



CITY COUNCIL REGULAR BUSINESS MEETING
TUESDAY, FEBRUARY 23, 2021

MEETING MINUTES

1) CALL TO ORDER/ROLL CALL

Mayor Nassar called the meeting to order at 6:01 p.m. on the Zoom webinar platform.

Mayor Nassar, Deputy Mayor Hytopoulos, and Councilmembers Carr, Deets, Fantroy-Johnson, Pollock, and Schneider were present.

2) EXECUTIVE SESSION

2.A Pursuant to RCW 42.30.110(1)(i), to discuss with legal counsel matters relating to litigation or potential litigation to which the City, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency, and pursuant to RCW 42.30.110(1)(f), to receive and evaluate complaints or charges brought against a public officer or employee. However, upon the request of such officer or employee, a public hearing or a meeting open to the public shall be conducted upon such complaint or charge.

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Mayor Nassar adjourned the meeting to an executive session pursuant to RCW 42.30.110(1)(i) and RCW 42.30.110(1)(f) at 6:01 p.m.

At 6:32 pm., Council extended the executive session by 15 minutes. At 6:46 p.m., Council extended the executive session by 10 minutes. Council returned from executive session at 7:01 p.m., and Mayor Nassar reconvened the meeting.

3) APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE

Councilmember Deets moved and Councilmember Carr seconded to approve the agenda as presented. The motion carried unanimously, 7-0. There were no conflicts of interest disclosed.

4) PUBLIC COMMENT

4.A Instructions for Providing Public Comment - City Clerk

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[Instructions for Providing Public Comment at Remote Meetings.docx](#)

Sue Wilmot read a statement on behalf of Stacy Fischer in favor of hazard pay for grocery workers. She also spoke in favor of hazard pay and the race equity signs.

Erin Self spoke in favor of hazard pay for grocery workers.

Marcia Cutting spoke in favor of hazard pay for grocery workers.

Dick Haugan spoke about the purchase of the Harrison property.

Salvatore DeRosalia spoke in favor of hazard pay for grocery workers, and race equity issues.

Joshua Solorio read Cookie Atkins' statement in favor of hazard pay for grocery workers.

Ron Peltier spoke in favor of hazard pay for grocery workers.

5) CITY MANAGER'S REPORT

Interim City Manager Schroer provided an update on vaccine distribution, the Supreme Court's denial of a review of the Shoreline Master Program lawsuit, and replacement of Big Belly trash cans on Winslow Way.

6) CONSENT AGENDA

6.A Agenda Bill for Consent Agenda

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6.B Accounts Payable and Payroll

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[AP Report to Council of Cash Disbursements 02-24-21.pdf](#)

[Payroll.pdf](#)

Accounts payable: EFT 421 VOID; ACH 422 VOID; ACH 423=\$246.00; EFT 424=\$7,680.10; ACH 425=\$1,545.76; manual check numbers 355602-355607 VOID; manual check numbers 355608-355621=\$440,731.93; manual check numbers 355720-355721=\$22,787.96; regular run check numbers 355622-355719=\$348,473.18. Total disbursement=\$798,676.97.

Payroll: normal check run numbers 50235-50361=\$342,551.74; normal check run number 109548=\$3,769.79; vendor check run 109549-109555=\$134,229.49; Federal Tax Electronic Transfer=\$129,464.71. Total disbursement=\$610,015.73.

6.C City Council Study Session Minutes, February 2, 2021

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[City Council Study Session Minutes, February 2, 2021.docx](#)

6.D City Council Regular Business Meeting Minutes, February 9, 2021

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[City Council Business Meeting Minutes February 9, 2021.docx](#)

6.E Special City Council Meeting Minutes, February 10, 2021

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[Special City Council Meeting Minutes, February 10, 2021.docx](#)

6.F Special City Council Meeting Minutes, February 11, 2021

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[Special City Council Meeting Minutes February 11, 2021.docx](#)

6.G Police Vehicle Procurement - Public Works

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[2021 Police Ford Interceptor Quote.pdf](#)

[2021 Police Ford Interceptor Upfit Quote.pdf](#)

6.H Ordinance No. 2021-01 Amending Chapter 20.04 BIMC Relating to City Fire Code - Public Works

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[Fire Code 2021 Slides_020921.pptx](#)

[UAC Fire Code Memo 050918.pdf](#)

[Ordinance No 2021-01 Updating City Fire Code.docx](#)

6.I Ordinance No. 2021-02 Amending Chapter 13.10 BIMC Relating to Regulation of Fire Hydrants & Water Mains - Public Works

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[Ordinance No. 2021-02](#)

6.J Ordinance No. 2021-08, Amending the 2021 Budget to Carry Forward Funding for Work Funded in 2020 but to be Performed in 2021 - Finance

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[2020 Budget Carry over into 2021 Transmittal Memo Final.docx](#)

[Ordinance No. 2021-08 Amending the 2021 Budget to Carry Forward 2020 Items - Final.docx](#)

[Attachment A to Ord 2021-08 - Carryover Request Final.pdf](#)

6.K Reappointment of Bainbridge Island Representative to Bremerton Kitsap Access Television's Public Access Citizens Advisory Committee - Mayor Nassar

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[2021 Public Access Citizen Bainbridge Island.pdf](#)

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

Carr/Pollock: The motion carried unanimously, 7-0.

7) FUTURE COUNCIL AGENDAS

7.A Future Council Agendas

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[March 2 City Council Study Session.pdf](#)

[March 9 City Council Regular Business Meeting.pdf](#)

[March 16 City Council Study Session.pdf](#)

[March 23 City Council Regular Business Meeting.pdf](#)

[April 6 City Council Study Session.pdf](#)

[2021 List of Proposed Future Council Topics for 02232021.docx](#)

Interim City Manager Schroer highlighted future Council agenda items.

Council agreed that the start time for the March 16, 2021 Sustainable Transportation workshop will be 5:00 p.m. Councilmember Schneider will invite Park Commissioners, Bainbridge Island School District board members, Land Trust board members, and Parks Foundation board members. Council also agreed that the speaker fee will come out of Council contingency.

Councilmember Fantroy-Johnson asked to add a preliminary process for the Race Equity Advisory Committee to consult with the Ethics Board on Article I complaints that raise race and equity issues to a future business meeting.

MOTION: I make a motion that we add to a future business meeting an agenda item to consider formally authorizing REAC [Race Equity Advisory Committee] to begin preliminary work to deliver a proposed process to bring back to Council at a later date, consistent with the motion that the REAC passed, which was, they asked the City Council to work with the REAC to develop a process allowing the REAC to be consulted on core value ethics complaints that raise race and equality issues.

Fantroy-Johnson/Pollock: The motion failed 3-4.

AYES: Rasham Nassar, Michael Pollock, Brenda Fantroy-Johnson
NOES: Joe Deets, Leslie Schneider, Kirsten Hytopoulos, Christy Carr
ABSENT: None
ABSTAIN: None

The item will be scheduled under Future Council Agendas.

Mayor Nassar asked to add a discussion of the selection process for City advisory committees, and Council concurred. The item will be added to an April study session.

8) PRESENTATIONS

8.A Recommendation from Climate Change Advisory Committee and Utility Advisory Committee on Puget Sound Energy Franchise Agreement Process, CCAC and UAC

[Cover Page](#)

[CCAC and UAC Recommendations on PSE Franchise Agreement February 18th 2021.pdf](#)

[City Council February 23rd CCAC and UAC PSE Franchise Agreement Presentation.pptx](#)

Mike Cox from the Climate Change Advisory Committee provided a presentation on the committee's Puget Sound Energy franchise recommendations.

MOTION: I move that the City Council endorse the recommendations provided by the UAC/CCAC subcommittee with regards to the PSE franchise negotiations.

Hytopoulos/Deets: The motion carried unanimously, 7-0.

9) PUBLIC HEARING(S)

9.A Conduct Public Hearing on Ordinance No. 2021-09, Bonus FAR Interim Control, 6 Month Extension - Planning

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Ordinance No. 2021-09 Extending Interim Zoning Control Related to Bonus Density (Public Hearing)
Memo City Council re Draft Ordinance Bonus FAR
BACKGROUND 2021008 PC Cover Letter to CC on Bonus FAR
BACKGROUND 20200924 PC Staff Memo from Jennifer Sutton
Ordinance No. 2020-20 Extending Interim Zoning Control Related to Bonus Density Approved 082520.pdf
Background 2021117 City Council Mtg Minutes
DRAFT Ordinance No. 2021-10 formerly 2020-16.docx
Exhibit A Ord. 2021-10.docx

Senior Planner Sutton introduced the agenda item.

Mayor Nassar opened the public hearing at 8:24 p.m. There was no public comment. Mayor Nassar closed the public hearing at 8:24 p.m.

MOTION: I move to approve Ordinance No. 2021-09 to thereby extend the interim control related to bonus floor area ratio to September 10, 2021.

Deets/Fantroy-Johnson: The motion carried unanimously, 7-0.

10) UNFINISHED BUSINESS

10.A Economic Recovery Grants - Finance

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Slides for CC 022321.pptx

Resolution_No_2021-05_Establishing_Small_Business_Relief_Grant_Program_-_Final (4).docx

KEDA_-_City_of_Bainbridge_Economic_Recovery_Grant_Program_Contract_-_Draft_Final.docx

Web_and_Applicant_Text_for_Bainbridge_Grant_Program_-_Final (2).docx

Bainbridge Island Small Business Grant Application_Final.pdf

Finance Director Pitts introduced the agenda item.

MOTION: I move to approve Resolution No. 2021-05 to establish a Bainbridge Island Small Business Relief Program in the amount of \$205,000 and to authorize an associated budget amendment in the same amount.

Deets/Fantroy-Johnson: The motion carried unanimously, 7-0.

MOTION: I move to approve an agreement in substantially the form as included with this agenda item between the City and the Kitsap Economic Development Alliance in the amount of \$5,000 to administer the program, and to authorize an associated budget amendment in the same amount.

Deets/Schneider: The motion carried unanimously, 7-0.

MOTION: I move to approve an additional \$5,000 budget adjustment for outdoor venue purchases.

Deets/Schneider: The motion carried unanimously, 7-0.

MOTION: I move that we remove the bullet point under requirements, the final bullet point, under requirements, that states, "Priority to businesses who have not received previous grants from other programs."

Schneider/Deets: The motion carried unanimously, 7-0.

10.B Appointment to the Race Equity Advisory Committee - Mayor Nassar

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[Martinez - Race Equity Advisory Committee - formerly Task Force \(Redacted\).pdf](#)

Mayor Nassar introduced the agenda item.

MOTION: I move to confirm the Mayor's appointment of Deanna Martinez to serve on the Race Equity Advisory Committee to Position I to fill the term which ends in June 2023.

Fantroy-Johnson/Carr: The motion carried unanimously, 7-0.

11) NEW BUSINESS

11.A Race Equity Welcoming Sign Approval and Budget Amendment - Public Works

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[City Council_2021-02-23.pdf](#)

Project Manager Epstein provided a presentation on the race equity welcoming signs.

AMENDED MOTION: I move to forward for approval with the March 9, 2021 consent agenda the implementation of the Race Equity Welcoming Sign project in substantial conformance with the February 23, 2021 staff presentation to the City Council, and an associated authorization for the City Manager to prepare a related budget amendment in the amount of \$6,700 from the race equity fund.

Deets/Fantroy-Johnson: The motion carried unanimously, 7-0.

11.B Approval of Housing Proposal and Grant Application at Morales Property - Friends of the Farms

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[FotF-ReHome Project Memo 2-17-21.pdf](#)

[ReHOME Flyer](#)

[ReHOME Site Plan](#)

[First Federal Grant Guidelines-and-FAQs-for-Website](#)

Interim City Manager Schroer introduced the agenda item. Heather Burger from Friends of the Farms updated Council on the project.

MOTION: I move to authorize Friends of the Farms to develop intern housing on the City-owned Morales Property and direct the City Manager to sign the applications, as needed, during the process.

Deets/Fantroy-Johnson: The motion carried unanimously, 7-0.

MOTION: I move to authorize Friends of the Farms to apply for First Federal grant funding related to the reHOME project.

Deets/Carr: The motion carried unanimously, 7-0.

12) CITY COUNCIL DISCUSSION

12.A Hazard Pay for Grocery Workers - Councilmember Fantroy-Johnson

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Councilmember Fantroy-Johnson introduced the agenda item.

MOTION: I move to refer this issue to a Council ad hoc committee consisting of myself and Joe Deets to research and explore the possibility of an ordinance for hazard pay for grocery store workers.

Fantroy-Johnson/Carr: The motion carried unanimously, 7-0.

MOTION: I move that the Council ask the City Attorney to do a preliminary analysis on the legality and legal risk of the City passing a hazard pay resolution and to bring back to Council a draft ordinance.

Hytopoulos/Pollock: The motion carried unanimously, 7-0.

13) COMMITTEE REPORTS

Councilmember Deets reported on the Green Building Task Force meeting.

Councilmember Fantroy-Johnson provided an update on Kitsap Housing Board.

14) FOR THE GOOD OF THE ORDER

Councilmember Deets mentioned the Kitsap Regional Coordinating Council (KRCC) Executive Board retreat on equity on March 4, 2021 from 1:00 to 4:00 p.m. Council is invited, as well as a community member. Councilmember Deets will extend an invitation to a Planning Commissioner.

Councilmember Schneider mentioned that the KRCC Transportation Policy Board needs to be informed that she is now the representative. Councilmember Pollock will contact the board.

15) ADJOURNMENT

Mayor Nassar adjourned the meeting at 9:33 p.m.



Rasham Nassar, Mayor


Christine Brown, CMC, City Clerk