:14 PM

John Brownlow, representing the Marine Access Advisory Committee, presented their 2016 report and proposed 2017 work plan and addressed Council's questions.

MOTION: I move to accept the Marine Access Committee 2017 work plan as proposed.

Medina/Scott: The motion carried unanimously, 7-0.

B. Non-Motorized Transportation Advisory Committee 2016 Report and 2017 Work Plan, AB 17-017- 7:35 PM

Marsha Cutting, Vice Chair of the Non-Motorized Transportation Advisory Committee, presented their 2016 report and proposed 2017 work plan and addressed Council's questions.

MOTION: I move to accept the Non-Motorized Transportation Advisory Committee 2017 work plan as proposed.

Roth/Peltier: The motion carried unanimously, 7-0.

C. Environmental Technical Advisory Committee 2016 Report and 2017 Work Plan, AB 17-018 – 7:46 PM

Mr. Gremse, representing the Environmental Technical Advisory Committee, presented the 2016 report and highlighted key elements of the 2017 work plan. He addressed Council's questions on the work plan.

MOTION: I move to accept the Environmental Technical Advisory Committee 2017 work plan as proposed.

Roth/Medina: The motion carried unanimously, 7-0.

6. PUBLIC HEARING(S)

A. Ordinance No. 2017-04, Relating to Updated FEMA Flood Maps and Flood Damage Prevention, AB 17-012, Planning – 7:53 PM

Building Official Weaver introduced the ordinance. Mayor Tollefson opened the public hearing at 7:54 PM. There was no public comment. Mayor Tollefson closed the hearing at 7:54 PM.

MOTION: I move that the City Council approve Ordinance No. 2017-04, Relating to Updated FEMA Flood Maps and Flood Damage Prevention.

Medina/Scott: The motion carried unanimously, 7-0.

7. NEW BUSINESS

A. Policy Recommendation for City-Owned Tidelands, AB 17-019 – 7:55 PM

Senior Planner Carr introduced the policy recommendation for City-owned tidelands.

Public Comment

Ian Lawrence spoke in favor of the proposed policy.

8:01 PM John Brownlow spoke in favor of the proposed policy.

MOTION: I move that staff prepare for the City Council a resolution for the Council to consider regarding a policy for City-owned tidelands.

Scott/Roth: The motion carried unanimously, 7-0.

Mayor Tollefson moved the Consent Agenda forward due to citizen interest in item (K).

8. CONSENT AGENDA – 8:05 PM

- A. Consent Agenda Coversheet
- B. Accounts Payable and Payroll Approval
Check run January 2 – January 16, 2017: Manual check numbers 343385 – 343416 for \$425,423.90; regular run check numbers 343417 – 343536 for \$886,649.53. Total disbursements = \$1,312,073.43.
Payroll 1-20-2017: direct deposit check sequence 037770 – 037882 for \$296,400.48; regular check sequence 107949 – 107952 for \$6,329.24; vendor check sequence 107953 – 107963 for \$95,356.58; EFTPS for \$128,956.09. Total disbursement = \$527,072.39
- C. City Council Business Meeting Minutes, December 13, 2016
- D. City Council Special Meeting Minutes, January 3, 2017
- E. City Council Study Session Minutes, January 3, 2017
- F. City Council Special Meeting Minutes, January 10, 2017
- G. City Council Business Meeting Minutes, January 10, 2017
- H. Contract Amendment for Legal Services Agreement (Prosecution Services) with Kitsap County Prosecutor, AB 17-009 – Executive
- I. 2017 Vehicle Procurement, AB 17-008 – Public Works
- J. Property Donation in Winslow, AB 17-007 – Public Works
- K. Resolution No. 2017-04 - Urging Congress to Adopt Carbon Fee and Dividend Legislation, AB 17-005 – Councilmember Medina
- L. Agreement for Lodging Tax (Civic Improvement) Funds with Chamber of Commerce, AB 17- 011- Executive
- M. Resolution No. 2017-05, Delegating Authority to Legally Bind the City for the Purpose of Requesting Federal Reimbursement, AB 17-015 – Public Works
- N. Professional Services Agreement for Arts and Humanities Bainbridge, AB 17-006 - Executive

MOTION: I move that the City Council approve Consent Agenda items (B) through (N) as presented.

Scott/Townsend: The motion carried unanimously, 7-0.

9. UNFINISHED BUSINESS

A. Ordinance No. 2017-01 (formerly Ordinance No. 2016-29), Comprehensive Plan Update and Ordinance No. 2017-02 (formerly Ordinance No. 2016-30) BIMC Changes related to the Comprehensive Plan Update, AB 15-108 – 8:07 PM

Senior Planner Sutton introduced the item. Mayor Tollefson instructed Council to submit comments by Wednesday for the next agenda packet. Senior Planner Sutton went through the agency comments and stated that she will present amended language for the next meeting.

Council adjourned for a break at 8:36 PM and returned at 8:44 PM. Council reviewed their comments in the agenda packet.

Mayor Tollefson noted that the spelling and use of italics for the term “groundwater” needs to be conformed on page IN-8.

8:46 PM **MOTION:** Councilmember Medina moved to approve the following changes to the Guiding Principles:

Guiding Principle #2

~~Protect~~ Manage the water resources of the Island ~~to protect, restore and~~ maintain their ecological and hydrological functions and to ensure clean and sufficient groundwater for future generations.

Guiding Policy 2.1

Manage water resources for Bainbridge Island for ~~the~~ present and ~~the~~ future generations, recognizing that the Island's finite groundwater resources [aquifers] are the sole source of our residents' water supply and are critical perennial sources for our surface waters and the ecosystems they support.

Guiding Policy 2.2

As part of long-range land use planning, consider the impacts of future development to the quality and quantity of ~~groundwater~~ water that will be available to future Islanders and to the natural environment. ~~To that end, strive for~~ Maintain sustainable groundwater withdrawal, ~~conserve~~ protect aquifer recharge areas, guard against seawater intrusion and prevent adverse impacts to ~~ground~~-water quality from surface pollution.

Guiding Policy 2.3

Preserve and protect the ecological functions and values of the Island's aquatic resources.

Guiding Policy 2.4

~~Climate change may reduce the volume of our finite groundwater resources.~~ Anticipate and prepare for the consequences of climate change on our aquatic resources. These changes include sea level rise, altered precipitation and runoff patterns, as well as any other changes in climate and community response to climate in order to ensure ample quality and quantity, and seasonal integrity of surface water and groundwater for future generations, for the Island's people and ecosystems.

Guiding Policy 2.5

Create a Bainbridge Island surface and groundwater management plan for the purpose of maintaining the long-term health of our fresh water aquifers and surface waters.

Guiding Policy 2.6

~~Recognizing~~ the importance of our ~~ground water and other~~ water resources to present and future generations of Bainbridge Islanders and, apply the precautionary principle to activities that pose a potentially adverse impact ~~upon~~ those resources.

Guiding Policy 2.7

~~Allow for the reasonable~~ Recognize the water resource needs of farms, home gardens and domestic landscapes and support planning and conservation

~~practices that ensure the ,when planning for the long-term sustainable use of~~
~~our~~the Island's finite groundwater resources.

Medina/Scott: The motion carried unanimously, 7-0.

8:47 PM Deputy Mayor Peltier said he will bring back suggested revisions to the Introduction as a Comprehensive Plan amendment.

8:48 PM Mayor Tollefson noted that LU 2.1, "carrying capacity" in LU 2.1 was not italicized.

8:50 PM There was consensus to strike "New Brooklyn" in LU-5.

Mayor Tollefson noted that LU 5.11 should read "...may be increased ~~allowed~~ through the use of:"
He also noted that the fifth bullet should read "Preservation of on-site historic..."

Council discussed the fourth bullet of Policy LU-5.11.

8:51 PM **MOTION:** In Policy LU-5.11, revise the fourth bullet to read "Transfer of residential density within the MUTC and the High School Road Districts or within neighborhood centers."

Blossom/Medina: The motion passed unanimously, 7-0.

8:57 PM Mayor Tollefson noted that in the second line of LU Action item #1 the word "and" is misspelled.

MOTION: Mayor Tollefson moved to adopt his revisions to the Economic Element, Action Item 3:

...non-motorized mobility within Winslow, ~~for ferry commuters,~~ and
connecting to the ferry terminal and shoreline activities.

Tollefson/Scott: The motion was discussed. Councilmember Townsend moved to revise the language "to implement policy EC 11.1". The motion was seconded by Councilmember Medina. Council discussed the provision. Mayor Tollefson withdrew his motions, and Councilmember Scott proposed a new motion.

MOTION: Identify capital projects and streetscape standards to improve non-motorized links between ferry terminal, downtown Winslow, and the harbor.

Scott/Medina: The motion carried unanimously, 7-0

MOTION: Mayor Tollefson made a motion to move the introductory paragraphs before Goal EN-15 to the Introduction section on Page IN-3 following the "People" section and create a definition for *Agricultural Resource Land*.

Tollefson/Scott: The motion carried unanimously, 7-0.

9:12:37 **MOTION:** Councilmember Medina moved to adopt his revisions 1 and 2 to the Water Resources Element Introduction:

1. Second paragraph, pg. WR-1. ~~When rain falls, rainwater~~Precipitation that is not evaporated or taken up by plants . . .

2. Third paragraph, pg. WR-1. ~~Rainwater that infiltrates into the ground~~
(~~g~~Groundwater) may be pumped from wells to provide...

Tollefson/Townsend: The motion carried unanimously, 7-0.

9:13 PM **MOTION:** Councilmember Medina moved to add a new introduction to the Climate Change section on page WR-3:

The 2016 Bainbridge Island Climate Impact Assessment, which is included as an attachment to this Comprehensive Plan, establishes that a primary concern of climate change is the impact on water resources, especially for an island location like Bainbridge Island that has an aquifer system that has been designated a sole source aquifer by the Environmental Protection Agency.

Medina/Peltier: Mayor Tollefson offered a friendly amendment: "location like Bainbridge Island that relies solely on aquifer systems for its water." Councilmember Medina agreed.
The motion carried unanimously, 7-0.

9:16 PM **MOTION:** Councilmember Medina moved to adopt his change to the third bullet in Goal WR-1:

New development and population growth are managed so that water resources remain adequate and affordable for the indefinite future.

Medina/Peltier: The motion carried unanimously, 7-0.

9:17 PM **MOTION:** Councilmember Medina moved to adopt his change to Policy WR 1.4:

Apply the policies in this element in tandem with the protective measures set by . . . the City and in compliance with county, State, and federal laws and regulations.

Medina/Peltier: The motion carried unanimously, 7-0.

9:18 PM **MOTION:** Councilmember Medina moved to adopt his changes in the second paragraph of Policy WR 2.1:

Development, if any, in Low impact uses and less intense development are appropriate for areas with high aquifer recharge should be limited to low impact uses and less intense development. Low impact uses include development for buildings, roads or parking that has a reduced area of impact on the land. Low impact uses do not depend on regular applications of fertilizers or pesticides...

Medina/Peltier: The motion carried unanimously, 7-0.

9:21 PM **MOTION:** Councilmember Medina moved to adopt his changes in WR 2.4:

Assess the impacts of proposed activities and development on

groundwater sustainability and aquifer functioning and on the flow of springs and streams and levels of wetlands that are either sustained by groundwater discharge .

Medina/Tollefson: The motion failed 6-1, with Councilmember Medina voting in favor.

9:27 PM **MOTION:** Councilmember Medina moved to adopt his change to Policy WR 2.14:

Maintain a comprehensive program of groundwater data gathering,
and analysis, and reporting.

Medina/Scott: The motion carried unanimously, 7-0.

9:27 PM **MOTION:** Councilmember Medina moved to adopt a new Policy WR 2.15:

Develop and maintain an online publicly-available
system to report island-wide groundwater levels on a timely basis (weekly, if
possible) to inform residents about potential water shortages.

Medina/Townsend: The motion failed 5-1, with Councilmember Medina voting in favor and Councilmember Blossom abstaining.

9:32 PM **MOTION:** Councilmember Medina moved to adopt his change to Policy WR 3.1:

~~Approve d~~Development in regulated aquatic critical areas or their associated water quality
buffers shall only not be allowed if unless development regulations would deny any
reasonable use of the property the subject property is encumbered to such an extent that
application of development regulations would deny all reasonable use of property

Medina/Peltier: The motion carried 6-0, with Councilmember Blossom abstaining.

9:33 PM **MOTION:** Councilmember Medina moved to adopt a new medium-priority action item
in Water Resources:

Adopt well-location and seawater intrusion regulations.

Medina/Peltier: Deputy Mayor Peltier suggested a friendly amendment, and Councilmember
Medina accepted it and suggested adding a reference to Kitsap County: "Consider adopting in
coordination with Kitsap County well location and sea water intrusion regulations". The motion
carried unanimously, 7-0.

9:40 PM **MOTION:** Councilmember Medina moved to remove Appendix B from the
Comprehensive Plan and ask the Environmental Technical Advisory Committee to review it.

Medina/Townsend: The motion carried unanimously, 6-0. Councilmember Blossom left the
meeting at 9:42 PM prior to the vote.

9:45 PM Deputy Mayor Peltier read Mayor Tollefson's comment that "as" should be inserted after
the word "housing" in the first line of Policy HO 5.3, and Council concurred.

9:45 PM **MOTION:** Deputy Mayor Peltier read Mayor Tollefson's proposal to adopt a change to Policy HO 6.7:

The current text of Policy HO 6.7 should be moved to the Glossary as the definition of "Liveable Neighborhood". Policy HO 6.7 should then read "Support the development of liveable neighborhoods."

Peltier/Roth: The motion carried unanimously, 6-0.

9:47 PM **MOTION:** Councilmember Medina proposed new high-priority action, HO Action #6:

Consider actions that can be taken to reduce financial barriers that inhibit the desired increase in diverse and affordable housing.

Medina/Townsend: The motion carried unanimously, 6-0.

9:48 PM **MOTION:** Councilmember Medina moved to adopt the following changes to the Utilities Element proposed by the Utility Advisory Committee:

Goal U-11. Require utilities to operate in a manner that preserves and protects the water resources of the Island.

Policy U 12.5. When utilities plan, renovate, or build treatment facilities, require utilities to consider constructing facilities that facilitate the ~~Plan and design treatment facilities that~~ re-use of treated wastewater for irrigation, recharge, and other non-potable uses...

Policy U 12.6. Require utilities to consider methods to improve the quality of effluent discharged to Puget Sound.

Action Item #3. A NEW medium-priority action item. "Proactively encourage, study, and facilitate consolidation of water systems to manage water resources and systems more efficiently, economically, and safely."

Medina/Townsend: The motion carried unanimously, 6-0.

9:52 PM **MOTION:** Mayor Tollefson moved to adopt his change to Policy CU 5.1:

Manage the City's ~~Two Percent for~~ Public Art Works Program...

Tollefson/Townsend: The motion carried unanimously, 6-0.

9:53 PM Council discussed Councilmember Blossom's comments on the agricultural definitions. Staff will review definitions and return with a recommendation.

10. COMMITTEE REPORTS – 9:58 PM

There were no committee reports.

11. REVIEW UPCOMING COUNCIL MEETING AGENDAS – 9:58 PM

City Manager Schulze and Council discussed the agenda for the Council Advance and upcoming meetings. Council added a discussion of the Utility Advisory Committee's work plan to the February 7, 2017 agenda. Councilmember Scott said that he is working on a sanctuary city resolution and community policing ordinance for a future agenda.

12. FOR THE GOOD OF THE ORDER – 10:07 PM

There was no discussion.

13. ADJOURNMENT – 10:07 PM

Mayor Tollefson adjourned the meeting at 10:07 PM.


Christine Brown, City Clerk


Val Tollefson, Mayor