

SPECIAL/REGULAR CITY COUNCIL MEETING
FEBRUARY 5, 2014

ITEMS DISCUSSED

1. EXECUTIVE SESSION: CURRENT LITIGATION RCW 42.30.110(1)(i)
2. CALL TO ORDER / ROLL CALL
3. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE
4. CITY MANAGER'S REPORT
5. PRESENTATION: UPDATE ON 2013 GREEN POWER CHALLENGE, AB 13-015 – EXECUTIVE
6. STAFF INTENSIVE
 - A. RESOLUTION NO. 2014-01, AUTHORIZING PURCHASE OF GREEN POWER, AB 13-015 – EXECUTIVE
 - B. MARIJUANA REGULATION POLICY DIRECTION, AB 13-136 – PLANNING/LEGAL
 - C. POLICE VEHICLE PROCUREMENT, AB 14-022 – PUBLIC WORKS/POLICE
 - D. ORDINANCE NO. 2014-09, TOWN AND COUNTRY MARKETS, INC. RIGHT-OF-WAY VACATION, AB 14-017 – PUBLIC WORKS
 - E. ORDINANCE NO. 2014-10, RELATING TO REGULAR MEETINGS OF THE CITY COUNCIL AND AMENDING BAINBRIDGE ISLAND MUNICIPAL CODE SECTION 2.04.010, AB14-025 – EXECUTIVE
7. COUNCIL DISCUSSION
 - A. PROCLAIMING MONDAY, FEBRUARY 24, 2014 AS ROTARY CLUB OF BAINBRIDGE ISLAND DAY, AB 14-024 – MAYOR BLAIR
 - B. RESOLUTION NO. 2014-04, APPROVING THE PROPOSED SETTLEMENT OF THE REMAINING ISSUES IN THE ADMINISTRATIVE APPEAL OF THE 2013-2018 NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PHASE II PERMIT [ADDED]
8. COMMITTEE REPORTS
9. REVIEW OF UPCOMING COUNCIL MEETING AGENDAS
10. FOR THE GOOD OF THE ORDER
11. ADJOURNMENT

1. EXECUTIVE SESSION: CURRENT LITIGATION RCW 42.30.110(1)(i) 6:30:45 PM

Deputy Mayor Tollefson called the meeting to order and then adjourned to executive session with legal counsel in the Planning Conference Room to discuss current litigation under RCW 42.30.110(1)(i). The recording system was turned off and the door to Council Chambers was posted.

2. CALL TO ORDER / ROLL CALL 7:03:36 PM

Deputy Mayor Tollefson called the meeting to order at 7:03 pm. He announced that no action was taken in Executive Session. Councilmembers Blossom, Roth, Townsend, Ward, and Deputy Mayor Tollefson were present. Mayor Blair and Councilmember Bonkowski were absent and excused. Court Clerk Rose monitored the recording of the meeting and prepared the minutes.

3. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE 7:04:06 PM

City Manager Schulze suggested adding Resolution No. 2014-04 under No. 7, Council Discussion.

***MOTION:** I move we accept the agenda as amended.*

***WARD/TOWNSEND** – Motion carried unanimously, 5-0.*

There were no conflicts of interest disclosed.

4. CITY MANAGER'S REPORT

There was no report.

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5. PRESENTATION: UPDATE ON 2013 GREEN POWER CHALLENGE, AB 13-015 – EXECUTIVE 7:05:30 PM

Heather Mulligan, PSE Green Power Manager, presented the update using a PowerPoint presentation on programs and goals. There was a presentation of the \$20,000 grant from PSE in recognition of Bainbridge Island meeting and exceeding its goal for net new customers, thanks in large part to the efforts of Sustainable Bainbridge. The grant is to be used toward a solar project for the Community Center.

6. STAFF INTENSIVE

A. RESOLUTION NO. 2014-01, AUTHORIZING PURCHASE OF GREEN POWER, AB 13-015 – EXECUTIVE 7:10:53 PM

City Manager Schulze introduced the resolution and asked Council to consider approval and authorize the purchase of green power in an amount up to \$14,370.00 per year. Heather Mulligan responded to Council questions.

***MOTION:** I move to forward Resolution No. 2014-01 authorizing the purchase of Green Power to the February 19, 2014 Agenda.*

***TOLLEFSON/ROTH** – Motion carried unanimously, 5-0.*

7:20:33 PM Maradel Gale, Planning Commission, spoke to the issue of moving away from coal.

B. MARIJUANA REGULATION POLICY DIRECTION, AB 13-136 – PLANNING/LEGAL 7:23:58 PM

Planning Director Cook introduced the item regarding policy direction for permanent regulations pertaining to recreational marijuana facilities and medical marijuana (collective gardens). Director Cook spoke to her February 5, 2014 memorandum. Discussion followed covering various topics such as how it would be grown (indoor and greenhouse), restricted areas and which areas would be possible.

C. POLICE VEHICLE PROCUREMENT, AB 14-022 – PUBLIC WORKS/POLICE 7:34:21 PM

Police Chief Hamner spoke to the topic and described the vehicles and the surplus process for existing vehicles.

***MOTION:** I move that the City Council forward the Police Vehicle Procurement in the combined amount of \$122,036.70 to the February 12, 2014 City Council Consent Agenda.*

***WARD/TOWNSEND** – Motion carried unanimously, 5-0.*

D. ORDINANCE NO. 2014-09, TOWN AND COUNTRY MARKETS, INC. RIGHT-OF-WAY VACATION, AB 14-017 – PUBLIC WORKS 7:37:58 PM

Public Works Director Loveless introduced the ordinance which would vacate an alley located within Town & Country Markets, Inc. parking lot.

***MOTION:** I move that the City Council forward Ordinance No. 2014-09 to the February 12, 2014 City Council agenda for second reading of the ordinance and public hearing.*

***BLOSSOM/WARD** – Motion carried unanimously, 5-0.*

E. ORDINANCE NO. 2014-10, RELATING TO REGULAR MEETINGS OF THE CITY COUNCIL AND AMENDING BAINBRIDGE ISLAND MUNICIPAL CODE SECTION 2.04.010, AB14-025 – EXECUTIVE 7:40:12 PM

City Manager Schulze introduced the ordinance which would change the Council meeting dates to Tuesday. Council discussion followed regarding the availability of the City Attorney. It was suggested to change the language in the ordinance from meetings on Tuesdays to meetings on Mondays.

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MOTION: *Suggestion to change day to Monday.*

BLOSSOM/ROTH – Motion carried unanimously, 5-0.

MOTION: *I move that the City Council schedule Ordinance No. 2014-10 relating to the meeting date for regular meetings for the February 12, 2014, Consent Agenda.*

BLOSSM/WARD – Motion carried unanimously, 5-0.

7. COUNCIL DISCUSSION

**A. PROCLAIMING MONDAY, FEBRUARY 24, 2014 AS ROTARY CLUB OF BAINBRIDGE ISLAND DAY,
AB 14-024 – MAYOR BLAIR 7:51:31 PM**

Council decided that since Councilmember Bonkowski had requested the proclamation come forward, that it be moved to the next meeting in order for him to present it.

MOTION: *I move to table the item to next week.*

WARD/ROTH – Motion carried unanimously, 5-0.

**B. RESOLUTION NO. 2014-04, APPROVING THE PROPOSED SETTLEMENT OF THE REMAINING ISSUES
IN THE ADMINISTRATIVE APPEAL OF THE 2013-2018 NATIONAL POLLUTANT DISCHARGE
ELIMINATION SYSTEM(NPDES) PHASE II PERMIT [ADDED] 7:52:49 PM**

MOTION: *I move to put the item on the Consent Agenda next week.*

WARD/ROTH – Motion carried unanimously, 5-0.

8. COMMITTEE REPORTS 7:54:08 PM

Deputy Mayor Tollefson reported on Mayor Blair's and Councilmember Bonkowski's role as an ad hoc committee in drafting a job description for a committee to advise on the Waterfront Park project. It was discovered that the City was facing a deadline in getting the design to a point where we could apply for grant opportunities and they engaged the Design Review Board in assisting and looking at the design. There is a meeting scheduled for February 24 and March 31 after the 30% design is presented.

9. REVIEW OF UPCOMING COUNCIL MEETING AGENDAS 7:56:38 PM

- Rotary Proclamation added to 2/12/14 agenda as a discussion item.
- Add Resolution No. 2014-01, regarding Green Power, to the 2/19/14 meeting

10. FOR THE GOOD OF THE ORDER 8:04:02 PM

There were no items presented.

11. ADJOURNMENT 8:04:02 PM

The meeting adjourned at 8:04 PM.


Anne S. Blair, Mayor


Deborah Rose, Court Clerk