



CITY COUNCIL REGULAR BUSINESS MEETING
TUESDAY, MARCH 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 and Councilmembers Carr, Deets, Fantroy-Johnson, and Schneider were present. Deputy Mayor Hytopoulos and Councilmember Pollock were absent and excused.

Councilmember Deets asked for a moment of silence in honor of the three young women, Hannah Wachsmann, Marina Miller, and Hazel Kleiner, killed in a car accident a week ago.

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.
Cover Page

Mayor Nassar adjourned the meeting to an executive session at 6:04 p.m. in accordance with RCW 42.30.110(1)(i).

At 7:08 p.m., Council extended the executive session by fifteen minutes. Council returned from executive session at 6:50 p.m., and Mayor Nassar reconvened the meeting.

3) APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE

Mayor Nassar requested the removal of item 11.B due to the absence of two Councilmembers.

MOTION: I make a motion that we remove item 11.B, discussion of the Police and Court facility project, and put it on the agenda for the April 6th Study Session.

Fantroy-Johnson/Carr: The motion carried 5 – 0.

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

MOTION: I move to include on the agenda tonight, a discussion, and then there will be a motion, to direct the Race Equity Advisory Committee to present the Council a Resolution condemning hate, racism and intolerance against Asians and Pacific Islanders.

Deets/Fantroy-Johnson: The motion carried 5 – 0.

AYES: Rasham Nassar, Joe Deets, Leslie Schneider, Christy Carr, Brenda Fantroy-Johnson

NOES: None

ABSENT: Kirsten Hytopoulos, Michael Pollock

ABSTAIN: None

Councilmember Deets moved and Councilmember Carr seconded to approve the agenda as modified. The motion carried 5 – 0. There were no conflicts of interest disclosed.

4) PUBLIC COMMENT

4.A Instructions for Providing Public Comment - City Clerk

[Cover Page](#)

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

Sue Wilmot spoke in favor of the hazard pay ordinance.

Sal DeRosalia spoke in favor of the hazard pay ordinance.

Ron Peltier spoke about the Police and Court Facility.

Ashley Mathews asked Council to respond to an email.

5) CITY MANAGER'S REPORT

Interim City Manager Schroer mentioned the closure of the COVID-19 testing site, the status of the vaccine clinics, the City's new hydrogeologist, the opening of the Farmer's Market on April 3, 2021, a virtual lunch meeting with the Police Chief and Community Health Navigator on March 23, 2021, and business grant applications.

6) CONSENT AGENDA

6.A Agenda Bill for Consent Agenda

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6.B Accounts Payable and Payroll

[Cover Page](#)

[AP Report to Council of Cash Disbursements 03-24-21.pdf](#)

[Payroll.pdf](#)

[AP Report to Council of Cash Disbursements 03-24-21 REVISED.pdf](#)

Accounts Payable: manual check numbers 355865, 355897, and 355924-void; manual check numbers 355831-355843 = \$199,672.88; regular run check numbers 355844-355955 = \$559,954.60; total disbursements = \$759,627.48.

Payroll: Normal run check numbers 50487-50612 = \$342,386.52; normal run check number 109567 = \$3,000.86; vendor check numbers 109568-109574 = \$130,806.48; Federal Tax Electronic Transfer = \$132,858.91; total disbursements = \$609,052.77.

6.C City Council Meeting Minutes

[Cover Page](#)

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

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

6.E Chlorine Generator Replacement Contract - Public Works

[Cover Page](#)

[Chlorine Generator Bid Form.doc](#)

[Chlorine Generator Contract.docx](#)

**6.D Eagle Harbor Phase II Non-Motorized Improvements Contract Award - Public Works
[Removed from the Consent Agenda]**

[Cover Page](#)

[Eagle Harbor Ph2 Shoulder Imp BID FORM.docx](#)

[Eagle Harbor Phase 2 Shoulder Improvements - CONTRACT.docx](#)

6.F Bainbridge Island Senior Community Center Grant Application - Public Works

[Cover Page](#)

[Draft BCF grant request for Huney hearing loop.docx](#)

[Email Kit.pdf](#)

6.G Kitsap County Conservation District Manzanita Watershed Interlocal Agreement - Public Works

[Cover Page](#)

[ILA Between City and Kitsap Conservation District re Manzanita Watershed.docx](#)

6.H Transportation Benefit District (Traffic Calming and Climate Mitigation) Funding Discussion and Budget Amendment - Public Works

[Cover Page](#)

[Traffic Calming CIP Slides.pptx](#)

[Resolution No. 2019-06 Directing Use of Additional Vehicle License Fee Revenue Approved 012219.docx](#)

Mayor Nassar asked to remove item 6.D from the Consent Agenda.

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

Deets/Carr: The motion carried 5 – 0.

AYES: Rasham Nassar, Joe Deets, Leslie Schneider, Christy Carr, Brenda Fantroy-Johnson

NOES: None

ABSENT: Kirsten Hytopoulos, Michael Pollock

ABSTAIN: None

**6.D Eagle Harbor Phase II Non-Motorized Improvements Contract Award - Public Works
[Removed from the Consent Agenda]**

[Cover Page](#)

[Eagle Harbor Ph2 Shoulder Imp BID FORM.docx](#)
[Eagle Harbor Phase 2 Shoulder Improvements - CONTRACT.docx](#)

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to award the Eagle Harbor Phase II Shoulder Improvements project contract to Sultan Construction Inc., in the amount of \$512,254.00, including sales tax.

Carr/Deets: The motion carried 5-0.

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

7) FUTURE COUNCIL AGENDAS

7.A Future Council Agendas

[Cover Page](#)
[March 24 Special Joint City Council Meeting.pdf](#)
[April 6 City Council Study Session.pdf](#)
[April 13 City Council Regular Business Meeting.pdf](#)
[April 20 City Council Study Session.pdf](#)
[April 27 City Council Regular Business Meeting.pdf](#)
[List of Proposed Future Council Topics.docx](#)

Interim City Manager Schroer reviewed future Council agendas.

Councilmember Schneider asked to add an agenda item to a future meeting to discuss a contribution by Bainbridge Island to the Kitsap Small Business Development Center, and Council concurred.

Council agreed to move the Triangle Property update to the April 20, 2021 study session.

8) PRESENTATION(S)

8.A Proclamation Declaring March 24, 2021 as "Education and Sharing Day" - Mayor Nassar

[Cover Page](#)
[Proclamation - Education and Sharing Day 2021.docx](#)

Councilmember Schneider read the proclamation.

MOTION: I move to authorize the Mayor to sign the proclamation declaring March 24, 2021 as "Education and Sharing Day."

Fantroy-Johnson/Deets: The motion carried 5 – 0.

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

Rabbi Mendy Goldshmid thanked Council for the proclamation.

8.B Proclamation Declaring March 2021 as "Brain Injury Awareness Month" - Mayor Nassar
Cover Page
[Brain Injury Awareness Month Proclamation 2021.docx](#)

Councilmember Fantroy-Johnson read the proclamation.

9) UNFINISHED BUSINESS

9.A Ordinance No. 2021-03 Joint City Council/Planning Commission Land Use Subcommittee Phase I "Triage" Code Changes
Cover Page
[Ordinance No. 2021-03 Triage Code Updates.docx](#)
[Exhibit A to Ord 2021-03.docx](#)
[ORD 2020-40 Planning Commission Recorded Motion 121020.pdf](#)
[20201029 Planning Commission Workplan for Joint Land Use Subcommittee Recommendations.pdf](#)
[20201013_Joint_Land_Use_Subcommittee_Memorandum_Initial_Recommendations_Recovered.pdf](#)
[20201013 Joint Land Use Subcommittee Attachment A Table.pdf](#)

Senior Planner Sutton introduced the agenda item. Council discussed the ordinance.

MOTION: I move to forward Ordinance No. 2021-03 for consideration of approval as part of the Consent Agenda for the April 13, 2021 City Council meeting.

Carr/Deets: The motion was amended.

AMENDMENT: I move to amend the motion on the floor to state to forward Ordinance No. 2021-03 with Section 11 stricken for consideration of approval as part of the Consent Agenda for the April 13, 2021 City Council meeting.

Nassar/Fantroy-Johnson: The motion carried 3 – 2.

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

AMENDED MOTION: I move to forward Ordinance No. 2021-03 for consideration of approval with section 11 stricken as part of the Consent Agenda for the April 13, 2021 City Council meeting.

Carr/Deets: The motion carried 3 – 2.

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

9.B Review Scope of Work and Workplans for Joint Land Use Subcommittee, Affordable Housing Council Ad Hoc Committee, and Hazard Pay Council Ad Hoc Committee - Executive
Cover Page
[Affordable Housing Ad Hoc Committee Request Form and Workplan.docx](#)
[Grocery Worker Hazard Pay Ad Hoc Committee Request Form and Workplan.docx](#)

Interim City Manager Schroer introduced the agenda item.

MOTION: I move to approve the scope of work and workplans as described in the committee forms submitted for Council review in this March 23, 2021 agenda item.

Carr/Deets: The motion carried 5 – 0.

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

9.C Ordinance No. 2021-13 Relating to Hazard Pay for Grocery Workers - Executive

[Cover Page](#)

[Ordinance No. 2021-13 \(Hazard Pay for Grocery Workers\)](#)

[Order of Dismissal - Northwest Grocery Association v. City of Seattle](#)

City Attorney Levan introduced the agenda item, and Council discussed the ordinance.

MOTION: I move to move emergency Ordinance No. 2021-13 related to hazard pay for grocery workers on Bainbridge Island to the April 13 Consent Agenda.

Fantroy-Johnson/Deets: The motion was withdrawn.

MOTION: I move to adopt emergency Ordinance No. 2021-13 related to hazard pay for grocery workers on Bainbridge Island.

Deets/Fantroy-Johnson: The motion carried 5 – 0.

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

9.D Capital Improvement Plan Grant Update - Public Works

[Cover Page](#)

[CC_CIP_Project_Update_031821.pptx](#)

Public Works Director Wierzbicki introduced the agenda item. Council discussed retaining the Finch Road Improvements Project in the Capital Improvement Plan.

MOTION: I move to remove the High School Road / State Route 305 Bike Crossing Project and the Madison Avenue Reconstruction Project from the 2021-26 Capital Improvement Plan and consider the funding for these projects in a future discussion as part of the Sustainable Transportation Plan and the Biennial Budget update.

Carr/Schneider: The motion carried 5 – 0.

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

10) NEW BUSINESS

Mayor Nassar adjourned the meeting for a break at 9:00 p.m. and reconvened the meeting at 9:05 p.m.

10.A Madison Avenue Non-Motorized/Utility Project Scope Discussion - Public Works

[Cover Page](#)

[Madison_Ave_Project_031821_FINAL.pptx](#)

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to authorize \$25,000 from the Transportation Benefits District fund to evaluate preliminary design options and cost estimates for the Madison Avenue Non-Motorized/Utility Project as discussed at the March 23, 2021 Council meeting.

Carr/Deets: The motion carried 5 – 0.

AYES: Rasham Nassar, Joe Deets, Leslie Schneider, Christy Carr, Brenda Fantroy-Johnson

NOES: None

ABSENT: Kirsten Hytopoulos, Michael Pollock

ABSTAIN: None

10.B Lodging Tax Advisory Committee (LTAC) 2021 Funding Recommendations - Executive

[Cover Page](#)

[2021 LTAC Funding Recommendations - Final.pdf](#)

Interim City Manager Schroer introduced the agenda item. Council discussed funding for an electric shuttle.

MOTION: I move to approve the Lodging Tax Advisory Committee's 2021 funding recommendation and authorize the Interim City Manager to execute the associated funding agreements with recipient organizations.

Carr/Deets: The motion carried 5 – 0.

AYES: Rasham Nassar, Joe Deets, Leslie Schneider, Christy Carr, Brenda Fantroy-Johnson

NOES: None

ABSENT: Kirsten Hytopoulos, Michael Pollock

ABSTAIN: None

11) COUNCIL DISCUSSION

11.A Feedback on Proposed Changes to Governance Manual - Council

[Cover Page](#)

[Governance Manual 071420-2 MP LS comments-2.docx](#)

Councilmember Schneider introduced the agenda item. Council discussed revising the Governance Manual in sections as time allows.

11.B Discussion of Police and Court Facility Project

[Cover Page](#)

[Draft Stmt of Work re Harrison purchase for CC 03232021 - packet](#)

This item was removed from the agenda due to Council absences.

11.C **Discussion regarding a Request for the Race Equity Advisory Committee to Present to Council a Resolution Condemning hate, racism and intolerance against Asians and Pacific Islanders**

Councilmember Deets introduced the agenda item.

MOTION: I move to direct the Race Equity Advisory Committee to present to Council a Resolution condemning hate, racism and intolerance against Asians and Pacific Islanders. The resolution will acknowledge that, while anti-Asian racism has existed long before the COVID-19 pandemic, there has been a rise in discrimination and violence in the country since the pandemic. The Resolution will state that the City strives to make Bainbridge Island a safe and equitable place for all.

Deets/Nassar: The motion carried 5 – 0.

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

12) **COMMITTEE REPORTS**

Councilmember Deets provided an update on the digital store and small business grant applications.

13) **FOR THE GOOD OF THE ORDER**

Councilmember Deets commented on the vaccination clinic.

Councilmember Fantroy-Johnson provided information on the Community Together event on March 27, 2021 between 10:00 a.m. and 11:00 a.m.

14) **ADJOURNMENT**

Mayor Nassar adjourned the meeting at 10:10 p.m.



Rasham Nassar, Mayor



Christine Brown, CMC, City Clerk