

ITEMS DISCUSSED

1. EXECUTIVE SESSION CURRENT LITIGATION (RCW 42.30.110(1)(i))
2. WORKSHOP: PRIORITY BASED BUDGETING – RESULTS VALIDATION DISCUSSION, AB 14-045
3. CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE
4. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE
5. PUBLIC COMMENT
6. ORDINANCES/1ST READING
 - A. ORDINANCE NO. 2014-26, MODIFYING ZONING REGULATIONS FOR RECREATIONAL MARIJUANA RETAILING, AND PRODUCTION (GROWING) BUSINESSES AB 13-136
7. ORDINANCES/2ND READING
 - A. ORDINANCE NO. 2014-16, RELATING TO THE RETAIL USE OF SIDEWALKS, AB 14-029
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 - A. 2015-2020 CAPITAL FACILITIES PLAN WORKSHOP, AB 14-041
10. NEW BUSINESS
 - A. ELECTION OF DEPUTY MAYOR THROUGH DECEMBER 2014
11. CONSENT AGENDA
 - A. ACCOUNTS PAYABLE VOUCHER AND PAYROLL APPROVAL
 - B. REGULAR STUDY SESSION MEETING MINUTES, APRIL 21, 2014)
 - C. ORDINANCE NO. 2014-25, CLARIFYING THE ROLE, COMPOSITION AND DUTIES OF THE ENVIRONMENTAL TECHNICAL ADVISORY COMMITTEE AND CREATING A NEW CHAPTER 2.36 OF THE BAINBRIDGE ISLAND MUNICIPAL CODE, AB 14-077
12. COMMITTEE REPORTS
13. REVIEW UPCOMING COUNCIL MEETING AGENDAS
14. FOR THE GOOD OF THE ORDER
 - A. CENTRAL WARD JUNE 4, 2014 MEETING REPORT – COUNCILMEMBERS ROTH AND WARD
15. ADJOURNMENT

1. EXECUTIVE SESSION CURRENT LITIGATION (RCW 42.30.110(1)(i)) 5:00 PM

Mayor Blair adjourned the meeting to executive session with Councilmembers Blossom (arrived at 5:31 p.m.), Bonkowski, Roth, Tollefson, Ward, Townsend and Interim City Attorney Haney to discuss current litigation. The executive session was held in the Planning Conference Room. The recording system was turned off and a notice was posted on the door to the Council Chamber. No action was taken.

2. WORKSHOP: PRIORITY BASED BUDGETING – RESULTS VALIDATION DISCUSSION, AB 14-045 6:09 PM

The workshop was held in the Council Conference Room. Finance Director Schroer provided background information on Priority Based Budgeting.

On March 10, the City Council approved the use of priority-based budgeting as an approach to budget development for the 2015-16 biennium. Since that time, staff has engaged the Center for Priority Based Budgeting (CPBB) to lead a priority-based budgeting process at the City this year. CPBB led two working sessions for Council and staff, and have compiled the attached worksheets based on the information gathered from participants.

The Priority Based Budgeting approach to budgeting follows five steps:

1. Determine Results
2. Clarify Result Definitions
3. Identify Programs and Services
4. Value Programs Based on Results
5. Allocate Resources Based on Priorities

3. CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE 7:00 PM

Mayor Blair called the meeting to order at 7:00 PM with Councilmembers Bonkowski, Blossom, Roth, Tollefson, Ward and Townsend present. Records Management Coordinator Jahraus monitored the recording of the meeting and prepared the minutes. Everyone stood for the Pledge of Allegiance.

4. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE

7:01 PM

MOTION: *I move we approve the agenda as written.*

BONKOWSKI/WARD: *The motion carried unanimously, 7-0.*

Councilmember Blossom commented that she had recused herself at the June 2, 2014 meeting on the proposed marijuana regulations vote; specifically their placement in a neighborhood services center. Because the ordinance now only reflects retail in the Business/ Industrial zoning district, she felt it proper that she vote on the ordinance at this meeting. Council concurred.

5. PUBLIC COMMENT 7:02 PM

Fort Ward Hill area residents Kathy Hansen, Steve Hall, Deborah Myers and Renee Jameson all addressed the semi-trucks on Fort Ward Hill and the potentially dangerous situations due to the lack of area for both cars and the trucks. Kathy Hansen used a PowerPoint to illustrate the issue.

Susan Wilmot, Old Mill Road, she supports the ordinance as written but asked about Chapter 16.26 (Right to Farm) in the Bainbridge Island Municipal Code and its application to the ordinance.

Tammy Meader, Blue Sky Lane, invited Council and audience to a community meeting on the Visconsi project and development on the island. The meeting is on Wednesday, June 18, 7 p.m. - 9 p.m. at the library.

Ron Peltier asked Council to reflect on the city's mission statement and purpose of the Comprehensive Plan.

Mike Suraci, Aaron Ave, spoke to the sidewalk ordinance. He is in support of a six-foot easement area identified in previously published documents prepared by staff.

Dan Jensen Lopez, Komedal Road NE, inquired on whether Council is aware of any traffic flow or implications where retail marijuana will be located.

Chuck and Laurie Depew, Garibaldi Loop. Ms. Depew is wheelchair bound and cannot maneuver the sidewalks on Winslow Way. Given the width of the sidewalks, her companions are unable to walk along side with her.

Frank Kochenash, Midship Court, addressing the marijuana regulations. He urged Council to reject any recreational retail of marijuana on the island.

Shelly Jensen Lopez, Komedal Road NE, shared her concern about the impending traffic near Komedal.

Pamela Lee, Sunset Loop, was concerned about the marijuana regulations particularly with regard to the island teenagers. She is concerned about the combination of marijuana and alcohol.

6. ORDINANCES/1ST READING 7:31 PM

A. ORDINANCE NO. 2014-26, MODIFYING ZONING REGULATIONS FOR RECREATIONAL MARIJUANA RETAILING, AND PRODUCTION (GROWING) BUSINESSES AB 13-136

Planner Sutton introduced the agenda item; she found an error on page 11 of the packet (page 4 of ordinance); she will make the correction.

The City Council approved Ordinance 2014-06 on May 12, 2014 with a 6-month sunset date. The Council revisited the issue of recreational marijuana uses at their meetings on May 19 and June 2. At the June 2 meeting, the Council agreed on the following changes to the recreational marijuana retail and production regulations, and directed staff to integrate the changes into Ordinance 2014-26.

- **Marijuana Retail:** To allow recreational marijuana retail only in the Business/ Industrial zoning district (Ordinance Section 1, p. 2 & Section 2, p. 3).
- **Marijuana Production (Growing):** Add a "Whereas" statement acknowledging that marijuana is a highly regulated crop that should be treated differently than traditional "crop agriculture." Remove the renewable energy requirements, and retain the water reuse and monitoring requirements adopted in Ordinance 2014-06 (Ordinance Section 2, p. 3.).
- **State Buffer:** Remove previous subsection K.3 that restated the State's 1000' foot buffer rules (Ordinance Section 2, p. 3).

Councilmember Blossom commented that retail marijuana would now be allowed in an area that is currently not zoned for retail. Traffic would be generated that may not be appropriate for a business industrial area. Deputy Mayor Tollefson stated that during the discussion on June 2, it was determined that a new category of marijuana retail would be created. Deputy Mayor Tollefson and Mayor

Blair agree that the business industrial area is the most appropriate placement of the retail spot and the roads are sufficient at this time to handle extra traffic.

Interim City Attorney Haney responded to a question from Councilmember Bonkowski regarding the packaging of edibles. He stated there is a way that the edible marijuana items are packaged in a way that they are not displayed alongside candy, Pop Tarts and other treats that would be attractive to children. The Washington State Liquor Control Board determines what can be sold. Planner Sutton referenced the state law about packaging and labeling.

7:47 PM ***MOTION:** I move to schedule to second reading/ public hearing for Ordinance 2014-26 on June 23, 2014.*
***TOLLEFSON/BONKOWSKI:** The motion carried unanimously, 7-0.*

7. ORDINANCES/2ND READING 7:48 PM

A. ORDINANCE NO. 2014-16, RELATING TO THE RETAIL USE OF SIDEWALKS, AB 14-029

At the request of City Council, City staff prepared an ordinance to address issues relating to the retail use of sidewalks as well as a resolution that adds a sidewalk café permit application fee to the City's Fee Schedule.

During the May 27, 2014 City Council meeting, Council directed staff to modify Ordinance No. 2014-16 to address concerns expressed regarding parked vehicle impacts on the five foot pedestrian zone.

City Manager Schulze presented a PowerPoint illustrating vehicle overhang on Winslow Way. Based on photos, it is hard to identify an average overhang; the issue is addressed on page 17 of the agenda packet.

After discussion, Deputy Mayor Tollefson declared that the ordinance strikes the right balance at setting the distance at 5 feet.

8:00 PM ***MOTION:** I move that the City Council adopt Ordinance No. 2014-16 relating to the retail use of sidewalks.*
***TOLLEFSON/BONKOWSKI:** Motion carried, 4-3 (Blair, Blossom, Ward).*

8. CITY MANAGER'S REPORT 8:02 PM

City Manager Schulze reported on the following items:

- B.I. RIDE, the expanded bus service on the Island will allow for increased mobility for residents and decreased dependence on single occupant vehicles.
- Bainbridge Island Police Department is celebrating Welcome to the Water on National Marina Day on Saturday, June 14 from 11 am to 4 pm.
- A sewer spill into Eagle Harbor was a result of a pump station failure near 270 Olympic Drive SE.
- Annual flushing of the water mains from Fletcher Bay to Wing Point will continue through June 13.
- The Building Division will be closed on June 13 for required updated International Building Code certifications and training.
- Preparation continues on negotiating the Comcast franchise with consultant River Oaks gathering data and identifying deficiencies. They will be looking into reestablishing PEG fees as well.

9. UNFINISHED BUSINESS 8:07 PM

A. 2015-2020 CAPITAL FACILITIES PLAN WORKSHOP, AB 14-041

Public Works Director Loveless addressed Council with a very detailed PowerPoint illustrating the Capital Facilities Plan for 2015-2020.

Further discussion took place regarding the situation on Fort Ward Hill mentioned during public comment.

8:28 PM ***MOTION:** I move that council direct staff to come back within two weeks with options to correct the apparent safety issues on Fort Ward Hill down to the water.*
***BONKOWSKI/WARD:** The motion carried unanimously, 7-0.*

10. NEW BUSINESS 9:05 PM

A. ELECTION OF DEPUTY MAYOR THROUGH DECEMBER 2014

9:05 PM ***MOTION:** I would like to nominate Councilmember Wayne Roth as deputy mayor through December 2014.*
***WARD/TOLLEFSON:** The motion carried unanimously, 7-0.*

11. CONSENT AGENDA 9:06 PM

A. ACCOUNTS PAYABLE VOUCHER AND PAYROLL APPROVAL

Accounts Payable ACH Wire, ACH Check Number 152, EFT Check Number 153, Void Manual Check Numbers 335807, 335849, Manual Check Numbers 335877 through 335878 and Regular Run Check Numbers 335879 through 335965 for a total of \$625,832.24. Payroll Void Check Number 106644, Miscellaneous Check Numbers 106659 through 106660, Vendor Check Number 106661, Direct Deposit Check Numbers 030462 through 030568, Regular Run Check Numbers 106662 through 106666, Vendor Check Numbers 106667 through 106679, Miscellaneous Check Number 106680 and Federal Tax Electronic Transfer for a total of \$586,705.71.

B. REGULAR STUDY SESSION MEETING MINUTES, APRIL 21, 2014)

C. ORDINANCE NO. 2014-25, CLARIFYING THE ROLE, COMPOSITION AND DUTIES OF THE ENVIRONMENTAL TECHNICAL ADVISORY COMMITTEE AND CREATING A NEW CHAPTER 2.36 OF THE BAINBRIDGE ISLAND MUNICIPAL CODE, AB 14-077

9:06 PM

***MOTION:** I move that the City Council approve Consent Agenda Items A through C: A) Accounts Payable Voucher and Payroll Approval; B) Regular Study Session Meeting Minutes, April 21, 2014 and C) Ordinance No. 2014-25.*

***BONKOWSKI/WARD:** The motion carried unanimously, 7-0.*

12. COMMITTEE REPORTS 9:07 PM

Mayor Blair reported that everyone is working hard on committee and commission interviews that the response has been wonderful.

13. REVIEW UPCOMING COUNCIL MEETING AGENDAS 9:08 PM

City Manager Schulze briefed Council upcoming meeting agendas.

The June 16 Study Session agenda will include:

- Kitsap Economic Development Alliance, 2nd Quarter Report
- Public Safety Facility Assessment Final Report, Mackenzie, Inc.
- Resolution No 2014-13 Setting Public Hearing Date for Right-of-Way Vacation, Pleasant Beach Tracts
- Madison Avenue Overlay Project
- Dripping Water Creek Culvert Replacement Budget Amendment
- Resolution No 2014-14, Adopting Public Defense Standards
- Recommendation from the Environmental Technical Advisory Committee on the Shoreline Master Program Monitoring
- Suzuki Property

The June 23 Business Meeting agenda will include:

- Ordinance No. 2014-26, Modifying Zoning Regulations for Recreation Marijuana and Production (Growing)
- Board, Commission and Committee Appointments
- Ordinance regarding Dog Leash Regulations
- Sound to Olympic Trail Design PSA Award
- Madison Avenue Overlay Construction Award
- Resolutions No. 2014-14 Adopting Public Defense Standards

14. FOR THE GOOD OF THE ORDER 9:14 PM

A. CENTRAL WARD JUNE 4, 2014 MEETING REPORT – COUNCILMEMBERS ROTH AND WARD

Councilmember Bonkowski informed Council that at the Central Ward Meeting, there was a protracted conversation about the walking paths in downtown Winslow not being maintained and that some crossed private easements. He wondered if this is something that can be addressed. Deputy City Manager Smith said more information would be forthcoming in July.

Councilmember Roth thanked Council for the vote of confidence in appointing him Deputy Mayor.

Mayor Blair commented that she, Councilmembers Bonkowski and Tollefson would be attending the AWC Statewide Conference.

15. ADJOURNMENT 9:22 PM
The meeting was adjourned at 9:22 PM.



Anne S. Blair, Mayor



Kelly Jahraus, Records Management Coordinator