

ITEMS DISCUSSED

1. CALL TO ORDER / EXECUTIVE SESSION: PROPERTY DISPOSITION (RCW 42.30.110(1)(c)), POTENTIAL LITIGATION (RCW 42.30.111(1)(i))
2. PLEDGE OF ALLEGIANCE
3. ADDITIONS AND DELETIONS TO THE AGENDA / CONFLICT OF INTEREST DISCLOSURE
4. PRESENTATION: MURDEN COVE WATERSHED PROJECT, SAKAI INTERMEDIATE SCHOOL STUDENTS
5. PUBLIC COMMENT
6. CLOSED RECORD PUBLIC MEETING: RESOLUTION NO. 2013-11, ERICKSEN URBAN COTTAGES, HOUSING DESIGN DEMONSTRATION PROJECT (HDDP), FINAL SUBDIVISION FSUB13025, AB 12-043 [MOVED UP]
10. CONSENT AGENDA [MOVED UP]
 - A. ACCOUNTS PAYABLE VOUCHER AND PAYROLL APPROVAL
 - B. SPECIAL/REGULAR BUSINESS MEETING MINUTES, APRIL 24, 2013
 - C. REGULAR STUDY SESSION MEETING MINUTES, MAY 1, 2013
 - D. INTERLOCAL AGREEMENT WITH THE CITY OF BREMERTON FOR TRAFFIC SIGNALS REPAIR AND MAINTENANCE, AB 13-057 – PUBLIC WORKS
 - E. DEPARTMENT OF ECOLOGY SUPPLEMENTAL STATEWIDE STORMWATER GRANT APPLICATION FOR THE PROPOSED WATERFRONT PARK PROJECT, AB 13-064 – PUBLIC WORKS
8. ORDINANCES/2ND READING [MOVED UP]
 - A. ORDINANCE NO. 2013-02, BUSINESS AND OCCUPATION TAX ADMINISTRATIVE PROCEDURES, AB 13-046 – FINANCE
 - B. ORDINANCE NO. 2013-05, Q1 2013 BUDGET ADJUSTMENTS, AB 13-024 – FINANCE
 - C. ORDINANCE NO. 2013-09, EMERGENCY MANAGEMENT, AB 13-058 – EXECUTIVE
 - D. ORDINANCE NO. 2013-11, CONFIRMING THE EXEMPTION OF THE POLICE CHIEF POSITION FROM CIVIL SERVICE – EXECUTIVE
9. UNFINISHED BUSINESS [MOVED UP]
 - A. ANNUAL DRAINAGE PROGRAM, PROFESSIONAL SERVICES AGREEMENT, AMENDMENT NO. 1., BROWNE WHEELER ENGINEERS, AB 12-066 – PUBLIC WORKS
11. CITY MANAGER'S REPORT [MOVED UP]
7. PUBLIC HEARING: ORDINANCE NO. 2013-06, REVISIONS TO OFF-SITE / RIGHT-OF-WAY SIGNS AND RESOLUTION NO. 2013-07, AMENDING THE FEE SCHEDULE, AB 13-030 – PLANNING
9. UNFINISHED BUSINESS [CONTINUED/MOVED UP]
 - B. CITIZEN COMMISSIONS AND COMMITTEES
12. COMMITTEE REPORTS
13. REVIEW UPCOMING COUNCIL MEETING AGENDAS
14. FOR THE GOOD OF THE ORDER
15. ADJOURNMENT

1. CALL TO ORDER / EXECUTIVE SESSION: POTENTIAL LITIGATION (RCW 42.30.111(1)(i)), PROPERTY DISPOSITION (RCW 42.30.110(1)(c)) 6:15:51 PM

Mayor Bonkowski called the meeting to order at 6:15 PM. Councilmembers Blossom, Lester Ward and Mayor Bonkowski were present. Councilmember Hytopoulos arrived at 7:23 PM. Councilmembers Blair and Scales were absent and excused. City Clerk Lassoff monitored the recording of the meeting and prepared the minutes. The meeting adjourned to an executive session with legal counsel to discuss property disposition and potential litigation. The recording system was turned off and the door to Council Chambers was posted. The meeting resumed at 7:01:53 PM with aforementioned Councilmembers present. No decisions were made during executive session.

2. PLEDGE OF ALLEGIANCE

Everyone stood for the Pledge of Allegiance.

3. ADDITIONS AND DELETIONS TO THE AGENDA / CONFLICT OF INTEREST DISCLOSURE 7:02:33 PM

***MOTION:** I move we accept the agenda as presented.*

***WARD/LESTER** – Motion carried unanimously, 4-0.*

No conflicts of interest were disclosed.

4. PRESENTATION: MURDEN COVE WATERSHED PROJECT, SAKAI INTERMEDIATE SCHOOL STUDENTS 7:03:23 PM

Mayor Bonkowski introduced the item. Sakai Intermediate School students gave a PowerPoint presentation on their project and fielded questions from Council.

5. PUBLIC COMMENT 7:10:30 PM

No one signed up for public comment.

6. CLOSED RECORD PUBLIC MEETING: RESOLUTION NO. 2013-11, ERICKSEN URBAN COTTAGES, HOUSING DESIGN DEMONSTRATION PROJECT (HDDP), FINAL SUBDIVISION FSUB13025, AB 12-043 [MOVED UP] 7:11:27 PM

Mayor Bonkowski read a prepared statement regarding the quasi-judicial nature of the item as well as appearance of fairness laws. He opened the closed record public meeting at 7:13 PM. Planner Tayara introduced the project. Councilmember Blossom recalled Council discussing the project in relation to revisions to the HDDP ordinance. Council concurred that there was no bias.

***MOTION:** I move that the City Council adopt Resolution No. 2013-11, approving the final plat Mylar and the Ericksen Urban Cottages Housing Design Demonstration Project final subdivision.*

***BLOSSOM/WARD** – Motion carried unanimously, 4-0.*

10. CONSENT AGENDA [MOVED UP] 7:16:58 PM

A. ACCOUNTS PAYABLE VOUCHER AND PAYROLL APPROVAL

Accounts Payable Manual Check Numbers 332983 through 332985, Regular Check Numbers 332986 through 333085 for a total of \$161,795.48. Payroll Direct Deposit Check Numbers 027804 through 027907, Regular Check Numbers 106214 through 106217, Vendor Check Numbers 106218 through 106228 and Federal Tax Electronic Transfer for a total of \$389,697.34.

B. SPECIAL/REGULAR BUSINESS MEETING MINUTES, APRIL 24, 2013

C. REGULAR STUDY SESSION MEETING MINUTES, MAY 1, 2013

D. INTERLOCAL AGREEMENT WITH THE CITY OF BREMERTON FOR TRAFFIC SIGNALS REPAIR AND MAINTENANCE, AB 13-057 – PUBLIC WORKS

E. DEPARTMENT OF ECOLOGY SUPPLEMENTAL STATEWIDE STORMWATER GRANT APPLICATION FOR THE PROPOSED WATERFRONT PARK PROJECT, AB 13-064 – PUBLIC WORKS

***MOTION:** Chair, I move to accept Consent Agenda Item A. Accounts Payable Voucher and Payroll Approval; Item B. Special/Regular Business Meeting Minutes, April 24, 2013; C. Regular Study Session Meeting Minutes, May 1, 2013; D. Interlocal Agreement with the City of Bremerton for Traffic Signals Repair and Maintenance and Item E. Department of Ecology Supplemental Statewide Stormwater Grant Application for the Proposed Waterfront Park Project.*

***LESTER/WARD** – Motion carried unanimously, 4-0.*

8. ORDINANCES/2ND READING [MOVED UP]

A. ORDINANCE NO. 2013-02, BUSINESS AND OCCUPATION TAX ADMINISTRATIVE PROCEDURES, AB 13-046 - FINANCE 7:18:23 PM

Finance Director Schroer introduced the ordinance.

***MOTION:** I move that the City Council approve Ordinance No. 2013-02 relating to business and occupation tax administrative provisions and amending Chapter 5.06 of the Bainbridge Island Municipal Code.*

***LESTER/WARD** – Motion carried unanimously, 4-0.*

B. ORDINANCE NO. 2013-05, Q1 2013 BUDGET ADJUSTMENTS, AB 13-024 – FINANCE 7:19:42 PM

Finance Director Schroer introduced the ordinance. Councilmember Lester requested background information on the \$70,000 decrease in the Water Utility excise tax budget. Finance Director Schroer explained the reduction was made to be in line with expected expenditures.

MOTION: *I move that the City Council approve Ordinance No. 2013-05 amending the 2013 Budget of the City.*

BLOSSOM/WARD – Motion carried unanimously, 4-0.

Councilmember Lester asked about unfilled staff positions and what the plan was. City Manager Schulze replied there are several unfilled positions which administration was not planning to fill. He noted staff has projected about \$300,000 in salary savings in 2013. Councilmember Lester asked whether there was a chance that a discussion could be had about reprogramming the funds before the end of the year. City Manager Schulze replied budget discussions are scheduled for June 19.

Councilmember Hytopoulos arrived at 7:23 PM.

C. ORDINANCE NO. 2013-09, EMERGENCY MANAGEMENT, AB 13-058 – EXECUTIVE 7:25:18 PM

City Manager Schulze explained the proposed ordinance repeals Ordinance No. 86-29 and adopts a new Chapter 2.44 of the Bainbridge Island Municipal Code. He explained the Washington State Emergency Management Act requires each political subdivision to establish a local organization for emergency management together with the plan and program. He explained an accompanying piece would be scheduled in the near future regarding an update of the Comprehensive Emergency Management Plan as well as a series of essential service functions. Following brief questions and comments, a motion was made.

7:30:48 PM **MOTION:** *I move that the City Council approve Ordinance No. 2013-09 relating to emergency management; repealing Ordinance No. 86-29, and adopting a new Chapter 2.44 of the Bainbridge Island Municipal Code.*

LESTER/BLOSSOM – Motion carried unanimously, 5-0.

D. ORDINANCE NO. 2013-11, CONFIRMING THE EXEMPTION OF THE POLICE CHIEF POSITION FROM CIVIL SERVICE – EXECUTIVE 7:31:15 PM

MOTION: *I move that the City Council approve Ordinance No. 2013-11 confirming the exemption of the police chief position from civil service and recognizing the authority of the police chief to exempt additional positions as per RCW ~~41.12.040~~ 41.12.050 (cite corrected).*

WARD/LESTER – Motion as modified carried unanimously, 5-0.

9. UNFINISHED BUSINESS [MOVED UP]

A. ANNUAL DRAINAGE PROGRAM, PROFESSIONAL SERVICES AGREEMENT, AMENDMENT NO. 1., BROWNE WHEELER ENGINEERS, AB 12-066 – PUBLIC WORKS 7:32:58 PM

Councilmember Ward wondered why the item required Council approval since they had already approved it. City Manager Schulze indicated the code requires it since it is an amendment to an existing agreement and there is a change to the scope of work.

MOTION: *I move that the City Council approve Amendment No. 1 to Professional Services Agreement with Browne Wheeler Engineering for the 2012 Annual Drainage program.*

WARD/LESTER – Motion carried unanimously, 5-0.

11. CITY MANAGER'S REPORT 7:35:59 PM

City Manager Schulze reported on recent shoplifting activities, closure of City Hall on Memorial Day, a missing children press release, Rockaway Beach Road Stabilization project update, Madison Avenue Water Main Reconstruction project and the July 4 parade. Councilmember Lester requested a future update on public safety department issues such as mental health training and a matrix showing how we are implementing the recommendations brought forward.

7. PUBLIC HEARING: ORDINANCE NO. 2013-06, REVISIONS TO OFF-SITE / RIGHT-OF-WAY SIGNS AND RESOLUTION NO. 2013-07, AMENDING THE FEE SCHEDULE, AB 13-030 – PLANNING 7:52:38 PM

Mayor Bonkowski opened the public hearing at 7:52 PM. Planning Director Cook indicated the intent of the proposed ordinance was to spell out how temporary off-site commercial signs are permitted. Councilmember Ward asked if there is anything in the code regarding placing signage on the sidewalk that is, in effect, ADA complaint. Planning Director Cook replied the code states that any signs that are in the public right-of-way cannot be a safety hazard. Councilmember Hytopoulos thought contact information for the owner of the sign should be defined (i.e. contact name/business name/phone number/email). Councilmember Lester requested language be added to Section 2.Q.1 which would read: ... and does not create a vehicular, cyclist, wheelchair,

or pedestrian traffic obstruction or hazard... There was a brief discussion regarding the public's access to sign information and their contacting an individual requesting the sign be removed. There was Council consensus with respect to signs containing name and phone number and the addition of the earlier language requested by Councilmember Lester which added cyclist and wheelchair wording. Councilmember Blossom wanted to know if the language would apply to off-site commercial signs. Planning Director Cook replied it would apply to temporary commercial and non-commercial signs.

8:04:26 PM **MOTION:** *I move that the City Council approve (1) Ordinance No. 2013-06 relating to commercial sign placement off-site and / or in the right-of-way and amending Chapter 15.08 of the Bainbridge Island Municipal Code and (2) Resolution No. 2013-07 amending the sign permit fee in the City's Fee Schedule with Council changes as made this evening.*
LESTER/HYTOPOULOS – Motion carried unanimously, 5-0.

Mayor Bonkowski indicated no one had signed up to comment during the public hearing.

9. UNFINISHED BUSINESS [CONTINUED/MOVED UP]
B. CITIZEN COMMISSIONS AND COMMITTEES 8:05:37 PM

City Manager Schulze gave a PowerPoint presentation highlighting the proposed changes. He indicated staff is asking Council whether they want legislation prepared amending the number of members established for various committees and commissions. He explained how the proposed interview process would be done annually (April to fill expired terms and October to fill mid-term vacancies) rather than having rolling interview throughout the year. He shared the information contained in each citizen group draft scope of work. There were brief comments made regarding the intent of term limits and how it should be applied, the nomination and appointment process and unexcused absences language. He reviewed the draft scopes of work, fielded questions regarding staggered terms and shared next steps. Staff will provide updated scopes of work at the June 5 study session. Mayor Bonkowski felt Council should consider adding Economic Development and Information Technology citizen advisory groups. Councilmember Lester recommended adding a Public Art Committee under this same process.

12. COMMITTEE REPORTS 8:48:42 PM

Councilmember Ward reported attending two CENCOM meetings this week. Councilmember Lester reported on a meeting she attended along with Mayor Bonkowski and City Manager Schulze with the Intergovernmental Work Group. She indicated the next meeting would be held in September focusing on coordinating bond measures districts are considering for 2014. Mayor Bonkowski said it was going to be an interesting because it sounded like every organization was going to have a bond measure next year. Councilmember Lester reported the following: the school district would be holding a meeting at the library tomorrow morning regarding school consolidation options, the City collaborating with other districts on a month long community focus of disaster preparedness in the fall, and that planning staff received compliments from IGWG. She asked for Council input by mid-June regarding a citizen appointment on the grant review panel for the Housing Grant Program. She said she had been contacted by Senator Patty Murray's staff requesting a meeting to discuss ferry related and Kitsap County issues which has been scheduled for June 18. Mayor Bonkowski reported on a symposium he attended which involved attracting aerospace and defense businesses to Kitsap County.

8:59:54 PM Council discussed the City Manager's six-month review and the Waterfront Park Community event, which are scheduled on the same day. City Manager Schulze indicated he had spoken with SGR and they would rework their contract for facilitating the review. Councilmember Lester shared a proposal she received for a facilitator who charged much less than SGR. Councilmember Ward suggested using a neutral third party who has not been involved with the City Manager in the past. Councilmember Hytopoulos said the goal is to use a creditable source that does this for a living and understands this form of government and ICMA requirements. She suggested Council give SGR guidelines as to what they want. Councilmember Blossom said she would like to continue working with SGR. Councilmember Ward would like the opportunity to digest the other material and make a decision at the next meeting. Councilmember Hytopoulos asked whether Council could task the City Manager to request SGR pull something together this week. City Manager Schulze thought the two proposals contained separate goals. Councilmember Lester explained why she brought the other proposal forward. Councilmember Ward asked whether either proposal was a response to a scope of work the City provided. City Manager Schulze noted SGR's proposal is based on previous discussions with the Council. Councilmember Lester asked that the City Manager talk with both firms and get back to Council. Mayor Bonkowski supported using SGR's present proposal, retaining the June 30 retreat, and rescheduling the Waterfront Park community event. City Manager Schulze said he would contact SGR to refine the process and reduce some of the costs. Councilmember Ward supported SGR's proposal as long as the City can get an evaluation system in place as one of the desired outcomes. Council briefly discussed strategic planning, revisiting the work plan and going ahead with SGR with a target of

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improving the proposal financially and make sure that we get something to walk away with at the end. Staff will look into scheduling another time to hold the Waterfront Park community event.

13. REVIEW UPCOMING COUNCIL MEETING AGENDAS 9:32:50 PM

Mayor Bonkowski reviewed the June 5 study session agenda. Councilmember Hytopoulos shared her concern regarding the KPUD ILA item. Council reviewed the upcoming meeting calendar. Councilmember Ward suggested moving the July 3 meeting to either earlier in the week or consider cancelling it which could affect how much is on the agenda before and after. Mayor Bonkowski suggested adding a broad discussion of the 2014 Budget on June 12. City Manager Schulze suggested adding economic development to the June 12 agenda. Councilmember Hytopoulos suggested skipping July 3 and having a meeting on July 31 instead. Councilmember Blossom favored scheduling the budget discussion for June 12 since she will be gone on June 19. City Manager Schulze suggested focusing on the broader discussion of identifying 2014 work plan items Council would like accomplished. Mayor Bonkowski suggested adding, at a summary level, the 2013 work plan for reprogramming the \$300,000. Councilmember Lester said she would like to see the transportation impact fees scheduled on future agendas.

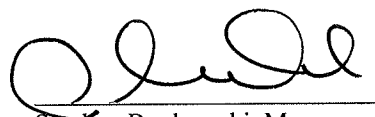
14. FOR THE GOOD OF THE ORDER 9:42:27 PM

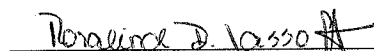
Mayor Bonkowski explained why he was suggesting the three-touch rule, in certain circumstances, be modified. Councilmember Hytopoulos felt an agenda item should go through the three-touch rule however it could be a simpler process. Councilmember Lester asked what the goal was in bringing this item up. Mayor Bonkowski said his goal was to get items not needing much discussion off successive agendas. Councilmember Hytopoulos suggested coming up with a process. City Manager Schulze said staff could add something to the agenda bill that would identify such items.

Councilmember Lester announced the following events: May Chamber After Hours, Chorus Line at BPA, Farmers Market at Town Square Saturday and Lynwood Community Market on Sunday. Mayor Bonkowski announced the grand opening of PAWS would be held Friday.

15. ADJOURNMENT 9:51:12 PM

Following a motion to adjourn by Councilmember Ward, Mayor Bonkowski adjourned the meeting at 9:51 PM.



Stephen Bonkowski, Mayor
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Rosalind D. Lasso, City Clerk