



REGULAR CITY COUNCIL BUSINESS MEETING
TUESDAY, JULY 13, 2021

MEETING MINUTES

1) [CALL TO ORDER/ROLL CALL](#)

Mayor Nassar called the meeting to order at 6:00 p.m. on the Zoom webinar platform.

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

2) [APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE](#)

Councilmember Fantroy-Johnson moved and Deputy Mayor Pollock seconded to approve the agenda as presented. The motion carried unanimously, 7-0. There were no conflicts of interest disclosed.

3) [PUBLIC COMMENT](#)

3.A Instructions and Guidelines for Providing Public Comment at Remote Meetings - City Clerk

[Cover Page](#)

[Instructions and Guidelines for Providing Public Comment at Remote Meetings.pdf](#)

Bob Scales spoke about a tax title property.

Tyler Hannon spoke about a tax title property.

Sal DeRosalia spoke about a conflict of interest on Council.

Dan Mallove spoke on behalf of Tyler Hannon and a tax title property.

Walt Hannon spoke about a tax title property [comment provided later in the meeting due to technical difficulties].

4) [CITY MANAGER'S REPORT](#)

4.A City Manager's Report

[Cover Page](#)

[City Manager's Report - July 13, 2021, Business Meeting.docx](#)

[Admin Policy_Traffic Ops Committee_Final.pdf](#)

[Telecommuting Policy.pdf](#)

[Telecommuting Eligibility Checklist.pdf](#)

City Manager King provided information on the Traffic Operations Committee and the telecommuting policy.

5) CONSENT AGENDA

5.A Agenda Bill for Consent Agenda

[Cover Page](#)

5.B Approve Accounts Payable and Payroll

[Cover Page](#)

[PR Council Report 7-6-21.pdf](#)

[AP Report to Council of Cash Disbursements 07-14-21.pdf](#)

5.C Approve City Council Meeting Minutes

[Cover Page](#)

[City Council Study Session Minutes, June 15, 2021.pdf](#)

[City Council Regular Business Meeting Minutes, June 22, 2021.pdf](#)

**5.D Award Annual Roads Program Contract (\$425,634.40) - Public Works
[Removed from the Consent Agenda]**

[Cover Page](#)

[2021 Roads Project Contract.docx](#)

[2021 Annual Roads_Bid Form.docx](#)

[2021 Annual Roads Map.jpg](#)

**5.E Consider Approval of COVID Cleaning Professional Services Agreement
Amendment No. 4 and Budget Amendment; \$24,624 - Public Works**

[Cover Page](#)

[Amendment No. 4 Emergency COVID Cleaning Contract.docx](#)

[Janitorial COVID Original Agreement.pdf](#)

[Janitorial COVID PSA Amend No. 1.pdf](#)

[Janitorial COVID PSA Amend No. 2.pdf](#)

[COVID CLEANING AMEND 3_Executed.pdf](#)

[Resolution_No._2020-06_COVID-19 Emerg Proclamation_031020.pdf](#)

5.F Consider Approval of City Hall Repairs Project Change Order No. 3 - Public Works

[Cover Page](#)

[City Hall Repairs CO#3.xlsx](#)

[Meng Analysis CH Repair CO# 3 explanation.pdf](#)

[City Hall Repairs Orig & CO 1&2.pdf](#)

**5.G Approve Resolution No. 2021-11, Affirming the Proclamation Issued by the
City Manager Terminating the March 9, 2020, Proclamation of Emergency
Related to the COVID-19 Pandemic - Executive**

[Cover Page](#)

[Resolution No. 2021-11 Terminating the COVID-19 Emergency Proclamation.docx](#)

[Proclamation of Emergency - COVID-19 - Executed 3-9-2020.pdf](#)

[Proclamation Terminating Emergency Proclamation.pdf](#)

5.H Approve the Registered Sex Offender Address and Residency Verification Grant Memorandum of Understanding with the Kitsap County Sheriff's Office (\$1,000) - Police

[Cover Page](#)

[2021-22 WASPC KCSO Registered Sex Offender Grant MOU.pdf](#)

5.I Authorize Salmon Recovery Funding Board Grant Sponsorship - Springbrook Creek Fish Passage Project (\$85,000 Grant; \$50,000 City Match) - Public Works

[Cover Page](#)

[WA RCO Authorization.pdf](#)

[WSPER 2021 Habitat Project List Proposed 6.2.2021.pdf](#)

5.J Amend (Increase) Springbrook Creek Fish Passage Project Budget (\$85,000 Grant; \$50,000 City Match) and Authorize \$185,000 Budget Amendment - Public Works

[Cover Page](#)

[WA RCO Authorization.pdf](#)

[WSPER 2021 Habitat Project List Proposed 6.2.2021.pdf](#)

[Transportation CIP 2021-26.pdf](#)

[Stormwater CIP 2021-26.pdf](#)

5.K Increase City Manager's Change Order Authority for the Eagle Harbor Drive Phase II Non-Motorized Improvement Project (\$230,000.00) [Removed from the Consent Agenda]

[Cover Page](#)

[CIP Project 1077 EH PH II.pdf](#)

[EH PH II X-Section Rev 202100708.pdf](#)

5.L Consider Canceling August 3, 2021, City Council Study Session for Council Recess

[Cover Page](#)

Mayor Nassar pulled item 5.K from the Consent Agenda. Councilmember Carr pulled item 5.D from the Consent Agenda.

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

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

5.K Increase City Manager's Change Order Authority for the Eagle Harbor Drive Phase II Non-Motorized Improvement Project (\$230,000.00) [Removed from the Consent Agenda]

[Cover Page](#)

[CIP Project 1077 EH PH II.pdf](#)

[EH PH II X-Section Rev 202100708.pdf](#)

Public Works Director Wierzbicki introduced the agenda item, and Council discussed the project.

MOTION: I am going to state the recommended motion to increase the City Manager's change order authority for the Eagle Harbor Drive Phase II Non-Motorized Improvement project up to \$250,000.00 to support the construction of separated bicycle facilities on both sides of the project alignment.

Schneider/Deets: The motion carried 6 – 1.

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

5.D Award Annual Roads Program Contract (\$425,634.40) - Public Works [Removed from the Consent Agenda]

[Cover Page](#)

[2021 Roads Project Contract.docx](#)

[2021 Annual Roads_Bid Form.docx](#)

[2021 Annual Roads Map.jpg](#)

Public Works Director Wierzbicki introduced the agenda item. Councilmember Carr expressed concerns related to road maintenance, and Council discussed non-motorized facilities.

MOTION: I make the motion to award the 2021 Annual Roads Program contract to Central Paving LLC in the amount of \$425,634.40.

Schneider/Fantroy-Johnson: The motion carried 6 – 1.

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

6) FUTURE COUNCIL AGENDAS

6.A Future Council Agendas

[Cover Page](#)

[Council Agenda Topics for Upcoming Meetings.pdf](#)

City Manager King reviewed future Council agendas.

Councilmember Carr asked to add the Planning Commission recommendations on Ordinance 2021-12 and Resolution No. 2021-07 and an addition to BIMC 18.16 relating to wildfire mitigation to the next business meeting. Council supported adding the two items to the July 27, 2021 business meeting.

Councilmember Fantroy-Johnson asked to add a presentation on the Wintergreen project to a future agenda. Mayor Nassar will follow-up with the City Manager, staff, and interested parties to determine the primary regulatory request and will return it to Council.

Councilmember Hytopoulos asked for a discussion on a state statute to provide additional housing density for religious organizations to build affordable housing on their property, and Council concurred.

Councilmember Hytopoulos asked for a report on fireworks regulations and enforceability. City Manager King will bring back a report under a future City Manager's Report.

7) UNFINISHED BUSINESS

7.A Approve Ordinance No. 2021-21 Relating to Repealing Ordinance No. 2021-13 and Thereby Terminating Requirements Relating to Hazard Pay for Grocery Workers - Executive

[Cover Page](#)

[Ordinance No. 2021-21 Relating to Repealing Ordinance No. 2021-13 Regarding Hazard Pay for Grocery Workers](#)

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

City Attorney Levan introduced the agenda item.

MOTION: I move to approve Ordinance No. 2021-21.

Deets/Carr: The motion carried 5 – 2.

AYES: Rasham Nassar, Joe Deets, Leslie Schneider, Michael Pollock, Christy Carr

NOES: Kirsten Hytopoulos, Brenda Fantroy-Johnson

ABSENT: None

ABSTAIN: None

7.B Approve Plastics and Waste Reduction Task Force Form and Appoint Councilmembers - Councilmember Deets

[Cover Page](#)

[Plastic and Waste Reduction Task Force.pdf](#)

Councilmember Deets introduced the agenda item.

MOTION: I move to approve the Plastics and Waste Reduction Task Force form.

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

MOTION: I move to appoint Councilmember Deets, Councilmember Hytopoulos, and Councilmember Schneider to the Plastics and Waste Reduction Task Force.

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

8) NEW BUSINESS

8.A Consider Approval of Bond Delegation Ordinance No. 2021-19 Relating to the Refunding of \$2.95 Million of 2011 Limited Tax General Obligation Bonds - Finance

[Cover Page](#)

[Slides_for_CC_07132021.pptx](#)

[Ordinance 2021-19 Bond Ordinance City of Bainbridge Island LTGO Ref Bond, 2021.docx](#)

[REF2011B\(BAINCITY\) Refund 2011 LTGO \(Bank Placement\) 5.17.21.pdf](#)

[SOE City of Bainbridge Island 2021 LTGO Refunding.pdf](#)

Finance Director Pitts provided a presentation on the agenda item.

MOTION: I move to approve Ordinance No. 2021-19 which authorizes the Finance Director, or the Deputy City Manager or City Manager in the absence of the Finance Director, as the City's designated representative and authorizes the designated representative to conduct the sale of bonds when the terms are deemed the most advantageous to the City.

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

8.B Consider Process for Addressing Kitsap County-owned Tax Title Properties - Public Works

[Cover Page](#)

[Tax Title Properties PW Staff Memo.docx](#)

Public Works Director Wierzbicki introduced the agenda item, and Council discussed the topic.

MOTION: I move to direct the City Manager to develop a policy for the purchase of tax title properties in general.

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

MOTION: I move to direct the City Manager to move forward with the purchase of the subject Kitsap County tax title land.

Carr/Fantroy-Johnson: The motion carried 6 – 1.

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

NOES: Kirsten Hytopoulos

ABSENT: None

ABSTAIN: None

Councilmember Schneider moved to amend the motion to require the parties to meet to find a solution prior to the City purchasing the parcel. The motion failed for lack of a second.

8.C Consider Proposal to Purchase "Reflections" Artwork for \$11,500 and Authorize the Associated Expenditure from the Public Art Subfund - Public Art Committee

[Cover Page](#)

[Reflection Purchase Proposal Revised for CC 07132021](#)

[Public Art Subfund Update as of June 30, 2021 \(preliminary\)](#)

Mayor Nassar introduced agenda item. Denise Stoughton, Public Art Committee, provided a presentation on the proposed purchase.

MOTION: I move to authorize the City Manager to negotiate and execute an agreement for the purchase of the artwork "Reflections" and to authorize expenditure of \$11,500 from the Public Art Subfund.

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

8.D Consider Confirmation of Recommended Appointments to the Environmental Technical Advisory Committee - Council

[Cover Page](#)

[Frazer - ETAC \(Redacted\).pdf](#)

[Gander - ETAC \(Redacted\).pdf](#)

[Harmon - ETAC \(Redacted\).pdf](#)

[Kossik - ETAC \(Redacted\).pdf](#)
[Kratzer - ETAC \(Redacted\).pdf](#)

Mayor Nassar introduced the agenda item.

MOTION: I move to forward for approval with the July 27, 2021, Consent Agenda confirmation of the recommended reappointment to the Environmental Technical Advisory Committee of Charlie Kratzer to Position 3 through June 2024.

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

MOTION: I move to forward for approval with the July 27, 2021, Consent Agenda confirmation of the recommended appointment to the Environmental Technical Advisory Committee of Malcolm Gander to Position 4 through June 2024.

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

MOTION: I move to forward for approval with the July 27, 2021, Consent Agenda confirmation of the recommended reappointment to the Environmental Technical Advisory Committee of Dylan Frazer to Position 7 through June 2023.

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

MOTION: I move to forward for approval with the July 27, 2021, Consent Agenda confirmation of the recommended appointment to the Environmental Technical Advisory Committee of Brian Harmon to Position 9 through June 2024.

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

9) COUNCIL DISCUSSION

9.A Consider Removal of Councilmember Message from COBI Connects Cover Page

Mayor Nassar introduced the agenda item.

MOTION: I move to direct the City Manager to remove the Councilmember message from COBI Connects.

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

10) COMMITTEE REPORTS

Councilmember Deets provided an update on Kitsap Transit, Kitsap Emergency Management Council, and Kitsap Regional Coordinating Council.

11) FOR THE GOOD OF THE ORDER

Councilmember Deets mentioned his experience with the PINGO ride-sharing app.

12) ADJOURNMENT

Mayor Nassar adjourned the meeting at 8:50 p.m.



Rasham Nassar, Mayor



Christine Brown, CMC, City Clerk