SPECIAL/REGULAR CITY COUNCIL MEETING
FEBRUARY 26, 2014

ITEMS DISCUSSED

1. EXECUTIVE SESSION: POTENTIAL LITIGATION (RCW 42.30.110(1)(i)), REVIEW THE QUALIFICATIONS OF AN APPLICANT FOR CITY EMPLOYMENT (RCW 42.30.110(1)(g)
2. CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE
3. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE
4. PUBLIC COMMENT
5. CITY MANAGER'S REPORT
6. UNFINISHED BUSINESS
   A. REVIEW WATERFRONT PARK/CITY DOCK 15% DESIGN, AB 13-025 – PUBLIC WORKS
   B. RESOLUTION NO. 2014-01, AUTHORIZING PURCHASE OF GREEN POWER, AB 13-015 – PUBLIC WORKS
   C. DONATION POLICY, AB 14-028 – EXECUTIVE
7. NEW BUSINESS
   A. HISTORIC PRESERVATION COMMISSION – MAYOR BLAIR
   B. PROCLAIMING MARCH, 2014 AS BRAIN INJURY AWARENESS MONTH, AB 14-035 – MAYOR BLAIR
   C. BIOSOLIDS HAULING AND DISPOSAL SERVICES, AMENDMENT NO. 2, AB 12-057 – PUBLIC WORKS
   D. [ADDED] DEPARTMENT OF ECOLOGY GRANT APPLICATION (AQUATIC LANDS GIS INFORMATION) – COUNCILMEMBER WARD
8. CONSENT AGENDA
   A. ACCOUNTS PAYABLE VOUCHER AND PAYROLL APPROVAL
   B. SPECIAL ADVANCE MEETING MINUTES, JANUARY 24, 2014
   C. ORDINANCE NO. 2014-09, TOWN AND COUNTRY MARKETS, INC. RIGHT-OF-WAY VACATION, AB 14-017 – PUBLIC WORKS
9. COMMITTEE REPORTS
10. REVIEW UPCOMING COUNCIL MEETING AGENDAS
11. FOR THE GOOD OF THE ORDER
12. ADJOURNMENT

1. CALL TO ORDER / EXECUTIVE SESSION: POTENTIAL LITIGATION (RCW 42.30.110(1)(i)), REVIEW THE QUALIFICATIONS OF AN APPLICANT FOR CITY EMPLOYMENT (RCW 42.30.110(1)(g)) 6:01:02 PM

At 6:01 PM, Mayor Blair called the meeting to order with Councilmembers Blossom, Bonkowski, Roth, Tollefson, Ward present. She then recessed the meeting to an executive session with legal counsel to discuss potential litigation and to review the qualifications of an applicant for City employment. Councilmember Townsend arrived during executive session. The recording system was turned off and the doors to the Council Chambers were posted.

2. ROLL CALL / PLEDGE OF ALLEGIANCE 7:00:38 PM

Mayor Blair reconvened the meeting at 7:00 PM with aforementioned Councilmembers present and indicated no action was taken during executive session. City Clerk Lassoff monitored the recording of the meeting and prepared the minutes. Everyone stood for the Pledge of Allegiance.

3. ACCEPTANCE OR MODIFICATION OF AGENDA / CONFLICT OF INTEREST DISCLOSURE 7:01:24 PM

Councilmember Ward requested a discussion of a potential grant application be added to New Business as Item 7D.

Councilmember Bonkowski moved to approve the agenda as amended, which was seconded by Councilmember Ward and unanimously approved, 7-0.

There were no conflicts of interest disclosed.

4. PUBLIC COMMENT 7:02:15 PM
7:03:25 PM Dave Henry commented on attending the Harbor Commission meeting, the Waterfront Park design and the tennis courts.

7:08:53 PM Ben Tate distributed photographs taken from April, 2012 through February, 2013 as he described a three-phase City Dock design proposal.

7:15:44 PM Kirsten Hytopoulos, Lynwood Center Road, read from a prepared statement regarding green power and PSE's reliance on coal. She urged the City Council to reconsider their decision and to commit to purchasing 100% of their power from green sources.

7:19:37 PM Sue Barrington, Madison Avenue, Waterfront Park Community Center Manager, spoke to the powerful resources at the Waterfront Park Community Center. She commented on their parking situation and giving our most vulnerable neighbors better access to programs and services.

7:22:25 PM Debbie Lester commented on the 15% percent Waterfront Park/City Dock design and shared photographs via an overhead presentation.

7:26:07 PM Dave Ullin, 230 Lovell SW, commented on a long house concept, keeping the park natural, having more moorage on the dock, and overlaying the muck on the beach.

7:29:53 PM Gloria Sayler, 16821 Agate Pass Road NE, endorsed earlier comments made regarding PSE and Waterfront Park. She urged City Council to keep a balance on all the constituencies for Waterfront Park.

5. CITY MANAGER'S REPORT 7:32:30 PM
City Manager Schulze shared his weekly report which included the March 5 co-hosted fire and police Public Safety Facility outreach meeting, Cave Avenue fire flow testing, Chilly Hilly event, project featured in Quest Northwest, severe weather shelter opening and the hiring of the Community Engagement Specialist, Kellie Stickney.

6. UNFINISHED BUSINESS
A. REVIEW WATERFRONT PARK/CITY DOCK 15% DESIGN, AB 13-025 – PUBLIC WORKS 7:35:10 PM
Public Works Director Loveless gave a PowerPoint presentation on the Waterfront Park/City Dock plan timeline. Councilmember Ward asked how much the project has cost so far and what will it cost to have it redone. Public Works Director Loveless said there are no additional costs at this point. Deputy Mayor Tollefson asked when the 30% design comes back, is the RCO grant based on that design or will there be a further design after that point. Public Director Loveless explained the 30% design is part of the master plan and some element of that plan will have to be formed into a project to apply for a grant. Councilmember Bonkowski commented on the timeline. Councilmember Ward asked about public input. Public Works Director Loveless understood the Design Review Board as one forum for public comment. Councilmember Townsend commented on inquiries regarding the scope and use of the dock. Deputy Mayor Tollefson commented on a Design Review Board meeting earlier in the week.

Public Works Director Loveless gave a brief overview of the Design Review Board's recommendations which included a singular cohesive vision in the 30% design – circulation - less of the zigzag formal stair pattern and more of a natural circulation; landscaping plan - tree removal and retention, lighting site furniture, natural play areas, historic and way-finding signage and reconsideration of the dumpster site; main gathering place – locating performance area 180 degrees from current plan to avoid the crowd looking into the sun, audience seating, proximity to existing restrooms, terraced versus flat space and potential locations for a food concession; cultural elements – trail linkages between other pathways, City Dock – concerns about congestion and multiple uses at the dock and looking for different approaches to separate or provide safety to motorized and non-motorized users; identifying and recognizing historic use of shoreline; exploring the shared use path coming from the ferry terminal over the foot bridge; 30% design should include built elements (park entry structure, shelters, cultural heritage, natural trail system, long house structure theme for picnic pavilion and natural play areas incorporated into the topography; improving the focal points of the paths and nodes as well as the entrances into the park and exploring a site-wide stormwater plan incorporating an educational theme).

Councilmember Bonkowski shared the ad hoc committee has met with staff regarding the recommendation and that the contractor did not think this was a major issue with respect to any kind of a redo however they asked that the City do a markup of the plan taking these items to paper. Mayor Blair commented on the recommendations and this City Council's consideration of what they know because of the master plan narrative and participation since the meetings in June to see if we have other comments to add and whether we are supportive of the recommendations. Deputy Mayor Tollefson said the meeting notes also include a catalog of public comment and he thought the Design Review Board's suggestions really do absorb those public comments. Councilmember Bonkowski believed that anything beyond the hockey stick dock moves us into a different direction.

Councilmember Ward commented on eliminating the switchbacks, going with the hockey stick dock, not eliminating a significant amount of parking around the Waterfront Park Community Center and suggested a large gazebo versus an open multi-use performance space placed in a different location. Deputy Mayor Tollefson agreed the design seen so far does not tell us much about it but we should remember it is located where it is now with an eye towards capitalizing on the potential building of a boathouse. Mayor Blair said the Design Review Board recommendations incorporate not only the comments brought up at their meeting but also the comments raised since last June and extended through a series of public meetings in January. She asked whether City Council was collectively supportive of adding comments raised tonight to the Design Review Board recommendations. Councilmember Bonkowski asked the City Manager to find out if there is a possibility of changing the location of the boat launch ramp as well as modifying restrooms in the community center to allow accessibility from the park. Mayor Blair noted there was consensus to move forward with the Design Review Board recommendations and comments made this evening regarding focusing on the hockey stick dock and width to accommodate multiple uses, exploring circulation alternatives, importance of parking at the community center, consider an open performance space, look into fixed points (boat launch, restrooms). Public Works Director Loveless was concerned about what to tell the consultant particularly regarding whether the project design is with or without the boat launch. City Manager Schulze asked for clarification regarding the performance area as he heard two conflicting opinions. Councilmember Bonkowski suggested giving the Design Review Board the freedom to decide based on their design view where the performance space is located.

B. RESOLUTION NO. 2014-01, AUTHORIZING PURCHASE OF GREEN POWER, AB 13-015 – PUBLIC WORKS 8:23:23 PM

City Manager Schulze introduced the item and explained the amendments made were based on City Council input. Councilmember Bonkowski was comfortable with the resolution as it represents what the island is doing and adding some from a leadership position. Deputy Mayor Tollefson pointed out when City Council first discussed this, there were opinions on both ends of the spectrum and what we have come up with is a compromise that properly indicates our interest in the issue and our support for it in an appropriate way. Mayor Blair said she liked that City Council would be reviewing funding levels on an annual basis. Councilmember Ward also supported the proposed funding level. Councilmember Townsend said he was comfortable with the compromised position and if it is renewed in future years, it could almost be presented as a matching grant and an opportunity for future expansion.

8:27:37 PM ***MOTION:*** *I move the City Council approve Resolution No. 2014-01, Authorizing the Purchase of Green Power.*
BONKOWSKI/WARD *– Motion carried unanimously, 7-0.*

C. DONATION POLICY, AB 14-028 – EXECUTIVE 8:27:57 PM

City Manager Schulze explained this item was reviewed at the February 19 meeting and, as a result of that discussion, staff has incorporated changes into the draft. Deputy Mayor Tollefson noted a typo in the recommended action, which should read….Design Review Board review, and recommend~~ations of~~ amenities…

> ***MOTION:*** *I move the City Council approve the Donation Acceptance Policy and request Design Review Board review and recommend~~ations of~~ amenities to be included in Appendix B.*
> *TOWNSEND/WARD – Motion carried unanimously, 7-0.*

7. NEW BUSINESS

A. HISTORIC PRESERVATION COMMISSION – MAYOR BLAIR 8:30:22 PM

Mayor Blair indicated information on the nominees was distributed during executive session. She introduced her recommendation for the appointment of James Forsher and the reappointment of Dave Williams to the Historic Preservation Commission. She explained both applicants were interviewed by Councilmember Bonkowski and herself. She asked that Mr. Forsher be appointed to complete the term for Position 2 which expires this coming June and that Mr. Williams' be reappointed to Position 7 which expires on June 30, 2016. *Councilmember Ward moved to approve the nominations, which was seconded by Councilmember Roth and unanimously approved, 7-0.*

B. PROCLAIMING MARCH 2014 AS BRAIN INJURY AWARENESS MONTH, AB 14-035 – MAYOR BLAIR 8:32:00 PM

Suzanne Griffin thanked the City Council and shared new developments regarding brain injury. Mayor Blair read the proclamation. City Clerk Lassoff presented Ms. Griffin with the proclamation.

8:37:17 PM ***MOTION:*** *I move the City Council authorize you to sign the proclamation declaring March 2014 as Brain Injury Awareness Month.*
WARD/BLOSSOM *– Motion carried unanimously, 7-0.*

C. BIOSOLIDS HAULING AND DISPOSAL SERVICES, AMENDMENT NO. 2, AB 12-057 – PUBLIC WORKS 8:37:52 PM

Public Works Director Loveless introduced the item which requests approval of Amendment No. 2 to extend the current agreement for one more month while staff finalizes contractual language issues.

8:41:00 PM ***MOTION:*** *I move that the City Council approve Amendment No. 2 to the Biosolids Disposal Agreement in the amount of $6,833 per month extending the contract through March 31, 2014.*
BONKOWSKI/WARD *– Motion carried unanimously, 7-0.*

D. [ADDED] DEPARTMENT OF ECOLOGY GRANT APPLICATION (AQUATIC LANDS GIS INFORMATION) COUNCILMEMBER WARD 8:41:33 PM

Councilmember Ward explained he has been working closely with the Environmental Technical Advisory Committee and the remote sensing group from the School of Natural Resources located at the University of Washington to come up with a suggested monitoring program for the Shoreline Master Program. He explained they contacted him yesterday about the grant application and asked if they could submit it on behalf of the City. He noted no matching funds were needed. Mayor Blair asked whether there would be any procurement of services issues. City Manager Schulze indicated the potential of having the University of Washington do the work for us opens up the opportunity to do the work under an interlocal agreement if necessary. Deputy Mayor Tollefson felt there was no harm in applying and then finding out what is involved and decide if the grant is awarded.

8:46:00 PM ***MOTION:*** *I would make the motion that the City authorize the University of Washington to make an application for a DOE grant for developing and implementing an aquatic lands GIS system on our behalf to the Department of Ecology and keep us informed of the results.*
WARD/TOLLEFSON

Councilmember Roth asked who would be the grant recipient. Councilmember Ward indicated the City would be.

The motion carried unanimously, 7-0.

8. CONSENT AGENDA 8:46:55 PM

A. ACCOUNTS PAYABLE VOUCHER AND PAYROLL APPROVAL

Accounts Payable Void Manual Check Numbers 334875, 334946, 335062 and 335079, Manual Check Numbers 335089 through 335106, 2013 Regular Run Check Numbers 335107 through 335114, 2014 Regular Run Check Numbers 335115 through 335198 for a total $352,610.57. Retainage Release Check Number 116 for a total of $5,124.07. Direct Deposit Payroll Check Numbers 029722 through 029826, Regular Payroll Check Numbers 106545 through 106549, Vendor Payroll Check Numbers 106550 through 106559 and an Federal Tax Electronic Transfer for a total of $415,741.42.

B. SPECIAL ADVANCE MEETING MINUTES, JANUARY 24, 2014

C. ORDINANCE NO. 2014-09, TOWN AND COUNTRY MARKETS, INC. RIGHT-OF-WAY VACATION, AB 14-017 – PUBLIC WORKS

MOTION: *I move we approve the Consent Agenda Items A through C: Item A. Accounts Payable Voucher and Payroll Approval; Item B. Special Advance Meeting Minutes, January 24, 2014; and Item C. Ordinance No. 2014-09, Town and Country Markets, Inc. Right-of-Way Vacation, AB 14-017.*
WARD/ROTH – *Motion approved unanimously, 7-0.*

9. COMMITTEE REPORTS 8:47:46 PM

Councilmember Bonkowski reported on the formation of Waterfront Park/City Dock Ad Hoc Committee last week consisting of Mayor Blair, City Manager Schulze, Public Works Director Loveless and himself. He introduced the Ad Hoc Committee formation request form, which contained a sunset date after groundbreaking. The form was approved as presented. He commented on a meeting he attended at the Kitsap Regional Coordinating Council regarding population and work forecast for 2040 and suggested the planning department take a good look at what the future is going to look like. Mayor Blair thought it would be helpful to have both committee liaisons and commission reports submitted in writing and included in the agenda packet. Councilmember Bonkowski suggested taking an agenda and annotating it.

10. REVIEW UPCOMING COUNCIL MEETING AGENDAS 8:58:06 PM

City Manager Schulze reviewed the March 4 study session agenda. Councilmember Bonkowski asked if next week was too soon to receive copies of other ordinances on the use of sidewalks. City Manager Schulze replied the topic was scheduled for April 7. There was consensus to add a discussion of Council Chamber technology to a future meeting. Councilmember Bonkowski noted in order to apply for Waterfront Park grants, we have to have an approved Shoreline Master Program, and he did not see a trace of the SMP listed on the calendar yet. City Manager Schulze indicated staff discussed the topic late this afternoon and the plan is to have the schedule laid out for next week's meeting.

11. FOR THE GOOD OF THE ORDER 9:05:42 PM

Councilmember Blossom commented that a movie coming out called "Non Stop" with Liam Neeson credits a former Bainbridge Island resident, Ryan Engle, as one of the screen writers. Mayor Blair commented on the community calendar which is now being shown during executive session. She asked City Council whether she could submit a letter to Senator Rolfes requesting her support and favorable vote on Senate Bill 2368 (Consolidated Homeless Grant Programs) which she received consensus to do so. She indicated since City Council meetings have been moved to Monday, agenda packets should be ready on Thursday by noon.

12. ADJOURNMENT 9:09:03 PM

The meeting adjourned at 9:09 PM.

Anne S. Blair

Anne S. Blair, Mayor

Rosalind D. Lassoff

Rosalind D. Lassoff, City Clerk