

ITEMS DISCUSSED

1. CALL TO ORDER / ROLL CALL
2. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE
3. CITY MANAGER'S REPORT
4. STAFF INTENSIVE
 - A. HISTORIC PRESERVATION COMMISSION ANNUAL BLAKELY AWARDS, AB 14-085
 - ~~B. SCHOOL RESOURCE OFFICER (SRO) BRIEFING, AB 14-088 PULLED~~
 - C. BAKER HILL/LYNWOOD CENTER INTERSECTION OPTIONS, AB 14-087
 - D. ORDINANCE NO. 2014-16, RELATING TO RETAIL USE OF PUBLIC SIDEWALKS AND RESOLUTION NO. 2014-11, AMENDING THE FEE SCHEDULE, AB 14-029
 - E. FARMERS' MARKET COMMERCIAL LEASE AGREEMENT, AB 14-084
 - F. PUBLIC DEFENDER CONTRACT EXTENSION, AB 14-086
 - G. ORDINANCES RELATED TO BOARDS, COMMISSIONS AND COMMITTEES, AB 14-077
5. COUNCIL DISCUSSION
 - A. MARIJUANA REGULATIONS: APPROACH AND TIMELINE, AB 13-136
 - ~~B. RECOMMENDATIONS FROM THE ENVIRONMENTAL TECHNICAL ADVISORY COMMITTEE ON SMP MONITORING, AB 14-089 PULLED~~
6. COMMITTEE REPORTS
 - A. SOUTH WARD MEETING NOTES, MAY 13, 2014
 - B. CENTURY LINK 911 SYSTEM APRIL 9, 2014 MAJOR OUTAGE REPORT – COUNCIL LIAISON WARD
7. REVIEW UPCOMING COUNCIL MEETING AGENDAS
8. FOR THE GOOD OF THE ORDER
9. ADJOURNMENT

1. CALL TO ORDER / ROLL CALL 6:59 PM

Deputy Mayor Tollefson called the meeting to order at 6:59 PM. Councilmembers Blair, Blossom, Bonkowski, Townsend, and Ward were present; Councilmember Roth was absent and excused. Records Management Coordinator Jahraus monitored the recording of the meeting and prepared the minutes.

2. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE 6:59 PM

City Manager Schulze and Councilmember Ward pulled agenda items 4B and 5B.

7:00 PM ***MOTION:** I move we accept the agenda as modified.*
 ***WARD/BONKOWSKI:** Motion carried unanimously, 6-0.*

3. CITY MANAGER'S REPORT 7:00 PM

City Manager Schulze recapped his report for Friday, May 16.

4. STAFF INTENSIVE

A. HISTORIC PRESERVATION COMMISSION ANNUAL BLAKELY AWARDS, AB 14-085 7:02 PM

The Historic Preservation Commission established the Blakely Awards in 2010 to recognize significant contributions towards historic preservation in our community made by individuals and organizations. David Williams, chair of the Historic Preservation Committee presented the awards to those recipients attending the meeting.

This year's recipients are:

- Dr. Frank Y. Kitamoto, Preservation Leader, for his critical role in preserving and honoring the memory of the Japanese-American experience on Bainbridge Island.
- Sara and Steve Newman, Project of Excellence, for the restoration of the 1913 Captain E.L. Franks House.
- Crystina Cupp and Evan Sturtevant, Project of Excellence, for the restoration of the 1936 Captain Lovell House.

~~**B. SCHOOL RESOURCE OFFICER (SRO) BRIEFING, AB 14-088 PULLED**~~

C. BAKER HILL/LYNWOOD CENTER INTERSECTION OPTIONS, AB 14-087 7:09 PM

Public Works Director Loveless presented the agenda item. One of the intersections studied was Lynwood Center Road and Baker Hill Road. The recommendations from the study were to:

1. Maintain existing east and westbound stop control for Baker Hill Road.
2. Remove and replace existing stop lines for east and westbound traffic on Baker Hill Road.
3. Place stop bar approximately 4-feet from the shoulder edge on Lynwood Center Road.
4. Remove existing "2-way" supplemental plaque on Baker Hill Road approaches.
5. Remove existing yield line markings.
6. Install fluorescent yellow-green pedestrian crosswalk warning signs (W11-2) and supplemental warning plaques (W16-7P) at the crosswalk. Maintain existing "yield here to pedestrians" (R1-5) signs.
7. Review illumination to determine if adequate visibility is available at the crosswalk.

Public Works Director Loveless referenced the traffic study completed by Pertee in December of 2013 and the modest changes and improvements that have been implemented. Council discussed other possible traffic calming measures including a roundabout, a traffic circle, moving the yield line markings and speed bumps to increase the safety of the intersection. At this time, no further action is required from Council.

D. ORDINANCE NO. 2014-16, RELATING TO RETAIL USE OF PUBLIC SIDEWALKS AND RESOLUTION NO. 2014-11, AMENDING THE FEE SCHEDULE, AB 14-029 7:29 PM

At the request of City Council, City staff has prepared an ordinance to address issues relating to the retail use of sidewalks not previously addressed in the Bainbridge Island Municipal Code. The ordinance establishes a permit requirement for sidewalk cafes and clarifies the City's policy on sidewalk displays of merchandise. The ordinance will cover all public sidewalks, not just Winslow.

7:42 PM **MOTION:** *I move that the City Council forward Ordinance No. 2014-16 relating to the retail use of sidewalks to 2nd reading on May 27, 2014 and Resolution No. 2014-11 amending the City's Fee Schedule to the consent agenda on May 27, 2014, with the inclusion of a specified way to install and remove chains on the sidewalk cafes.*
BONKOWSKI/WARD: *Motion carried unanimously, 6-0.*

E. FARMERS' MARKET COMMERCIAL LEASE AGREEMENT, AB 14-084 7:44 PM

City Manager Schulze introduced the agenda item. The lease was entered into under the previous Mayor-Council form of government approximately 13 years ago, and the City and the Farmers' Market have agreed to amend and restate their agreement and clarify the hours of use.

7:46 PM **MOTION:** *I move that the City Council forward the Amended and Restated Commercial Lease Agreement with the Bainbridge Island Farmers' Market to the consent agenda on May 27, 2014.*
BONKOWSKI/WARD: *Motion carried unanimously, 6-0.*

F. PUBLIC DEFENDER CONTRACT EXTENSION, AB 14-086 7:46 PM

City Manager Schulze introduced the agenda item. In 2011, the City and Thomas Alpaugh entered into a Professional Services Agreement to provide legal representation for indigent persons charged with certain criminal offenses. The agreement is scheduled to expire on May 31, 2014 absent an agreement between the parties to extend.

7:47 PM **MOTION:** *I move that the City Council forward Amendment No. 1 to Professional Services Agreement relating to public defender services to the consent agenda on May 27, 2014.*
BLAIR/BLOSSOM: *Motion carried unanimously, 6-0.*

G. ORDINANCES RELATED TO BOARDS, COMMISSIONS AND COMMITTEES, AB 14-077 7:48 PM

In April 2014, City Council suggested arranging for the provision of city email accounts and related training on the use of email accounts, including personal computer privacy expectations while serving on an advisory group. These changes are reflected in the four ordinances included in the agenda packet:

Ordinance No. 2014-21: Clarifying the role, composition and duties of the Road Ends Advisory Committee, and creating a new Chapter 2.34 of the Bainbridge Municipal Code.

Ordinance No. 2014-22: Clarifying the role, composition and duties of the Historic Preservation, and amending Section BIMC Section 18.24.020 of the Bainbridge Municipal Code.

Ordinance No. 2014-23: Clarifying the composition, organization and duties of the Salary Commission, and amending Chapter 2.74 of the Bainbridge Municipal Code.

Ordinance No. 2014-23: Clarifying the composition, organization and duties of the Salary Commission, and amending Chapter 2.74 of the Bainbridge Municipal Code.

7:49 PM ***MOTION:** I move that the City Council forward Ordinance Nos. 2014-21, 2014-22 and 2014-23 to the May 27, 2014 Consent Agenda.*
***WARD/BLOSSOM:** Motion carried unanimously, 6-0.*

5. COUNCIL DISCUSSION 7:50 PM

A. MARIJUANA REGULATIONS: APPROACH AND TIMELINE, AB 13-136

Planning and Community Development Director Cook addressed Council and stated the purpose of the discussion that is to clarify the approach and timeline for developing permanent marijuana regulations. The discussion is not intended to focus on the specific content of the regulations. On May 12, 2014, the City Council conducted a Public Hearing on Ordinance 2014-06, Establishing Zoning Regulations for Recreational Marijuana Processing, Retailing, and Production (Growing) Businesses. After hearing public comment, the City Council deliberated the provisions of Ordinance 2014-06, with much of the discussion focused on proposed regulations related to marijuana production (growing) facilities. The Council generally agreed that the proposed regulations need more review and possible revision. However, due to time constraints associated with the expiration date of the City's interim marijuana regulations (Ordinance 2013-32), the Council unanimously passed Ordinance 2014-06, but with an automatic repeal date of November 12, 2014. The intervening six-month period will be used to evaluate the regulations contained in Ordinance 2014-06 and consider other possible approaches to legalized marijuana regulations, including how permanent regulations should be integrated into the Municipal Code. This review process will include identifying what outstanding questions and issues need to be researched and resolved.

Regardless of the process and timeline Council arrives at, it does need to go back to the Planning Commission because it is a new ordinance amending the zoning code.

Mayor Blair would like to anticipate have a genuine work-study session to identify and resolve specific questions on June 2 during the regular Study Session. Mayor Blair stated a separate section should be created in the code for marijuana because it is a brand new issue with a stand-alone ordinance.

Interim City Attorney Haney stated the Washington State Liquor Control Board has specific standards that will be applied when issuing licenses. If the City chooses to apply stricter standards, it or differs from the definition that the WSLCB is using, it needs to be written into the code.

Prior to accepting public comment, Deputy Mayor Tollefson reminded the audience that Council has received a lot of public comment and they are reading all of the comments.

Susan Wilmot, Old Mill Road, asked how is the information on locations needing buffers provided to the WSLCB?

Tom Golon, Sand Spit, was curious why the three areas for apothecaries (Rolling Bay, Lynwood Center and Island Centers), are all off the highway; he fears the roads will be taking on more off-island traffic.

Eric Billies, Old Mill Road, asked if there is a more efficient way to bundle the research?

Tim Wilkins, BI Taxi, referenced a poll in the Bainbridge Review that asked if Rolling Bay was a good location for a marijuana retail shop. The results were 54% in favor; 45% said no.

Gary Wilmot, Old Mill Road, asked if the temporary ordinance would be changed before the six-month time period is up.

Tim Carey, Rolling Bay, also referenced the poll in the Bainbridge Review; the latest result showed that 67% were against the Rolling Bay location and is not a scientific study.

~~B. RECOMMENDATIONS FROM THE ENVIRONMENTAL TECHNICAL ADVISORY COMMITTEE ON SMP MONITORING, AB 14-089 PULLED~~

6. COMMITTEE REPORTS 8:23 PM

A. SOUTH WARD MEETING NOTES, MAY 13, 2014

B. CENTURY LINK 911 SYSTEM APRIL 9, 2014 MAJOR OUTAGE REPORT – COUNCIL LIAISON WARD

There were no reports given.

7. REVIEW UPCOMING COUNCIL MEETING AGENDAS 8:24 PM

City Manager Schulze reviewed the May 27 agenda and upcoming calendar.

8. FOR THE GOOD OF THE ORDER 8:33 PM

Community members were invited to use this time as public comment.

Brendan Peters, Valley Road, had a question about the Ordinance 2014-06 and local authority notification provided under the RCW. How does the City intend on responding to the WSLCB?

Dr. Steve Curtis, Rolling Bay, stated it makes absolutely no sense in placing a dispensary in the Rolling Bay neighborhood.

Tim Carey, Rolling Bay, asked where the sources for the mapping of schools, day care centers, etc were conceived.

9. ADJOURNMENT 8:51 PM

The meeting was adjourned at 8:51 PM.



Anne S. Blair, Mayor



Kelly Jahraus, Records Management Coordinator