



CITY OF
BAINBRIDGE ISLAND

**CITY COUNCIL REGULAR BUSINESS MEETING
TUESDAY, OCTOBER 22, 2019**

MEETING MINUTES

1) CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE

Deputy Mayor Tirman called the meeting to order at 6:00 p.m. in Council Chambers.

Deputy Mayor Tirman and Councilmembers Blossom, Deets, Nassar, Peltier and Schneider were present. Mayor Medina was absent and excused.

2) APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE

Deputy Mayor Tirman pulled Item 8.F from the agenda at staff's request. Councilmember Peltier moved and Councilmember Deets seconded to approve the agenda as amended. The motion was approved by unanimous consent. There were no conflicts of interest disclosed.

3) PUBLIC COMMENT

Cestjon McFarland spoke in favor of Friends of the Farm funding.

Tracy Lang spoke in favor of Friends of the Farms funding.

Sadie Engleson spoke in favor of Friends of the Farms.

Luke Carpenter spoke in favor of Friends of the Farms funding.

Mike Cox spoke about the Puget Sound Energy franchise.

Zac Fulton spoke in favor of Friends of the Farms and their support.

Jane Lindley spoke about the Puget Sound Energy franchise agreement.

David Henry spoke about the Lodging Tax Advisory Committee.

Marilyn Wallace spoke in favor of tiny villages.

Darlene Kordonowy spoke in favor of Friends of the Farms.

Deanna Martinez spoke in favor of Government Alliance on Race and Equity training.

4) **MAYOR'S REPORT**

Deputy Mayor Tirman noted that he will not be attending the Kitsap Regional Coordinating Council retreat.

5) **CITY MANAGER'S REPORT**

City Manager Smith provided information on a drug take-back event at Bainbridge Island Police Department, ballots and Initiative I-976, and Planning Department open houses in November.

6) **PUBLIC HEARING(S)**

6.A Public Hearing on Ordinance No. 2019-27 Relating to Property Tax Levy for Collection in 2020 - Finance

Cover Page

Ordinance No. 2019-27 Relating to the Levy of Property Taxes for Collection in 2020

City of Bainbridge Island Levy Limit Calculation 9 17 19 TY-2020

Property Tax CC 102219.pptx

Budget Manager Dunscombe provided a presentation on the property tax levy.

Deputy Mayor Tirman opened the public hearing at 6:40 p.m.

Public Comment

Lisa Macchio spoke against the increase.

Deputy Mayor Tirman closed the public hearing at 6:41 p.m.

MOTION: I move to forward to the November 12th unfinished business portion of the agenda Ordinance No. 2019-27 Relating to Property Tax Levy for Collection in 2020.

Blossom/Deets: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

6.B Public Hearing on Ordinance No. 2019-28 Adopting Mid-Biennium Modifications to the Final Budget ending December 2020 - Finance

Cover Page

Ordinance No. 2019-28 Adopting Mid-Biennium Modifications to the Final Budget ending December 2020

2020 Expenditures by Fund Exhibit A to Ordinance 2019-28.pdf

2020 Budget Modifications for CC 100119.pptx

2020_Budget_Modification_Memo_-_Final - 100119.docx

Deputy Mayor Tirman opened the public hearing at 6:46 p.m. There was no public comment. Deputy Mayor Tirman closed the public hearing at 6:46 p.m.

Budget Manager Dunscombe provided a brief overview of the mid-biennium budget modifications.

MOTION: I move to forward to the November 12th unfinished business portion of the agenda Ordinance No. 2019-28 Adopting Mid-Biennium Modifications to the Final Budget ending December 2020.

Schneider/Blossom: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

6.C Public Hearing on Ordinance No. 2019-31, Extending Interim Official Control Establishing Small Wireless Facilities Design Standards - Executive

Cover Page

Ordinance No. 2019-31, Extending Interim Official Control Establishing Small Wireless Facilities

Design Standards

Ordinance No. 2019-15, Interim Official Control Establishing Small Wireless Facilities Design Standards (Expires 11-14-19)

Deputy City Attorney Sepler introduced the agenda item.

Deputy Mayor Tirman opened the public hearing at 6:53 p.m. There was no public comment. Deputy Mayor Tirman closed the public hearing at 6:53 p.m.

MOTION: I move to approve Ordinance No. 2019-31.

Peltier/Nassar: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

7) UNFINISHED BUSINESS

7.A Consider Annual Funding for Friends of the Farms - Executive

Cover Page

Staff Memo - Consideration of Annual Funding for Friends of the Farms

Farm topics for CC 10222019

FOF Budget Detail for Management Fee Request

FOF Executive Director Activities for Public Farmland

FOF Program Manager Activities for Public Farmland

FOF Non-COBI Programs and Activities

FotF Q1-2019 Management Fee Invoice.pdf

FotF Q2-2019 Management Fee Invoice.pdf

FotF Q3-2019 Management Fee Invoice 10.1.19.pdf

Deputy City Manager Schroer introduced the agenda item and provided background information.

Public Comment

Jon Quitslund spoke in favor of funding Friends of the Farms.

MOTION: I move to provide funding for Friends of the Farm for 2020 in the amount of \$65,000 and to take up funding for further years out as part of the next budget process and to fund that \$65,000 from the Council contingency fund.

Blossom/Schneider: The motion, as amended below, carried unanimously, 6-0.

AYES: Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Sarah Blossom, Leslie Schneider

NOES:

ABSENT: Kol Medina

ABSTAIN: None

AMENDMENT: I would like to amend the main motion to increase the amount to \$72,000 for the 2020 payment to Friends of the Farms to come out of the Council Contingency Fund.

Peltier/Deets: The motion to amend carried, 4 – 2.

AYES: Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman

NOES: Sarah Blossom, Leslie Schneider

ABSENT: Kol Medina

ABSTAIN: None

MOTION: I move to form a council ad hoc committee specifically related to work on the Master Lease in 2020 with Friends of the Farms.

Nassar/Peltier: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

7.B Ordinance No. 2019-09 Relating to Accessory Dwelling Units (ADUs) - Planning

[Cover Page](#)

[Staff Memo - Accessory Dwelling Unit Regulations 102219](#)

[Ordinance 2019-09 DRAFT 101519](#)

[October 2018 Legal Memo on ADUs](#)

[Building Official Memo re Tiny Home Appendix Q Adoption](#)

[Appendix Q](#)

[ADU Use Specific Standards 18.09.030 Attachment A](#)

Senior Planner Sutton introduced the agenda item.

Public Comment

Lisa Neal raised questions about the ordinance.

Council discussed the ordinance with Senior Planner Sutton.

MOTION: I move amend the ordinance to remove the allowance of two tiny homes in lieu of a conventional ADU [Accessory Dwelling Unit].

Peltier/Blossom: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

MOTION: I move to refer draft Ordinance No. 2019-09 to the Planning Commission for the Planning Commission's consideration and recommendation, as amended tonight, and direct the City Manager to include language that sets out development standards for tiny homes.

Blossom/Peltier: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

7.C Ordinance No. 2019-32 Amending BIMC 2.16.020.S. Housing Design Demonstration Projects (HDDP) Program - Planning

Cover Page

20191016 DRAFT ORD 2019-32 HDDP Program

Ordinance No. 2018-31 Limiting the Housing Design Demonstration Project Program to Affordable Housing Approved 082818

Senior Planner Sutton introduced the agenda item.

Public Comment

Lisa Macchio spoke against the ordinance.

Due to a technical issue, Deputy Mayor Tirman adjourned the meeting for a break at 8:05 pm. and re-convened the meeting at 8:10 p.m.

Public Comment (continued)

Lisa Neal spoke against the ordinance and the Suzuki project.

Council discussed the agenda item.

MOTION: I move to forward draft Ordinance No. 2019-32 to the Planning Commission for the Planning Commission to hold a public hearing on November 7, 2019 and to make a recommendation on the draft ordinance to the City Council by mid-November 2019.

Blossom/Deets: The motion carried, 4 – 2.

AYES: Sarah Blossom, Joe Deets, Matt Tirman, Leslie Schneider

NOES: Ron Peltier, Rasham Nassar

ABSENT: Kol Medina

ABSTAIN: None

7.D Resolution No. 2019-26, Updating the City's Ethics Program - Executive

Cover Page

Staff Memo - Potential Discussion Points for City Council Consideration

Resolution No. 2019-26, Updating the City's Ethics Program

Revised Code of Conduct and Ethics Program - Track Changes

Deputy City Attorney Sepler introduced the agenda item.

Public Comment

Lisa Neal spoke about the program.

Councilmember Nassar left Council Chambers at 8:50 p.m. and returned at 8:54 p.m.

Council reviewed and discussed the questions posed by Deputy City Attorney Sepler in the agenda packet.

MOTION: I move to provide for complaints against Ethics Board members to be forwarded to the Hearing Examiner.

Peltier/Nassar: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

MOTION: I move to that we ask Robbie [Sepler] to come back with a definition that is consistent with the State regulation for municipal officers.

Peltier/Nassar: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

MOTION: I move to remove the word "hypothetical" to the clause in Article III, Section E.D.

Deets: The motion died for lack of a second.

The program will return to a future Council meeting.

7.E Proposed Process to Negotiate Puget Sound Energy Franchise Agreement Renewal - Executive

[Cover Page](#)

[OMW Memo Re PSE Franchise Renewal - for 10-22-19](#)

City Manager Smith introduced the agenda item.

Public Comment

David McCaughey spoke in favor of the proposed process.

Ted Jones spoke about the process.

Council discussed the process.

8) NEW BUSINESS

8.A First Amendment to the Interlocal Agreement for the Kitsap County Department of Emergency Management - Executive

[Cover Page](#)

Emergency Management Coordinator LaSage introduced the agenda item.

MOTION: I move to forward the First Amendment to the Interlocal Agreement for the Kitsap County Department of Emergency Management for approval with the November 12, 2019 Consent Agenda.

Blossom/Peltier: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

8.B Donation of a Cargo Trailer for Emergency Management Purposes from Virginia Mason - Public Works

[Cover Page](#)

[Staff Memo - Virginia Mason Trailer Donation](#)

[Donation Agreement for Virginia Mason Trailer](#)

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to forward acceptance of the cargo trailer donation for approval with the November 12, 2019 Consent Agenda.

Peltier/Deets: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

8.C Resolution No. 2019-28, Setting a Public Hearing Date for a Proposed Street Vacation on a Portion of Point Monroe Drive - Public Works

[Cover Page](#)

[Resolution No. 2019-28 to Set Pt. Monroe Rd Vacation Public Hearing Date](#)

[Point Monroe Road Vacation Backup Documentation_.pdf](#)

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to approve Resolution No. 2019-28 setting a public hearing date of November 26, 2019 for a proposed street vacation of a portion of Point Monroe Drive.

Peltier/Schneider: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

8.D Interlocal Agreement with the Houston-Galveston Area Council (HGAC) for Cooperative Purchasing - Public Works

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to forward the Interlocal Agreement with the Houston-Galveston Area Council for Cooperative Purchasing for approval with the November 12, 2019 Consent Agenda.

Blossom/Deets: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

8.E Front Broom Sweeper Procurement - Public Works

[Cover Page](#)
[HGAC ILA Agreement](#)

MOTION: I move to forward the procurement of the front broom sweeper for consideration with the November 12, 2019 Unfinished Business agenda.

Schneider/Nassar: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

8.F [Pulled] Video Inspection Camera Procurement and Budget Amendment- Public Works

[Cover Page](#)
[HGAC ILA Agreement](#)
[HGAC \(CUES\) Contract Pricing Worksheet](#)

8.G Roadside Chipper Procurement - Public Works

[Cover Page](#)
[WA State Master Contract No. 05218](#)
[FMI Equipment Quote](#)

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to forward the procurement of the roadside chipper for approval with the November 12, 2019 Consent Agenda.

Nassar/Peltier: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

9) **CONSENT AGENDA**

9.A Agenda Bill for Consent Agenda

[Cover Page](#)

9.B Accounts Payable and Payroll

[Cover Page](#)

[Report to Council of Cash Disbursements 10-23-19.pdf](#)

[Payroll.pdf](#)

Accounts Payable: check number 351801 from previous run = \$531.89; manual check number sequence 351802 – 351810 = \$75,228.31; regular check number sequence 351811 – 351925 = \$394,789.35. Total disbursement = \$483,494.55.

Payroll: normal direct deposit check sequence 46081 – 46211 = \$315,653.61; regular payroll check sequence 109151 – 109155 = \$5,611.36; vendor check run sequence 109156 – 109167 = \$132,436.33; Federal Tax Electronic Funds Transfer = \$117,545.79; ACH \$237.50. Total disbursement = \$571,484.59.

9.C City Council Study Session Minutes, October 1, 2019

[Cover Page](#)

[City Council Study Session Minutes, October 1, 2019](#)

9.D City Council Regular Business Meeting Minutes, October 8, 2019

[Cover Page](#)

[City Council Regular Business Meeting Minutes, October 8, 2019.pdf](#)

9.E Resolution No. 2019-27, Stating the City's Intent to Adopt Legislation to Receive a Tax Credit Against the State Sales Tax to Support Affordable and Supportive Housing - Finance

[Cover Page](#)

[Resolution No. 2019-27, Stating the City's Intent to Adopt Legislation to Receive a Tax Credit Against the State Sales Tax to Support Affordable and Supportive Housing](#)

[AWC Implementing HB 1406](#)

[MRSC - SHB 1406 Understanding the Affordable Housing Sales Tax Credit](#)

9.F Ordinance No. 2019-29 Adopting an Update to the 2019-2024 Capital Improvements Plan (CIP) - Finance

[Cover Page](#)

[Ordinance No. 2019-29 2019-2024 Updated Budget - Capital Improvement Plan](#)

[Revised 2020 CIP.pdf](#)

[100119 CIP Presentation](#)

9.G Amendment No. 1 to the Professional Services Agreement with Gray & Osborne, Inc., for a New High School Reservoir Pre-Design Report - Public Works

[Cover Page](#)

[Staff Reservoir Presentation - 8 Oct 2019](#)

[Amendment No. 1 to PSA with Gray & Osborne, Inc.](#)

[Exhibit A to Amendment No. 1 to PSA with Gray & Osborne, Inc.](#)

[Professional Services Agreement with Gray & Osborne, Inc. \(Executed on 9-29-17\)](#)

9.H Department of Ecology 2019-21 Biennial Stormwater Capacity Grant Agreement/Acceptance and Budget Amendment - Public Works

[Cover Page](#)

[Water Quality Stormwater Capacity Agreement](#)

9.I Amendment No. 1 to the Professional Services Agreement with Cascadia Consulting Group, Inc., for a Greenhouse Gas Emissions Inventory - Executive

[Cover Page](#)

[Amendment No. 1 to PSA with Cascadia Consulting, Inc., for a Greenhouse Gas Inventory](#)

[PSA with Cascadia Consulting, Inc., for a Greenhouse Gas Inventory \(Executed 2-14-19\)](#)

MOTION: I move to approve the Consent Agenda as presented.

Peltier/Nassar: The motion carried unanimously, 6 – 0.

AYES: Sarah Blossom, Ron Peltier, Rasham Nassar, Joe Deets, Matt Tirman, Leslie Schneider

NOES: None

ABSENT: Kol Medina

ABSTAIN: None

10) COMMITTEE REPORTS

10.A Committee Reports

[Cover Page](#)

[Climate Change Advisory Committee Minutes, September 18, 2019](#)

[Cultural Funding Advisory Committee Minutes, September 9, 2019](#)

[Environmental Technical Advisory Committee Minutes, August 8, 2019](#)

[Public Safety Committee Minutes, May 9, 2019](#)

[Race Equity Task Force Minutes, September 5, 2019](#)

[Utility Advisory Committee Minutes, September 11, 2019](#)

[Utility Advisory Committee Minutes, September 25, 2019](#)

Councilmember Peltier reported on the Design Review Board meeting on October 21, 2019.

11) FOR THE GOOD OF THE ORDER

Councilmember Nassar will work on a revised draft of the rights of nature ordinance for a future agenda.

Councilmember Peltier will take Deputy Mayor Tirman's place at the Kitsap Regional Coordinating Council's retreat on Friday, October 25, 2019.

Councilmember Schneider reported on the EcoCity World Summit.

12) ADJOURNMENT

Deputy Mayor Tirman adjourned the meeting at 10:09 p.m.



Kol Medina, Mayor



Christine Brown, CMC, City Clerk