

ITEMS DISCUSSED

1. CALL TO ORDER / ROLL CALL
2. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE
3. STAFF INTENSIVE
 - A. UPDATE ON POLICIES AND REGULATIONS RELATING TO THE LEGALIZATION OF MARIJUANA, AB 13-107
 - B. COST ALLOCATION POLICY ALTERNATIVES
 - C. VINCENT ROAD LANDFILL GROUNDWATER MONITORING PROFESSIONAL SERVICES AGREEMENT, AB 13-108
 - D. RESOLUTION NO. 2013-14, RIGHT-OF-WAY VACATION BY OPERATION OF LAW OF UNNAMED 15' ROAD LOCATED IN EAGLEDALE, AB 13-109
 - E. LEASE AGREEMENT WITH THE BAINBRIDGE ISLAND FARMER'S MARKET
4. COUNCIL DISCUSSION
 - A. USE OF CITY PROPERTY FOR TELEVISION COMMERCIAL AND/OR MOVIE FILMING
5. COMMITTEE REPORTS
6. CITY MANAGER'S REPORT
7. REVIEW OF UPCOMING COUNCIL MEETING AGENDAS
8. FOR THE GOOD OF THE ORDER
9. ADJOURNMENT

1. CALL TO ORDER / ROLL CALL. Mayor Pro Tem Lester called the meeting to order at 7:00 PM. A quorum was present consisting of Councilmembers Blair, Blossom, Lester, Ward, and Mayor Bonkowski. Councilmembers Hytopoulos and Scales were absent and excused. Deputy City Clerk/Paralegal Brown monitored the recording of the meeting and prepared the minutes.

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

***MOTION:** I move to accept the agenda.*

***BONKOWSKI/WARD** – The motion carried unanimously, 5-0. 7:01:00 PM*

There were no conflict of interest disclosures.

3. STAFF INTENSIVE. 7:01:08 PM

A. UPDATE ON POLICIES AND REGULATIONS RELATING TO THE LEGALIZATION OF MARIJUANA, AB 13-107. Planning Director Cook recommended that the City have an ordinance relating to marijuana in place by mid-December. She explained the components of implementing I-502 and the restrictions on land use. She showed two maps with a land use analysis of the implementation of I-502. She spoke about the various zones where growing, processing and retail sales would be allowed and the restrictions on each. She addressed Council's questions with Interim City Attorney Angela Belbeck.

7:21 PM A citizen asked if medical marijuana apothecary shops will be allowed.

7:22:14 PM Klaas Hesselink asked Council to be lenient in allowing retail and growing operations.

7:29:52 PM Council asked staff to bring back interim regulations for consideration and answers to questions regarding medical marijuana, restrictions on City farm land, growing operations in residential zones, lab facilities, indoor growing restrictions, standards for processing and the overlay of Liquor Control Board regulations and the City's agricultural regulations.

B. COST ALLOCATION POLICY ALTERNATIVES. 7:32:19 PM Finance Director Schroer provided background on the current cost allocation process. She explained the guiding policies from the Federal government, State Auditor's office and Resolution No. 2009-34. She summarized current cost allocation practices and key elements of the City's approach. She

provided examples of the current practice for Executive, Finance and Information Technology personnel. She noted that the factors for personnel allocation are evaluated every year.

8:07:28 PM Robert Dashiell raised cost allocation issues.

Council's consensus was to ask staff to provide additional information prior to their policy discussion, including alternative approaches used by other cities.

C. VINCENT ROAD LANDFILL GROUNDWATER MONITORING PROFESSIONAL SERVICES AGREEMENT, AB 13-108. 8:15:07 PM Interim Public Works Director Cunningham introduced the contract for required groundwater monitoring for the next five-year period. He explained the option for City staff to collect samples. He provided history on the previous five-year reports and answered Council's questions on labor costs. Council discussed the option of performing the sampling work in-house.

8:28:08 PM Robert Dashiell spoke against entering into the contract and the contract management under the previous contract.

Interim Public Works Director Cunningham recommended that Council approve the contract for this year to give staff time to add sampling to the work plan and meet training requirements.

***MOTION:** I move that the City Council forward the Vincent Road Landfill Groundwater Monitoring Professional Services Agreement with Aspect Consulting LLC to the August 28, 2013 consent agenda for approval.*

***BONKOWSKI/BLAIR** - The motion carried unanimously, 5-0. 8:40:20 PM*

D. RESOLUTION NO. 2013-14, RIGHT-OF-WAY VACATION BY OPERATION OF LAW OF UNNAMED 15' ROAD LOCATED IN EAGLEDALE, AB 13-109. 8:40:24 PM Interim Public Works Director Cunningham introduced the resolution and explained that this right-of-way is already vacated under state law.

***MOTION:** I move that the City Council forward Resolution No. 2013-14 to the August 28, 2013 consent agenda for approval.*

***BONKOWSKI/WARD** - The motion carried unanimously, 5-0. 8:44:15 PM*

E. LEASE AGREEMENT WITH THE BAINBRIDGE ISLAND FARMER'S MARKET. 8:44:19 PM City Manager Schulze provided information on the 2001 Lease Agreement. He noted that if there are vendors or products outside the scope of the Lease, the agreement requires written approval from the City. Councilmember Blair inquired about the definition of "local." Council discussed allowing political outreach and educational booths, and the issues relating to the recent commercial event.

8:56:19 PM Bonnie McBryan offered comments on behalf of Bainbridge Island Lodging Association (BILA). She clarified that BILA did not benefit from the recent event and asked that Council look at ways to bring tourists to Bainbridge in the off-season.

9:01:06 PM Rex Oliver, Chamber of Commerce, provided information on the recent event and the estimated economic benefit to the Island.

Council asked City Manager Schulze to return with suggested revisions to the Lease.

4. COUNCIL DISCUSSION. 9:04:44 PM

A. USE OF CITY PROPERTY FOR TELEVISION COMMERCIAL AND/OR MOVIE FILMING. 9:04:48 PM Mayor Pro Tem Lester spoke about her objections to the recent commercial filming and suggested the City implement guidelines for future filming. Council asked City Manager Schulze to put together proposed regulations for consideration.

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9:07:23 PM Rex Oliver said he would support a set of rules or regulations. He offered to assist the City Manager in finding examples.

5. CITY MANAGER'S REPORT. 9:14:38 PM City Manager Schulze provided an update on a discussion with Washington State Ferries on transportation funding and upcoming community meetings. He said the Vincent Road community meeting will be October 2, 2013. He noted that Planning and Public Works staff are working on traffic study requirements. He added that he will meet with Chief Hamner next week to put together a plan of action on the Pendleton recommendations. He updated Council on the grant application for the Highway 305 non-motorized improvements.

6. COMMITTEE REPORTS. 9:20:05 PM Mayor Pro Tem Lester updated Council on the State Route 305 Suquamish Way intersection improvements.

9:23:54 PM Don Willott expressed concerns about the design for families and asked that the Sound to Olympics trail be shown in the drawings.

7. REVIEW OF UPCOMING COUNCIL MEETING AGENDAS. 9:25:59 PM Mayor Pro Tem Lester reviewed the August 28, 2013 agenda with Council. The cost allocation discussion was postponed, and the Public Records Act discussion was pulled. In response to Councilmember Blossom's inquiry, Interim Public Works Director Cunningham provided a brief update on the General Sewer Plan meeting, and said an update will be added to the September calendar. Council asked for an update on the status of current Public Works projects. Council reviewed the long-range agenda. Council asked about the timing for the NPDES briefing. City Manager Schulze said he will schedule upcoming agenda items with the Mayor and Mayor Pro Tem. Council discussed the purpose of the joint meeting with the Ethics Board and added a discussion to the August 28th agenda. Mayor Pro Tem Lester asked to schedule the newspaper insert in September in conjunction with the communications plan and asked to move the transportation impact fee discussion sooner.

8. FOR THE GOOD OF THE ORDER. 9:41:27 PM Mayor Pro Tem Lester provided information on Project Backpack, Movies in the Park, the Summer Picnic at Bloedel Reserve, and the Kiwanis Summer Bike Challenge.

9. ADJOURNMENT. On a motion by Councilmember Ward, Mayor Pro Tem Lester adjourned the meeting at 9:43:03 PM.



Steven Bonkowski, Mayor



Christine Brown, Deputy City Clerk/Paralegal