

POULSBO CITY COUNCIL MEETING OF JANUARY 10, 2018

MINUTES

PRESENT: Mayor Erickson; Councilmembers Lord, McGinty, Musgrove, Stern, Thomas.

Staff: City Clerk Fernandez, City Prosecutor/Risk Manager Foster, Director of Engineering Kasiniak, Police Chief Schoonmaker, Deputy Chief Brown, IT Senior Technician Williamson.

ABSENT: Councilmember Nystul

MAJOR BUSINESS ITEMS

- * * * Presentation of Life Saving Awards
- * * * Approval of December 20, 2017, Council Meeting Minutes
- * * * Ordinance No. 2018-01, Banning Puppy Mills
- * * * Ordinance No. 2018-02, Sewer Rate Ordinance
- * * * Lobbyist Contract
- * * * State of the City Presentation

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Erickson called the meeting to order in the Council Chambers at 7:00 PM and led the Pledge of Allegiance.

2. AGENDA APPROVAL

Motion: Move to approve the agenda as presented.

Action: Approve, **Moved by** Stern, **Seconded by** McGinty.

Motion carried.

3. COMMENTS FROM CITIZENS

Betty Bos spoke regarding pedestrian safety in Poulsbo and wants to know what the City Council can do to rectify the problems in Poulsbo.

Zane O'Keefe said the City needs aggressive traffic enforcement, lighted sidewalks, and better signage. People don't look. She calls on the police department to do a survey on the epidemic of pedestrian accidents in Poulsbo.

4. MAYOR'S REPORT AND COUNCIL COMMENTS

Councilmember Thomas reported Court Administrator Baker retired and the City had a nice gathering for her this week. He commented regarding the recent pedestrian accidents and said that the Mayor reported these accidents are on-going investigations, so the City cannot delve into the details until the investigations are completed. He wanted to assure the citizens that the City Council always has the safety of citizens at the foremost when they create policy. In the meantime, he recommended pedestrians make eye contact with drivers and wave to get their attention. That connects the pedestrian and the driver. It is not a requirement, but a step one can do to ensure their own safety. As for drivers, he reminded them they are driving massive, fast vehicles that can be deadly. They have the responsibility to drive safely. Drivers need to slow down, scan the road, and yield to pedestrians in crosswalks. This is not going to solve all problems, but it is one step we can all take to keep ourselves safe.

Councilmember Musgrove said the Council hears a lot from the citizens of Poulsbo, and that the Council has committees that filter these issues. The committee system works very well, and is used as a research and learning tool. Crosswalk safety is currently being considered at the Council committee level. Committee meetings are open to the public, and in a limited format, the public can engage with comments or questions.

Councilmember Stern said the Council hears the public and their concerns. His personal impression about Poulsbo is people have a feeling of safety due to the friendliness of the City, with many people giving up the right-of-way. The sense of having extra care can be misleading. He said City staff will be working with the Mayor for next steps, and the Council committees will be looking at options. The jury is still out on the final approach.

Councilmember McGinty said Public Works Committee had a general discussion on pedestrian safety at tonight's meeting. They take everyone's concerns very seriously. He noted every action has a reaction. The traffic engineers are reviewing options and what their consequences would be.

Mayor Erickson said whenever a death happens, it is tragic, and we have to do self-inspection of why it occurred. She said the City must wait for the state patrol report to find out what happened. Changes cannot be made in a cavalier or capricious way. A lot of the things that have been suggested can have negative consequences. For example, the City of Seattle abandoned their crosswalk flag program, because it made pedestrians feel more empowered and it did not keep them safe. The City has to make sure it takes the right approaches, and it is conscientiously working to keep people safe in Poulsbo.

Mayor Erickson reported the Poulsbo Historical Society has a new campaign to expand the museum on Front Street, and February 13 the Kitsap Humane Society has an adoption center at City Hall.

a. Presentation of Life Saving Award

Police Chief Schoonmaker presented Life Saving Awards to Gerry Mclain, Jacqueline Hatsenbuehler, and Elizabeth Murray, for responding to Gary Day's medical emergency on November 6, 2017, at the North Kitsap Community Pool.

5. **CONSENT AGENDA**

Motion: Move to approve Consent Agenda item a.

The items listed are:

- a. Approval of December 20, 2017, Council Minutes

Action: Approve, **Moved by** McGinty, **Seconded by** Stern.
Motion carried.

6. **BUSINESS AGENDA**

a. **Ordinance No. 2018-01, Banning Puppy Mills**

Councilmember Stern reported the Public Safety/Legal Committee took this issue on after receiving phone calls, emails, and citizen comments. The Committee met with the concerned citizens group and City staff to consider drafting this proposed legislation. The committee is pleased to present and recommend the approval of the proposed ordinance.

Prosecuting Attorney/Risk Manager Foster presented the agenda summary, noting this ordinance serves to prohibit the retail sale of cats and dogs which come from large scale, commercial breeding facilities, commonly known as "puppy mills" and "kitten mills". Such facilities often provide inadequate care of the animals, raising them in inhumane conditions leading to health and behavioral issues. These conditions result in not only the direct impact on the animals raised in them, but also impact consumers who may unknowingly purchase the animals through retail sales. The prohibition in this ordinance does not include animal rescues, shelters, individuals who occasionally sale animals they have produced or raised, and/or small-scale breeders. It also requires that pet shops engaged in the retail sale of animals maintain records of, and display on each cage, the name and address of the animal shelter or rescue that each dog or cat were obtained from. A violation of this ordinance is a civil infraction with a two hundred and fifty dollar fine pursuant to PMC 6.01.300(A).

Councilmember McGinty said it was a great experience working with this group on the ordinance. He said this was a proactive approach to get ahead of the problem before it comes up in the City.

Councilmember Lord thanked the Public Safety Committee for tackling this problem. The Council heard the citizens' concerns and really wanted take action. It is heart-warming to know we got ahead of the issue. She is proud of the committee's and citizens' hard work.

Motion: Move to approve Ordinance No. 2018-01 of the City of Poulsbo, Washington banning the sale of dogs and cats bred and raised at "puppy mills" or "kitten mills" and creating a new section 6.11 of the Animals Chapter of the Poulsbo Municipal Code.

Action: Approve, **Moved by** McGinty, **Seconded by** Lord.
Motion carried.

b. Ordinance No. 2018-02, Sewer Rate Ordinance

Director of Engineering Kasiniak presented the agenda summary, noting in the process of applying the rates for previously adopted Sewer Rate Ordinance No. 2017-23 an error was discovered. The new ordinance corrects the errors found. As previously presented, the 2018 rate increase for sewer remains 3% for CPI and a 2% planned rate increase.

In response to Councilmember McGinty, Director of Engineering Kasiniak said the two percent increase is in effect for January, and the CPI increase of three percent will come in February. We were supposed to do both January 1, but the language was not correct in the ordinance in order to assess the CPI correctly.

Councilmember Musgrove reported the Public Works Committee reviewed this and noted it was correcting a mistake, with a small fractional percent. The committee recommends approval as presented.

Motion: Move to approve Ordinance No. 2018-02, an ordinance of the City of Poulsbo, Washington relating to the municipal water, wastewater, and stormwater utilities; amending various subsections of Section 3.12.100 entitled "Utilities-Schedule of Assessments, Rates, Fees and Charges for Certain Utilities", providing for severability, and establishing an effective date.

Action: Approve, **Moved by** Lord, **Seconded by** McGinty.
Motion carried.

c. Lobbyist Contract

Mayor Erickson presented the lobbyist contract with BMConsulting for \$26,000.

Councilmember Musgrove requested a definition of holistic legislative agenda and specific legislative agenda and how they relate to the state legislature, the County, and the City.

Mayor Erickson said an example of holistic things would be the body camera work and the letter of support for increasing fees for the police academy. The specific things would be a grant request for several million dollars for Noll Road or helping out the Historical Society's legislative appropriation request – specific Poulsbo projects.

Councilmember Musgrove asked if we wanted to increase the scope of work, would the City be able to do that with the existing contract. Mayor Erickson said the contract is all encompassing, and we can add more things.

Motion: Move to approve the contract with BMConsulting for lobbying services in an amount not to exceed \$26,000 and authorize the Mayor to sign the agreement.

Action: Approve, **Moved by** Thomas, **Seconded by** Stern.

Motion carried.

d. State of the City Presentation

Mayor Erickson gave a presentation on the State of the City. Presentation highlights included:

- Collection of neighborhoods
 - Olhava-College Market Place
 - Business revenue stable: College Market Place, through foreclosure, plans for a hotel: need of new ownership
 - Housing Kitsap apartment building
 - Retail is changing and challenging
 - Vista Park, YMCA is still on our radar
 - Olympic College and Western Washington University are expanding: cyber range with portables.
 - Vinland-Finn Hill
 - Westwood moving forward: welcome Century Communities

- Trail for connections
 - Finn Hill road improvements – July 2018
 - Sidewalk to Vinland Elementary
 - Shared use path-grant received
 - Benches
- West Poulsbo-Viking Avenue
 - Expansion of Fishline
 - Olmstead Nursery
 - Nelson House complete
 - 91-unit apartment building – Arendahl
 - Retail sales are up: the RVs have come home
 - Stormwater Park – waterfront park
 - One dollar house, fish Park grant, demo complete
- North Viking Avenue
 - Public Works site moving forward
 - Construction decant facility completed
 - Expansion of Mora Ice Cream, North Tool Rental
 - Edward Rose moving forward, expect to break ground next fall
 - Arco AM/PM Mini Mart
 - County surplus recycle center land sold
 - Summerset complete
- Highway 305 Corridor
 - Dog Fish Creek – Centennial Park – demolition of houses – 8th Ave Building will be complete this summer: Vibe Coworks, ChocMo move; Poulsbo’s new steak house
 - Forest Rock Lane: repaved this summer
 - The Village: next steps? Fishline move what should go in the old Albertson’s store?
 - Library owned by the Library
 - How does the change in retail affect our zoning
- Historic Downtown
 - The Pavilion with new benches, new roof and redesigned
 - Waterfront park – new bathroom installed
 - Poulsbo Historical Society: enlarging the Maritime Museum
 - City Hall property 75 unit apartment
 - Police Station as 25 apartments
 - New owners: Mike Brown and Sound West Group, vacancies beginning to fill

- Old Town – Quiet
 - Antonson Place – only 2 lots left
 - Winston Court – now moving forward
 - Shellfish harvesting Liberty Bay
 - CIPP project complete by summer
 - Stormwater work on 9th avenue
 - Traffic calming on Fjord
 - Soft armoring on Fjord to stop erosion
- Noll road, Lincoln, Caldart – East Poulsbo
 - Mountain Aire – 148 houses with a new 10-acre park/stormwater facility almost done
 - Crytal View, Languanet, Blue Heron
 - Morrow Manor – including a 1.25-acre park, beginning again
 - Noll Road in design phase: roundabout at Highway 305: Johnson Parkway discussing in Olympia January 18th
 - Cemetery reborn; how about a pavilion?
- Big Questions
 - Mental Health: Over 700 people helped – behavioral health specialist – grant renewed
 - Affordable housing: how do we create more?
 - Pedestrian safety: what is the plan?
 - Downtown parking: is there enough? If not, how do we create more?
 - Metropolitan Park District: paying for parks
 - Neighborhood streets: should we continue with the chip sealing?
 - Highway 305: how do we fix it?
 - Zoning: do we have enough land for economic growth?
 - Zoning: do we have enough land for public spaces?
 - How do we keep Poulsbo the town we love and let it grow?

Councilmember Stern calculated 771 new units of housing based on the presentation, which is approximately 1,850 new people. This would put our population at 12,360. According to the state formulas, our population allocation called for 14,500 by 2035. We are on a 10- or 15-year tear in front of that. That puts our growth rate at 20% in that shorter time period.

Mayor Erickson said when she talks about projects like Edward Rose, they will not build out immediately. Even if they start building in the next year, they will build for

5-6 years. The Westwood Crossing, Crystal View, and Languanet subdivisions are immediate. Blue Heron will take 18 months. We are out some ways, but we are exceeding the rate of growth for our population allocation. We have planned efficiently to handle that level of growth. We have the capacity for sewer and water. We are working hard on our roads. We are cognizant of where we are going, we are just going there a little faster than we anticipated. She doesn't know how to stop the people from coming here. It is a nice place to live, and affordable compared to Seattle. We have to figure out how to keep it the place we love, yet allow that growth to occur. There is no legal way to stop growth. She asked how do we grow and keep Poulsbo the same? Her theory is walking pathways, beautiful open public spaces, building in the amenities that people love about this community as growth occurs. The City has added 30 acres to Fish Park, is creating another whole new park on Viking Avenue, the downtown park has been upgraded, and every new subdivision coming in is creating their own parks. If they are going to develop and build things here, then we must demand excellence.

Councilmember Stern asked the Mayor to expand on impact fees.

Mayor Erickson said when someone builds a home, they have to pay \$3,200 for roads, \$1,170 for parks, \$1,100 for schools, and general facility hook up charges for water, sewer, and storm. These fees provide infrastructure for the growth. In other words, growth pays for growth. We take that money and put it back into the City's infrastructure. It gives certainty to the developers and makes sure when new people come they pay their fair share.

Councilmember Stern asked if the impact fees can affect building affordable housing.

Mayor Erickson said they are talking about getting a group of social investors together who are okay with taking a lesser return in order to provide a public benefit. She has talked with getting some of these people together and using that as seed capital for loans in order to build the affordable housing. Poulsbo has two affordable housing projects on the books right now (80-unit south of Fishline, and another building near Olhava). She has an expectation to get something like that done in the next couple of years.

Councilmember Musgrove asked for an outline of how the Growth Management Act (GMA) does not allow building lots of homes in certain areas.

Mayor Erickson said the GMA was passed in 1990 and it says that cities shall grow densely. Growth shall occur in urban centers and rural lands will not be developed. So, you cannot go out in the middle of Kitsap County and buy a ¼ acre lot and build a house on it. The growth is concentrated in cities, and the rural lands allows for a house on every 2.5-, 5-, or 10 acres. They are not allowed to subdivide. She doesn't believe the GMA is functioning very well in some respects. She thinks there will be

changes in the next couple of years to the GMA, because what is happening in Seattle is destructive.

7. COUNCIL COMMITTEE REPORTS

Community Services Committee Meeting: Councilmember Lord said they received a report on a Leadership Kitsap's project (Parks & Recreation Director McCluskey reported on a survey they are conducting); park project updates; and the committee is developing their 2018 work plan.

Public Works Committee: Councilmember Musgrove reported they discussed crosswalk safety status, received an update on a closure of Tolefson (one day closure for the CIPP project), sewer rate ordinance correction, and Bill Austin shared some ideas about the cemetery (construct a new pavilion).

8. DEPARTMENT HEAD COMMENTS

None.

9. BOARD/COMMISSION REPORTS

None.

10. CONTINUED COMMENTS FROM CITIZENS

Mayor Erickson asked for citizen comments; no comments were received.

11. MAYOR & COUNCILMEMBER COMMENTS

Councilmember Lord said she is excited about a new opportunity coming forward to appoint a new a councilmember. She encourages citizens to consider applying to be a council member.

Mayor Erickson is going to Olympia on January 18 to meet with WSDOT. The Chamber Gala is on the January 20, and the Lutefisk Dinner at Sons of Norway is January 28. The Board of County Commissioners meeting is February 12 at 5:30pm at Poulsbo City Hall.

Councilmember Stern said Bremerton is going through seven applications to make a decision on their council vacancy.

12. ADJOURNMENT

Motion: Move to adjourn at 8:53pm,

Action: Approve, **Moved by** McGinty, **Seconded by** Stern.
Motion carried unanimously.

Rebecca Erickson, Mayor

ATTEST:

Rhiannon Fernandez, CMC, City Clerk