

ITEMS DISCUSSED

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- ~~10. FOR THE GOOD OF THE ORDER~~
11. ADJOURNMENT

1. EXECUTIVE SESSION: POTENTIAL LITIGATION (RCW 42.30.110(1)(I)) 6:16 PM

Deputy Mayor Roth called an executive session to order at 6:15 p.m. with Councilmembers Blair, Blossom, Bonkowski, Tollefson, Townsend, Ward, and City Attorney Marshall to discuss potential litigation 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. CALL TO ORDER / ROLL CALL 7:01 PM

Deputy Mayor Roth called the regular meeting to order at 7:00 p.m. with Councilmembers Blair, Blossom, Bonkowski, Tollefson, Townsend, and Ward. Records Management Coordinator Jahraus monitored the recording of the meeting and prepared the minutes.

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

MOTION: I move to accept the agenda as presented.

BLAIR/BONKOWSKI: The motion carried 7-0.

4. CITY MANAGER'S REPORT/NAVIGATE BAINBRIDGE UPDATE 7:02 PM

City Manager Schulze briefed Council on the status of Winslow Way parking, the Navigate Bainbridge visioning workshops, and Puget Sound Energy's online power outage map. One of the planning commissioners resigned; executive will be advertising for a replacement.

5. PRESENTATIONS 7:05 PM

A. HIGH PERFORMANCE ORGANIZATION (HPO) LEADERSHIP PHILOSOPHY, AB 14-190

Executive Assistant Amber Richards explained the work completed by staff since late 2013 on the High Performance Organization training and the formation of a leadership policy.

B. SOUND TO OLYMPIC TRAIL ALIGNMENT PRESENTATION & SUPPLEMENTAL AGREEMENT # 2, AB 14-096 7:16 PM

MacLeod Reckord representative Connie Reckord used a PowerPoint to give an overview of the project and schedule, alignment options, evaluation criteria and preferred options.

Public Comment 7:41 PM

Ross Hathaway, president of Squeaky Wheels, thanked Don Willott for his tireless efforts on the project.

Doug Rauh, Kenneth Place, would like to see the trail continue north.

Debbi Lester, Ericksen Avenue, suggested pursuing more grant opportunities and perhaps opening a bank account to accept donations.

Don Willott, past chair of the Non-Motorized Committee, wrote the concept for the STO trail. He wanted to point out that the grant was built from the ground up and the City was six out of 70 competitors.

7:49 PM ***MOTION:** I move that the City Council forward Supplemental Agreement Number 2 with MacLeod Reckord in the amount of \$263,488.25 for the STO Trail project design to the November 22, 2014 special meeting consent agenda.*
***BONKOWSKI/WARD:** The motion carried 7-0.*

C. OPEN PUBLIC MEETINGS ACT (OPMA) AND PUBLIC RECORDS ACT (PRA), AB 14-189 7:50 PM

City Attorney Marshall reviewed the Public Records Act via a PowerPoint. RCW 42.56 was amended effective July 1, 2014 to require that every local elected official and every local government PRO must receive records training. The PRA PowerPoint presentation satisfies the refresher requirement; a presentation on the OPMA was provided as well.

Public Comment

Debbi Lester offered comment pertaining to social media.

6. STAFF INTENSIVE 8:23 PM

A. PUBLIC WORKS CONTRACTS, AB 14-188

**1. DRIPPING WATER CREEK CULVERT REPLACEMENT PROJECT BUDGET AMENDMENT
NO. 2, AB 14-039**

Amendment Number 2 in the amount of \$28,900.00 is due to the requirement to import additional backfill materials after discovering that the existing soils could not be utilized as structural backfill and the need to import additional streambed gravels as well as changes to the water-main relocation as required by the Kitsap Public Utility District.

8:24 PM ***MOTION:** I move that the City Council forward the Dripping Water Creek project Budget Amendment Number 2 in the amount of \$28,900.00 from the Annual Drainage Program fund to the November 22, 2014 special meeting consent agenda.*
***BLAIR/BONKOWSKI:** The motion carried 7-0.*

B. ORDINANCE NO. 2014-40, REQUIRING PERMITS FOR THE FILMING AND PRODUCTION OF MOTION PICTURES AND TELEVISION PROGRAMS, AB 14-078 8:26 PM

Bainbridge Island's scenic beauty makes it an attractive location for the filming of television commercials, television programs, and movies. Requiring permits for filming for commercial purposes will allow the City Manager the opportunity to place conditions on filming and production to insure that such filming and production activities do not interfere with the public health and safety. The City of Bainbridge Island does not have anything on the books to monitor any filmmaking.

City Attorney Marshall provided background on the draft ordinance; it was an amalgamation of ordinances now in place for the City of Seattle and the City of Tacoma. Whether or not the City has an ordinance in place and how broad it extends is a policy decision for Council. Staff is ready to move in any direction Council needs.

After discussion, Council decided no action would be taken at this particular meeting.

Public Comment 8:46 PM

Doug Rauh, Kenneth Place, made comment on the various gray areas a permit could cover.

Matt Longmire, local filmmaker, stated he is in support and it is all about the language of the ordinance. He will be communicating with City Manager Schulze.

Debbi Lester, Ericksen Avenue, stated she had sent Council the Seattle Film and Music Manual and City of Seattle fee and permits documents.

C. POLICE FACILITY SITE CONSIDERATIONS, AB 14-008 8:53 PM

This item continues the City's work to plan for replacement of the existing Police Station. City Manager Schulze reported that at this time, the City has not received information from the Visconsi development on options for that location, so there is no detail available for that site alternative. A written proposal is anticipated from Visconsi; their plans are not yet firm except for the site plan. As of a few weeks ago, potential negotiations going on could result in significant changes resulting in it not being possible for them to lease to the City. We are competing with retail office space.

Public Comment 9:00 PM

Doug Rauh, Kenneth Place, is very involved with the Washington State Ferries; he commented that our ferry terminal is considered the safest throughout the system. He encouraged Council to look at the present location of the police department to site the new facility.

Debbi Lester, Ericksen Avenue, asked about the potential impact of police on a residential street.

Deputy Mayor Roth summarized:

- police and court will be at one location with or without a parking structure
- the City will communicate to Visconsi we want definite action in January
- all four sites are still in consideration
- that any new information is communicated to Council

D. BAINBRIDGE PERFORMING ARTS LEASE AMENDMENT FOR PUBLIC ART SITE, AB 14-191 9:20 PM

As a preliminary step to the installation of Pod at the BPA site, it is recommended that the City revise the lease agreement with BPA to formalize the location of the City-owned Pod on BPA property, and to identify the City as the party responsible for maintenance and insurance of the Pod.

9:21 PM ***MOTION:** I move to authorize the City Manager to Approve the First Amendment to the Ground Lease between the City and BPA in substantially the same form as shown on Attachment A.*
***TOWNSEND/WARD:** The motion carried 7-0.*

7. COUNCIL DISCUSSION 9:22 PM

Councilmember Bonkowski requested scheduling time to discuss Waterfront Park and allocation of funds between the park and dock early in the New Year. City Manager Schulze stated that executive is working off the council-directive given during the budget process. Construction on the park was to begin in 2015; for that to happen we need to have a design contract awarded in January. Now is the time to decide if we want to hold off. A delay will consequently result in construction beginning in 2016.

Deputy Mayor Roth suggested we proceed forward on the design; as a Council, a commitment needs to be made on the park and dock one way or another giving a strong signal that within whatever parameters we will see this project completed. Proceeding forward will not preclude having a robust discussion at the business meeting on December 9.

8. COMMITTEE REPORTS 9:37 PM

Councilmember Bonkowski attended the PSRC Transportation Policy board meeting.

Both Councilmember Ward and Townsend attended the Tree Ordinance Committee meeting held earlier in the day.

Councilmember Blair reported that the Kitsap Regional Coordinating Council would be taking a formal vote on their agency's restructuring at the next meeting, particularly dues paid. Both she and Councilmember Bonkowski are delegates; Councilmember Blair confirmed that Council is comfortable with them acting on the Council's behalf.

The Intergovernmental Working Group (IGWG) met on Monday, November 17. Councilmember Blair attended.

Councilmember Blair also attended the board meeting of Kitsap Transit. Every four years, a special committee is formed to look at the composition of the board. An elected representative from each jurisdiction is required to sit on the committee.

***MOTION:** I move that Councilmember Blair be appointed to the special committee with Kitsap Transit.*
***TOLLEFSON/BONKOWSKI:** The motion carried 7-0.*

An at-large position is also available; Councilmember Bonkowski accepted the position.

9. REVIEW UPCOMING COUNCIL MEETING AGENDAS 9:52 PM

City Manager Schulze reviewed upcoming agendas and long-range calendar.

~~10. FOR THE GOOD OF THE ORDER 9:57 PM~~

11. ADJOURNMENT 9:58 PM

Deputy Mayor Roth adjourned the meeting at 9:58 p.m.



Anne S. Blair, Mayor



Kelly Jahraus, Records Management Coordinator