



Ethics Board Regular Meeting  
Monday, September 16, 2024, 6:30 PM  
Chamber Conference Room, City Hall  
280 Madison Ave N  
Bainbridge Island, WA 98110

The Ethics Board will hold this meeting in person, in the City Hall Council Conference Room. Attendance may be in person or the meeting is also accessible via the Zoom meeting platform.

REMOTE MEETING ON ZOOM  
PLEASE CLICK THE LINK BELOW TO JOIN THE WEBINAR:  
<https://bainbridgewa.zoom.us/j/86365762700>  
OR TELEPHONE: US: 1-253-205-0468  
WEBINAR ID: 863 6576 2700

## **AGENDA**

### **1. CALL TO ORDER / ROLL CALL – 6:30 PM**

### **2. APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE**

### **3. PUBLIC COMMENT**

In person public comment is accepted at this time on any topic of public interest. Each commenter will have three minutes, or such amount as the meeting chair determines, to speak. Public comment is not taken on individual agenda items during the meeting. Public comment is simply received by the Board, with no response, and the Board cannot deliberate on items that are not on the agenda. Please refer to guidelines and instructions for public comment, including orderly behavior and civility in remarks, attached below.

The lack of comment is not an endorsement or a denial of the comment. Remote public comment is allowed with advance notice to the City Clerk, provided that all remote commenters shall be required to display their true name and to keep their camera turned on to show their true uncovered face while delivering their comments.

#### **3.A Instructions for Providing Public Comment**

### **4. REGULAR BUSINESS**

#### **4.A Approval of Minutes: July 15, Regular Meeting Minutes**

#### **4.B Update: COBI Farmer's Market Booth/Space and Other Outreach Opportunities**

#### **4.C Review Status of Pending Complaints**

#### **4.D Meeting or Subcommittee with City Council: Recommendations for Ethics Code**

**5. NEW BUSINESS**

**6. AGENDA FOR NEXT MEETING**

**7. NEXT MEETING DATE: October 21, 2024**

**8. ADJOURNMENT**



**Meetings are wheelchair accessible. Assisted listening devices are available in Council Chambers. If you require additional ADA accommodations, please contact the City Clerk's Office at 206-780-8604 or [cityclerk@bainbridgewa.gov](mailto:cityclerk@bainbridgewa.gov) by noon on the day preceding the meeting.**



## Public Comment

Members of the public are encouraged to submit public comment to the City Advisory Committees.

Interested parties may provide comment by:

- Emailing the [City Clerk \(cityclerk@bainbridgewa.gov\)](mailto:cityclerk@bainbridgewa.gov). This comment may be submitted at any time.
- Providing in-person comment at a meeting.
- Providing comment at a meeting via Zoom, in accordance with the advance notice and camera requirements.

Members of the public who wish to provide public comment in-person at a meeting should sign up to speak on the sign-in sheet. The Chair will call the people signed up on the sign-in sheet, and speakers will have three minutes (or such other time set by the Chair) to speak. The Chair or a designee will indicate when the time has elapsed.

Remote public comment is allowed with advance notice to the City by 4:00 p.m. on the business day before the meeting at [cityclerk@bainbridgewa.gov](mailto:cityclerk@bainbridgewa.gov), provided that all remote commenters shall be required to display their true name and to keep their camera turned on to show their true uncovered face while delivering their comments.

Guidelines for public comment are below. These guidelines were established for and approved by the City Council and also apply to all advisory boards, committees and commissions of the City Council.

### **Excerpts from the Governance Manual regarding public comment:**

#### **5.6 Respect and Decorum**

It is the duty of the Presiding Officer and Councilmembers to maintain dignity and respect for their offices, City staff, and the public. While the Council is in session, the Councilmembers shall preserve civility, order and decorum. No member of the public shall, by conversation or otherwise, delay, disrupt, or interrupt the proceedings of the Council, nor engage in any of the prohibited behavior described below. Councilmembers and the public shall obey the proper orders of the Presiding Officer of the meeting.

##### **5.6.1 Orderly Behavior and Civility in Remarks**

Any person disrupting the business of the Council, either while addressing the Council or attending the proceedings, shall be asked to leave, or be removed from the meeting. Continued disruptions may result in a point of order by the Presiding Officer or a Councilmember pursuant to the Council's parliamentary rules, or a recess, forced removal, or adjournment as described elsewhere in this manual. Disruptive behavior includes, but is not limited to, the following:

- a) Speaking without being recognized by the Presiding Officer.
- b) Continuing to speak after the allotted time has expired.

- c) Speaking on an item at a time not designated for discussion by the public of that item, such as speaking on a quasi-judicial item at a time other than during a public hearing or closed record proceeding on the matter.
- d) Throwing objects.
- e) Speaking on an issue that is not a public topic, in violation of Section 9.12.2.
- f) Speaking in favor of or in opposition to a ballot proposition or a candidate for public office, provided, that public comment is allowed when the City Council is considering taking a collective position in favor of or in opposition to a ballot proposition as authorized in RCW 42.17A.555.
- g) Impersonating a City Councilmember or a member of the City staff.
- h) Shouting or otherwise engaging in loud or boisterous behavior.
- i) Continuing to make repetitive remarks after being requested not to do so by the Presiding Officer or a majority of the City Council.
- j) Attempting to engage the audience rather than the Council, e.g., asking audience members to stand, clap, boo or otherwise express collective support or opposition to any matter.
- k) Booing, hissing, or otherwise disrupting the comments of another speaker.
- l) Using racial slurs or other slurs directed at the color, creed, religion, ancestry, gender, sexual orientation, gender expression or identity, national origin, citizenship or immigration status, or mental, physical, or sensory disability of any individual or group, under circumstances where such words constitute “fighting words” under constitutional law.
- m) Refusing to modify conduct after being advised by the Presiding Officer that the conduct is disrupting the meeting or disobeying any other lawful order of the Presiding Officer or a majority of the City Council.

#### **5.6.2 Permission Required to Address the Council**

Persons other than Councilmembers and Administration shall be permitted to address the Council only upon recognition and introduction by the Presiding Officer of the meeting.

#### **9.12.2 Subjects – Whether or Not on the Current Agenda**

Public comments received during the public comment period may be on any public topic, whether or not on the agenda, but a comment on the subject that is covered by a public hearing at that meeting must be made during the period of the public hearing. All public comments shall be made consistent with Section 5.6.

#### **9.12.3 Use of Microphones**

Comments shall be made directly into the microphone, as it is necessary for the public record and for the audience to hear all proceedings. No comments shall be made from any other location.

## **COBI ETHICS BOARD**

Regular Business Meeting

Monday, July 15, 2024

In-person and Via Zoom

### **Minutes**

#### **1. CALL TO ORDER / ROLL CALL – 6:32 PM**

Present: Doña Keating (Chair), Rafael Escandon, Donna Davison, Karen Anderson, Mark Markuly, Hildja Saas, Drew Pollom (Counsel), and Peggy Nimb (City Staff).

Absent: Rosemary Hollinger

#### **2. APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE – No conflicts of interest disclosed. (:40)**

**Approval of Agenda** – Chair Keating requested the addition of item 5E, request a meeting or subcommittee with City Council to review board's Code recommendations from two most recent Annual Reports and Work Plans.

**MOTION:** Rafael Escandon **SECOND:** Karen Anderson Passed unanimously (1:12)

#### **3. WELCOME NEW/CONTINUING ETHICS BOARD MEMBERS (2:06)**

#### **4. PUBLIC COMMENT – None received. (4:19) and (10:17)**

**4.A Instructions for Providing Public Comment** – Update agenda packet going forward to include guidelines and instructions.

**MOTION:** Donna Davison **SECOND:** Karen Anderson Passed unanimously (9:39)

#### **5. REGULAR BUSINESS**

**5.A Appointment of Deputy Chair** - Chair Keating nominated Karen Anderson

**MOTION:** Donna Davison **SECOND:** Rafael Escandon Passed unanimously (12:46)

**5.B Approval of Minutes:** June 17, Regular Meeting Minutes

**MOTION:** Donna Davison **SECOND:** Rafael Escandon Passed unanimously (14:39)

**5.C Update: COBI Farmer's Market Booth/Space** – Mr. Escandon and Ms. Davison briefed full board on interactions and giveaways. Updated new board members regarding past outreach at Rotary, Night Out, island high schools, and YouTube channel for senior centre. Next date: Oct 26 (17:08)

**5.D Review Status of Pending Complaints** - Review of Complaints 2021-04, 2021-05, and 2021-06 remains on hold due to recent U.S. Court of Appeals filing. Appellant's brief due August 13, City's response brief due September 12. No oral arguments set. Might not take place until 2025. No additional complaints. (27:02)

**5.E Request Meeting or Subcommittee with City Council to Review Board's Code Recommendations from Two Most Recent Annual Reports and Work Plans** - Chair Keating to send email to City Council. Council will be discussing addition of youth to advisory boards in July 23 meeting. (29:48)

**MOTION:** Karen Anderson      **SECOND:** Mark Markuly    Passed unanimously (37:53)

## **6. COMMUNICATIONS**

**6.A Next Meeting Date: September 16, 2024** - Agenda will include all above items except 3 and 5A.

## **7. ADJOURNMENT – 7:13 PM**

**MOTION:** Rafael Escandon      **SECOND:** Hildja Saas    Passed unanimously (41:14)

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Doña Keating, Chair

Date