

ITEMS DISCUSSED

1. CALL TO ORDER
2. WORKSHOP: CAPITAL FACILITIES PLAN
3. PRESENTATION: ETHICS BOARD
4. RECESS
5. ADDITIONS AND DELETIONS OF THE AGENDA
6. PLEDGE OF ALLEGIANCE
7. OATH OF OFFICE: CITY ADMINISTRATOR MARK DOMBROSKI
8. MAYOR'S REPORT
  - A. COMMUNITY FORESTRY COMMISSION APPOINTMENT: BOB CEDARWALL AB 08-0067
  - B. PLANNING COMMISSION APPOINTMENT: GARY PETERSON AB 07-0070
  - C. SERENITY HOUSE UPDATE
  - D. CITY OF BAINBRIDGE ISLAND/SUQUAMISH QUARTERLY MEETING UPDATE
9. PUBLIC COMMENT
10. CONSENT AGENDA
  - A. VOUCHER AND PAYROLL APPROVAL
  - B. SPECIAL/REGULAR CITY COUNCIL MEETING MINUTES JANUARY 23, 2008
  - C. HOSKINSON WATER TOWER, MILLIGAN CRANE COMPANY - \$1,200 AB 07-0054
  - D. PHIL WATKINS, PUBLIC AFFAIRS, PROFESSIONAL SERVICES CONTRACT - \$22,000 AB 08-0066
  - E. B.I. LODGING ASSOCIATION, BASIC MARKETING PROGRAM COMMUNITY SERVICE AGREEMENT - \$15,000 AB 07-0107
  - F. B.I. LODGING ASSOCIATION, ADVANCED MARKETING AND OPERATIONS PACKAGE, COMMUNITY SERVICES AGREEMENT - \$35,000 AB 07-0107
  - G. B.I. ARTS AND HUMANITIES COUNCIL, MARKETING ACTION PLAN (M.A.P.) COMMUNITY SERVICES AGREEMENT - \$35,000 AB 07-0107
  - H. HEALTH, HOUSING AND HUMAN SERVICES COUNCIL, 2007 ANNUAL REPORT AB 07-0009
  - I. KITSAP ECONOMIC DEVELOPMENT COUNCIL, 2007 ANNUAL REPORT AB 08-0065
  - J. BAINBRIDGE ISLAND ARTS AND HUMANITIES COUNCIL, 2007 ANNUAL REPORT AB 07-0008
  - K. BAINBRIDGE ISLAND DOWNTOWN ASSOCIATION, 2007 ANNUAL REPORT AB 007-0006
11. ITEMS OVER \$100,000
  - A. FIRE SAFETY SERVICE AGREEMENT, BAINBRIDGE ISLAND FIRE DISTRICT - \$180,000 AB 08-0063
  - B. WATERFRONT PARK RESTROOM CONSTRUCTION AWARD, NORTHERN CON-AGG - \$280,563.70 AB 5000-6
12. MEETING EXTENSION
13. ITEMS OVER \$100,000 (CONTINUED)
  - B. WATERFRONT PARK RESTROOM CONSTRUCTION AWARD, NORTHERN CON-AGG - \$280,563.70 AB 5000-6 (CONTINUED)
14. RECESS
15. ORDINANCES/1<sup>ST</sup> READING
  - A. ORDINANCE NO. 2008-06, LTGO 2008 BOND, QUAY APARTMENTS - \$4.2M AB 08-0061
  - B. ORDINANCE NO. 2008-07, QUAY APARTMENTS AGREEMENTS (REGULATORY AND GRANT) AB 08-0040
16. RESOLUTIONS
  - A. RESOLUTION NO. 2008-14, ESTABLISHING DEBT MANAGEMENT PROCEDURES AND POLICIES AB 08-0062
  - B. RESOLUTION NO. 2008-12, BOND REIMBURSEMENT AB 08-0052
17. UNFINISHED BUSINESS
  - A. WINSLOW WAY RECONSTRUCTION, HEERY CONTRACT BRIEFING
18. MEETING EXTENSION
19. UNFINISHED BUSINESS (CONTINUED)
  - A. WINSLOW WAY RECONSTRUCTION, HEERY CONTRACT BRIEFING (CONTINUED)
20. NEW BUSINESS
  - A. WATERFRONT PARK DOCK REPAIR, GRANT ACCEPTANCE AMENDMENT NO. 2 AND CHANGE ORDER NO. 1 - \$32,480.26 AB 5000-6
  - B. ENGINEERING ASSISTANCE FOR DEVELOPMENT REVIEW ACTIVITIES, PROFESSIONAL SERVICES AGREEMENT, OTAK - \$20,000 AB 08-0068

SPECIAL/REGULAR CITY COUNCIL MEETING  
APRIL 9, 2008

Councilmember Peters these items related to two potential awards from the lodging tax fund however some policy issues that have been raised. He indicated the lodging tax advisory committee was going to convene a meeting to address the items tomorrow. *He moved that items E and F be deferred to the next regular meeting on April 23, 2008 when LTAC would have had their meeting and would be in a position to advise council on approval. The motion was seconded by Councilmember Snow and unanimously approved 7-0.*

**11. ITEMS OVER \$100,000**

**A. FIRE SAFETY SERVICE AGREEMENT, BAINBRIDGE ISLAND FIRE DISTRICT - \$180,000  
AB 08-0063**

*Following a brief introduction by staff and the fire chief, Council Chair Knobloch moved to approve the funding in the amount \$180,000 for the fire safety services agreement and authorize the Mayor to sign the contract. The motion was seconded Councilmember Vancil and unanimously approved 7-0.*

**B. WATERFRONT PARK RESTROOM CONSTRUCTION AWARD, NORTHERN CON-AGG  
\$280,563.70 AB 5000-6**

*Following a brief introduction by staff, Councilmember Stoknes moved that the City Council approve the Waterfront Park Restroom Construction Award with Northern Con-Agg in the amount of \$280,563.70 and authorize the Mayor to executive the agreement. The motion was seconded by Councilmember Snow. Councilmember Stoknes indicated a citizen had raised an issue regarding irregularities in the bid process and wondered whether it would be cause not to award the bid. Director Witt replied a section regarding contractor qualifications was inadvertently left in the bid documents and it was determined to be immaterial to the award of this bid. City Attorney McMurray said the question was whether or not that particular specification was material or immaterial and it was really just an oversight on the part of the City to even have put it in the bid documents in the first place.*

Councilmember Brackett said things do happen however there is usually a formal opportunity for the bidder's to protest to which City Attorney McMurray replied he did not believe there was any bid protest at all.

Councilmember Franz wanted to know whether the City was hamstrung into this particular bid because there was a \$300,000 cap by the previous council. Director Witt replied the issue being raised has been considered immaterial to the lower bidder's qualifications to perform the work. He then explained what the City had requested from potential bidders. Councilmember Vancil had questions regarding the showers. Councilmember Brackett said the challenge for her was that with that requirement, the City may have potentially excluded contractors who may have wanted to bid but did not because they did not meet that requirement. City Attorney McMurray replied that would be an argument however factually people did who did not meet the bid requirement.

**12. MEETING EXTENSION**

*At 9:01 PM, Council Chair Knobloch moved to continue the meeting until 10:00 PM and that council take a 10 minute break after they finish items A, B and C under Items Over \$100,000. The motion was seconded by Councilmember Vancil and unanimously approved 7-0.*

**13. ITEMS OVER \$100,000 (CONTINUED)**

**B. WATERFRONT PARK RESTROOM CONSTRUCTION AWARD, NORTHERN CON-AGG  
\$280,563.70 AB 5000-6 (CONTINUED)**

Councilmember Vancil brought up earlier concerns regarding the showers. Mayor Kordonowy indicated the motion before council was to approve awarding the construction contract. Councilmember Stoknes thought it was a good idea to include an amendment to the motion that asks that either the showers be put in rough plumbed or coin operated as a change order. City Attorney McMurray replied the City was not in a position to come back and amend or change those bid specifications at this point. *After a brief discussion, Mayor Kordonowy called for the vote on the motion which was to approve the Waterfront Park Restroom Construction Award with Northern Con-Agg in the amount of \$280,563.70 and authorize the Mayor to execute the agreement. The motion was unanimously approved 7-0.*

**C. MEMORANDUM OF AGREEMENT, NATURAL RESOURCE DAMAGE ASSESSMENT (NRDA)  
SHORELINE RESTORATION PARTNER FUNDING AB 07-0040**

*Following staff introduction, Councilmember Brackett moved to approve and authorize the Mayor to executive an agreement with the Elliot Bay Trustee Council in a form substantially similar to the attached agreement for partner funding of shoreline restoration projects. The motion was seconded by Councilmember Stoknes and unanimously approved 7-0.*