

POULSBO CITY COUNCIL MEETING OF MARCH 20, 2019

MINUTES

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

Staff: City Clerk Fernandez, Director of Engineering Kasiniak, IT Manager Stenstrom.

MAJOR BUSINESS ITEMS

- * * * Payable Disbursements for February 2019
- * * * Approval of WRIA Operating Principles
- * * * Finn Hill Road Project Budget Amendment
- * * * Resolution 2019-04, Finn Hill Road Project

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

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

2. AGENDA APPROVAL

Motion: Move to approve the agenda as presented.

Action: Approve, **Moved by** Lord, **Seconded by** Garland.

Motion carried.

3. COMMENTS FROM CITIZENS

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

4. MAYOR'S REPORT AND COUNCIL COMMENTS

Councilmember Stern noted his absence from some council meetings; he has been attending meetings on behalf of the Association of Washington Cities (AWC) and the National League of Cities over in Washington, D.C. Next week, he will be attending the AWC Lobby Day with Mayor Erickson and Councilmembers McGinty and Musgrove. Mayor Erickson said they have asked for a legislative appropriation for the Noll Road Project and culvert replacement project.

Councilmember Thomas encouraged the public to attend the celebration of the installation of the replica Hyatt Pilot House at the Maritime Museum on Saturday, April 13, 3:00 p.m. He noted he is very interested in the SB 5812/HB 1797 concerning local

governments planning and zoning for accessory dwelling units. It is a preemption by the State over zoning that cities would normally do.

Councilmember Lord asked those attending the Lobby Day to discuss the issue of housing level 3 sex offenders and urge them to solve it. It is complicated and requires a state action to fix it.

Mayor Erickson shared a photo of the SR-305 at Johnson right now, and what it will look like after the project is complete. There are a series of meetings/open houses regarding the project: April 9, Suquamish Community House; April 10, Bainbridge Island City Hall; April 11, Poulsbo City Hall. She asked the Council to start thinking about what kind of artwork is going to be put in the middle of the roundabout. Councilmember Stern asked if this is the only double-lane roundabout the State is going to allow. Director of Engineering said there are theoretically two, this one and the one in front of the casino. Other roundabouts will be single lane or modified two-lane roundabouts.

Mayor Erickson announced the League of Women Voters is doing a summit on opioid abuse at Bremerton City Hall at 10:00 a.m. on Saturday morning. Little League opening day is also on Saturday, and the Poulsbo Historical Society Cod Fish Dinner is Saturday night. Tomorrow she is chairing the Affordable Housing Task Force at 10:15 a.m.

Councilmember Musgrove said regarding the roundabout art, he would like to see something big installed in that location. He also noted there is a small invasion of daffodils. He shared that he heard of a newly passed law that if you are prescribed opioids, that you are also prescribed the overdose medication for it. He said they need to stay on top of the state legislation.

Councilmember Garland said on Saturday, March 23, there are two town halls with Representative Appleton, Senator Rolfes, and Representative Hansen (Bremerton High School 10:00-11:30 a.m. and Bainbridge Island High School from 1:30-3:00 p.m.).

Councilmember McGinty reported on the tour the Council took of the new Arenal Apartments.

5. **CONSENT AGENDA**

Motion: Move to approve Consent Agenda item a.

The items listed are:

a. Payable Disbursements for February 2019

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

6. BUSINESS AGENDA

a. Approval of WRIA Operating Principles

Mayor Erickson reported legislation was passed after the Hirst Decision, that requires us to start tracking our fresh water resources. There is a concern about the capacity of the aquifer and our ability to have enough fresh water into the future; it needs to be decided how many wells can be drilled into the aquifer. The WRIA is made up of Kitsap County, Mason County, Pierce County, Puyallup Tribe, Skokomish Tribe, Squaxin Island Tribe, Suquamish Tribe, Port Gamble S'Klallam Tribe, City of Bremerton, City of Gig Harbor, City of Bainbridge Island, City of Poulsbo, Kitsap Public Utility District, Dept. of Fish & Wildlife, Dept. of Ecology, King County, Kitsap Building Association, Kitsap Conservation District, and the Great Peninsula Conservancy. They must create policies regarding the aquifer use and the water rights for this area. The first step is for the group to agree how the meetings will be conducted. The legislation says they must come to consensus for their decisions, which will be difficult. The meetings will last two years. This is important, because we get our water from deep water wells and we have an intertie with the KPUD. The KPUD gets most of their water from deep water wells in South Kitsap, where there is greater rainfall and the aquifers are more robust. It is important to figure out how this water is going to be used and how many wells are going to go in.

Councilmember Lord asked if they could they get a copy of the map. She wondered if it was an official watershed map. Mayor Erickson said she got the map from Kitsap County, and it is labeled WRIA 15.

Councilmember Lord asked what the definition is for "permit exempt domestic use". Mayor Erickson said it means personal wells.

Councilmember Lord asked if the committee will be talking about the unforeseen consequences of any comprehensive policy making on how it might impact personal wells. Mayor Erickson said they are no longer talking about net loss, they are talking about net benefit. She is not sure where this is going, but she knows we must protect our fresh water wells for Poulsbo. She will keep the Council informed as it goes along.

Councilmember Lord said she didn't see any members represented on the committee that had private well systems and wondered how they would have a voice. Mayor

Erickson said they will have public comment periods, and testimony will be taken from other groups not on the committee.

Councilmember Lord said it worries her when something like this will be all encompassing; it can have unforeseen consequences that we'll all have to live with and may come to regret. Mayor Erickson said that is why she is at the table. She will be very involved with what happens.

Councilmember Thomas said there is a benefit for the Mayor to be there to defend our water rights/system. He asked what the risk would be if the City does not sign the agreement. Mayor Erickson said it would make it more difficult for her to operate in the group and we would lose our voice.

Councilmember Musgrove said it is hard to deal with the outcome of the decision if they are not part of the group to determine part of our own fate. The City needs to be at the table to find out what is going on. He asked the Mayor to provide reports to the Council after each of the meetings.

Councilmember Lord said she understands that whatever the committee comes up with, the policy document is binding, whether you are at the table or not. Mayor Erickson said that was correct.

Councilmember Nystul said he is concerned when he reads the fine print of the document where it says any change in these agreements must be decided upon unanimously. He highlighted some of the ground rules and the decision process in the agreement.

Motion: Move to approve Watershed Restoration Enhancement Committee Water Resource Inventory Area (WRIA) 15 Operating Principles and authorize the Mayor to execute the agreement.

Discussion: Councilmember Musgrove said the Council needs to be ready to back up the Mayor on this committee when needed (the Council is responsible for policy). He thanked the Mayor for being on this committee. He would like to know what "reasonable" means in terms of this process.

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

Vote: Motion passed (**summary:** Yes = 6, No = 1, Abstain = 0).

Yes: Garland, Lord, McGinty, Musgrove, Stern, Thomas.

No: Nystul

Motion carried.

b. Finn Hill Road Project Budget Amendment

Director of Engineering Kasiniak presented the agenda summary, noting the City of Poulsbo is preparing for the construction phase of the Finn Hill Road Shared Use Path project. The Engineer's estimate necessitates a budget amendment to increase the budget capacity of the project to \$250,000 from traffic impact fees.

Councilmember Musgrove reported Public Works Committee reviewed this request. He asked when this project was originally approved by the Council. Director of Engineering Kasiniak said this project would have been approved at different phases, such as the comprehensive plan, then in the 6-Year TIP, and then meetings with PWC and presentations to the Council.

Councilmember Musgrove asked since the County is partnering with us, if there is an overage of funds, would we have to share that with the County. Director of Engineering said we use grant funding first, so nothing would go back to Kitsap County.

Motion: Move to approve the \$250,000 budget amendment to increase the budget capacity of the Finn Hill Road Shared Use Path project.

Action: Approve, **Moved by** Lord, **Seconded by** Musgrove.

Motion carried.

c. Resolution No. 2019-04, Finn Hill Road Project

Motion: Move to adopt Resolution No. 2019-04, a resolution of the City Council of the City of Poulsbo, Washington, authorizing a Local Agency Agreement with WSDOT for the Finn Hill Road Shared Use Path project and authorizing the Mayor to sign the agreement on behalf of the City.

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

Motion carried.

7. COUNCIL COMMITTEE REPORTS

Finance-Administration Committee: Councilmember Stern reported they received the budget in brief document (copies to be provided to the Council); they are looking at dates of when to discuss the executive office reorganization at a Council meeting; reviewed the draft Police Collective Bargaining Agreement.

The committee discussed supporting the WWU Small Business Development Center in Poulsbo. Councilmember Musgrove said they were looking at getting handle on costs and benefits to our population, he would like a briefing at EDC. It was mentioned the total annual cost could be around \$55K (shared by all partners) for a five-year minimum. The committee would like to allow the Mayor to indicate at an upcoming meeting that the City is giving this serious consideration for a substantial contribution and we want to be a major partner. The committee recommends allowing the Mayor to move forward informally. The Council concurred that there is an intent of the City to be a partner once more information is received.

Public Safety/Legal Committee: Councilmember McGinty reported they discussed the sex offender housing regulations; learned the new public defender starts April 1; heard Detective Shurick is retiring April 1 and Office Bogues was awarded by MADD for DUI enforcement; they received an update on the police drone program and the police accreditation process is moving forward (30% done); and they reviewed current litigation.

8. DEPARTMENT HEAD COMMENTS

Director of Engineering Kasiniak reported the SR-305 Technical Group meet two weeks ago and received a presentation from Parametrix regarding four side streets (Delate, Noll, Sol Vei & Tollefson) that they are suggesting need to be closed. They presented traffic counts showing very few cars that enter SR-305 from these roads. They are trying to eliminate left turns.

9. BOARD/COMMISSION REPORTS

Councilmember Musgrove reported he attended the Kitsap County seminar for affordable housing. They think there is a problem, offered suggestions on how we got here, and gave some potential cures that are not yet tested.

Councilmember Stern mentioned the accessory dwelling unit bill circulating at the state legislature. The state desires to get in front of the issue of affordable housing, but it preempts local decision making. He hopes the new Affordable Housing Task Force works towards shared goals, but not pre-emptive directives. Mayor Erickson said every jurisdiction needs to tackle this problem in their own way.

10. CONTINUED COMMENTS FROM CITIZENS

Rick Eckert said the North Kitsap School Board supports the Finn Hill project, and asked them to complete as much as they can before school starts. Regarding the streets and all of Noll, he asked they consider school buses when they design it.

11. MAYOR & COUNCILMEMBER COMMENTS

In response to Councilmember Stern, Mayor Erickson said some banners for WWU/OC have gone up around Finn Hill and Wal-Mart. They are smaller than preferred. If they are too small for SR-305, they can make them longer. Our colleges really need our support right now. Higher education is counter-cyclical. When jobs are abundant, people stop going to school. Councilmember Stern said if bigger banners are needed, maybe the smaller ones can be used in pedestrian areas.

Councilmember Nystul said the Community Orchestra concert is on Sunday afternoon.

Councilmember Lord said the "Seattle is Dying" video shared by the Mayor is rebroadcasting on Saturday at 10:00 p.m. on Channel 4. Councilmember Musgrove said the video is also on their website.

12. ADJOURNMENT

Motion: Move to adjourn at 8:18 p.m.,

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

Motion carried unanimously.

Rebecca Erickson, Mayor

ATTEST:

Rhiannon Fernandez, CMC, City Clerk