



## REGULAR CITY COUNCIL BUSINESS MEETING TUESDAY, APRIL 11, 2017

### MEETING MINUTES

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

Mayor Tollefson called the meeting to order at 7:00 PM in Council Chambers.

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

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

#### 3. PUBLIC COMMENT

Kelsie Laughlin asked a question about the site assessment review.

#### 4. CITY MANAGER'S REPORT

There was no City Manager's report.

#### 5. PRESENTATION(S)

##### **A. Poetry Reading for National Poetry Month 7:04 PM**

Rebecca Christensen, Tamra Rosa, and Beverly West read their poems.

#### 6. PUBLIC HEARING(S)

##### **A. Ordinance No. 2017-08, Amending Section 16.04.160 of the Bainbridge Island Municipal Code Relating to State Environmental Policy Act (SEPA) Substantive Authority, AB 17-054 – Planning 7:10 PM**

Special Planner Carr introduced the ordinance. Mayor Tollefson opened the public hearing at 7:10 PM.

##### **Public Comment**

There was no public comment.

Mayor Tollefson closed the public hearing at 7:11 PM.

**MOTION:** I move to forward Ordinance No. 2017-08 to the April 25, 2017 consent agenda.

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

**B. Resolution No. 2017-11, Relating to the Surplus of the IslandWood Trail Easement, AB 16 064 – Executive 7:13 PM**

Deputy City Manager Smith introduced the resolution. Councilmember Medina introduced his proposed amendments to the resolution. Mayor Tollefson opened the public hearing at 7:15 PM.

**Public Comment**

Kent Scott spoke in favor of adding conditions to the resolution to allow for more certainty on trail alignment.

Lisa Macchio spoke in favor of moving the trail outside of the wetland buffer.

Barbara Trafton spoke in favor of the resolution as proposed.

Mayor Tollefson closed the public hearing at 7:22 PM.

**MOTION:** I move to approve Resolution No. 2017-11 relating to the surplus of the IslandWood Trail Easement and the transfer of the easement to the Bainbridge Island Metropolitan Park and Recreation District:

**Scott/Roth:** Following discussion and the failure of the two amendments below, the motion carried 6-1 with Councilmember Medina voting against.

**AMENDMENT TO MOTION:** I move to amend the motion on the floor as follows: I move to amend Resolution No. 2017-11 relating to the surplus of the IslandWood Trail Easement and the transfer of the easement to the Bainbridge Island Metropolitan Park and Recreation District by adding a new Section 7 to the Resolution as provided below and renumbering the current Sections 7 and 8:

The transfer of the Trail Easement to BIMPRD shall be conditioned upon the BIMPRD's agreement to not build the trail in any wetlands identified in the "Critical Areas Report for the IslandWood Trail" prepared by Ecological Land Services, Inc. for BIMPRD or within the 75-foot wetland buffers set by BIMC Section 16.20.160.

**Medina/Peltier:** The amendment failed 4-3 with Deputy Mayor Peltier and Councilmembers Medina and Blossom voting in favor.

**AMENDMENT TO MOTION:** I move that we amend the motion on the floor to read as follows: I move to amend Resolution No. 2017-11 relating to the surplus of the IslandWood Trail Easement and the transfer of the easement to the Bainbridge Island Metropolitan Park and Recreation District provided that the resolution be amended to add a new Section 7, have the current Sections 7 and 8 renumbered with the new Section 7 reading as follows:

The transfer of the Trail Easement to BIMPRD shall be conditioned upon the BIMPRD's agreement to build the trail in substantially the location identified in Figure 2 of the "Critical

Areas Report for the IslandWood Trail” prepared by Ecological Land Services, Inc. for BIMPRD.

**Medina/Blossom:** Councilmember Medina amended the amendment to add “provided that the location of the trail can be changed based upon the City permitting process” and “provided that within the wetland buffer, it could be altered.” The motion failed 5-2 with Councilmembers Medina and Blossom voting in favor.

**C. Resolution No. 2017-12, Relating to the Surplus of the Manitou Beach Road Upland Parcel, AB 14-194 – Executive 7:43 PM**

Deputy City Manager Smith introduced the resolution. Mayor Tollefson opened the public hearing at 7:44 PM.

**Public Comment**

Lisa Macchio inquired about the value of the boundary line adjustment.

Mayor Tollefson closed the public hearing closed at 7:45 PM.

**MOTION:** I move to approve Resolution No. 2017-12 relating to the surplus of the Manitou Beach Upland Parcel, authorizing the transfer of that parcel and the Manitou Beach Tideland Parcel to the Bainbridge Island Metropolitan Park and Recreation District, and regarding the proposed BLA, boundary line adjustment, related to the upland parcel.

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

Council discussed the boundary line adjustment and asked that the sale price be reported to Council.

**D. Ordinance No. 2017-03 (Formerly Ordinance No. 2016-34), Amending Section 16.014.160 of the Bainbridge Island Municipal Code and Creating a New Chapter 15.19, Site Assessment Review, AB 16-157 – Public Works and Planning 7:51 PM**

Public Works Director Loveless introduced the ordinance and provided a brief history of its development.

Mayor Tollefson opened the public hearing at 7:52 PM

**Public Comment**

Kelsey Laughlin spoke against the site assessment review process.

Mayor Tollefson closed the public hearing at 7:54 PM.

Council discussed the ordinance, particularly Section 15.19.050, and the site assessment review process.

**MOTION:** I move to forward Ordinance No. 2017-03 to the April 25, 2017 the unfinished business agenda with revisions to Section 15.19.050 and we will discuss at that time whether we will take action or delay until we hear from Latimore.

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

## 7. UNFINISHED BUSINESS

### **A. Resolution No. 2017-08, Amending the Fee Schedule to Add a Fee for Site Assessment Review, AB 17-051 – Public Works and Planning 8:10 PM**

Council agreed to defer discussion on this resolution pending further review of Ordinance No. 2017-03.

### **B. Janitorial Service Agreement for City Facilities, AB 17-050 – Public Works 8:19 PM**

Public Works Director Loveless introduced the agreement and provided background on the bidding process.

**MOTION:** I move that the City Council approve the Janitorial Services Agreement award to Island Hands, LLC, in the amount of \$403,195 and a related 2017 budget amendment of \$40,000 from the General Fund, thereby increasing the spending authority for this project.

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

## 8. NEW BUSINESS

### **A. Olympic Drive Non-Motorized Improvements Construction Award, AB 14-023 – Public Works 8:21 PM**

Public Works Director Loveless provided information on the project.

#### **Public Comment**

Demi Allen spoke in favor of improving pedestrian and cycling facilities.

John Perkins spoke against the design and implementation of the Sound to Olympics Trail (STO) project and asked to minimize the cost to trees and environment in the future.

Doug Rauh spoke about undergrounding the electrical facilities in the area of the project and increasing the efficiency of loading the ferries.

Ross Hathaway spoke in favor of the project.

Don Willott spoke in favor of the project and leaving deadwood for habitat.

Lisa Macchio recommended marking trees for removal and considering options to retain trees.

Public Works Director Loveless and Project Manager Jenkins addressed Council's questions. Council requested that staff tag the trees to be removed and provide the arborist report. Council agreed to discuss the project further at next week's Study Session.

**MOTION:** I move that the City Council forward the Olympic Drive Non-Motorized Improvements project construction award to the June 27, 2017, unfinished business agenda.

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

### **B. City Dock Improvements Construction Award, AB 15-072 – Public Works 9:11 PM**

Public Works Director Loveless provided information on the project and addressed Council's questions.

**MOTION:** I move that the City Council forward the City Dock Improvements project construction award to the May 9, 2017, unfinished business agenda.

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

**C. Washington State Patrol Live-Scan to Western Identification Network Automated Biometric Identification System Connection User's Agreement, AB 17-055 – Police 9:21 PM**

Police Chief Hamner introduced the agreement.

**MOTION:** I move that the City Council forward the Washington State Patrol Live-Scan User's Agreement to the April 25, 2017, consent agenda.

**Scott/Roth:** The motion carried 6-0 with Deputy Mayor Peltier temporarily absent from the Chambers.

**D. Extra Duty Police Services Agreement with Kitsap Transit, AB 17-056 – Police 9:24 PM**

Police Chief Hamner introduced the agreement.

**MOTION:** I move that the City Council forward the Kitsap Transit Extra Duty Services Agreement to the April 25, 2017, consent agenda.

**Blossom/Townsend:** The motion carried unanimously, 7-0,

**E. Nickum and Carlson Applications for Current Use Open Space Program, AB 17-067 – Planning 9:26 PM**

Planning Director Christensen introduced the item.

**MOTION:** I move that the City Council set a public hearing on the Nickum and Carlson Current Use-Open Space applications at a special joint meeting of the City Council and the Kitsap County Board of Commissioners for 9:30 AM on Wednesday April 19, 2017, in the Planning Conference Room of City Hall

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

**9. CONSENT AGENDA - 9:28 PM**

**A. Agenda Bill for Consent Agenda**

**B. Accounts Payable and Payroll**

Accounts Payable: Check #344063 from last run for \$151.97; Electronic Funds Transfer #251 for \$7,349.50; ACH #252 – 253 for \$2400.45; Manual check run 344064 – 344066 for \$10,892.17; Regular check run 344067 – 344146 for \$137,038.10. Retainage release #81 for \$200.00. Total disbursement = \$157,710.22.

Payroll: Miscellaneous check #108036 for \$93.89; normal check run (direct deposit) sequence 038342 – 038456 for \$267,995.91; normal check run sequence 108038 – 108040 for \$6,222.48; vendor check run sequence 108041 – 108054 for \$279,792.97; Federal Tax Electronic Transfer for \$112,883.64. Total disbursements = \$666,988.89.

**C. City Council Study Session Minutes, October 18, 2016**

**D. Special City Council Meeting Minutes, March 21, 2017**

**E. City Council Study Session Minutes, March 21, 2017**

**F. Regular City Council Business Meeting Minutes, March 28, 2017**

**MOTION:** I move to approve the consent agenda, as presented.

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

10. COMMITTEE REPORTS - 9:29 PM

Councilmember Roth reported on the Cultural Element Ad Hoc Committee. Councilmember Medina reported on the April 11, 2017 meeting of the Kitsap Regional Coordinating Council/Hwy 305 committee.

11. REVIEW UPCOMING COUNCIL MEETING AGENDAS - 9:31 PM

**A. Council Calendar**

Deputy City Manager Smith reviewed the upcoming Council meeting agendas. Mayor Tollefson suggested a process for reviewing the Comprehensive Plan Update process, and Council concurred.

12. FOR THE GOOD OF THE ORDER

There were no comments offered for the good of the order.

13. ADJOURNMENT

Mayor Tollefson adjourned the meeting at 9:45 PM.

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Val Tollefson, Mayor

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Christine Brown, City Clerk