

ITEMS DISCUSSED

1. CALL TO ORDER / ROLL CALL
2. EXECUTIVE SESSION: PROPERTY DISPOSITION (RCW 42.30.110(1)(c)), COLLECTIVE BARGAINING NEGOTIATIONS, ISSUES OR PROCEEDINGS (RCW 42.30.140)
3. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE
4. PRESENTATIONS
 - A. NATIONAL POETRY MONTH, BAINBRIDGE ISLAND ARTS AND HUMANITIES COUNCIL POETRY READING
 - B. MURDEN COVE WATERSHED PROJECT
 - C. PREPARED NEIGHBORHOODS
 - D. ANNUAL BRIEFING ON 2013 PUGET SOUND ENERGY ACTIVITIES
5. STAFF INTENSIVE
 - A. ORDINANCE NO. 2013-06, REVISIONS TO OFF-SITE / RIGHT-OF-WAY SIGNS, AB 13-030
 - B. BOHLANDER REVOCABLE LICENSE AGREEMENT / LICENSE AGREEMENT PROCESS, AB 13-038
 - C. FORT WARD HILL RECONSTRUCTION AND SHOULDER WIDENING, PHASE II, DESIGN COMPLETION AWARD, SKILLINGS CONNOLLY, AB 11-097
 - D. FLETCHER BAY WELL HOUSE REPAIR AND REFURBISHMENT PROJECT BID REJECTION AND CONSTRUCTION AWARD, D.P. WAIN CONSTRUCTION, AB 13-039
 - E. LOCAL TECHNOLOGY PLANNING GRANT, AB 13-041
 - F. SEASONAL WINSLOW WAY MAINTENANCE [ADDED].
6. COUNCIL DISCUSSION
 - WATER SYSTEM MANAGEMENT
7. CITY MANAGER REPORT
8. COMMITTEE REPORTS
9. REVIEW OF UPCOMING COUNCIL MEETING AGENDAS
10. FOR THE GOOD OF THE ORDER
11. ADJOURNMENT

1. CALL TO ORDER / ROLL CALL. Mayor Pro Tem Ward called the meeting to order at 6:31:18 PM. A quorum was present consisting of Councilmembers Blair, Blossom, Hytopoulos, Lester, Ward and Mayor Bonkowski. Councilmember Scales arrived at 8:13:21 PM. Deputy City Clerk/Paralegal Brown monitored the recording of the meeting and prepared the minutes.

2. EXECUTIVE SESSION: PROPERTY DISPOSITION (RCW 42.30.110(1)(c)), COLLECTIVE BARGAINING NEGOTIATIONS, ISSUES OR PROCEEDINGS (RCW 42.30.140). Mayor Pro Tem Ward adjourned the meeting to executive session with legal counsel to discuss property disposition and collective bargaining negotiations, issues or proceedings at 6:31 PM. The recording system was turned off and the door to Council Chambers was posted. Mayor Pro Tem Ward re-convened the meeting at 7:04 PM and reported no action was taken. Councilmember Hytopoulos was absent as the meeting re-convened.

3. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE. 7:04:53 PM City Manager Schulze requested the addition of a discussion of seasonal Winslow Way maintenance as item 5(F).

MOTION: *I move that we approve the agenda as amended.*

BONKOWSKI/BLAIR – *The motion carried unanimously, 5 -0.*

In connection with the water system management discussion, Councilmember Blossom said that her parents own a water system, but she doesn't believe it is a conflict. Councilmember Ward said the company he worked for had a small project with Kitsap Public Utilities District in 1996, but he doesn't believe it is a conflict.

4. PRESENTATIONS

A. NATIONAL POETRY MONTH, BAINBRIDGE ARTS AND HUMANITIES COUNCIL POETRY READING.

7:06:46 PM Barbara Sacherdote spoke about National Poetry Month and said the month's theme is "Mischievous." She introduced Richard Levin who read his poem "The Seductive Powers of Love."

B. MURDEN COVE WATERSHED PROJECT. 7:12:08 PM Eva Crim, Kitsap Department of Health, presented information on the Murden Cove Watershed Project. She provided background information about their water pollution identification and correction program. She spoke about the grant received from the Department of Ecology to reduce nutrient and fecal bacteria loading to improve water quality in Murden Cove. She said neighbors will be notified of the study and outlined the steps in the project. She announced that the kick-off meeting is April 24, 2013 at the Bainbridge Island Grange. She said the agency's partners are City of Bainbridge, Bainbridge Island Watershed Council, Sakai Intermediate School, Islandwood, and Kitsap Conservation District. Councilmember Blair asked about the flow monitoring data. Ms. Crim said it will be important to have the flow data to confirm reduction of the pollution load.

C. PREPARED NEIGHBORHOODS. 7:27:03 PM Scott James presented information on Prepared Neighborhoods, a new citizen-led organization that is supporting the Fire Department in its emergency preparedness program. He said they are part of Sustainable Bainbridge. He explained that the program is a continuation of the Map Your Neighborhood program, and they have developed a flip chart with recommended steps following a disaster. He said they are also identifying shelters. He explained that the final step is to connect neighborhoods to anticipate exchanging needed services in the event of an emergency. He informed Council of a new program Recovers is writing on disaster planning. He pointed out that BIPrep.org has the steps outlined to map your neighborhood. Councilmember Lester noted that April 25, 2013 at 9:45 am is an earthquake drill. Mr. James added that ready.recovers.org can help citizens organize emergency information.

D. ANNUAL BRIEFING ON 2013 PUGET SOUND ENERGY ACTIVITIES. 7:44:08 PM Linda Streissguth, Manager of Community and Customer Engagement, and Heather Brickey, Project Manager, for Puget Sound Energy (PSE), presented information on PSE's 2013 activities on Bainbridge Island. She there were very few power outages this past winter because of the mild weather. She provided an update on Bainbridge electric usage and said this is the third year of a three-year commitment to monitor thresholds at substations. She said usage has been consistently below the threshold with only one day over peak loads. She said they are monitoring the base load growth and currently don't see a need for new infrastructure in the next five years. She described planned projects: continuation of a tree wire project on Eagle Harbor to New Sweden, two new tree wire projects on Fletcher Bay to Manzanita, tree wire and circuit loop on Baker Hill Road, annual tree trimming on Day Road and Madison, and Phase 2 of the Bucklin/Eagle Harbor project. Ms. Brickey updated Council on the Bucklin/Eagle Harbor Project. She said the 2nd phase will be along Eagle Harbor Drive starting mid-April and will take approximately 4 months. She described projects beyond 2013. She said they are coordinating with the City on potential non-motorized projects, and they have planned reliability projects, replacement of lattice towers at Agate Pass and replacement of transmission line. Councilmember Lester asked for a more detailed schedule for the Bucklin Hill Project. She responded to Council's questions relating to Winslow substation improvements and the tower replacement.

5. STAFF INTENSIVE.

A. ORDINANCE NO. 2013-06, REVISIONS TO OFF-SITE/RIGHT-OF-WAY SIGNS, AB 13-030. 8:03:36 PM Code Enforcement Officer Meghan McKnight introduced the ordinance that allows commercial signs off-site within the right-of-way. In response to Councilmember Lester's question, she explained the permit costs and how the fee was determined for temporary signs.

***MOTION:** I move the City Council schedule Ordinance No. 2013-06 relating to revisions to off-site/right-of-way signs to first reading on April 24, 2013.*

***LESTER/BONKOWSKI**– The motion carried unanimously, 5-0.*

Sean Nickel, New Life Church, spoke about an allowance for religious organizations or others that need more days per year.

Council discussed the issue. Interim City Attorney Haney said that church use would fall under non-commercial sign use and be exempt from the time limitation. Councilmember Blossom suggested defining commercial versus non-commercial use. Interim City Attorney Haney noted that it is complicated to define so he recommends the use of broad categories.

Councilmember Blair thanked Meghan McKnight for her contributions to the City since it is her last City Council meeting.

B. BOHLANDER REVOCABLE LICENSE AGREEMENT/LICENSE AGREEMENT PROCESS, AB 13-038. 8:19:26

PM Community Development Administrator Wierzbicki introduced the license agreement and a request to assign the authority for this type of agreement to the City Manager. Councilmember Lester inquired about the impact for non-motorized transportation, and Community Development Administrator said this particular property has a 40% slope.

***MOTION:** I move that City Council place the consideration of the Revocable License Agreement with Mr. & Mrs. Bohlander regarding the use of the City's unimproved right-of-way on the agenda for the April 10, 2013 City Council meeting.*

***BONKOWSKI/LESTER** – The motion carried unanimously, 6-0.*

8:22:55 PM Councilmember Hytopoulos returned to the meeting. Council discussed delegating authority to the City Manager for this type of agreement. Councilmember Lester asked that the City have a system in place to check non-motorized transportation plans or trail systems in connection with any pending license agreement. Council authorized the City Manager to draft a resolution.

Councilmember Hytopoulos noted that this is Community Development Administrator Wierzbicki's last City Council meeting, and she thanked him for his contributions to the City.

C. FORT WARD HILL RECONSTRUCTION AND SHOULDER WIDENING, PHASE II, DESIGN COMPLETION

AWARD, SKILLINGS CONNOLLY, AB 11-097. 8:26:06 PM Public Works Director Newkirk introduced the contract to complete the design following Washington Department of Transportation's review. He said the contract will prepare the project for bid and provide for construction support. He summarized the project and the funding. Mayor Bonkowski inquired about the change in contract amount. Public Works Director Newkirk said they have to re-design the retaining wall, and the contract also includes technical support and contract management since additional federal oversight is required in connection with the federal funds. Council forwarded the contract to the consent agenda for April 10, 2013.

D. FLETCHER BAY WELL HOUSE REPAIR AND REFURBISHMENT PROJECT BID REJECTION AND CONSTRUCTION AWARD, DP WAIN CONSTRUCTION, AB 13-039. 8:36:22 PM

Public Works Director Newkirk explained that this project will complete a series of small construction projects at Fletcher Bay Well House and remove it from the capital projects list. He said the low bid was deemed non-responsive since it was late and did not acknowledge the addendum. Councilmember Lester noted that the bid was over the engineer's estimate, and said she would like to see these more in line.

***MOTION:** I move that City Council reject the bid from Coultas General Contracting due to being non-responsive and recommend award to D.P. Wain Construction in the amount of \$48,951.45 for the Fletcher Bay Well House Refurbishment project at the April 10, 2013 City Council meeting.*

***BONKOWSKI/LESTER** – The motion carried unanimously, 7-0. 8:41:03 PM*

E. LOCAL TECHNOLOGY PLANNING GRANT. 8:41:09 PM City Manager Schulze said that Council has asked staff to look into applying for this Local Technology Planning Grant. He said they can accomplish this by the end of the month but noted that the intent of the program is to provide broadband service to low income areas, although this criteria does not appear in the application. He said they could potentially submit a joint application with Kitsap Public Utilities District.

MOTION: *I make a motion to authorize the City Manager to submit an application for a Local Technology Planning Team Grant.*

BONKOWSKI/BLAIR – *The motion passed unanimously, 7-0. 8:43:10 PM*

F. SEASONAL WINSLOW WAY MAINTENANCE. City Manager Schulze said that he received a request from the Bainbridge Island Downtown Association to partner with them to provide assistance for maintenance services this summer. He proposed that the City hire a part-time seasonal laborer. Councilmember Hytopoulos suggested funding the position from the contingency fund. 8:46:34 PM

MOTION: *I make a motion to authorize the City Manager to proceed with hiring a part-time seasonal laborer to assist with downtown flower basket watering, sidewalk and trash container cleaning with a budget not to exceed \$6,000; source of funding is the contingency.*

BONKOWSKI/LESTER – *The motion carried unanimously, 7-0*

8:48:59 PM Council adjourned for a five-minute break. Mayor Pro Tem Ward re-convened the meeting at 8:54 PM.

6. COUNCIL DISCUSSION. 8:54:47 PM

WATER SYSTEM MANAGEMENT. Mayor Bonkowski said that the water utility should be run for the benefit of the ratepayers and not the Island and provided history on the issue. He said he would like the City Manager to focus on an interlocal agreement to determine the actual cost of water system management. City Manager Schulze noted the scope of work was not complete and an interlocal agreement could be negotiated without committing to the arrangement. Council discussed the policy issues. Councilmember Blair asked Council to consider if the cost of operation and maintenance is the most important factor and whether Council should complete the allocation discussion before making the management decision. Councilmember Hytopoulos asked Council to consider potential impacts on emergency response, sewer, and planning. Councilmember Scales asked Council to identify what the objectives are in transferring management. He noted that all ratepayers are also citizens of Bainbridge Island and to the extent the City incurs negative impacts from the transfer, they would also suffer. 9:16:35 PM Mayor Bonkowski said that his primary reason for transferring management is cost, and that Island-wide management of water resources should be a General Fund expense. Councilmember Blair asked Council to consider impacts on other Island residents that would result from impacts to the stormwater utility. Councilmember Lester said it appeared the water utility had previously been over-staffed and noted that the City can retain the authority to set the rates. Councilmember Hytopoulos said that this is the most densely populated area and pulls from the Fletcher Bay Aquifer. She added that water and sewer customers are generally the same and mutually benefit from shared employees. Councilmember Scales stated that the City has more influence with direct control of its water resources and said Council should consider potential negative impacts such as reduced response to emergencies. Councilmember Blossom said she is not in favor of the management contract and would rather see the utility transferred to fully address her concerns and protect ratepayers. Councilmember Ward asked to correct his previous statement and said that KPUD does have a conservation rate structure. 9:40:45 PM

9:43:10 PM Barry Peters, 610 Vineyard Lane, said the Utility Advisory Committee had determined there would be impacts to the other utilities due to a loss of economy of scale. He said that KPUD did not think they could provide management several years ago and declined to offer that arrangement. He said ratepayers or taxpayers as a whole will bear the burden of increased costs.

9:46:34 PM Randall Samstag spoke in favor of City staff and their professionalism. He asked what will happen to citizens with inquiries about groundwater issues if the water utility is not at the City.

9:49:56 PM Maradel Gale, Winslow ratepayer, said that no one has asked the ratepayers what they think. She asked why we would want to “offshore” our utility and spoke about the benefits of having staff on Bainbridge.

9:52:59 PM Eric Turloff, member of Utility Advisory Committee (UAC), spoke about the UAC's analysis which indicated 30% savings. He said the City would have more control with a contract, and he believes that KPUD would respond better to emergencies.

9:55:43 PM Eddie Hartmann, 250 Laurel Place, said she is troubled by the lack of facts. She wants Council to focus on facts.

Council discussed holding a public hearing. City Manager Schulze confirmed that a hearing would not be required. The consensus of Council was to bring forward a motion to direct the City Manager to negotiate an interlocal agreement with KPUD at the next City Council meeting.

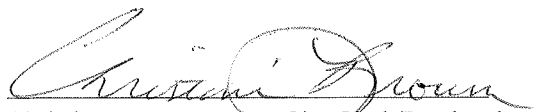
7. CITY MANAGER REPORT. 10:07:19 PM City Manager Schulze went over key items from the City Manager's Report last week. He updated Council on the Police Chief candidates and the interview schedule. He said that he attended the Home Expo and the City had booth. He said the preliminary 2012 financial report has been released, and he provided an update on training at the Emergency Operations Center.

8. COMMITTEE REPORTS. 10:11:33 PM Councilmember Lester said the Non-Motorized Transportation Committee will come forward with top recommendations and grant opportunities soon. Mayor Bonkowski said he spent a day in Olympia and provided information on draft budget changes. Councilmember Blossom said the Kitsap Board of Health presented health rankings and statistics in Kitsap County at their last meeting.

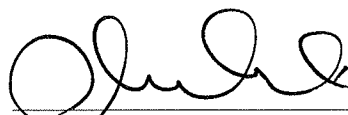
9. REVIEW OF UPCOMING COUNCIL MEETING AGENDAS. 10:16:12 PM Mayor Pro Tem Ward reviewed the April 10, 2013 agenda. Council modified the water system management agenda item to remove the public hearing and reduce the time, and adjusted the start time of the Shoreline Master Program Update. Mayor Pro Tem Ward reviewed the long-term agenda. Councilmember Lester said that a Safe Routes to School grant application will be due in early May. City Manager Schulze suggested adding it to the consent agenda. Mayor Bonkowski said that TRANSPOL is starting to plan for funding and requested the addition on April 17th of a discussion of key milestones for TRANSPOL so Council can look at them from a planning standpoint. Councilmember Lester asked to add a discussion of impact fees to the agenda. City Manager Schulze asked to reschedule the public hearing for the Shoreline Master Program Update to May 8, 2013, and Council concurred.

10. FOR THE GOOD OF THE ORDER. 10:27:14 PM Mayor Bonkowski said he was asked as the Mayor to lead a park walk team organized by Harrison Hospital in October, and Council agreed. Council authorized him to sign a Mayors for the Freedom to Marry commitment. Councilmember Blair noted that ward meetings are coming up, and the schedule is on the web site. Councilmember Lester announced upcoming events, including a community meeting with police candidates, 1st Friday Art Walk, Bloedel Reserve Plant Sale, Public Safety Department Town Hall Meeting, and 2013 MS walk.

11. ADJOURNMENT. Mayor Pro Tem Ward adjourned the meeting at 10:33:07 PM.



Christine Brown, Deputy City Clerk/Paralegal



Steven Bonkowski, Mayor

