

MINUTES SPECIAL/REGULAR CITY COUNCIL MEETING  
MARCH 22, 2006

Mayor Kordonowy opened the regular City Council meeting at 7:05 PM with Council members Knobloch, Llewellyn, Scales, Stoknes, Snow, Tooloee and Vancil present as well as City Administrator Briggs, Directors Konkel and Witt, Police Chief Haney, City Attorney McMurray, Planning Division Managers Hudson and Katai, Planner Sutton and Project Analyst McCoy. City Clerk Kasper monitored the tape of the meeting.

1. CALL TO ORDER
2. EXECUTIVE SESSION: Litigation
3. ADDITIONS/DELETIONS TO THE AGENDA
4. PUBLIC COMMENT: (Limited to 15 minutes – Public may comment on any item on or off the agenda)
5. ORDINANCES: 2<sup>ND</sup> READING
  - A. AB 1004 ORDINANCE NO. 2006-04, PHASE II COMPREHENSIVE PLAN AMENDMENT AMENDING LU ELEMENT OS 5.2 & AB 0064 ORDINANCE NO. 2006-01, AMENDING BIMC 18.31.050, FORT WARD HISTORIC OVERLAY DISTRICT INCREASES IN DENSITY
  - B. AB 0835 ORDINANCES NO. 2006-06, 07, 08 & 09 WATER & SEWER AVAILABILITY REQUEST ORDINANCES & AB 521 RESOLUTIONORDINANCES: 1<sup>ST</sup> READING
  - C. AB 0121 ORDINANCE NO. 2006-14, AUTHORIZE HEARING OFFICER TO CONDUCT FINAL ASSESSMENT ROLL HEARINGS FOR LOCAL IMPROVEMENT DISTRICTS
6. CONSENT AGENDA: A. VOUCHER APPROVAL
  - B. NOTES COMMITTEE OF THE WHOLE MARCH 6, 2006
  - C. MINUTES REGULAR CITY COUNCIL MEETING MARCH 8, 2006
  - D. AB 0118 PROFESSIONAL SERVICE AGREEMENT, OTAK, INC. (SSWM GAP ANALYSIS) - \$35,000
  - E. AB 0117 PROFESSIONAL SERVICE AGREEMENT, PND CONSULTING ENGINEERS (WATERFRONT PARK DOCK INSPECTION) - \$11,265
  - F. AB 0895 CONTRACT AMENDMENT, BUCK & GORDON (LEGAL SERVICES) - \$25,000
  - G. AB 0119 PROFESSIONAL SERVICE AGREEMENT, DIANE SAWYER (HEARING EXAMINER ASSISTANT) - \$15,000
  - H. AB 0116 EQUIPMENT PURCHASE, RADAR READER BOARD (CONTINGENCY FUND REQUEST) - \$10,915.30
  - I. AB 0580 CONTRACTORS POLLUTION LIABILITY INSURANCE FOR PRITCHARD PARK & MEMORIAL (CONTINGENCY FUND REQUEST)
7. RESOLUTIONS: A. AB 0815 RESOLUTION NO. 2006-17, AUTHORIZING THE CITY TO SUBMIT GRANT PROPOSALS TO THE WASHINGTON STATE JOB DEVELOPMENT FUND IN SUPPORT OF WINSLOW TOMORROW
  - B. AB 0122 RESOLUTION NO. 2006-16, RATIFYING VARIOUS MOTIONS APPROVED BY THE CITY COUNCIL CONCERNING ACTIONS TO BE TAKEN IN RESPONSE TO A MARCH 8, 2006, DNS ISSUED BY THE WASHINGTON STATE FERRIES
8. RECESS:
9. NEW BUSINESS: A. CITY COUNCIL DIRECTED STUDIES: 1. AB 0112 BUILDING & DEVELOPMENT SERVICES STUDY; 2. AB 0114 STORM & SURFACE WATER STUDY
10. MEETING EXTENSION:
11. NEW BUSINESS (CONTINUED): A 3. AB 0115 BENCHMARKING STUDY
  - B. AB 0179 ADMINISTRATIVE PROCEDURE, SOUTH ISLAND SEWER CONNECTIONS
12. MAYOR'S REPORT:
13. CITY ADMINISTRATOR'S REPORT:
14. CITY COUNCIL COMMITTEE REPORTS: A. FINANCE COMMITTEE – AB 0808 OPEN SPACE PROPERTY IMPROVEMENTS
  - B. AB 0815 WINSLOW TOMORROW FINANCING PLANLAND USE COMMITTEE: A. T'CHOOKWAP PARK UPDATE
  - B. AB 0120 DSAY ASSESSMENT OF CITY/COOL PROPERTY (CONTINGENCY FUND REQUEST) - \$10,00

**1. CALL TO ORDER:** Mayor Kordonowy called the special meeting to order at 6:00 PM

**2. EXECUTIVE SESSION: Litigation**

Mayor Kordonowy announced the City Council will conduct an executive session until 7:00 PM, with legal counsel pursuant to RCW 42.30.110(1)(i) litigation and that no action is anticipated. The tape recorder was turned off, the door to City Council Chambers was posted, the Mayor, City Administrator Briggs, City Councilmembers, Legal Counsel Kaseguma and City Attorney McMurray moved to the Long-Range Planning Conference Room. Mayor Kordonowy reconvened the special meeting and opened the regular meeting at 7:00 PM with the aforementioned City Council members present. There was no action taken.

**3. ADDITIONS/DELETIONS TO THE AGENDA:**

Added to Resolutions: Resolution No. 2006-16, ratifying various motions approved by the City Council concerning actions to be

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taken in response to a March 8, 2006, DNS issued by the Washington State Ferries.

**4. PUBLIC COMMENT: (Limited to 15 minutes – Public may comment on any item on or off the agenda)**

Rachel Smith, 10897 NE Seaborn, stated Phase I of the Ferry maintenance facility improvement, includes work on the Trask pier; that the dedication should be fulfilled and the City should require that the project be treated as a whole and wait for the Attorney General's opinion to know its strengths. She urged the City to require the preparer of the EIS to report to the Planning Department.

Jessie Hey, 1163 Irene Pl, President of Bainbridge Island Concerned Citizens (BICC), stated the Council took the right path last evening with the motions made; that the laws are on books; that Washington State Ferries (WSF) needs to make repairs to the facility, however, was told by KPFF that Eagle Harbor is not the best location for the facility; that BICC & Reclaim Our Waterfront are trying to preserve Area A while WSF is looking for an exemption to add buildings to the area; that if AREA A is used Bainbridge Island will be the loser because the property will be taken out of the public domain.

Lois Andrus, Ferncliff, explained she is concerned about the amount of water being used; that the agenda bill suggests this is an administrative management process that will provide effective information, but it doesn't do that; that the City Administrator or Mayor would normally decide what should be done and asked "why is this being put into the City Council arena"; that a new water & sewer fee needs to be clearly understood by the City Council and the public before it is approved; that it appears Public Works can issue permits anytime they want; that it is essential to ensure every aspect be examined for legal implications, be thoroughly explained and checked for redundancies; and, that a policy should be developed regarding extension of water lines along with public discussion on growth.

Bill Gilbert explained his concerns have been addressed by Ms. Andrus.

Debbie Lester 127 Ihland Pl NE, stated that while attending the Pritchard Park celebration she thought about the ferry maintenance yard. She explained Jessie Hey & Rachel Smith fought for the 2 1/2 acres to be used for maritime purposes and that the property could be named after Millie & Walt Woodward and used as a park across from the Japanese-American Memorial.

Ted Hoppin, explained he was hired to produce a water color painting of T'Chookwap Park which is a beautiful place that would take very little to make useable. He urged the City Council not to transfer ownership of the property.

Jeb Thornburg, 172 Grow Avenue NW, architect for the Fort Ward Building No. 16 renovation representing the owner offered to answer any questions the City Council may have. He thanked the community and neighbors who have made the project better.

Kathy Blossom addressed the issue of the administrative procedure for South Island sewer connections. She explained that she and her husband Morrie made a substantial investment in 1997 to bring sewer to the south end. She stated she has concerns regarding the financial investment they made. She provided a history of the process used to purchase 23 connections for a mixed-use development at a cost of \$150,000 and to bring sewer service to Lynwood Center. She requested an appointment for discussion with staff.

**5. ORDINANCES: 2nd READING**

**A. AB 1004 Ordinances No. 2006-04, Phase II Comprehensive Plan Amendment Amending LU Element OS 5.2, AB 0064 & Ordinance No. 2006-01, Amending BIMC 18.31.050, Fort Ward Historic Overlay District Increases In Density**

Planner Sutton explained the purpose of proposed Ordinance No. 2006-04 is to amend Comprehensive Plan policy OS5.2, to clarify the density incentive to preserve historic Building 16, in the Fort Ward neighborhood to allow up to 8 dwelling units. She stated this text change also appears in Ordinance No. 2006-01, to ensure that policy OS5.2 is properly implemented. She recommended adding language outlining a fee in lieu provision to policy OS5.2 to address the meeting space discussion in the Land Use Element and going forward with phase II (the Comprehensive Plan Amendment must be taken up first). She explained the Planning Commission held a public hearing on both ordinances and recommended approval of both as amended. She stated City Attorney McMurray reviewed the ordinances and offered the following amended language to reflect the "fee in lieu" option: Upon approval by the City, the applicant may make a financial contribution toward a comparable community meeting space to be provided elsewhere in the Fort Ward neighborhood, in lieu of providing the space within Building 16. She explained the Planning Commission chose not to include the amended language in Ordinance No. 2006-04, because it felt the current language was satisfactory. She stated staff recommends using the alternative language and approving both ordinances.

There was discussion regarding the amended language, which reflects state law addressing voluntary payment; that the procedure for voluntary payment is located in the agenda packet on Pg. 19, 6B, iv; that municipal code section 18.31.050B, is more specific than the Comprehensive Plan; that the language should be clearly reflected in the code and in the Comprehensive Plan.

*Councilmember Tooloe moved to refer both ordinances back to the Land Use Committee and requested that Councilmember Vancil assist in drafting language amendments. The motion was seconded by Councilmember Stoknes and approved with Councilmembers*

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*Scales, Snow, Stoknes, Tooloee and Vancil in favor; Councilmembers Knobloch and Llewellyn opposed.*

**B. AB 0835 Ordinances No. 2006-06,07,08 & 09 Water & Sewer Availability Request Ordinances, AB 521 & Resolution No. 2006-13, Amending the Fee Schedule to Include An Administrative Processing Fee**

Director Witt explained a change has been made to Pg. 49, of Ordinance No. 2006-09, to delete “a place of business” in response to public comment; that the department has received favorable comments regarding the availability process. He stated resolution No. 2006-13, has been included in the packet to set the fee if the ordinances are approved.

Analyst McCoy stated this work needs to be done by staff, not management; that administrative procedures don’t need to go to the City Council; that the department does not get much information when applications are submitted and this process allows for more effective decision making; that this is a 2 tier system looking to grant binding commitment for a reservation that is limited for sewer or water capacity, and that at the end of 4 years, if the fee has not been paid, the applicant will lose the binding commitment; that when an applicant has paid the fee the binding commitment is theirs in perpetuity, and; that the City retains the binding commitment which runs with the parcel not the person.

Director Witt explained water rights can currently be sold with binding commitments, however, this process provides a better tracking System; that at present there is adequate water supply; that the tracking system will become more important in the future if the Water supply becomes inadequate.

Councilmembers discussed the fact that the ordinances make no policy changes; that the procedure establishes a limited term 4-year binding Commitment; that the \$50.00 fee to answer questions will lessen the amount of processing time for written requests; that language stating each application for water or sewer should be examined should be included in the ordinance; that a brochure explaining the process will be available as well as a “Frequently Asked Questions” document.

*Councilmember Stoknes moved to add “written requests for” information on agenda packet Pg. 56, 4A (1). The motion was seconded by Councilmember Knobloch. Director Witt explained written responses rather than written requests are the problem and suggested the proposed language be changed to “information requiring written response”. Councilmembers Stoknes and Knobloch agreed to the amendment. Director Witt proposed that the effective date of the ordinances should be 45 days from now to allow for completion of all procedures. The motion as amended to include the language “information requiring written responses” was unanimously approved.*

*Councilmember Stoknes moved to waive the 3<sup>rd</sup> reading and adopt Ordinances 2006-06, 2006-07, 2006-08, 2006-09 related to water and sewer availability requests and Resolution No. 2006-13, amending the fee schedule to include administrative processing fees and changing the effective date of the ordinances to 45 days from tonight. Councilmember Snow seconded the motion which was unanimously approved.*

**ORDINANCES: 1ST READING**

**C. AB 0121 Ordinance No. 2006-14, Authorize Hearing Officer to Conduct Final Assessment Roll Hearings for Local Improvement Districts**

City Attorney McMurray explained the Finance & Personnel Committee discussed the Ordinance on March 14 and unanimously recommended that it be forwarded to the City Council. He explained the ordinance will create a new code Chapter which authorizes a Hearing Officer to address the complexity of the assessment roll or other issues involved. He explained the committee recommends that the City Council accept the 1<sup>st</sup> reading of the ordinance and conduct the 2<sup>nd</sup> reading on April 12, 2006 and that the 3<sup>rd</sup> reading of the ordinance be waived on April 12, and approved.

There was discussion regarding adoption of the ordinance since it may conflict with prior discussions.

*Councilmember Snow moved that the City Council accept the 1<sup>st</sup> reading of Ordinance No. 2006- 14, and conduct the 2<sup>nd</sup> reading of the ordinance on April 12, at the regular City Council meeting with the recommendation that 3<sup>rd</sup> reading be waived at that meeting. The motion was seconded by Councilmember Knobloch and unanimously approved.*

**6. CONSENT AGENDA:**

- A. Voucher Approval
- B. Notes Committee of the Whole Meeting March 6, 2006
- C. Minutes Regular City Council Meeting March 8, 2006
- D. AB 0118 Professional Service Agreement, Otak, Inc. (SSWM Gap Analysis) - \$35,000
- E. AB 0117 Professional Service Agreement, PND Consulting Engineers, (Waterfront Park Dock Inspection) - \$11,265
- F. AB 0895 Contract Amendment, Buck & Gordon (Legal Services) - \$25,000
- G. AB 0119 Professional Service Agreement, Diane Sawyer (Hearing Examiner Assistant) - \$15,000

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- H. AB 0116 Equipment Purchase, Radar Reader Board (Contingency fund request) - \$10,915.30
- I. AB 0580 Contractors Pollution Liability Insurance for Pritchard Park and Memorial (Contingency fund request)

*Council Chair Scales read the titles of items contained on the Consent Agenda and moved to approve the consent agenda containing the aforementioned items. The motion was seconded by Councilmember Tooloe. Councilmember Vancil abstained from the vote on the minutes due to her absence from both meetings. The consent agenda was approved with Councilmembers Knobloch, Llewellyn, Scales, Snow, Stoknes and Tooloe in favor; Councilmember Vancil abstaining.*

**Voucher & Payroll Approval**

Vouchers audited and certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090, have been recorded on a listing that has been made available to the Council.

As of this date March 22, 2006, the City Council by unanimous vote does approve for payment those vouchers included in the above list and further described as follows: Prepaid check numbers 309089 through 309098 in the amount of \$2,188,011.45, regular run check numbers 309099 through 309224 in the amount of \$279,263.02 for a total amount of \$2,467,274.47, and Payroll check numbers consisting of Direct Deposit check numbers 0005437 through 0005568 in the amount of \$228,706.43; regular run check numbers 101768 through 101788 in the amount of \$30,584.22; vendor check numbers 101789 through 101800 in the amount of \$47,686.24, and Federal Tax Electronic Transfers in the amount of \$94,634.45 for a total amount of \$401,611.34.

**7. RESOLUTIONS:**

**AB 0815 Resolution No. 2006-17, Authorizing the City to Submit Grant Proposals To the Washington State Job Development Fund in Support of Winslow Tomorrow**

City Administrator Briggs explained the grant will fund infrastructure for Winslow Tomorrow and that a resolution expressing support is required as part of the grant process.

*Councilmember Scales moved to adopt Resolution No. 2006-17, The motion was seconded by Councilmember Knobloch.*

*Councilmember Tooloe proposed an amendment to the resolution in the 4<sup>th</sup> Whereas referring to 2005-42 correcting the number to 2005-44. He explained language appearing on the agenda bill and in the 4<sup>th</sup> Whereas, should be changed to be consistent with language contained in Resolution 2005-44, Section 2, regarding a conceptual work plan. Councilmember Vancil seconded the amendment. Council Chair Scales proposed removing the words "in principle" and to adopt the document as a conceptual work plan. Councilmember Tooloe accepted the amendment, which was unanimously approved.*

**B. AB 0122 Resolution No. 2006-16, Ratifying Various Motions approved by the City Council Concerning Actions to be Taken in Response to a March 8, 2006, DNS Issued by the Washington State Ferries**

*Councilmember Tooloe explained the purpose of the resolution is to ratify and reaffirm actions taken by the City Council last evening and moved to approve Resolution No. 2006-16. The motion was seconded by Councilmember Vancil. Councilmember Tooloe listed the following corrections, which should be made to the resolution: That the 1<sup>st</sup> and 2<sup>nd</sup> motions were seconded by Councilmember Snow and that Councilmember Vancil was the maker of the 3<sup>rd</sup> motion which he seconded. The motion as amended was unanimously approved. Councilmember Tooloe read the motions made last evening following executive session.*

**8. RECESS:**

Mayor Kordonowy adjourned the special/regular City Council meeting of March 22, 2006, for a 5-minute recess. The meeting resumed immediately following the recess with the aforementioned Councilmembers.

**9. NEW BUSINESS:**

**A. CITY COUNCIL DIRECTED STUDIES**

**1. AB 0112 BUILDING & DEVELOPMENT SERVICES STUDY**

Director Konkel explained the next 3 items contain the scopes for the studies requested during 2006 budget process. He stated he received written suggestions from Councilmembers Tooloe and Llewellyn and Director Witt. He stated staff concurred that FCSG should be awarded the study and that a final proposal will come to the Council at the 1<sup>st</sup> meeting in April. He read changes proposed by Councilmembers and Director Witt: Pg. 108 paragraph 1, clarification across all City departments not just Planning Department; add new task 3, assessment of the existing regime; under task 5, present progress report. to the City Council; request included that upon award of a study to a consultant clear direction and detail of how the study will be conducted should be discussed at a Committee of the Whole meeting.

Councilmembers discussed the number of City Council meetings needed to discuss the studies to which Councilmember Stoknes stated Tasks 1,2 & 3 don't warrant a meeting by the Council and that cost recovery objectives and the final report would require only 2 meetings; that during its retreat the Council discussed that Committee of the Whole meetings should be used sparingly; that 5.1

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should be changed to 2 meetings rather than 4; that the initial meeting should be at a Committee of the Whole meeting then managed with the appropriate committee and if the committee feels a Committee of the Whole meeting is required it can be scheduled; that reports should be kept at the committee level; schedule a Council meeting to launch each study and only schedule another meeting if the committee feels it is necessary; that 120 days is fine, however, consultants will be encouraged to complete the studies in a shorter time frame because of the amount of staff time involved. *Councilmember Stoknes asked that 5.1 be modified as follows and moved that a total of 2 meetings will be required with City Council. The first will be after section. 4.2, to formulate Cost Recovery objectives and a second upon submittal of final study results, in addition, presentations to the appropriate committee will be required for tasks 2 & 3. Councilmember Knobloch seconded the motion. The motion failed with Councilmembers Snow, Tooloee, Scales and Vancil opposed; Councilmembers Knobloch, Llewellyn and Stoknes in favor.*

*Councilmember Tooloee moved to approve the scope of the Building and Development Services Fund Fee Study (within 120 days) and direct staff to award the contract to the FCGS group. Councilmember Snow seconded the motion, which was unanimously approved. Councilmember Tooloee requested that the reference to \$45,000 be deleted from the agenda bill because the City will know the cost when the consultants meet with us. It was established during discussion that the Finance & Personnel Committee will discuss the BD&S study and the SSWM study will go to the Public Works/Transportation or the Finance & Personnel Committee.*

**2. AB 0114 STORM& SURFACE WATER STUDY**

Director Konkel referred to Pgs.113 & 114, stating Pg. 114, Paragraph 2, provides clarification to ensure the scope is not just a rate study to recover costs but looks at the structure of the SWM utility as it exists. He stated that an agreement with OTAK was approved this evening to conduct a SSWM Gap Analysis and that OTAK has requested that it be a respondent on the 2<sup>nd</sup> study; that he spoke with the consultant and will coordinate with the Public Works Utility Department.

Councilmembers made the following comments: That tasks 1 & 2 incorporate all capital costs and show cost comparisons, Pg. 114 & 115, Add a new task 3 to evaluate alternative structures and ask the City Council to select an alternative. Comment - on 116, task 5, presenting progress reports shown on Pg. 116, make consistent with the prior paragraph. Pg. 109, 2.3; that the study analyze and assign costs of political decisions and make sure the study characterizes the SSWM utility. Address the issue of property owners who have water from City property coming onto their properties, assess how the City and County justify any rate structure and whether there is a private benefit.

Director Konkel provided the names of firms of high stature: Parametrix, Kennedy Jenks, CH2MHILL, R W Beck, FCSG, and OTAK. In response to a question asked by Councilmember Vancil he answered the study has more to do with rates but considers all those items included in the scope which will be thoroughly studied and reviewed. He recommended that the study go to the Finance & Personnel Committee and that the study approved on the consent agenda should go to the PWTC.

**10. MEETING EXTENSION:**

*Councilmember Tooloee moved to extend the regular City Council meeting of March 22, 2006, until all business has been completed. Council Chair Scales seconded the motion, which was approved with Councilmembers Llewellyn, Scales, Snow, Stoknes and Tooloee in favor; Councilmembers Knobloch and Vancil opposed.*

**11. NEW BUSINESS (CONTINUED): A 3. AB 0115 BENCHMARKING STUDY**

*Councilmember Stoknes proposed that both the Benchmarking and Storm & Surface Water studies be moved forward. He moved to approve the scope of the Storm & Surface Water Study and direct staff to go forward with a procurement process. Councilmember Tooloee seconded the motion, which was unanimously approved.*

*Councilmember Stoknes moved to approve the scope of the Benchmarking Study. Councilmember Tooloee seconded the motion, which was unanimously approved.*

**B. AB 0179 ADMINISTRATIVE PROCEDURE, SOUTH ISLAND SEWER CONNECTIONS**

Director Witt explained it is necessary to develop a written policy clearly setting out the process to allow sewer capacity in the Lynwood Center area since the available connections do not adequately serve the needs. He stated there are adequate connections to serve the South Island Sewer LID participants, however, there are not enough connections to provide service to the failing septic systems located in the Lynwood Center area. He stated the process should also provide steps to avoid the creation of a secondary market for unused ERUs.

Councilmembers considered rearranging the order of the proposed priority list as it appears on Pg. 125 of the agenda packet; discussed adding to LID boundaries for residents with failing septic systems for which those residents would be charged a fee in lieu and not be added to the LID; the contract between the City and the Blossoms for ERUs; the capacity of Sewer District No. 7, and its intent that sewer connections will not be provided to increase density; that plans exist for future increase in capacity for Sewer District No. 7.

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Kathy Blossom requested additional service from the City stating the map (included in the agenda packet) illustrates pointedly our issue; that all areas in pink will receive connection ahead of the Lynwood Neighborhood Service Center which is the crux of our issue.

*Councilmember Vancil moved that the City Council accept the Public Works Administrative Procedure regarding the South Island Sewer with the following priority amendments to appear on Pg. 125: that policy No. 1 remain the same; that policy No. 4 become No. 2; that policy No. 2 become No. 4a,b,c,d & e; that policy No. 3 remain the same, and ; that policy No. 5 become No. 4. The motion was seconded by Councilmember Tooloe and unanimously approved.*

**12. MAYOR'S REPORT: Appointments:**

**1. AB 6304 HARBOR COMMISSION REAPPOINTMENT**

Mayor Kordonowy referred to agenda packet Page 137, stating it was an oversight that Bob Selzer was not reappointed and asked for City Council confirmation of his reappointment. *On motion by Council Chair Scales, second by Councilmember Tooloe, the reappointment of Bob Selzer was unanimously confirmed.*

**2. AB 0107 NON--MOTORIZED TRANSPORTATION ADVISORY COMMITTEE (NMTAC)**

Mayor Kordonowy explained she is nominating the following individuals as members of the NMTAC: Rick Hauptman & Jason King to serve three-year terms each, to expire on 12/31/08 and Leon Roberts to fill the term vacated by Mike Cox, which expires on 12/31/06. She stated she also wishes to reappoint Don Willott and Dennis Vogt to the NMTAC.

*Councilmember Stoknes moved to confirm Mayor Kordonowy's appointments of Rick Hauptman, Jason Kind and Leon Robert. and the reappointments of Don Willott and Dennis Vogt. The motion was seconded by Council Chair Scales and unanimously approved. Council Chair Scales stated Mike Cox did a great job on the NMTAC and thanked Don Willott and Dennis Vogt for their hard work and committment.*

Mayor Kordonowy announced the Puget Sound Regional Council, Vision 2020 meeting and dinner will occur March 30.

**13. CITY ADMINISTRATOR'S REPORT:**

City Administrator Briggs provided the following hiring update: The Public Works Department has hired one limited term engineer; that the Finance Department has hired 2 limited term accountants. She explained City Attorney McMurray has updated the City Council Work Plan board as of February. She requested that the City Council study the 2006 Project Work Schedule which is color coded and indicates the 3 phases for Winslow Tomorrow implementation: 1<sup>st</sup> phase - parking codes to Planning Commission in March; 2<sup>nd</sup> phase -CPA amendments; 3<sup>rd</sup> phase - Code Amendments (density far design guidelines & landscape requirements).

There was discussion of the timeline; that the Planning Commission will discuss Winslow Tomorrow at every meeting and its charge is to review and update the Comprehensive Plan which may extend to mid-June; that the goal for the 2<sup>nd</sup> phase is to be finished by year-end due to the amount of study and detail necessary; that a meeting will be scheduled for the City Council with the Planning Commission to make sure it is a coordinated effort.

**14. CITY COUNCIL COMMITTEE REPORTS:**

**FINANCE COMMITTEE: A. AB 0808 OPEN SPACE PROPERTY IMPROVEMENTS**

Director Witt explained this item addresses improvements proposed for Open Space Properties, was discussed at the Finance Committee meeting on March 15, 2006 with the Open Space Commission (OSC) and the Park District at which proposed funding allocations were recommended. He stated the City and Park District will divide work assignments.

*Councilmember Tooloe commended City staff, the OSC and Park District staff who worked for 3 or 4 weeks to draft the recommendations and moved to accept the Open Space funding allocations discussed in the agenda bill. Councilmember Stoknes seconded the motion.*

There was discussion regarding a resolution authored by Councilmember Llewellyn expanding the authority of the Open Space Commission; that the commission was formed with one task, which has been accomplished; that the resolution will allow the City Council to determine additional tasks for the commission to address; that the proposed resolution will be reviewed at the Land Use Committee meeting of April 3, which should include OSC members; that City Councilmembers, City Administration and OSC members have received a copy of the proposed resolution

*The motion made by Councilmember Tooloe was unanimously approved.*

**B. AB 0815 WINSLOW TOMORROW FINANCING PLAN**

Councilmember Tooloe stated following the Committee of the Whole meeting on March 6, it became clear that the Winslow Tomorrow Financing Plan raised significant policy issues to be addressed but also expressed strong support for Winslow Tomorrow and the need to move forward. He stated a proposal was developed by the Finance Committee and discussed with the Mayor who

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expressed support to go forward with what has been proposed. He explained Winslow Tomorrow projects are part of the CIP and that during the budget process the financing plan will be changed as needed.

In response to a question asked by Councilmember Snow, City Administrator Briggs stated some pieces are uncertain but will be worked out over time.

*Councilmember Tooloe moved to accept the proposal of the Finance and Personnel Committee to move ahead on the Winslow Tomorrow Projects and make sound choices. Councilmember Snow seconded the motion, which was unanimously approved.*

**LAND USE COMMITTEE: A. T'Chookwap Park Update**

Councilmember Llewellyn reported the committee met to discuss T'Chookwap Park with the Open Space Commission (OSC) regarding the recommendation to authorize the Mayor to transfer the park to the Park District, however, OSC has declined making a recommendation.

Connie Waddington, OSC, stated the commission is not calling this a recommendation and is still working on a draft, which will be sent to the City Council when consensus is reached. She explained an agenda bill will only be submitted if consensus is to transfer the park; that this issue will be discussed at the next Land Use Committee meeting.

There was discussion regarding the transfer of ownership to the Park District; that the City Council authorized the Administration to bring forward an agenda bill to surplus the park following public comment and a discussion of the criteria the City would use to surplus park property; that the information requested of the OSC is needed to make a comparison with the City Council agenda bill; that Director Lande and 3 Park District commissioners have informed the City of their support for the transfer; that the packet prepared by the Land Use Committee should contain all pertinent information; that this issue (the 2 agenda bills) will be discussed at the next City Council meeting; that the OSC be given attorney/client privileged information if it does not already have it.

**B. AB 0120 DSAY ASSESSMENT OF CITY/COOL PROPERTY (Contingency fund request) - \$10,000**

Councilmember Tooloe reported the City has been considering a proposal from Gale Cool to modify the 17-acre property owned by Mr. Cool into an estuary or prairie land of open space habitat that also includes 1,000 ft. of shoreline. He stated full economic value can be extracted from the property without developing it and that the first step is to engage a consultant in the amount of \$10,000.

*Councilmember Llewellyn moved that the Land Use Committee unanimously recommends that the City Council authorize the expenditure of no more than \$10,000 for hiring a consultant to determine the DSAY value range for the Cool property and the City's adjacent open space property, and appropriate funding from the contingency fund. Councilmember Tooloe seconded the motion.*

There was discussion during which Planner Morse explained DSAY deals with damaged property and that no City staff member has the expertise to conduct this investigation; that public funds can be used so long as there is public benefit; that the Land Use Committee should study this issue and address the concerns raised; that the project is a viable pilot project.

Mayor Kordonowy read the motion.

*Councilmember Snow moved to table the motion and send the DSAY Assessment back to the Land Use Committee for clarification. The motion failed for lack of a second. The original motion was approved with Councilmembers Knobloch, Llewellyn, Scales and Tooloe in favor; Councilmembers Snow, Stokes and Vancil opposed.*

**COMMUNITY RELATIONS COMMITTEE**

Councilmember Knobloch reported the HHH&S Council provided a presentation regarding formation of an "Aging in Place" steering Committee, the committee discussed the all-Island speed limit, defibrillators, has tabled consideration of the use of cell phones which have been prohibited on US Naval bases nationwide and the Noise Ordinance which will not be considered again until Summer.

**15. ADJOURNMENT:**

*The special/regular City Council meeting of March 22, 2006, unanimously adjourned at 10:30 PM.*

\_\_\_\_\_  
DARLENE KORDONOWY, Mayor

ATTEST/AUTHENTICATE:

\_\_\_\_\_  
SUSAN P. KASPER, City Clerk